

By Senator Rich

34-2256-07

See HB 1029

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

12
 13 Be It Enacted by the Legislature of the State of Florida:

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

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

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

26 Section 5. Board; election; organization; terms of
 27 office; quorum; report and minutes.--

28 (9)(a) The board of supervisors may, upon vote of a
 29 majority of the board, determine to convert to a board of
 30 supervisors elected by the qualified electors of the district.
 31 Upon the call of an election for such purpose by the board as

1 provided in paragraph (b), election of the board by the
2 qualified electors shall thereafter be the exclusive method
3 for the election of the members of the board of supervisors.

4 (b) Upon vote of the board of supervisors pursuant to
5 paragraph (a), the board shall call an election at which the
6 members of the board of supervisors will be elected. Such
7 election shall be held in conjunction with the next general
8 election in November. Candidates may qualify for the offices
9 of board of supervisors seat 1, seat 2, and seat 3, each
10 elected at large within the district. A candidate qualifying
11 for election to seat 1 must be an elector and resident of the
12 City of Parkland. A candidate qualifying for election to seat
13 2 must be an elector and resident of the City of Coral
14 Springs. A candidate qualifying for election to seat 3 must be
15 an elector and resident of the district. Each board member
16 shall be elected by the qualified electors of the district for
17 a term of 4 years, except that, at the first such election,
18 the two members elected to seat 1 and seat 2 shall be elected
19 for a term of 4 years, and the member elected to seat 3 shall
20 be elected for a term of 2 years. Thereafter, there shall be
21 an election held every 2 years for expiring terms and all
22 members shall be elected for terms of 4 years each. The
23 candidate receiving the most votes for each seat shall be
24 elected. All elected board members must be qualified electors
25 of the district.

26 (c) Elections of board members by qualified electors
27 held pursuant to this subsection shall be nonpartisan and
28 shall be conducted in the manner prescribed by law for holding
29 general elections. Board members shall assume the office on
30 the second Tuesday following their election.

31

1 (d) Candidates seeking election to office by qualified
2 electors under this subsection shall conduct their campaigns
3 in accordance with the provisions of chapter 106, Florida
4 Statutes, and shall file qualifying papers and qualify for
5 individual seats in accordance with section 99.061, Florida
6 Statutes. Candidates shall pay a qualifying fee, which shall
7 consist of a filing fee and election assessment or, as an
8 alternative, shall file a petition signed by not less than 1
9 percent of the qualified electors of the district, and take
10 the oath required in section 99.021, Florida Statutes, with
11 the Supervisor of Elections of Broward County. The amount of
12 the filing fee is 3 percent of \$4,800. The amount of the
13 election assessment is 1 percent of \$4,800. The filing fee and
14 election assessment shall be distributed as provided in
15 section 105.031 (3), Florida Statutes.

16 (e) The Supervisor of Elections of Broward County
17 shall appoint the inspectors and clerks of elections, prepare
18 and furnish the ballots, designate polling places, and canvass
19 the returns of the election of board members by qualified
20 electors. The county canvassing board shall declare and
21 certify the results of the election.

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

25 Section 8. Compensation of board.--Each supervisor is
26 entitled to receive for his or her services an amount not to
27 exceed~~\$400~~~~\$200~~ per meeting of the board of supervisors, not
28 to exceed \$4,800 per year per supervisor month. In addition,
29 each supervisor shall receive reasonable traveling expenses
30 incurred in connection with district business for attending
31 the place of meeting from his or her residence. Unless the

1 ~~board by resolution otherwise provides,~~ Such traveling
2 expenses may not be in excess of the amounts provided by law
3 for state and county officials.

4 Section 47. Bids required.--

5 (1) No contract shall be let by the board for any
6 goods, supplies, or materials to be purchased when the amount
7 thereof to be paid by the district shall exceed the amount
8 provided in section 287.017, Florida Statutes, for category
9 four, unless notice of bids shall be advertised once in a
10 newspaper in general circulation in the county and in the
11 district. The board, if seeking to construct or improve a
12 public building, structure, or other public works, shall
13 comply with the bidding procedures of section 255.20, Florida
14 Statutes, and other applicable general law. In each case, the
15 bid of the lowest responsive and responsible bidder shall be
16 accepted unless all bids are rejected because the bids are too
17 high, or the board determines it is in the best interests of
18 the district to reject all bids. The board may require the
19 bidders to furnish bonds with a responsible surety to be
20 approved by the board. Nothing in this section shall prevent
21 the board from undertaking and performing the construction,
22 operation, and maintenance of any project or facility
23 authorized by this act by the employment of labor, material,
24 and machinery.

25 (2) The provisions of the Consultants' Competitive
26 Negotiation Act, section 287.055, Florida Statutes, apply to
27 contracts for engineering, architecture, landscape
28 architecture, or registered surveying and mapping services let
29 by the board.

30 (3) Contracts for maintenance services for any
31 district facility or project shall be subject to competitive

1 bidding requirements when the amount thereof to be paid by the
2 district exceeds the amount provided in section 287.017,
3 Florida Statutes, for category four. The district shall adopt
4 rules, policies, or procedures establishing competitive
5 bidding procedures for maintenance services. Contracts for
6 other services shall not be subject to competitive bidding
7 unless the district adopts a rule, policy, or procedure
8 applying competitive bidding procedures to said contracts.

9 (4) The district may apply to the Department of
10 Management Services, or entity succeeding to the duties of
11 such department, to purchase commodities and contractual
12 services from purchasing agreements established and state term
13 contracts procured pursuant to section 287.057, Florida
14 Statutes, by such department, as provided in section 287.056,
15 Florida Statutes. No contract shall be let by the board for
16 the construction or maintenance of any project authorized by
17 this act, nor shall any goods, supplies, or materials be
18 purchased when the amount thereof to be paid by said district
19 shall exceed \$4,000, unless notice of bids shall be advertised
20 once a week for 2 consecutive weeks in a newspaper published
21 in Broward County and in general circulation within the
22 district, and in each case the bid of the lowest responsible
23 bidder shall be accepted, unless all bids are rejected because
24 the bids are too high. The board may require the bidders to
25 furnish bond with responsible surety to be approved by the
26 board. Nothing in this section shall prevent the board from
27 undertaking and performing the construction, operation, and
28 maintenance of any project or facility authorized by this act,
29 by the employment of labor, material, and machinery.

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