

HB 1211

2012

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

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

14  
 15           Section 1. Section 8, subsection (1) of section 13, and  
 16           section 47 of section 3 of chapter 2004-469, Laws of Florida,  
 17           are amended, subsection (11) is added to section 4 of that  
 18           section, and subsection (10) is added to section 5 of that  
 19           section, to read:

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

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

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

HB 1211

2012

29        (10) (a) The board of supervisors may, upon vote of a  
30 majority of the board, determine to convert to a board of  
31 supervisors elected by the qualified electors of the district.  
32 Upon the call of an election for such purpose by the board as  
33 provided in paragraph (b), election of the board by the  
34 qualified electors shall thereafter be the exclusive method for  
35 the election of the members of the board of supervisors.

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

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

HB 1211

2012

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

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

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

81 Section 8. Compensation of board.—Each supervisor is  
82 entitled to receive for his or her services an amount not to  
83 exceed \$400 ~~\$200~~ per meeting of the board of supervisors, not to  
84 exceed \$4,800 per year per supervisor month. In addition, each

85 supervisor shall receive reasonable traveling expenses incurred  
 86 in connection with district business ~~for attending the place of~~  
 87 ~~meeting from his or her residence. Unless the board by~~  
 88 ~~resolution otherwise provides,~~ Such traveling expenses may not  
 89 be in excess of the amounts provided by law for state and county  
 90 officials.

91 Section 13. Notice and call of meetings of landowners;  
 92 quorum; adjournments; representation at meetings; taking action  
 93 without meeting.-

94 (1) The board shall publish notice of all meetings of  
 95 landowners once a week for two consecutive weeks prior to such  
 96 meeting in a newspaper in Broward County in general circulation  
 97 within the district. Meetings of landowners shall be held in a  
 98 public place~~,~~ or any other place made available for the purpose  
 99 of such meeting in the Broward County Courthouse~~,~~ and the place,  
 100 date, and hour of holding such meeting and the purpose thereof  
 101 shall be stated in the notice. Those landowners ~~representing a~~  
 102 ~~majority of the number of acres in the district,~~ present in  
 103 person or by proxy~~,~~ shall constitute a quorum at any meeting of  
 104 the landowners; provided that~~,~~ irrespective of the number of  
 105 acres represented, there shall be a minimum of five landowners  
 106 owning separate parcels of land at each meeting.

107 Section 47. Bids required.-

108 (1) No contract shall be let by the board for any goods,  
 109 supplies, or materials to be purchased when the amount thereof  
 110 to be paid by the district shall exceed the amount provided in  
 111 section 287.017, Florida Statutes, for category four, unless  
 112 notice of bids shall be advertised once in a newspaper in

HB 1211

2012

113 general circulation in the county and in the district. The  
114 board, if seeking to construct or improve a public building,  
115 structure, or other public works, shall comply with the bidding  
116 procedures of section 255.20, Florida Statutes, and other  
117 applicable general law. In each case, the bid of the lowest  
118 responsive and responsible bidder shall be accepted unless all  
119 bids are rejected because the bids are too high, or the board  
120 determines it is in the best interests of the district to reject  
121 all bids. The board may require the bidders to furnish bonds  
122 with a responsible surety to be approved by the board. Nothing  
123 in this section shall prevent the board from undertaking and  
124 performing the construction, operation, and maintenance of any  
125 project or facility authorized by this act by the employment of  
126 labor, material, and machinery.

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

131 (3) Contracts for maintenance services for any district  
132 facility or project shall be subject to competitive bidding  
133 requirements when the amount thereof to be paid by the district  
134 exceeds the amount provided in section 287.017, Florida  
135 Statutes, for category four. The district shall adopt rules,  
136 policies, or procedures establishing competitive bidding  
137 procedures for maintenance services. Contracts for other  
138 services shall not be subject to competitive bidding unless the  
139 district adopts a rule, policy, or procedure applying  
140 competitive bidding procedures to such contracts.

HB 1211

2012

141       (4) The district may apply to the Department of Management  
142 Services, or an entity succeeding to the duties of such  
143 department, to purchase commodities and contractual services  
144 from purchasing agreements established and state term contracts  
145 procured pursuant to section 287.057, Florida Statutes, by such  
146 department, as provided in section 287.056, Florida Statutes ~~No~~  
147 ~~contract shall be let by the board for the construction or~~  
148 ~~maintenance of any project authorized by this act, nor shall any~~  
149 ~~goods, supplies, or materials be purchased when the amount~~  
150 ~~thereof to be paid by said district shall exceed \$4,000, unless~~  
151 ~~notice of bids shall be advertised once a week for 2 consecutive~~  
152 ~~weeks in a newspaper published in Broward County and of general~~  
153 ~~circulation in the district, and in each case the bid of the~~  
154 ~~lowest responsible bidder shall be accepted, unless all bids are~~  
155 ~~rejected because the bids are too high. The board may require~~  
156 ~~the bidders to furnish bond with responsible surety to be~~  
157 ~~approved by the board. Nothing in this section shall prevent the~~  
158 ~~board from undertaking and performing the construction,~~  
159 ~~operation, and maintenance of any project or facility authorized~~  
160 ~~by this act, by the employment of labor, material, and~~  
161 ~~machinery.~~

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