

ENROLLED  
CS/HB 1395

2007 Legislature

1                   A bill to be entitled  
2           An act relating to the Coral Springs Improvement District,  
3           Broward County; amending chapter 2004-469, Laws of  
4           Florida; providing a definition; providing for popular  
5           election of the board of supervisors; increasing the  
6           amount of monthly compensation for members of the board of  
7           supervisors; increasing the minimum contract bid amount  
8           and providing additional requirements for procurement of  
9           goods or services; providing an effective date.

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

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13           Section 1. Sections 8 and 47 of section 3 of chapter 2004-  
14           469, Laws of Florida, are amended, subsection (11) is added to  
15           section 4 and subsection (10) 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 and a legal  
22           resident of the state and the district and who registers to vote  
23           with the Supervisor of Elections of Broward County.

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

26           (10) (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. Each board member shall be elected by  
40 the qualified electors of the district for a term of 4 years,  
41 except that, at the first such election, the members elected to  
42 seat 1 and seat 2 shall be elected for term of 4 years each, and  
43 the member elected to seat 3 shall be elected for a term of 2  
44 years. Thereafter, there shall be an election held every 2 years  
45 for expiring terms and all members shall be elected for terms of  
46 4 years each. The candidate receiving the most votes for each  
47 seat shall be elected. All elected board members must be  
48 qualified electors of the district.

49 (c) Elections of board members by qualified electors held  
50 pursuant to this subsection shall be nonpartisan and shall be  
51 conducted in the manner prescribed by law for holding general  
52 elections. Board members shall assume the office on the second  
53 Tuesday following their election.

54 (d) Candidates seeking election to office by qualified  
55 electors under this subsection shall conduct their campaigns in  
56 accordance with the provisions of chapter 106, Florida Statutes,

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57 and shall file qualifying papers and qualify for individual  
58 seats in accordance with section 99.061, Florida Statutes.  
59 Candidates shall pay a qualifying fee, which shall consist of a  
60 filing fee and election assessment or, as an alternative, shall  
61 file a petition signed by not less than 1 percent of the  
62 qualified electors of the district, and take the oath required  
63 in section 99.021, Florida Statutes, with the Supervisor of  
64 Elections of Broward County. The amount of the filing fee is 3  
65 percent of \$4,800. The amount of the election assessment is 1  
66 percent of \$4,800. The filing fee and election assessment shall  
67 be distributed as provided in section 105.031(3), Florida  
68 Statutes.

69 (e) The Supervisor of Elections of Broward County shall  
70 appoint the inspectors and clerks of elections, prepare and  
71 furnish the ballots, designate polling places, and canvass the  
72 returns of the election of board members by qualified electors.  
73 The county canvassing board shall declare and certify the  
74 results of the election.

75 (f) The provisions of subsections (4), (5), (6), (7), and  
76 (8) shall apply to a board of supervisors elected pursuant to  
77 this subsection.

78 Section 8. Compensation of board.--Each supervisor is  
79 entitled to receive for his or her services an amount not to  
80 exceed \$400 ~~\$200~~ per meeting of the board of supervisors, not to  
81 exceed \$4,800 per year per supervisor ~~month~~. In addition, each  
82 supervisor shall receive reasonable traveling expenses incurred  
83 in connection with district business ~~for attending the place of~~  
84 ~~meeting from his or her residence. Unless the board by~~

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85 ~~resolution otherwise provides,~~ Such traveling expenses may not  
86 be in excess of the amounts provided by law for state and county  
87 officials.

88 Section 47. Bids required.--

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

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

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

122       (4) The district may apply to the Department of Management  
 123 Services, or entity succeeding to the duties of such department,  
 124 to purchase commodities and contractual services from purchasing  
 125 agreements established and state term contracts procured  
 126 pursuant to section 287.057, Florida Statutes, by such  
 127 department, as provided in section 287.056, Florida Statutes. No  
 128 ~~contract shall be let by the board for the construction or~~  
 129 ~~maintenance of any project authorized by this act, nor shall any~~  
 130 ~~goods, supplies, or materials be purchased when the amount~~  
 131 ~~thereof to be paid by said district shall exceed \$4,000, unless~~  
 132 ~~notice of bids shall be advertised once a week for 2 consecutive~~  
 133 ~~weeks in a newspaper published in Broward County and of general~~  
 134 ~~circulation in the district, and in each case the bid of the~~  
 135 ~~lowest responsible bidder shall be accepted, unless all bids are~~  
 136 ~~rejected because the bids are too high. The board may require~~  
 137 ~~the bidders to furnish bond with responsible surety to be~~  
 138 ~~approved by the board. Nothing in this section shall prevent the~~  
 139 ~~board from undertaking and performing the construction,~~

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140 ~~operation, and maintenance of any project or facility authorized~~  
141 ~~by this act, by the employment of labor, material, and~~  
142 ~~machinery.~~

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