

By Senator Rich

34-2258-07

See HB 1395

1                                   A bill to be entitled  
2           An act relating to the Coral Springs  
3           Improvement District, Broward County; amending  
4           chapter 2004-469, 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:

14  
15           Section 1. Sections 8 and 47 of section 3 of chapter  
16   2004-469, Laws of Florida, are amended, subsection (11) is  
17   added to section 4 and subsection (10) is added to section 5  
18   of 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 and a legal  
24   resident of the state and the district and who registers to  
25   vote with the Supervisor of Elections of Broward County.

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

28           (10)(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. Each board member shall  
11 be elected by the qualified electors of the district for a  
12 term of 4 years, except that, at the first such election, the  
13 members elected to seat 1 and seat 2 shall be elected for term  
14 of 4 years each, and the member elected to seat 3 shall be  
15 elected for a term of 2 years. Thereafter, there shall be an  
16 election held every 2 years for expiring terms and all members  
17 shall be elected for terms of 4 years each. The candidate  
18 receiving the most votes for each seat shall be elected. All  
19 elected board members must be qualified electors of the  
20 district.

21 (c) Elections of board members by qualified electors  
22 held pursuant to this subsection shall be nonpartisan and  
23 shall be conducted in the manner prescribed by law for holding  
24 general elections. Board members shall assume the office on  
25 the second Tuesday following their election.

26 (d) Candidates seeking election to office by qualified  
27 electors under this subsection shall conduct their campaigns  
28 in accordance with the provisions of chapter 106, Florida  
29 Statutes, and shall file qualifying papers and qualify for  
30 individual seats in accordance with section 99.061, Florida  
31 Statutes. Candidates shall pay a qualifying fee, which shall

1 consist of a filing fee and election assessment or, as an  
2 alternative, shall file a petition signed by not less than 1  
3 percent of the qualified electors of the district, and take  
4 the oath required in section 99.021, Florida Statutes, with  
5 the Supervisor of Elections of Broward County. The amount of  
6 the filing fee is 3 percent of \$4,800. The amount of the  
7 election assessment is 1 percent of \$4,800. The filing fee and  
8 election assessment shall be distributed as provided in  
9 section 105.031(3), Florida Statutes.

10 (e) The Supervisor of Elections of Broward County  
11 shall appoint the inspectors and clerks of elections, prepare  
12 and furnish the ballots, designate polling places, and canvass  
13 the returns of the election of board members by qualified  
14 electors. The county canvassing board shall declare and  
15 certify the results of the election.

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

19 Section 8. Compensation of board.--Each supervisor is  
20 entitled to receive for his or her services an amount not to  
21 exceed~~\$400\$200~~ per meeting of the board of supervisors, not  
22 to exceed \$4,800 per year per supervisor month. In addition,  
23 each supervisor shall receive reasonable traveling expenses  
24 incurred in connection with district business for attending  
25 the place of meeting from his or her residence. Unless the  
26 board by resolution otherwise provides, Such traveling  
27 expenses may not be in excess of the amounts provided by law  
28 for state and county officials.

29 Section 47. Bids required.--

30 (1) No contract shall be let by the board for any  
31 goods, supplies, or materials to be purchased when the amount

1 thereof to be paid by the district shall exceed the amount  
2 provided in section 287.017, Florida Statutes, for category  
3 four, unless notice of bids shall be advertised once in a  
4 newspaper in general circulation in the county and in the  
5 district. The board, if seeking to construct or improve a  
6 public building, structure, or other public works, shall  
7 comply with the bidding procedures of section 255.20, Florida  
8 Statutes, and other applicable general law. In each case, the  
9 bid of the lowest responsive and responsible bidder shall be  
10 accepted unless all bids are rejected because the bids are too  
11 high, or the board determines it is in the best interests of  
12 the district to reject all bids. The board may require the  
13 bidders to furnish bonds with a responsible surety to be  
14 approved by the board. Nothing in this section shall prevent  
15 the board from undertaking and performing the construction,  
16 operation, and maintenance of any project or facility  
17 authorized by this act by the employment of labor, material,  
18 and machinery.

19       (2) The provisions of the Consultants' Competitive  
20 Negotiation Act, section 287.055, Florida Statutes, apply to  
21 contracts for engineering, architecture, landscape  
22 architecture, or registered surveying and mapping services let  
23 by the board.

24       (3) Contracts for maintenance services for any  
25 district facility or project shall be subject to competitive  
26 bidding requirements when the amount thereof to be paid by the  
27 district exceeds the amount provided in section 287.017,  
28 Florida Statutes, for category four. The district shall adopt  
29 rules, policies, or procedures establishing competitive  
30 bidding procedures for maintenance services. Contracts for  
31 other services shall not be subject to competitive bidding

1 unless the district adopts a rule, policy, or procedure  
2 applying competitive bidding procedures to said contracts.

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

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