

MEETING OF MAY 11, 2004

(The meeting convened at 10:00 a.m. and adjourned at 11:11 a.m.)

PLEDGE OF ALLEGIANCE was led by Broward County Commissioner Lori Nance Parrish, District 5.

MOMENT OF SILENCE in memory of Angel Castillo, father of City Commissioner Angelo Castillo, city of Pembroke Pines and father-in-law of Lisa Castillo, Administrative Aide to Commissioner Scott.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Heather Nydick to the Commission On the Status of Women. (Commissioner Scott)
ACTION: (T-10:10 AM AM) Approved.
- B. MOTION TO APPOINT Mr. Bill Hensley to the Health and Sanitary Control Board. (Commissioner Wasserman-Rubin)
ACTION: (T-10:10 AM AM) Approved.
- C. MOTION TO RE-APPOINT Ellyn Walters to the Library Advisory Board. (Commissioner Eggelletion)
ACTION: (T-10:10 AM AM) Approved.
- D. MOTION TO RE-APPOINT Rosalind Osgood to the Alcohol and Drug Advisory Board. (Commissioner Eggelletion)
ACTION: (T-10:10 AM) Approved.



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

PUBLIC WORKS DEPARTMENT

OFFICE OF GENERAL SERVICES

REAL PROPERTY SECTION

2. **MOTION TO ADOPT** Resolution 2004-447 authorizing the conveyance by quit claim deed to the cities of Coconut Creek, Deerfield Beach and Hallandale Beach of various tax deed properties that are unbuildable and have escheated to Broward County for delinquent real estate taxes pursuant to Chapter 197.592 of the Florida Statutes; and authorize the Mayor and Clerk to execute deeds, and authorize recordation of same. **(Commission Districts 2, 8)**

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

OFFICE OF PROJECT MANAGEMENT AND CONSTRUCTION

CONSTRUCTION MANAGEMENT DIVISION



3. A. **MOTION TO APPROVE** first amendment to agreement between Broward County and Singer Architects, Inc., for consultant services for the Hollywood Community Library, increasing the contract's Optional Services amount by \$130,000; from \$50,000 to \$180,000; which increases the original agreement amount from \$341,250 to \$471,250; for design and document preparation, as requested and paid for by the City of Hollywood for City's requested second floor, with no change in contract time; and authorize the Mayor and Clerk to execute same. (Project No. 60X019902) **(Commission District 6)**

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

- B. **MOTION TO APPROVE** Work Authorization No. 4 in accordance with the agreement between Broward County and Singer Architects, Inc. dated February 26, 2002, to provide additional architectural and engineering services in the amount of \$106,775; as requested and paid for by the City of Hollywood under the terms of the amended interlocal agreement, and at a time period of 120 days; and authorize the Mayor and Clerk to execute same. **(Commission District 6)**

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

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

4. MOTION TO ADOPT Resolution 2004-448 accepting a bus shelter easement, at a nominal cost of \$1 to the County, executed by Margate Partners, L.L.C., for bus shelter purposes for Coconut Creek Parkway (State Road 814), located at the southeast corner of the intersection with State Road 7. **(Commission District 2)**

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

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

5. MOTION TO DIRECT County Attorney's Office to draft an Ordinance to amend Chapter 15, Article XII of the Broward County Health Facilities Authority Section 15-176(j) and 15-181(a), to increase the maximum amount of bonds which the Health Facilities Authority may issue from \$304,700,000 to \$314,700,000.

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

ACCOUNTING DIVISION

6. MOTION TO APPROVE travel for County employees on the attached list, in accordance with Volume 1 of the Administrative Code Chapter 3, Part II, Section 3.10 – County Employee Travel.

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

PURCHASING DIVISION

For Finance and Administrative Services Department

7. MOTION TO ESTABLISH Qualified List for Heating Ventilation and Air Conditioning (HVAC) Services, for various facilities in Broward County, Solicitation No. H-Y-03-293-B2 with: AAA Air Service, Inc; AAA-RS, Inc.; Airsource Service, Inc.; Americool A/C and Refrigeration, Inc.; City Air, Inc.; Comfort Tech Air Conditioning, Inc.; Dodec, Inc.; Edd Helms Air Conditioning, Inc.; Environmental Control, Inc. d/b/a Sunrise Sheet Metal, Inc.; Kerney & Associates, Inc.; Temptronic Air Conditioning, Inc.; United HVAC Services, Inc.; Weathertron, for various County agencies, authorize the Purchasing Director to renew the Qualified List for two additional one year periods, and authorize the Purchasing Director to add or delete vendors. The initial period will be from June 13, 2004 through June 12, 2006.

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

8. MOTION TO AWARD open-end cooperative contract to low bidders Macmillan Oil Company of Florida, Inc. for Diesel Fuel No. 2, Low Sulfur, Tankwagon (less than truckload), Group 1, in the estimated annual amount of \$178,744.50; Ryder Energy Distribution Corporation for Diesel Fuel No. 2, Low Sulfur, Transport (full truckload), Group 2, in the estimated annual amount of \$5,280,500.00; Port Consolidated Inc. for Diesel Fuel No. 2, High Sulfur, Tankwagon, Group 3, in the estimated annual amount of \$128,225.00; for a total estimated annual amount of \$5,587,469.00 for Petroleum-Diesel Fuel No. 2 and Biodiesel, Bid No. D104018B1, for various County agencies and authorize the Purchasing Director to renew the contract for a one year period. The initial contract period shall begin on June 1, 2004 and shall terminate one year from that date.

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

For Public Works Department

9. MOTION TO AWARD open-end contract to low bidder, Signal Technology & Installation Corporation, for Installation of Traffic Vehicle Detection Equipment, Bid No. N-3-03-074-B1, in the estimated annual amount of \$587,040 for the Traffic Engineering Division subject to receipt and acceptance of insurance/performance and payment guaranty, and authorize the Purchasing Director to renew the contract for a one year period. The initial contract period shall start upon receipt and acceptance of insurance/performance and payment guaranty and shall terminate one year from that date.

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

10. MOTION TO AWARD fixed contract to low bidder Lanzo Construction Co., Florida for North Andrews Gardens Neighborhood Improvements Project, Bid Package No. 6, Bid No. P-9-03-229-CF, in the amount of \$9,074,190.17; for the Environmental Engineering Division subject to receipt and acceptance of insurance and performance/payment guaranty; and authorize the Mayor and Clerk to execute same. **(Commission District 4)**

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

HUMAN SERVICES DEPARTMENT

CHILDREN'S SERVICES ADMINISTRATION DIVISION



11. MOTION TO INCREASE grant personnel cap within the Substance Abuse and Mental Health Services Administration Division (SAMHSA) Grant Fund 9735, for the Children's Services Administration Division for the purpose of establishing two positions consisting of a Social Worker III, and a Social Worker II.

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



12. A. MOTION TO APPROVE Contract Renewal No. 002 to Agreement No. TEMXB between the State of Florida Department of Health, (DOH) Children's Medical Services and Broward County from July 1, 2004 to June 30, 2005, in the amount of \$905,424; for the purpose of providing medical and support services to allegedly abused and neglected children in Broward County; and authorize the Mayor to execute same. The funding for this agreement is provided by the State and requires no County funds.

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

- B. MOTION TO ADOPT unanticipated revenue Resolution 2004-449 within the State Grant Fund (753) for the Children's Services Administration Division/Sexual Assault Treatment Center Section, in the amount of \$905,424 for the purpose of providing medical and support services to allegedly abused and neglected children.

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

ELDERLY AND VETERAN'S SERVICES DIVISION

13. A. MOTION TO APPROVE agreement between the State of Florida Department of Children and Families and Broward County for the development and implementation of a brief behavioral health screening, intervention and treatment project targeted to older adults; Contract No. JD120 in the amount of \$225,000 from date of execution through June 30, 2004; and authorize the Mayor and clerk to execute same. No additional County funds are required as a result of this contract.

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

- B. MOTION TO ADOPT unanticipated revenue Resolution 2004-450 within the State of Florida, Department of Children and Families Grant Fund (Mental Health) for the Elderly and Veterans Services Division in the amount of \$225,000 (State dollars); for the development and implementation of an evaluation process to assess older adults with substance abuse and mental health problems and to provide brief intervention and treatment.

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

MEDICAL EXAMINER AND TRAUMA SERVICES DIVISION

14. MOTION TO APPROVE renewal of agreement between Broward County and Broward Removal Service, Inc., for transportation services of deceased persons for the Broward County Division of Medical Examiner and Trauma Services. Renewal will be for a term of three additional years under the same terms and conditions as provided for in the original agreement, except, the contractor has additionally agreed to serve as a radio communications receiving and transmitting site for the operations of the Division of Medical Examiner and Trauma Services.

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

OFFICE OF HOUSING FINANCE



15. MOTION TO ADOPT Resolution 2004-451 of the Board of County Commissioners of Broward County, Florida, authorizing the issuance by the Housing Finance Authority of Broward County, Florida of not to exceed \$10,000,000 of its Multifamily Housing Revenue Bonds (Pinnacle Village Apartments Project); authorizing the execution of a request for bond allocation on behalf of the Housing Finance Authority of Broward County, Florida in connection with such issuance for the purpose of providing funds to finance the acquisition and construction of a multifamily rental housing development to be located in the county, to provide rental housing for persons and families of low and moderate income to be owned and operated by the party specified herein; approving the public hearing held in respect of such issuance; and providing an effective date. **(Commission District 9)**

ACTION: (T-10:11 AM) Approved. See Page *****

16. MOTION TO ACCEPT staff recommendation to include preventive roof maintenance services under the Home Repair Strategy in the Local Housing Assistance Plan, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the Plan.

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

SUBSTANCE ABUSE AND HEALTH CARE SERVICES DIVISION

17. MOTION TO APPROVE reclassification of BPN No. 90194 from Psychiatric Nurse II to Nurse Practitioner for the purpose of providing medical coverage to ensure appropriate levels of service for clients of the Broward Addiction Recovery Center in accordance with requirements of 65D-30.004(7), F.A.C.

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

18. MOTION TO ACCEPT invitation to serve as the coordinating unit of local government for the State of Florida, Department of Law Enforcement (FDLE), Edward Byrne State and Local Law Enforcement Assistance Formula Block Grant Program, to designate Broward County Commission on Substance Abuse to coordinate the preparation of Broward County's application(s) for grant funds and to approve the proposed list of applicants, and authorize the Mayor and Clerk to execute same. No County funds are required.

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

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE AND REGULATION DIVISION

19. MOTION TO ADOPT Resolution 2004-452 of the Board of County Commissioners of Broward County, Florida, approving the standard form contract; authorizing the Director of the Animal Care and Regulation Division to execute the appropriate shell contract for each provider in the Stop Pet Overpopulation Together (S.P.O.T.) Program for sterilization vouchers; providing for severability; and providing for an effective date.

ACTION: (T-10:10 AM) Approved, as amended, subject to the inclusion of language requiring rabies vaccination, as cited in the County Auditor's memorandum dated May 10, 2004. See Page *****

CULTURAL DIVISION

20. MOTION TO APPROVE first amendment to an agreement between Broward County and Artspace Projects, Inc. for Phase III - Predevelopment Services for the Artist Live/Work Space Projects, in an amount not-to-exceed \$175,000; to modify the milestones as referenced in Exhibit B of the agreement, and extend the term of the agreement from June 25, 2004, to April 30, 2006; and authorize the Mayor and Clerk to execute same. **(Commission Districts 6 and 7)**

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

MASS TRANSIT DIVISION

21. **MOTION TO APPROVE** interlocal agreement between Broward County and the City of Margate for Public Transportation Services; providing for the lease of six wheelchair-accessible passenger vehicles (two spares and four vehicles to be used in revenue service) from the County at a cost of \$10 per vehicle annually; providing the City an operating stipend of \$20 per revenue service hour for four vehicles; and authorize the Mayor and Clerk to execute same. The term of this agreement is effective May 26, 2004, through May 25, 2007, and may be extended for up to two additional one-year periods upon written approval of the Contract Administrator. **(Commission Districts 1 and 2)**

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

PARKS AND RECREATION DIVISION

22. **MOTION TO ADOPT** budget Resolution 2004-453 transferring funds within the Unincorporated Capital Fund (3420), in the amount of \$835,000 for the Parks and Recreation Division for proposed additional land for Delevoe Park. **(Commission District 7)**

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

PORT EVERGLADES DEPARTMENT

23. **MOTION TO FILE** Quarterly Report for Business Permits issued at Port Everglades for the period January 1, 2004 through March 31, 2004.

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

24. **MOTION TO APPROVE** renewal of a three-year lease agreement between Broward County and Eller & Company, Inc., for 7,800 square feet of warehouse and office space in Building 68 at Port Everglades, for the period of June 1, 2004 through May 31, 2007, with rent in the approximate amount of \$141,000; over the lease term; and authorize the Mayor and Clerk to execute same.

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

25. **MOTION TO APPROVE** renewal of a lease agreement between Broward County and Resolve Marine Services, Inc., for Suites No. 201-205 in Building 611 (Amman Building) at Port Everglades, consisting of 2,079 square feet of office space, for the period of June 1, 2004 through May 31, 2005, with rent in the amount of \$36,382.50, over the lease term; and authorize the Mayor and Clerk to execute same.

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

26. A. MOTION TO APPROVE first amendment to the Grantee/Subzone Operator Agreement between Broward County and Subzone Operator CITGO Petroleum Corporation; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:12 AM) Approved. See Page *****

- B. MOTION TO APPROVE first amendment to the Grantee/Subzone Operator Agreement between Broward County and Subzone Operator Coastal Fuels Marketing, Inc.; and authorize the Mayor and Clerk to execute same.

ACTION: (T-10:12 AM) Approved. See Page *****

- C. MOTION TO APPROVE first amendment to the Grantee/Subzone Operator Agreement between Broward County and Subzone Operator Motiva Enterprises LLC and; authorize the Mayor and Clerk to execute same.

ACTION: (T-10:12 AM) Approved. See Page *****

OFFICE OF EQUAL OPPORTUNITY

27. MOTION TO APPROVE agreement between Broward County and M.C. Harry and Associates, Inc. ("M.C. Harry"), for the provision of Americans With Disabilities Act (ADA) Transition Plan Update services in the amount of \$424,680; and authorize the Mayor and Clerk to execute same.

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

COUNTY ATTORNEY

28. MOTION TO APPROVE settlement of claim for litigation costs and attorneys' fees asserted by Calvary Chapel Church, Inc. in its lawsuit against Broward County, Case No. 03-61927-CIV (Southern District of Florida).

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

29. MOTION TO APPROVE settlement agreement between Broward County and Church & Tower, Inc., a Florida corporation; Case No. 01-000114 (08).

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

COUNTY COMMISSION

30. MOTION TO FILE City of Deerfield Beach Resolution 2004-057, dated April 20, 2004, urging members of the Florida Legislature to support HB113A during the 2004 Legislative session. (Mayor Lieberman)

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

REQUEST TO SET FOR PUBLIC HEARING

31. MOTION TO ADOPT Resolution 2004-454 directing the County Administrator to publish a notice of a Public Hearing to be held by the Broward County Board of County Commissioners on Tuesday, May 25, 2004 at 2:00 PM in Room 422 of the Governmental Center, to consider enactment of an Ordinance changing the Zoning District boundaries of certain lands within the Unincorporated Area of Broward County, Florida. (**Commission District 5**)

REZONING PETITION 4-Z-03

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 31, TOWNSHIP 50 SOUTH, RANGE 41 EAST, BROWARD COUNTY, FLORIDA, FROM A-1, AGRICULTURAL ESTATE DISTRICT, TO E-1, 1-ACRE ESTATE DISTRICT; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL ZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

32. MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of second Public Hearing to be held on May 25, 2004, at 2:00 PM in Room 422 of the Governmental Center, to consider a Marine Terminal Lease and Operating Agreement between Broward County and Mediterranean Shipping Company, S.A. ("MSC, S.A."); and direct the County Administrator to provide for Commission briefings prior to the Public Hearing.

ACTION: (T-10:15 AM) Due to the lack of a Super Majority vote, this item was rolled over to the Tuesday, May 18, 2004 Commission meeting.

See Page *****

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

AIR QUALITY DIVISION

- 33. A. MOTION TO ACCEPT Amendment No. 2 to the State of Florida Department of Environmental Protection (DEP) Agreement No. G0028, increasing the funding amount by \$20,904 for the Speciated Atmospheric Mercury Study and authorize the County Administrator to make necessary administrative and budgetary actions to execute the amendment for the Department of Planning and Environmental Protection. The funding increase will extend the period of service from January 1, 2004 to June 30, 2004.

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

- B. MOTION TO ADOPT unanticipated revenue Resolution 2004-456 within Fund 8300-031-2243 for the Department of Planning and Environmental Protection in the amount of \$20,904 for the purpose of recognizing the grant funds received from the DEP.

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

BIOLOGICAL RESOURCES DIVISION

- 34. MOTION TO APPROVE first amendment to the interlocal agreement between Broward County and the City of Dania Beach relating to the Broward County, Segment III, Shore Protection Project, reflecting changes in the project's work scope and increasing the City's estimated share of the costs by \$29,253 from \$77,664 to \$106,917; and authorize the Mayor and Clerk to execute same. **(Commission District 6)**

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

WATER RESOURCES DIVISION



- 35. MOTION TO ADOPT Resolution 2004-457 of the Board of County Commissioners of Broward County, Florida pledging its support for the intent of the state and federal funding for the Florida Area Coastal Environmental (FACE) Initiative and requesting that federal agencies involved in the Initiative include the academic community, and local government scientists, engineers, and resource managers in the planning and implementation of activities through membership on advisory committees, and requesting distribution of the resolution to members of the South Florida Water Management District Governing Board.

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

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

36. **DELEGATION:** Gerald L. Knight regarding MOTION TO APPROVE school mitigation agreement between Broward County and Monte Carlo Townhomes of Margate, Inc. relating to a voluntary contribution to the Broward County School Board in lieu of payment of educational impact fees for the Aztec Plat - **Commission District 2**, (039-MP-96).

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

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

PUBLIC HEARING

- 37. MOTION TO ADOPT Resolution 2004-455 revising the fee schedule for proposed amendments to the Broward County Land Use Plan Map, Broward County Trafficways Plan amendments and waiver requests, recertification of Local Land Use Plan Map amendments and requests for written platting interpretations.

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING RESOLUTION NO. 2003-371, THE SCHEDULE OF FEES AND CHARGES FOR LAND USE PLAN AMENDMENTS, TRAFFICWAYS AMENDMENTS AND WAIVERS, RECERTIFICATION OF LOCAL LAND USE PLAN MAP AMENDMENTS AND WRITTEN PLATTING DETERMINATIONS, PROCESSED BY THE BROWARD COUNTY PLANNING COUNCIL; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-10:51 AM) Approved.

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM



- 38. MOTION TO APPROVE contract for sale and purchase between Corporate Connection Lines, Inc. and Broward County in the amount of \$192,130 for the purchase of Conservation Land known as Site 141A (2.0 acres; 87,120 square feet) in the Safe Parks and Land Preservation Bond Issue Inventory, vacant land located on the east side of NW 18th Avenue, north of Broward Boulevard and east of I-95, City of Fort Lauderdale, Florida; and authorize Real Property to acquire this property using Safe Parks and Land Preservation Bond Issue funds; authorize the Mayor and Clerk to execute contract for sale and purchase, and authorize acceptance and recordation of deed. **(Commission District 7)**

ACTION: (T-10:52 AM) Approved.

END PUBLIC HEARING

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

39. MOTION TO APPROVE Master Plan for a regional park on the approximately 109-acre parcel commonly known as the Central Broward Regional Park, located in central Broward County, on the northeast corner of the intersection at Sunrise Boulevard and U.S. 441/State Road 7. **(Commission District 9)**

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

OFFICE OF URBAN PLANNING AND REDEVELOPMENT

40. MOTION TO FIND application 04-RF-03 for the allocation of 32 residential flexibility units in the City of Tamarac compatible with adjacent uses, and that impacts upon public school facilities have been adequately considered **(Commission District 3)**.

ACTION: (T-10:52 AM) Approved.

41. **MAYOR'S REPORT**

- ❖ VISIT TO WASHINGTON, D.C. – URBAN AREA SECURITY INITIATIVE – URBAN AREA DESIGNATION

ACTION: (T-10:58 AM) The Mayor advised the Board that she, along with the County Administrator and staff, met with Congressman E. Clay Shaw regarding the urban area security initiative. She noted that nothing has occurred which has caused the County to change its position, that Palm Beach County and Broward County should be a separate urban area designation apart from Miami-Dade County. See Page *****

42. **COUNTY COMMISSION LIAISON REPORT**

ACTION: (T-10:59 AM) No reports were filed.

43. **COUNTY ADMINISTRATOR'S REPORT**

ACTION: (T-3:08 PM) County Administrator Roger J. Desjarlais informed the Board that the County has received approval from the Army Corps of Engineers on the general reevaluation report in the EIS for the Beach Nourishment project and will begin construction on the project in November 2004. See Page *****

SUPPLEMENTAL AGENDA

44. MOTION TO ESTABLISH Commission Committee for the purpose of reviewing the nominee for the Director of Aviation under Section 2.04(H) of the Broward County Charter. (Mayor Lieberman)

ACTION: (T-10:52 AM) The Board waived its ability to create a Commission Committee for the purpose of reviewing the nominee for the Director of Aviation. See Page *****

NON AGENDA

45. BROWARD MENTAL HEALTH AND SUBSTANCE ABUSE COALITION - MENTAL HEALTH SERVICES/HMO'S – COMMISSIONER WASSERMAN-RUBIN

ACTION: (T-10:59 AM) Commissioner Wasserman-Rubin asked the County Attorney to review the position paper drafted by the Broward Mental Health and Substance Abuse Coalition in response to House Bill 1843 and provide an opinion. It is the Coalition's intention to challenge the constitutionality of the bill, if possible. See Page *****

46. LETTER FROM CONGRESSMAN ROBERT WEXLER – HELP AMERICA VOTE ACT (HAVA) FUNDS – COMMISSIONER PARRISH

ACTION: (T-11:04 AM) Commissioner Parrish referred to Congressman Wexler's letter dated April 30, 2004. She asked if there was an update regarding whether the remaining HAVA funds could be used to purchase whatever machines may be required to bring all of Florida's counties into compliance with federal and state law, in the event that either the federal or state courts invalidate the use of touch-screen voting machines without paper ballots. County Attorney Edward A. Dion advised that he did not believe that the Legislature appropriated any of said funds for that purpose and does not believe that the Secretary of State has the authority to disburse HAVA funds as she deems appropriate. The Legislature allocated some of the funds for certain purposes, but the remaining federal money has not been allocated by the Legislature in the Appropriations Act. See Page *****

47. DELAY IN PLAT APPLICATION – DID NOT SATISFY COUNTY'S TRAFFIC CONCURRENCY DUE TO ONE PEAK HOUR TRIP – COMMISSIONER PARRISH

ACTION: (T-11:05 AM) Commissioner Parrish asked staff to review the issue and provide a creative alternative to assist the family in moving forward with the construction of their home. See Page *****

48. EXTEND WAIVER OF DOCKAGE FEES – CITY OF DANIA BEACH – COMMISSIONER RODSTROM

ACTION: (T-11:06 AM) *The Board approved the city of Dania Beach’s request to extend the waiver of the dockage fees at Port Everglades from May 14, 2004 to May 24, 2004 to sink a derelict ship to establish an artificial reef as part of the city’s Centennial Celebration. See Page ******

49. DOWNTOWN DEVELOPMENT AUTHORITY PRESENTATION – PROPOSALS FOR DOWNTOWN REDEVELOPMENT/RELOCATION OF COURTHOUSE - VICE MAYOR JACOBS

ACTION: (T-11:08 AM) *The County Administrator advised the Board that staff would continue to research the feasibility of the Downtown Development Authority’s proposals for redevelopment and what partnerships can be formed with the County. See Page ******

MEETING/WORKSHOP NOTICES

**SELECTION/NEGOTIATION COMMITTEE
GENERAL ARCHITECTURAL/ENGINEERING SERVICES
FOR PORT EVERGLADES**

RLI No. 011701-RB
Tuesday, May 11th, in Room 430 at 9:30 AM

**SELECTION/NEGOTIATION COMMITTEE
PALM AVENUE**

RLI No. 20031223-5-EN-01
Tuesday, May 11th, in Room 302A at 9:30 AM

THIS MEETING CANCELLED
SELECTION/NEGOTIATION COMMITTEE
PIER ONE TERMINAL OPERATOR
RLI No. 20030912-0-PORT-01
Tuesday, May 11th, in Room 430 at 3:00 PM

**SELECTION/NEGOTIATION COMMITTEE
FINANCIAL UNDERWRITER FOR AIRPORT SYSTEM REVENUE BONDS
RLI No. 20031125-0-FA-AIR4**

Thursday, May 13th, in Room 430 at 2:00 PM

