

# MEETING OF JANUARY 7, 1997

(The meeting convened at 10:00 a.m. and adjourned at 12:25 p.m.)

PLEDGE OF ALLEGIANCE was led by the Chair.

## CONSENT AGENDA

### AVIATION DEPARTMENT

1. MOTION TO APPROVE Amendment No. 1 to the Lease Agreement between Broward County and Avis Rent A Car Systems, Inc. increasing the leased space from 108,900 square feet to 283,140 square feet of land to be used for vehicle storage only at the Fort Lauderdale-Hollywood International Airport, effective upon Board approval and month to month thereafter not to exceed 12 months with a 15-day cancellation clause, and authorize the Chair and Clerk to execute same.

**ACTION: (A-0089) Approved.**

2. MOTION TO AUTHORIZE Aviation Department to transmit a revised interim Airport Layout Plan (ALP) for Fort Lauderdale-Hollywood International Airport (FLL) to the Federal Aviation Administration (FAA) for approval of modified Planning Activity Level One (PAL1) development.

**ACTION: (A-0089) Approved.**

### PUBLIC WORKS DEPARTMENT

#### REAL PROPERTY SECTION

3. MOTION TO DECLARE surplus to the County's needs in accordance with Florida Statute 125.35, a parcel of property legally described as Lot 35, Block A, "Carver Ranches Bus. Sec.," Plat Book 23, Page 31B and further direct staff to set a minimum acceptable bid of \$2,740 in accordance with the Property Appraiser's assessed value.

**ACTION: (A-0089) Approved.**

### OFFICE OF ENVIRONMENTAL SERVICES

#### FISCAL OPERATIONS DIVISION

4. MOTION TO ADOPT Resolution 97-0001 assessing liens for unpaid water or sewer or water and

sewer charges.

## **ACTION: (A-0089) Approved.**

5. MOTION TO APPROVE AND EXECUTE satisfactions of claim of lien to release liens recorded for unpaid water or sewer or water and sewer charges.

## **ACTION: (A-0089) Approved.**

# **OFFICE OF INTEGRATED WASTE MANAGEMENT**

## **SOLID WASTE OPERATIONS DIVISION**

6. MOTION TO EXERCISE option to renew, for one additional year, the agreement among Broward County, Wheelabrator North Broward, Inc., Wheelabrator South Broward, Inc., and HDR Engineering, Inc. to provide independent engineering services to the North and South Resource Recovery Projects for an amount not to exceed \$30,000 and further to delegate the authority to renew the agreement for the remaining additional one-year period to the County Administrator.

*ACTION: (A-0089) Approved. Motion revised to reflect one year renewal only.*

# **OFFICE OF TRANSPORTATION**

## **ENGINEERING DIVISION**

7. MOTION TO APPROVE revocable license agreement between Broward County and Chevron USA for the installation and maintenance of a sign that is permitted under applicable sign ordinances and laws in the right-of-way of Broward Boulevard just west of Pine Island Road within the plat of Barry Smith of Broward (90-23), and authorize the Chair and Clerk to execute same.

*ACTION: (A-0089) Withdrawn for further staff review.*

8. MOTION TO APPROVE agreement between Broward County and the City of Hollywood for the joint funding of improvements to the intersection of Taft Street and North 58th Avenue, Project No. 5167, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-0089) Approved.**

9. MOTION TO APPROVE agreement between Broward County and the City of Tamarac for the joint funding of improvements to a portion of Hiatus Road between Commercial Boulevard and McNab Road, Project No. 5154, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-0089) Approved.**

10. A. MOTION TO ADOPT Resolution 97-0002 accepting a road easement executed by Arvida/JMB Partners, donating right-of-way for Weston Road in Section 17, Township 50 South, Range 40 East.

## **ACTION: (A-0089) Approved.**

B. MOTION TO ADOPT Resolution 97-0003 accepting a sidewalk and drainage easement executed by Arvida/JMB Partners, donating right-of-way for Weston Road in Section 17, Township 50 South, Range 40 East.

## **ACTION: (A-0089) Approved.**

11. A. MOTION TO ADOPT Resolution 97-0004 authorizing conveyance of a county deed executed by Broward County, donating right-of-way for Powerline Road in Section 22, Township 49 South, Range 42 East, to the State of Florida Department of Transportation, and authorize the Chair and Clerk to execute and deliver said county deed.

## **ACTION: (A-0089) Approved.**

B. MOTION TO ADOPT Resolution 97-0005 authorizing conveyance of a temporary easement executed by Broward County, donating right-of-way for Powerline Road in Section 22, Township 49 South, Range 42 East, to the State of Florida Department of Transportation, and authorize the Chair and Clerk to execute and deliver said temporary easement.

## **ACTION: (A-0089) Approved.**

12. MOTION TO APPROVE road transfer agreement between Broward County and the City of Fort Lauderdale for the transfer of jurisdiction of NE 62nd Street (NE 18th Avenue to US 1) and NE 56th Street (NW 14th Avenue to US 1), and authorize the Chair and Clerk to execute same.

## **ACTION: (A-0089) Approved.**

13. MOTION TO APPROVE joint project agreement between Broward County and BellSouth Telecommunications, Inc. whereby BellSouth agrees to fund actual increased construction costs (estimated to be \$42,900) caused by its facilities, located in the right-of-way of NE 62nd Street, between Dixie Highway and NE 18th Avenue, which are economically infeasible to relocate, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-0089) Approved.**

14. MOTION TO ADOPT Resolution 97-0006 for Highway Improvement Project for McNab Road, Project No. 5117, from Pine Island Road to University Drive, accepting and adopting the official Right-

of-Way Map set as revised to supersede the Official Right-of-Way Map set previously adopted, confirming parcels necessary for condemnation, and authorizing the County Attorney to proceed with condemnation.

## **ACTION: (A-0089) Approved.**

### **FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

## **ACCOUNTING DIVISION**

15. MOTION TO FILE annual audit and financial report for units of local government for certain independent districts for the year ended September 30, 1996.

A. Broward County Educational Facilities Authority.

## **ACTION: (A-0089) Approved.**

16. MOTION TO FILE Annual Report of Interest Payments made under the Prompt Payment Act pursuant to Florida Statute 218 and County Ordinance No. 89-49

## **ACTION: (A-0201) Approved.**

*NOTE: Staff directed to develop a better process to expedite payment of vendor's invoices under the Prompt Payment Act.*

17. MOTION TO FILE Tangible Property Asset Disposal Certificate No. 427 for Fiscal Year 1996.

## **ACTION: (A-0089) Approved.**

## **OFFICE OF HOUSING FINANCE**

18. MOTION TO FILE with the Board of County Commissioners, the regularly scheduled meetings of the Housing Finance Authority for the 1997 calendar year.

## **ACTION: (A-0089) Approved.**

## **PURCHASING DIVISION**

For Aviation Department

19. MOTION TO APPROVE First Amendment to the Agreement between Broward County and Miller, Legg & Associates, Inc. for consultant services for replacement parking, temporary roadways and

miscellaneous site work at Fort Lauderdale- Hollywood International Airport to revise rates for some staffing categories, add additional staffing categories and to expand the conflict of interest clause with no change in contract time or amount, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-0089) Approved.**

20. MOTION TO APPROVE the First Amendment to Contract H-09-95-18-24, between Broward County and Hines Landscaping, Inc. authorizing an additional location (Park and Save West Parking Lot) to be maintained for grounds maintenance from date of award through December 31, 1997 in the approximate amount of \$59,500 per year for the items listed in the amendment and authorize the Purchasing Director to renew in conjunction with the original contract based on vendor performance and mutual acceptance, an additional 24-month period through December 31, 1999.

## **ACTION: (A-0089) Approved.**

For Public Works Department

21. MOTION TO APPROVE Work Authorization No. 9507 in accordance with the Agreement of September 12, 1995 between Broward County and Montgomery Watson Americas, Inc. to provide professional engineering services for the purpose of District 1A Generator Design, for an amount not to exceed \$167,557 and a time period of 360 calendar days, and authorize the Chair and Clerk to execute same. BCOES Project Number: 9507 - District 1A Generator Design.

## **ACTION: (A-0089) Approved.**

22. MOTION TO AUTHORIZE Purchasing Division to purchase directly from the Florida State Contract for Automobiles and Light Trucks (Bid No. 070-001-96-1) and subsequent contract awards. Estimated annual expenditures are \$500,000. The term of authorization shall start on January 7, 1997 and shall terminate on September 30, 1997. This was a competitively bid contract by the State of Florida.

## **ACTION: (A-0089) Approved.**

23. MOTION TO AUTHORIZE Purchasing Division to purchase directly from the Florida Sheriff's Association, Sheriff's Offices and Local Governmental Agencies of the State of Florida Contract Cooperative Bid for Pursuit, Administrative Non-Pursuit, Utility Vehicles, Trucks and Vans, Bid No. 96-04-0918, and subsequent contract awards. Estimated annual expenditures are \$120,000. The term of authorization shall start January 7, 1997 and shall terminate October 2, 1997. This was a competitively bid Contract by the Florida Sheriff's Association.

## **ACTION: (A-0089) Approved.**

24. MOTION TO APPROVE Work Authorization No. 1 in accordance with the agreement of August 23, 1994 between Broward County and Asbestos Abatement of Florida, Inc. for the Library of Environmental Services to provide asbestos abatement of Room 444 of the Main Courthouse (Law

Library) for an amount not to exceed \$54,551 and a time period of 17 days, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-0089) Approved.**

25. MOTION TO APPROVE the agreement between Broward County and Kimley-Horn & Associates, Inc. for professional services to improve Pembroke Road (from Flamingo Road to Douglas Road) in the amount of \$649,781.05, and a contract time of 15 months, and authorize the Chair and Clerk to execute same. B.C.E.D. Project No. 5169

## **ACTION: (A-0089) Approved.**

26. MOTION TO AWARD open-end contract to low responsive, responsible bidder, Group I to B&B Maid & Janitorial Services, Inc. in the approximate amount of \$1,275,290.69, less \$33,171.65, for a net approximate amount of \$1,242,114.96, and low responsive, responsible bidder Group II to Kleen-Rite Janitorial, Inc. in the approximate amount of \$205,540.46, for Janitorial Services at Governmental Center and South Regional Courthouse (Bid No. G-09-96-08-36) for the Facilities Management Division subject to receipt and acceptance of Insurance/Performance and Payment Guaranty and to authorize the Purchasing Director to renew contract for two one-year periods. The initial contract period shall start on the fifth of the month after acceptance of Insurance/Performance and Payment Guaranty and shall terminate three years from that date.

*ACTION: (A-0089) Withdrawn for further staff review.*

27. MOTION TO APPROVE Work Authorization No. 1 in accordance with the Claims Consultant Services Library, with Trauner Consulting Services, Inc., for schedule analysis services in conjunction with the contractors' claim on the Judicial Center Expansion Project in an amount not to exceed \$30,000 and a time period not to exceed 120 days, and authorize the Chair and Clerk to execute same contingent upon receipt and acceptance of specified insurance.

*ACTION: (A-0089) Approved, with addendum.*

## **REVENUE COLLECTION DIVISION**

28. MOTION TO ADOPT Resolution 97-0007 authorizing cancellation of warrants from Payroll Account No. 96442530, Central Account No. 96442522 and Court Trustee No. 95035370/303427454.

## **ACTION: (A-0089) Approved.**

29. MOTION TO APPROVE AND EXECUTE satisfaction of claim of lien(s) against Eric Ridgley, a child; Richard Shannon and Jonathan Kushim, a child.

## **ACTION: (A-0089) Approved.**

## **RISK MANAGEMENT DIVISION**

30. MOTION TO AUTHORIZE full and final settlement of Claim No. SSA/101295TRIP/01 in the amount of \$100,000.

**ACTION: (A-0089) Approved.**

31. MOTION TO AUTHORIZE full and final settlement of Workers' Compensation Claim No. 95 WC 0607 SM in the amount of \$89,627.

**ACTION: (A-0089) Approved.**

## **HUMAN SERVICES DEPARTMENT**

### **ELDERLY AND VETERANS SERVICES DIVISION**

32. MOTION TO APPROVE agreements between Broward County and the State of Florida, Agency for Health Care Administration for the purpose of compliance with State requirement of re-enrolling the Elderly and Veterans Services Division as a Medicaid Provider for the Community Care for the Elderly (No. 0990825-00) Program, Mental Health Targeted Case Management (No. 0990825-01) Program, and Assisted Living Medicaid (No. 0990825-02) Program, effective December 20, 1996, and authorize the Chair and Clerk to execute same.

**ACTION: (A-0089) Approved.**

## **HEALTH CARE MANAGEMENT**

33. MOTION TO APPROVE grant application to the U.S. Department of Health and Human Services, Health Resources and Services Administration, in the amount of \$5,780,059 for the Health Care Management Division of Broward County to provide health care related services to HIV/AIDS persons from February 28, 1997 through February 28, 1998, and authorize the County Administrator to take the necessary administrative and budgetary actions for implementation.

**ACTION: (A-0089) Approved.**

34. A. MOTION TO APPROVE Amendment No. 1 to Agreement No. JQ301 between the State of Florida Department of Health and Rehabilitative Services and Broward County from July 1, 1996 through June 30, 1997 decreasing the value of the agreement by \$15,341 from \$461,990 to \$446,649 for the purpose of providing consultation services to the Department of Health and Rehabilitative Services in the investigation of child abuse allegations, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-0089) Approved.**

B. MOTION TO ADOPT unanticipated revenue Resolution 97-0008 within the State of Florida Grant Fund for the Child Protection Team in the amount of \$15,341 to implement a 3% reduction mandated by the 1996 Florida Legislature. This continued funding will provide consultant services to child abuse allegations from July 1, 1996 through June 30, 1997.

## **ACTION: (A-0089) Approved.**

### **COMMUNITY SERVICES DEPARTMENT**

#### **LIBRARIES DIVISION**

35. A. MOTION TO APPROVE the Master Agreement between Broward County and the School Board of Broward County in the amount of \$304,313 for the operation of cooperative community services with the School Board for the period October 1, 1996 through September 30, 1997, and authorize the Chair and Clerk to execute same.

*ACTION: (A-0089) Withdrawn for refinement of contract per County Attorney's Office.*

B. MOTION TO ADOPT unanticipated revenue resolution within the grant fund for the Libraries Division in the amount of \$304,313 for the operation of cooperative community services with the School Board for the period October 1, 1996 through September 30, 1997.

*ACTION: (A-0089) Withdrawn for refinement of contract per County Attorney's Office.*

#### **PARKS AND RECREATION DIVISION**

36. MOTION TO APPROVE use agreement between Broward County and West Lake Associates II, L.P./Port Authority Associates, L.P. for mitigation at West Lake Park, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-0089) Approved.**

#### **DEPARTMENT OF NATURAL RESOURCE PROTECTION**

37. MOTION TO APPROVE agreement between Broward County and Florida Atlantic University for \$1,875 to provide placement of a graduate student intern to assist Broward County Department of Natural Resource Protection perform tasks related to the Broward Urban River Trails (BURT) project. Tasks include land use and resource review, analysis of data and composition of annotated critical bibliography, and composition of geographic information systems maps.

## **ACTION: (A-0089) Approved.**

# **ENVIRONMENTAL MONITORING DIVISION**

38. MOTION TO APPROVE contract between Broward County Department of Natural Resource Protection and the Florida Department of Environmental Protection to sample the Ground Water Monitoring Network in Broward County, DEP Contract GW121, and authorize the Chair and Clerk to execute same.

**ACTION: (A-0089) Approved.**

## **POLLUTION PREVENTION & REMEDIATION DIVISION**

39. MOTION TO APPROVE transmittal of a grant application to the Environmental Protection Agency for DNRP in the amount of \$200,000 for the purpose of conducting a Broward County Brownfield Program Pilot Project, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

**ACTION: (A-0089) Approved.**

# **DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT**

## **COMMUNITY DEVELOPMENT DIVISION**

40. MOTION TO APPROVE satisfaction of mortgage on a benefit payment in the amount of \$37,000 made to Robert Perkins (deceased), and authorize the Chair and Clerk to execute same.

**ACTION: (A-0089) Approved.**

41. MOTION TO APPROVE agreement between Broward County and Beverly and D. Allen Johnson in the amount of \$24,643.35, for the Rental Acquisition and Rehabilitation Program under the State Housing Initiatives Partnership (SHIP) Program to renovate and expand one duplex (two units) located at 5910/5914 NW 19th Court, Lauderhill, Florida, and authorize the Chair and Clerk to execute same.

**ACTION: (A-0089) Approved.**

42. MOTION TO APPROVE satisfaction of mortgage on a deferred payment loan in the amount of \$11,200 made to Annie M. Branham (now deceased), and authorize the Chair and Clerk to execute same.

**ACTION: (A-0089) Approved.**

## **PORT EVERGLADES DEPARTMENT**

43. MOTION TO APPROVE renewal of Port Everglades Mobile Motorized Food/Drink Service Business Permit between Broward County, Florida and Hector Striano d/b/a Striano Cafeteria effective January 1, 1997 through December 31, 1997, and authorize the Chair and Clerk to execute same.

*ACTION: (A-0089) Withdrawn - requirements for renewal not met.*

44. MOTION TO APPROVE renewal of Port Everglades Taxi/Limo/Bus Service Business Permits between Broward County, Florida, and the companies listed on Schedule A attached hereto, effective January 1, 1997 through December 31, 1997, and authorize the Chair and Clerk to execute same.

**ACTION: (A-0089) Approved.**

45. MOTION TO APPROVE Port Everglades Taxi/Limo/Bus Service Business Permits between Broward County, Florida and All Points Limousine Services, Inc. and Limousine Management Services, Inc. d/b/a Central Park Limousine Services, respectively, in accordance with Chapter 32 of the Broward County Administrative Code, effective from the date of approval, with an expiration of December 31, 1997, and authorize the Chair and Clerk to execute same.

**ACTION: (A-0089) Approved.**

## **OFFICE OF BUDGET AND MANAGEMENT POLICY**

46. MOTION TO APPROVE business travel and trips in accordance with Administrative Order 105.

**ACTION: (A-0089) Approved.**

47. MOTION TO ADOPT unanticipated revenue Resolution 97-0009 within the Law Enforcement Trust Fund in the amount of \$45,000 to provide funding for Women in distress and the Civil Air Patrol Program.

**ACTION: (A-0089) Approved.**

## **GREATER FORT LAUDERDALE**

## **CONVENTION & VISITORS BUREAU**

48. MOTION TO APPROVE agreement between Broward County and Configurations for the storage and handling of Greater Fort Lauderdale Convention & Visitors Bureau's exhibits for trade shows, including the setting up and dismantling of the exhibit for each trade show. The term of this agreement shall commence upon execution and ending October 31, 1997, and authorize the Chair and Clerk to execute same.

**ACTION: (A-0089) Approved.**

## **COMMISSION AUDITOR**

49. MOTION TO APPROVE Commission Auditor travel to Mobile, Alabama February 12 through 14, 1997 for the Southeastern Intergovernmental Audit Forum.

**ACTION: (A-0089) Approved.**

## **COUNTY ATTORNEY**

50. MOTION TO RATIFY selection of Adorno & Zeder, P.A. for appointment in conflict cases, and more specifically, in the case of Bob Martinez v. American Bankers Insurance Co., Broward Circuit Court No. 87-14683.09.

**ACTION: (A-0089) Approved.**

51. MOTION TO APPROVE settlement of Parcel Nos. 1 and 2 in the amount of \$35,000 as full compensation in the condemnation case of Broward County v. Yale and Georgia Citrin, West Lake Park area.

**ACTION: (A-0089) Approved.**

## **BOARD APPOINTMENTS**

52. MOTION TO REAPPOINT Daniel L. Austin to the Regional Health Planning Council for a two-year term commencing November 1, 1996. Dr. Austin represents the Consumer 60 Plus category. (Commissioner Cowan)

**ACTION: (A-0089) Approved.**

53. MOTION TO APPOINT Steve Werthman to the Broward County Planning Council. Dr. Werthman represents the non-elected category. (Commissioner Gunzburger)

**ACTION: (A-0089) Approved, as revised.**

# REQUEST TO SET FOR PUBLIC HEARING

54. MOTION TO ADOPT Resolution 97-0010 directing the County Administrator to publish notice of public hearing to consider enactment of proposed ordinance to be held Tuesday, January 28, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the substance of which is set forth as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PROVIDING FOR THE REPEAL OF ORDINANCE NO. 84-32, WHICH CREATED THE BROWARD COUNTY MENTAL HEALTH DIVISION TRUST FUND ACCOUNT; PROVIDING FOR THE CLOSING OF THE MENTAL HEALTH DIVISION TRUST FUND ACCOUNT; PROVIDING FOR THE TRANSFER OF TRUST FUNDS FROM THE MENTAL HEALTH DIVISION TRUST FUND ACCOUNT TO THE COUNTY TRANSITIONAL HOUSING ACCOUNT SOLELY TO ASSIST MENTAL HEALTH

CONSUMERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by The Board of County Commissioners)

**ACTION: (A-0089) Approved.**

55. MOTION TO ADOPT Resolution 97-0011 directing the County Administrator to publish notice of public hearing to be held Tuesday, January 14, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to consider the County's legislative package for the 1997 Legislative Session.

**ACTION: (A-0267) Approved.**

*NOTES: 1) Staff directed to delete item 13 under Legislation and Appropriations of Significant Interest from the legislative package, relating to the collection of delinquent child support payments. 2) The Commission requested that the County Attorney share the language created by the County Attorney's Office and various public agencies regarding an amendment relating to the purchase of real estate in eminent domain cases at the January 14, 1997 commission meeting.*

56. MOTION TO ADOPT Resolution 97-0012 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, February 11, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon road right-of-way, lying and being in Broward County, Florida, and located at 5400 NW 57th Avenue in the City of Coral Springs. Petitioner: WCI Communities Limited Partnership (Patricia Hitchcock - Agent) 15-V-93.

**ACTION: (A-0089) Approved.**

57. MOTION TO ADOPT Resolution 97-0013 authorizing a public hearing to be held on Tuesday, February 11, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to exchange County property and directing the County Administrator and Clerk to publish a Notice of Exchange of County property owned by Home Dynamics Eastridge, L.P. as provided in Section 125.37, Florida Statutes. Parcel 96-14

# **ACTION: (A-0089) Approved.**

## **REGULAR AGENDA**

58. **COUNTY ADMINISTRATOR'S REPORT** - County Administrator B. Jack Osterholt gave a brief update on the arena labor disagreement issue relating to the prevailing wage ordinance. He advised that the unions and Arena Development Corporation have agreed to meet and will attempt to resolve the issue. Mr. Osterholt will continue to apprise the Board on any progress made.

***ACTION: (A-0371) Staff was directed to request contract documents and other relevant records pursuant to the Development Agreement or through request of public records to determine whether or not prevailing wages are being paid. Arena Development Corporation is requested to produce the documents by Monday, January 13, 1997. The County Commission authorized the County to audit the contract documents in order to prepare for possible litigation. Further, the County Commission directed the County Administrator to adhere to a strict scrutiny of contract provisions on any draw payments subsequent from this day on.***

Submitted for the record, was the jail report, which is 3,867 (131 over) the cap of 3,736.

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## **QUASI-JUDICIAL HEARING**

Please be advised that the following items on the Commission's agenda are quasi-judicial in nature. If you wish to object or comment upon these items, please indicate the item number you would like to address when the announcement regarding the quasi-judicial item is made. You must be sworn before addressing the Commission, and if you wish to address the Commission, you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider what you have said in its final deliberations.

## **DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT**

### **DEVELOPMENT MANAGEMENT DIVISION**

59. DISCUSSION of Plat entitled "Uni. Fab. Plat" - District 6, (072-MP-93).

***ACTION: (A-1734) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

60. DISCUSSION of Plat entitled "Aztec Plat" - District 3, (039-MP-96).

***ACTION: (A-1568) Deferred to August 12, 1997, under Section 5-181(i) of the Land Development Code, to study traffic concurrency.***

61. DISCUSSION of Plat entitled "6 West Townhouses" - District 4, (049-MP-96).

***ACTION: (A-1751) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

62. DISCUSSION of Plat entitled "Broward Central Catholic High School" - District 5, (011-UP-95).

***ACTION: (A-1764) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

63. DISCUSSION of Plat entitled "Nautica Plat" - District 5, (029-MP-95).

***ACTION: (A-1575) Deferred to February 4, 1997 at the applicant's request.***

64. A. DISCUSSION of paved access requirement related to the "Four Acre Plat"(005-UP-96). (Deferred from December 17, 1996)

***ACTION: (A-1778) Approved staff's recommendation of denial.***

B. DISCUSSION of Plat entitled "Four Acre Plat" - District 3, (005-UP-96). (Deferred from December 17, 1996)

***ACTION: (A-1778) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

65. A. DISCUSSION of Plat entitled "Silver Shores" - District 5, (103-MP-95). (Deferred from November 19, 1996)

***ACTION: (A-2251) Deferred up to May 13, 1997 to enable staff to perform a complete site specific traffic study to clarify the Commission's original request on November 19, 1996. Further, staff will determine whether evacuation routes in the area will be affected..***

B. DELEGATION: Gerald L. Knight regarding motion to approve amendment to School Agreement relating to the Silver Shores Plat (103-MP-95).

***ACTION: (A-2251) Deferred to May 13, 1997.***

66. DELEGATION: Paul Lovesky regarding request to revise the note on the 1860 Plat (020-MP-95).

***ACTION: (A-2568) Approved subject to staff's recommendations.***

67. DELEGATION: Christine Vitolo regarding request to amend the note on the Mitchell Sites Plat (013-UP-81).

***ACTION: (A-2587) Approved subject to staff's recommendations.***

68. DELEGATION: Hector L. Arana regarding request to amend the note on the 198 Terrace Plat (001-

UP-85).

***ACTION: (A-2603) Deferred to August 12, 1997 to study compliance with the zoning code and safe driveway access.***

69. DELEGATION: Howard B. Nadel regarding request to amend the note on the Kensington Plat (116-MP-89).

***ACTION: (A-3389) Approved subject to staff's recommendations.***

70. DELEGATION: Richard Brossard regarding request to amend the non-vehicular access line on the Savannah P.U.D. Plat 7 (044-MP-90).

***ACTION: (A-3406) Approved subject to staff's recommendations.***

71. DELEGATION: Mikki Hitt regarding request to waive sidewalk requirements on the Diocese of Armenian Church of America Plat (015-UP-96).

***ACTION: (A-3416) Approved subject to staff's recommendations.***

***NOTE: County Attorney's Office to work with appropriate staff to incorporate a notice clause in the standard sidewalk agreement.***

72. DELEGATION: Richard Kromer regarding request to waive paved access requirements for a single family residence in unincorporated Broward County.

***ACTION: (A-3556) Approved subject to staff's recommendations.***

73. DELEGATION: Gustavo X. Aguirre regarding request to amend the note on the Stirling Dykes Plat (017-UP-90).

***ACTION: (A-1578) Deferred to January 14, 1997 to enable the County Attorney's Office to interpret whether the item should be heard, due to the 12 month rule and the Commission's previous action taken on October 15, 1996 for denial of the applicant's request.***

## **END OF QUASI-JUDICIAL HEARING**

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## **CODE AND ZONING ENFORCEMENT DIVISION**

74. MOTION TO APPROVE agreement between Broward County and W.F. Buildings, Ltd. Relating to off-street parking, and authorize the Chair and Clerk to execute same.

**ACTION: (A-3592) Approved.**

## **OFFICE OF GENERAL SERVICES**

75. MOTION TO REAPPOINT East Annex Property selection/negotiation committee for the New River Development to update membership to include Commissioner Parrish, Commissioner Abramowitz, Commissioner Rodstrom, the Director of Public Works as Chair, Director of Finance and Administrative Services, Director of the Office of Budget and Management Policy, the County Administrator or designee, and an at-large member from the City of Fort Lauderdale.

***ACTION: (A-3648) Approved, as amended. Motion changed to: MOTION TO INCLUDE Commissioner Rodstrom as a member of the East Annex Property Selection/Negotiation Committee for the New River Development. Commissioner Rodstrom will serve along with Commissioner Parrish, Commissioner Abramowitz, the Director of Public Works as Chair, Director of Finance and Administrative Services, Director of the Office of Budget and Management Policy, the County Administrator or designee, and an at-large member from the City of Fort Lauderdale.***

## **HUMAN SERVICES DEPARTMENT**

### **HEALTH CARE MANAGEMENT**

76. MOTION TO ADOPT Resolution 97-0014 of the Board of County Commissioners of Broward County, Florida approving a reallocation of \$457,500 in appropriated FY 1996 Ryan White C.A.R.E. Act Title I, Formula Grant Funding for not-for-profit or for-profit health or social service organizations or governmental entities; approving the use of the contract shells previously approved by Resolution No. 96-0836 on September 17, 1996; authorizing the County Administrator to execute the appropriate contract or amendment to an existing contract, as applicable, for each organization listed on Exhibit A-1 and approved herein; providing for severability; and providing for an effective date.

**ACTION: (A-3676) Approved.**

## **COMMUNITY SERVICES DEPARTMENT**

### **ANIMAL CARE AND REGULATION DIVISION**

77. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida creating a temporary pilot program for the Animal Care and Regulation Division for free sterilization clinics; waiving fees for rabies inoculation and license tag fees for dogs and cats owned by individuals meeting federal low income guidelines, in conjunction with the program; providing for severability; and providing for an effective date and an automatic repeal date.

*ACTION: (A-3747) Withdrawn for further staff work.*

## **CONSUMER AFFAIRS DIVISION**

78. MOTION TO DIRECT County Attorney to draft an ordinance amending Chapter 20 and Chapter 22½, Broward County Code Ordinance (Consumer Protection Code) to provide the Division the authority to subpoena witnesses, administer oaths, and require production of documents and records; expand the definition of an appliance to include a central air-conditioning system and require refunds to consumers for work performed by unlicensed auto body and paint repair facilities, unlicensed motor vehicle repair facilities, unlicensed moving companies, unlicensed taxi cabs and limousines, and unlicensed towing companies.

**ACTION: (A-3748) Approved.**

## **CULTURAL AFFAIRS DIVISION**

79. MOTION TO ADOPT Resolution 97-0015 of the Board of County Commissioners of Broward County, Florida amending the Administrative Code, Chapter 29, Organizational Policy, Councils, Boards, and Committees, Part II, Broward Cultural Affairs Council Grant Program Guidelines; amending Challenge Grant Program, Part A and Part B; amending guidelines; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

**ACTION: (A-3759) Approved.**

## **LIBRARIES DIVISION**

80. MOTION TO APPROVE agreement between Broward County and PAWA Complex International, Inc. for consultant services for new construction of the African American Research Library and Cultural Center for a lump sum of \$714,000 and a contract time of 310 calendar days, and authorize the Chair and Clerk to execute same. RLI No. 101895-RB

**ACTION: (A-3761) Approved.**

## **DEPARTMENT OF NATURAL RESOURCE PROTECTION**

## **BIOLOGICAL RESOURCES DIVISION**

81. MOTION TO DIRECT County Attorney to draft an ordinance to amend Article XI of the Natural Resource Protection Code by : 1) renaming the Article; 2) renumbering the Tree Preservation section; 3) adding language to the Tree Preservation section to regulate State and County rights of way and projects on certain County property; 4) deleting the Tree Abuse provisions from Article XV, Section 27-421 through 425 and including that section in Article XI; 5) adding language to the Aquatic and Wetland Resource Protection section to allow our Code to be consistent with State regulations regarding

melaleuca-infested wetlands, and address fees and mitigation regarding “after-the-fact” licenses; 6) amending language throughout Article XI to provide clarification and correct scrivener’s errors, for the Biological Resources Division.

***ACTION: (A-3776) Approved, as amended. At Commission's request, include language which states that when cities submit their tree preservation ordinances to DNRP for recertification, that DNRP will closely review them for compliance.***

## **OFFICE OF BUDGET AND MANAGEMENT POLICY**

82. MOTION TO APPROVE travel for County employees on the attached list in accordance with Administrative Order 105.

**ACTION: (A-3932) Approved, as amended.**

## **PLANNING COUNCIL**

83. MOTION TO APPROVE 1997 Schedule of Public Hearings to consider Amendment of the Broward County Comprehensive Plan.

**ACTION: (A-3940) Approved.**

## **COMMISSION AUDITOR**

84. MOTION TO FILE Commission Auditor report entitled “Sheriff” Self-Insurance Fund,” dated December 13, 1996.

***ACTION: (A-3952) Deferred for four weeks.***

## **COUNTY ATTORNEY**

85. MOTION TO DIRECT County Attorney to draft an ordinance implementing Policy 13.01.10 of the Comprehensive Plan relating to Flexibility Rules. (Deferred from December 17, 1996)

***ACTION: (A-4036) Approved. The County Attorney's Office will forward correspondence inviting written comments from all the city attorneys. Further, a request will be made to the League of Cities to designate one (1) city attorney to work with the County Attorney's Office to provide additional input before the ordinance is finalized.***

## **COUNTY COMMISSION**

86. MOTION TO ADOPT Resolution 97-0016 urging the continued appropriation of funding for Preservation 2000. (Commissioner Parrish)

## **ACTION: (A-4290) Approved.**

## **NON AGENDA**

87. DISCUSSION: Commissioner Lieberman referred to a recent newspaper article regarding the homeless issue and commented that the issue was never discussed with her. She requested that in the future staff make a better effort to brief the commission on such issues before they appear in the newspaper. B. Jack Osterholt stated that the article was misleading, and explained that due to the holiday break, it was difficult to schedule meetings.

***ACTION: (A-4299) No board action was taken.***

88. DISCUSSION: Commissioner Abramowitz stated that he attended a meeting of the Governor's HMO Task Force on Monday, January 6, 1997. He relayed that there was great concern expressed among local governmental agencies regarding the financial ramifications of some of the suggestions being proposed. The counties would bear the financial responsibility for providing such services. Commissioner Abramowitz stated he would keep the commission informed of the proposed suggestions.

***ACTION: (A-4358) No board action was taken.***

89. DISCUSSION: Commissioner Parrish reaffirmed the commission's position to reserve Tuesdays and Thursdays from 8:30 to 5:00 p.m. to be available to attend Selection/Negotiation Committee meetings. (When regular commission meetings are not in session) She suggested that if a commissioner is late, to begin the meeting without the commissioner.

***ACTION: (A-4425) No board action was taken.***

90. DISCUSSION: Commissioner Parrish expressed her regret in not participating in the Governor's committee on the South Florida Ecosystem Task Force. She commented that staff was late in forwarding the necessary correspondence and the gubernatorial appointments were taken. There is no representation for Broward, Dade or Palm Beach Counties.

***ACTION: (A-4497) No board action was taken.***

91. DISCUSSION: Commissioner Parrish stated that on January 2, 1997, she attended the Board of Adjustment's regular meeting and discovered that there are three (3) vacant appointments. She requested that the appropriate commissioners fill their vacant appointments.

***ACTION: (A-4563) The appropriate commissioners will fill their respective appointments to the Board of Adjustment.***

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