

ENROLLED
CS/HB 1029

2007 Legislature

1 A bill to be entitled
2 An act relating to the North Springs Improvement District,
3 Broward County; amending chapter 2005-341, Laws of
4 Florida; providing a definition; providing for popular
5 election of the board of supervisors; revising the
6 compensation for members of the board of supervisors;
7 increasing the minimum contract bid amount and providing
8 additional requirements for procurement of goods or
9 services; providing an effective date.

10
11 Be It Enacted by the Legislature of the State of Florida:

12
13 Section 1. Sections 8 and 47 of section 3 of chapter 2005-
14 341, Laws of Florida, are amended, subsection (11) is added to
15 section 4 and subsection (9) is added to section 5 of that
16 section, to read:

17 Section 4. Definitions.--Unless the context shall indicate
18 otherwise, the following words as used in this act shall have
19 the following meanings:

20 (11) "Qualified elector" means any person at least 18
21 years of age who is a citizen of the United States, a legal
22 resident of the state and of the district and who registers to
23 vote with the Supervisor of Elections of Broward County.

24 Section 5. Board; election; organization; terms of office;
25 quorum; report and minutes.--

26 (9) (a) The board of supervisors may, upon vote of a
27 majority of the board, determine to convert to a board of
28 supervisors elected by the qualified electors of the district.

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29 Upon the call of an election for such purpose by the board as
30 provided in paragraph (b), election of the board by the
31 qualified electors shall thereafter be the exclusive method for
32 the election of the members of the board of supervisors.

33 (b) Upon vote of the board of supervisors pursuant to
34 paragraph (a), the board shall call an election at which the
35 members of the board of supervisors will be elected. Such
36 election shall be held in conjunction with the next general
37 election in November. Candidates may qualify for the offices of
38 board of supervisors seat 1, seat 2, and seat 3, each elected at
39 large within the district. A candidate qualifying for election
40 to seat 1 must be an elector and resident of the City of
41 Parkland. A candidate qualifying for election to seat 2 must be
42 an elector and resident of the City of Coral Springs. A
43 candidate qualifying for election to seat 3 must be an elector
44 and resident of the district. Each board member shall be elected
45 by the qualified electors of the district for a term of 4 years,
46 except that, at the first such election, the two members elected
47 to seat 1 and seat 2 shall be elected for a term of 4 years, and
48 the member elected to seat 3 shall be elected for a term of 2
49 years. Thereafter, there shall be an election held every 2 years
50 for expiring terms and all members shall be elected for terms of
51 4 years each. The candidate receiving the most votes for each
52 seat shall be elected. All elected board members must be
53 qualified electors of the district.

54 (c) Elections of board members by qualified electors held
55 pursuant to this subsection shall be nonpartisan and shall be
56 conducted in the manner prescribed by law for holding general

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57 elections. Board members shall assume the office on the second
58 Tuesday following their election.

59 (d) Candidates seeking election to office by qualified
60 electors under this subsection shall conduct their campaigns in
61 accordance with the provisions of chapter 106, Florida Statutes,
62 and shall file qualifying papers and qualify for individual
63 seats in accordance with section 99.061, Florida Statutes.
64 Candidates shall pay a qualifying fee, which shall consist of a
65 filing fee and election assessment or, as an alternative, shall
66 file a petition signed by not less than 1 percent of the
67 qualified electors of the district, and take the oath required
68 in section 99.021, Florida Statutes, with the Supervisor of
69 Elections of Broward County. The amount of the filing fee is 3
70 percent of \$4,800. The amount of the election assessment is 1
71 percent of \$4,800. The filing fee and election assessment shall
72 be distributed as provided in section 105.031 (3), Florida
73 Statutes.

74 (e) The Supervisor of Elections of Broward County shall
75 appoint the inspectors and clerks of elections, prepare and
76 furnish the ballots, designate polling places, and canvass the
77 returns of the election of board members by qualified electors.
78 The county canvassing board shall declare and certify the
79 results of the election.

80 (f) The provisions of subsections (3), (4), (5), (6), and
81 (7) shall apply to a board of supervisors elected pursuant to
82 this subsection.

83 Section 8. Compensation of board.--Each supervisor is
84 entitled to receive for his or her services an amount not to

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85 exceed \$400 ~~\$200~~ per meeting of the board of supervisors, not to
86 exceed \$4,800 per year per supervisor month. In addition, each
87 supervisor shall receive reasonable traveling expenses incurred
88 in connection with district business ~~for attending the place of~~
89 ~~meeting from his or her residence. Unless the board by~~
90 ~~resolution otherwise provides,~~ Such traveling expenses may not
91 be in excess of the amounts provided by law for state and county
92 officials.

93 Section 47. Bids required.--

94 (1) No contract shall be let by the board for any goods,
95 supplies, or materials to be purchased when the amount thereof
96 to be paid by the district shall exceed the amount provided in
97 section 287.017, Florida Statutes, for category four, unless
98 notice of bids shall be advertised once in a newspaper in
99 general circulation in the county and in the district. The
100 board, if seeking to construct or improve a public building,
101 structure, or other public works, shall comply with the bidding
102 procedures of section 255.20, Florida Statutes, and other
103 applicable general law. In each case, the bid of the lowest
104 responsive and responsible bidder shall be accepted unless all
105 bids are rejected because the bids are too high, or the board
106 determines it is in the best interests of the district to reject
107 all bids. The board may require the bidders to furnish bonds
108 with a responsible surety to be approved by the board. Nothing
109 in this section shall prevent the board from undertaking and
110 performing the construction, operation, and maintenance of any
111 project or facility authorized by this act by the employment of
112 labor, material, and machinery.

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113 (2) The provisions of the Consultants' Competitive
 114 Negotiation Act, section 287.055, Florida Statutes, apply to
 115 contracts for engineering, architecture, landscape architecture,
 116 or registered surveying and mapping services let by the board.

117 (3) Contracts for maintenance services for any district
 118 facility or project shall be subject to competitive bidding
 119 requirements when the amount thereof to be paid by the district
 120 exceeds the amount provided in section 287.017, Florida
 121 Statutes, for category four. The district shall adopt rules,
 122 policies, or procedures establishing competitive bidding
 123 procedures for maintenance services. Contracts for other
 124 services shall not be subject to competitive bidding unless the
 125 district adopts a rule, policy, or procedure applying
 126 competitive bidding procedures to said contracts.

127 (4) The district may apply to the Department of Management
 128 Services, or entity succeeding to the duties of such department,
 129 to purchase commodities and contractual services from purchasing
 130 agreements established and state term contracts procured
 131 pursuant to section 287.057, Florida Statutes, by such
 132 department, as provided in section 287.056, Florida Statutes. ~~No~~
 133 ~~contract shall be let by the board for the construction or~~
 134 ~~maintenance of any project authorized by this act, nor shall any~~
 135 ~~goods, supplies, or materials be purchased when the amount~~
 136 ~~thereof to be paid by said district shall exceed \$4,000, unless~~
 137 ~~notice of bids shall be advertised once a week for 2 consecutive~~
 138 ~~weeks in a newspaper published in Broward County and in general~~
 139 ~~circulation within the district, and in each case the bid of the~~
 140 ~~lowest responsible bidder shall be accepted, unless all bids are~~

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141 ~~rejected because the bids are too high. The board may require~~
142 ~~the bidders to furnish bond with responsible surety to be~~
143 ~~approved by the board. Nothing in this section shall prevent the~~
144 ~~board from undertaking and performing the construction,~~
145 ~~operation, and maintenance of any project or facility authorized~~
146 ~~by this act, by the employment of labor, material, and~~
147 ~~machinery.~~

148 Section 2. This act shall take effect upon becoming a law.