

MEETING OF JANUARY 12, 1999

(The meeting convened at 10:00 a.m.; recessed at 12:50 p.m.; reconvened at 2:30 p.m., and adjourned at 3:40 p.m.)

PLEDGE OF ALLEGIANCE was led by Tina Akhavan, Country Hills Elementary School; Dana Sabghir, Westchester Elementary School, and all the winners of the book cover coloring and the water conservation poetry contest based on the theme of water awareness and which coincides with "Water Awareness Day."

CONSENT AGENDA

BOARD APPOINTMENTS

1. MOTION TO APPROVE reappointment of Mr. Harvey Meltzer to serve on the Consumer Protection Board of Broward County. Mr. Meltzer will fill a vacant position on this Board. (Commissioner Rodstrom)

ACTION: (A-0585) Approved.

A. MOTION TO REAPPOINT Ms Janet Caron to serve on the Advisory Board for Persons with Disabilities. Ms. Caron will fill a vacant position. (Commissioner Rodstrom)

ACTION: (A-0585) Approved.

B. MOTION TO APPROVE APPOINTMENT of Donald E. Bowen to the Committee for Community Development. Mr. Bowen fills an existing vacancy. (Commissioner Cowan)

ACTION: (A-0585) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE terminal services permit between Broward County, Florida and AirTran Airways, Inc., at the Fort Lauderdale-Hollywood International Airport effective upon Board approval and shall terminate on September 30, 2000 with a 30- day cancellation notice, and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

3. MOTION TO ADOPT Resolution 1999-07 exercising renewal option for Human Resources Employee Benefits located in Suite 205 of the Housing Finance Authority building, at 110 Northeast 3rd Street for 2,808 square feet; Terms of Renewal: \$14.85 per square foot; \$3,474.83 month for two years effective April 1, 1999 through March 31, 2001; and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

4. MOTION TO APPROVE agreement for trafficways beautification between Broward County and the City of Pembroke Pines in an amount not to exceed \$10,000 for Sheridan Street Median from Douglas Road to west of University Drive, Project No. 5116, and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

5. MOTION TO APPROVE notice of termination of a revocable license agreement between Broward County and Irving Fromberg and Joseph Grupico for use of old Griffin Road right-of-way easement, as shown on the recorded plat of MMCO Plat (121-19), in the City of Dania approximately ½ mile west of Federal Highway adjacent to the Dania Cut-Off Canal for gaining access to and erecting, maintaining and utilizing boat dock for appropriate maritime uses including erection and use of boat lifts; and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

6. MOTION TO APPROVE agreement between Broward County and City of Fort Lauderdale for funding (at no cost to the County) the relocation of underground water mains along NW 23rd/21st Avenue from Sunrise Boulevard to NW 19th Street, Project No. 5140, and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

7. MOTION TO ADOPT Resolution 1999-08 of the Board of County Commissioners declaring certain County owned property to be public road right-of-way; subject properties are to be used for the reconstruction and widening of Copans Road and is a part of Broward County Plat No. 1, as recorded in Plat Book 107, Page 47 of the Public Records of Broward County, Florida; the subject parcels are located on the north side of Copans Road between Powerline Road and NW 25th Avenue.

ACTION: (A-0585) Approved.

8. MOTION TO APPROVE “Agreement for Construction of Required Offsite Improvements as Part of County Road Project” between Broward County and World Partner Enterprises, Ltd. relating to Douglas Road (Project No. 5116) from Sheridan Street to Pembroke Road, and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

9. A. MOTION TO ADOPT Resolution 1999-09 amending the provisions securing the installation, construction and completion of improvements required as a condition of approval of the Alpha 250 Plat (006-MP-93) and relating to Copans Road Project (No. 5111) from Powerline Road to Banks Road and amending Resolution 94-339, and authorize the Chair and Clerk to execute same.

ACTION: (A-0650) Approved.

B. MOTION TO EXTEND final date for closing by 35 days, from January 15, 1999 to February 19, 1999, on the sale of 20 Alpha 250 parcels to Industrial Developments International, Inc. for \$15,000,103.

ACTION: (A-0650) Approved.

NOTE: Staff will notify the Board immediately in the event that there is any reason for a delay, change of plans or problems arising in the project.

STREETS AND HIGHWAYS DIVISION

10. A. MOTION TO ADOPT budget Resolution 1999-10 transferring funds within Streets and Highways’ Capital Outlay Fund for Streets and Highways Division in the amount of \$150,000 to resurface SW 4th Avenue (State Road 84 to Davie Boulevard), Fort Lauderdale.

ACTION: (A-0585) Approved.

B. MOTION TO ADOPT budget Resolution 1999-11 transferring funds within Streets and Highways’ Capital Outlay Fund for Streets and Highways Division in the amount of \$90,000 to resurface streets in Bel Air Subdivision, Unincorporated Broward County.

ACTION: (A-0585) Approved.

OFFICE OF INTEGRATED WASTE MANAGEMENT

RECYCLING AND CONTRACT ADMINISTRATION DIVISION

11. MOTION TO APPROVE agreements between Broward County and the Cities of Coral Springs and Hollywood, and Achievement & Rehabilitation Centers, Broward Children's Center, and Westminster Academy for Eleventh Year Waste Tire Grant Funds in the amount of \$194,333 and an allocation of \$34,000 in Grant Funds to Broward County Parks & Recreation Division, authorizing the necessary administrative and budgetary actions to implement, and authorize the Chair and Clerk to execute same, conditional upon approval and execution by grantees.

ACTION: (A-0585) Approved.

12. MOTION TO APPROVE recycling and education grant agreements between Broward County and 26 municipal applicants for Eleventh Year Recycling and Education Grant Funds in the amount of \$323,564.00, and authorize the Chair and the Clerk to execute same, conditional upon approval and execution by cities. (Deferred from January 5, 1999, Item 2)

ACTION: (A-0585) Approved.

13. MOTION TO APPROVE agreements between Broward County and the Cities of Deerfield Beach, Fort Lauderdale, Hollywood, Oakland Park, and the Broward County Sheriff's Office for Eleventh Year Waste Tire Grant Funds in the amount of \$136,000 and an allocation of \$100,000 in Grant Funds to Broward County Code & Zoning Enforcement Division, authorizing the necessary administrative and budgetary actions to implement, and authorize the Chair and Clerk to execute same, conditional upon approval and execution by grantees.

ACTION: (A-0585) Approved.

14. MOTION TO APPROVE agreement between Broward County and Broward Community College (BCC) in the amount of \$100,000 to provide, at no cost to the County, comprehensive recycling services to BCC's four campuses for the period July 1, 1998 to June 30, 2000, and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

OFFICE OF HOUSING FINANCE

15. MOTION TO FILE with the Board of County Commissioners the regularly scheduled meetings of the Housing Finance Authority for the 1999 Calendar Year.

ACTION: (A-0585) Approved.

16. MOTION TO APPROVE satisfaction of mortgage for a State Housing Incentives Partnership (SHIP) Second Mortgage Program loan in the amount of \$18,000 to Karen Mann, and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

17. MOTION TO FILE Quarterly Foreclosure Report for the State Housing Incentives Partnership (SHIP) Single Family Second Mortgage Program administered by the Office of Housing Finance.

ACTION: (A-0585) Approved.

18. MOTION TO APPROVE satisfaction of mortgage for a State Housing Incentives Partnership (SHIP) Home Repair Program loan in the amount of \$9,315 to Jacqueline Jackson, and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

OFFICE OF INFORMATION TECHNOLOGY

19. MOTION TO APPROVE first amendment to the revocable license agreement between Broward County and Nextel South Corp. (formerly Dial Call, Inc. d/b/a Nextel Communications) providing for a new third antenna array, with additional compensation of \$6,000 per year paid to the County (amended to \$27,600 annually), and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

PURCHASING DIVISION

For Aviation Department

20. MOTION TO APPROVE Eighth Amendment to Agreement between Broward County and Keith and Schnars, P.A. for the preparation of a substantial deviation and related documents pertaining to the Development of Regional Impact (DRI) for Fort Lauderdale-Hollywood International Airport (FLL) to clarify early work done on offsite wetland mitigation is to be paid under Exhibit H, Task 12, Evaluation of Suitable Nearfield Wetland Mitigation Sites; for additional services related to the Dania and Fort Lauderdale Interlocal Agreements, the preparation of a Development Order Matrix, and the noise subconsultant services for a noise demonstration, for a total in new services of \$43,520.33; and to reallocate \$43,520.33, in unused funds from Exhibit A, Task 3.20, Housing, and Exhibit H, Task 2, Appeal Process and Task 4, Preliminary Traffic Concurrency Analysis; for no increase in the Agreement amount and no increase in time, and authorize the Chair and Clerk to execute the same.

ACTION: (A-0585) Approved.

For Community Services Department

21. MOTION TO AWARD open-end contract to the low bidder Atlantic Bus Sales for Bus, Light Duty Handicap Accessible, Conventional Floor (Bid No. C-10-98-224-B1) in the estimated amount of

\$391,976 for the Mass Transit Division, and authorize the Purchasing Director to renew the contract for a one-year period. The initial contract period shall start on the date of award and shall terminate one year from that date.

ACTION: (A-0585) Approved.

For Finance and Administrative Services Department

22. MOTION TO APPROVE procurement of 3Com hubs, other network internal components and services/support on an open-end basis to Ikon Technology Services in the estimated amount of \$350,000 (Florida State Contract No. 250-040-99-1) for the Office of Information Technology. The contract period shall be from date of award through June 30, 1999.

ACTION: (A-0585) Approved.

For Public Works Department

23. MOTION TO REJECT all bids for Bid No. H-4-98-108-B1, Service Line Replacement for Office of Environmental Services.

ACTION: (A-0585) Approved.

24. MOTION TO AUTHORIZE Purchasing Division to purchase directly from the Florida State Contract for Automobiles and Light Trucks (Bid No. 070-001-99-1) and subsequent contract awards. The annual estimated amount is \$1,250,000. The term of authorization shall start on the date of award and shall terminate October 30, 1999.

ACTION: (A-0585) Approved.

25. MOTION TO AWARD fixed contract to the low bidder, Rechten International Trucks, for Sewer/Storm Cleaner Truck (Bid No. C-O-98-246-FF) in the amount of \$209,444 for the Streets and Highways Division.

ACTION: (A-0585) Approved.

26. MOTION TO AWARD fixed contract to the low bidder, Broward Truck & Equipment Co, Inc., for 60 foot Bucket Truck 4-Wheel Drive, Utility Bed (Bid No. CO98247FF) in the amount of \$123,377.31, for the Streets and Highways Division.

ACTION: (A-0585) Approved.

27. A. MOTION TO ADOPT unanticipated revenue Resolution 1999-12 within the Engineering Capital Projects Fund (315) for the Engineering Division in the amount of \$123,684 for the funding of Change Orders to the Flamingo Road/Oakland Park Boulevard Intersection Improvement Project for additional

work requested by the City of Sunrise.

ACTION: (A-0585) Approved.

B. MOTION TO APPROVE increase in the Change Order allowance in the amount of \$123,684 from \$100,000 or 5.89% of the original contract amount to \$223,684 or 13.18% of the original contract amount of \$1,696,521.77, for the Flamingo Road/Oakland Park Boulevard Intersection Improvement Project, Contract No. P-3-98-063-CF, with Russell Engineering, Inc.

ACTION: (A-0585) Approved.

REVENUE COLLECTION DIVISION

28. MOTION TO APPROVE AND EXECUTE Satisfactions of Claim of Liens.

ACTION: (A-0585) Approved.

RISK MANAGEMENT DIVISION

29. MOTION TO AUTHORIZE full and final settlement of claim No. BBT/042198KELL in the amount of \$100,000.

ACTION: (A-0585) Approved.

PORT EVERGLADES DEPARTMENT

30. 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, 1999 through December 31, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

31. MOTION TO APPROVE Port Everglades Taxi/Limo/Bus Service Business Permit between Broward County, Florida, and Condo Limo 1997, Inc., in accordance with Chapter 32 of the Broward County Administrative Code, effective from the date of approval, with an expiration date of December 31, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

32. MOTION TO APPROVE First Amendment to the Agreement between Broward County and Craven Thompson & Associates, Inc. for expanded master planning and design phase for an increased amount

of \$140,000 at the Southport Container Terminal, and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

33. MOTION TO APPROVE Work Authorization WA-0061 authorizing the Port General Engineering Consultant, Craven Thompson & Associates, Inc. to design an air conditioning system within the baggage area and design replacement of the original 14-year old air conditioning equipment within the first and second floor terminal space within Terminal No. 4 at Port Everglades at the hourly billing rates as established in the Consultant's Services Agreement approved by the Broward County Board of County Commissioners on September 17, 1996, with the total amount of consultant fee not to exceed \$27,717 being charged against Port Everglades Budget Item No. 471-470-6565-6914, and authorize the Chair and Clerk to execute same.

ACTION: (A-0585) Approved.

OFFICE OF BUDGET SERVICES

34. MOTION TO APPROVE business travel for County employees in accordance with Administrative Order 105.

ACTION: (A-0585) Approved.

COURT ADMINISTRATION

35. A. MOTION TO INCREASE personnel cap within the General Fund for Court Administration by two positions for the purpose of adding a general master and secretary to address the growing caseload in the dependency courts.

ACTION: (A-5276) Approved.

B. MOTION TO ADOPT budget Resolution 1999-14 transferring funds within the General Fund for court Administration in the amount of \$88,350 for the addition of a general master and secretary.

ACTION: (A-5276) Approved.

COUNTY COMMISSION

36. MOTION TO FILE: City of Cooper City Resolution No. 98-11-2 dated November 10, 1998 entitled:

A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, SUPPORTING THE GOALS OF THE RESTUDY OF THE CENTRAL AND SOUTHERN FLORIDA PROJECT (c&sf RESTUDY); SUPPORTING FURTHER MODIFICATIONS TO MEET ECOLOGICAL GOALS AND URGING

CONGRESS TO ADOPT THE RESTUDY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Commissioner Lieberman)

ACTION: (A-0585) Approved.

REQUEST TO SET FOR PUBLIC HEARING

37. MOTION TO ADOPT Resolution 1999-13 directing the County Administrator to publish notice of a public hearing to be held on Tuesday, January 26, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider the County's legislative package for the 1999 Legislative Session.

ACTION: (A-0585) Approved.

38. MOTION TO ADOPT Resolution 1999-16 directing the County Administrator to publish notice of public hearing to be held on Tuesday, January 26, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO DOMESTIC PARTNERSHIPS; AMENDING CHAPTER 16½, TO CREATE ARTICLE VI RELATING TO THE BROWARD COUNTY DOMESTIC PARTNERSHIP ACT OF 1999; CREATING SECTION 16½-150 TO PROVIDE A TITLE; CREATING SECTION 16½-151 RELATING TO FINDINGS AND CONSTRUCTION OF SAID ACT; CREATING SECTION 16½-152 RELATING TO DEFINITIONS; DEFINING CERTAIN TERMS; CREATING SECTION 16½-153 RELATING TO REGISTRATION OF DOMESTIC PARTNERSHIP RELATIONSHIP; PROVIDING FOR METHOD OF ESTABLISHMENT AND REGISTRATION; PROVIDING REQUISITES FOR A DECLARATION OF DOMESTIC PARTNERSHIP PROVIDING TIME LIMITATION OF ESTABLISHMENT OF NEW DOMESTIC PARTNERSHIP RELATIONSHIP; CREATING SECTION 16½-154 RELATING TO TERMINATION OF REGISTERED DOMESTIC PARTNERSHIP; PROVIDING FOR THE TERMINATION OF DOMESTIC PARTNERSHIP; PROVIDING FOR AUTOMATIC TERMINATION IN CASE OF MARRIAGE OR DEATH OF DOMESTIC PARTNER; CREATING SECTION 16½-155, RELATING TO MAINTENANCE OF RECORDS AND FILING FEES; PROVIDING FOR MAINTENANCE OF DOMESTIC PARTNERSHIP RECORDS; AUTHORIZING COUNTY ADMINISTRATOR TO ESTABLISH FILING FEES; CREATING SECTION 16½-156 RELATING TO RIGHTS AND OBLIGATIONS; CREATING SECTION 16½-157 RELATING TO COUNTY EMPLOYEES; EXTENDING BENEFITS TO DOMESTIC PARTNERS OF COUNTY EMPLOYEES; AUTHORIZING USE OF LEAVE TO CARE FOR DOMESTIC PARTNER; AUTHORIZING COUNTY ADMINISTRATOR TO IMPLEMENT EXTENSION OF BENEFITS BY CERTAIN DATE; CREATING SECTION 16½-158 PROHIBITING DISCRIMINATION AGAINST DOMESTIC PARTNERS BY COUNTY CONTRACTORS; REQUIRING CONTRACTORS TO EXTEND BENEFITS TO DOMESTIC PARTNERS OF CONTRACTOR'S EMPLOYEES; REQUIRING CERTAIN CONTRACTUAL PROVISIONS; REQUIRING NOTICE TO EMPLOYEES; PROVIDING FOR APPLICABILITY; AUTHORIZING COUNTY ADMINISTRATOR TO ESTABLISH APPEAL PROCESS; PROVIDING EXEMPTIONS; CREATING SECTION 16½-159 RELATING TO VISITATION OF LICENSED FACILITIES; PROVIDING FOR VISITATION RIGHTS FOR DOMESTIC PARTNERS TO LICENSED RESIDENTIAL AND HEALTH CARE FACILITIES

UNDER CERTAIN CIRCUMSTANCES; CREATING SECTION 16½-160 RELATING TO DESIGNATION OF HEALTH CARE SURROGATE; CREATING SECTION 16½-161 RELATING TO DESIGNATION OF PRENEED GUARDIAN; CREATING SECTION 16½-162 RELATING TO VISITATION RIGHTS AT COUNTY CORRECTIONAL AND JUVENILE DETENTION FACILITIES; CREATING SECTION 16½-163 RELATING TO NOTIFICATION OF FAMILY MEMBERS IN EMERGENCIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Board of County Commissioners)

ACTION: (A-0695) Approved with alternate amendments.

NOTE: The Board directed staff to have all the information they requested no later than the final adoption of the ordinance.

REGULAR AGENDA

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10 A.M. PUBLIC HEARING

39. A. MOTION TO CONDUCT Public Hearing on the proposed issuance of Broward County Industrial Development Revenue Bonds for Ligi Tool & Engineering, Inc., Project Series 1999, in an amount not to exceed \$3,600,000.

ACTION: (A-5722) Approved.

B. MOTION TO ADOPT Resolution 1999-15 expressing the intent of Broward County, Florida to loan funds for the acquisition, construction and equipping of a manufacturing facility in the City of Deerfield Beach, Broward County, Florida; providing for the lending of funds for such purpose to Ligi Tool & Engineering, Inc. or its successors or assigns; providing for the issuance of Industrial Development Revenue Bonds of Broward County in the aggregate principal amount not to exceed \$3,600,000; authorizing the execution of an agreement pertaining to the issuance of such bonds and the acquisition, construction and equipping of the project; and providing certain other details with respect thereto.

ACTION: (A-5735) Approved.

END PUBLIC HEARING

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40. COUNTY ADMINISTRATOR'S REPORT County Administrator Roger J. Desjarlais advised the Board of the following:

(1) Peter Ross has been appointed as Interim Director, Department of Strategic Planning & Growth Management. Also, Mr. Desjarlais announced the appointments of Cindy J. Arenberg to Director, Bureau of Children’s Services and Herminio Lorenzo, Chief, Fire Rescue Division, Department of Human Services.

(2) Employment Issues/Sexual Harassment Training has enhanced the online refresher program which will be offered on the Broward County Intranet (BC-Net). It addresses five major issues and recurrent training for county employees; specifically, unlawful discrimination, sexual harassment, workplace violence, whistle blower, and ethics. The training will result in a cost savings (\$66,000 annual recurring dollar savings) and increase the number of employees who participate in this interactive program.

ACTION: (B-0785) No Board action was necessary.

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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. All witnesses who will testify on any quasi-judicial item will be sworn. Participants who are members of the general public need not be sworn and will not be subject to cross examination if they are not sworn. The Commission shall not assign unsworn testimony the same weight or credibility as sworn testimony in its deliberations.

DEPARTMENT OF STRATEGIC PLANNING

& GROWTH MANAGEMENT

DEVELOPMENT MANAGEMENT DIVISION

41. DELEGATION: Michael J. Covelli regarding request to amend the note on the Banyan Trails Plat (084-MP-90).

ACTION: (B-0930) Approved subject to staff’s recommendations.

42. DELEGATION: Michael J. Covelli regarding request to amend the note on the Banyan Square Plat (028-MP-98).

ACTION: (B-0947) Approved subject to staff’s recommendations.

43. DELEGATION: Bonnie Miskel regarding request to amend the note on the ALPHA 250 Plat (006-MP-93).

ACTION: (B-0959) Approved subject to staff’s recommendations. (For the record, staff received the appropriate revised letter from the City of Pompano Beach, which approved the amended

application.)

END OF QUASI-JUDICIAL HEARING

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AVIATION DEPARTMENT

44. MOTION TO DIRECT Office of the County Attorney to draft an ordinance amending Chapter 2, Broward County Code of Ordinances, Airports and Aircraft, Article III, Division 2, Sections 2-44 through 2-69, relating to Prearranged Ground Transportation services at the Fort Lauderdale-Hollywood International Airport, to provide more effective enforcement of vehicles operating at the Airport with seating capacity of twenty passengers or more; and to amend Chapter 8½ to provide civil penalties for violation of the said ordinance.

ACTION: (B-1134) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

OFFICE OF INFORMATION TECHNOLOGY

45. MOTION TO APPROVE release of retainage for Phase I and Phase IIA of the Integrated Judicial Information System project, payable to The Warner Group in the amount of \$119,900.

ACTION: (B-1143) Approved.

PURCHASING DIVISION

46. MOTION TO WAIVE Section 21.42 of the Procurement Code that prohibits the use of the cost plus a percentage of cost contracting method, and authorize use of this method for the solicitation and award of the next contract for microcomputer, servers, notebooks and related items. (Deferred from January 5, 1999, Item 10)

ACTION: (B-1150) Approved.

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE AND REGULATION DIVISION

47. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, amending Section 37.61, Broward County Administrative Code, relating to the fee schedule for Animal Care and Regulation; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date. (Deferred from December 22, 1998, Item 77)

ACTION: (B-1158) Deferred until such time as staff submits a formalized (written) waiver provision in the ordinance and where applicable, identification of the source of revenue to provide the waivers for pet owners who cannot afford violation fees. Further, staff will research all possible avenues for addressing the harboring of stray pets provision of the ordinance as it relates to waiving fees for people who take in lost stray pets.

NOTE: The County Attorneys Office was requested to research the vicious dog provision of the County's ordinance with respect to a possible strengthening of said provision relating to vicious dogs killing other animals.

LIBRARIES DIVISION

48. MOTION TO ADOPT budget Resolution 1999-107 transferring within the General Capital Outlay Fund (No. 301-028-2220-9418) in the amount of \$240,000 to provide the necessary fund allocation for the move and expansion of the Children's Department of the Main Library to the seventh floor of same.

ACTION: (B-1780) Approved.

PARKS AND RECREATION DIVISION

49. MOTION TO ADOPT Resolution 1999-108 of the Board of County Commissioners of Broward County, Florida authorizing the acceptance of a donation of ten sets of Cobra Golf irons from Cobra Golf, Inc. for the use and benefit of the Parks and Recreation Division's Junior Golf Program at Osswald Park; authorizing the County Administrator to take all administrative actions to implement same, and providing for an effective date.

ACTION: (B-1787) Approved.

MASS TRANSIT DIVISION

50. MOTION TO ADOPT Resolution 1999-109 of the Board of County Commissioners of Broward County, Florida authorizing the acceptance of a donation of four 1994 Dodge Vans from Tri-County Commuter Rail Authority for use in the operations of Mass Transit; authorizing the County Administrator to take all administrative actions to implement same, and providing for an effective date.

ACTION: (B-1795) Approved.

PORT EVERGLADES DEPARTMENT

51. MOTION TO APPROVE consent to transfer of the general and limited partnership interests in World Gate Associates Limited Partnership (now known as Port Everglades Commerce Center Associates Limited Partnership) to Swerdlow Real Estate Group (SREG) Port Everglades Commerce Center, Inc., as to the general partnership interest, and to SREG Operating Limited Partnership, as to the limited partnership interest, subject to a closing of the sale of the partnership interests on the same terms contained in the Agreement for Purchase and Sale, the Private Placement Memorandum and the Organizational Documents displaying the ownership of Port Everglades Commerce Center Associated Limited Partnership, and authorize the Chair and Clerk to execute same. (Deferred from December 22, 1998, Item 82)

ACTION: (B-1803) Approved.

OFFICE OF BUDGET SERVICES

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

ACTION: (B-2127) Approved, as amended.

COUNTY ATTORNEY

53. MOTION TO NOTE FOR THE RECORD notice of settlement in the amount of \$6,500 in Kapoor v. Broward County.

ACTION: (B-2134) Approved.

54. MOTION TO ACCEPT Settlement Offer in Broward County v. Gulf-Atlantic Lumber Sales, Inc., in Broward County Circuit Court Case No. 97-16963 (05) in the amount of \$30,876.87, plus sales tax.

ACTION: (B-2141) Approved.

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

55. MOTION TO NOTE FOR THE RECORD that the Broward league of Cities has appointed Lauderdale Commissioner Margaret Bates to the Brownsfield Redevelopment Task Force. Commissioner Bates will replace Mayor Alex Fekete. (Commissioner Lieberman)

ACTION: (B-2173) Approved.

56. MOTION TO NOTE FOR THE RECORD that the Broward league of Cities has appointed Fort

Lauderdale Vice Mayor John Aurelius to the Neighborhood Studies Selection and Negotiation Committee. Mayor Aurelius will replace Vice Mayor Bob Marks. (Commissioner Lieberman)

ACTION: (B-2173) Approved.

57. MOTION TO FILE: City of Pembroke Pines Resolution No. 2623 dated December 16, 1998 entitled:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA IN SUPPORT OF THE BROWARD COUNTY REFERENDUM TO BE CONDUCTED IN MARCH, 1999, FOR A BOND ISSUE PROVIDING AUTHORIZATION AND DIRECTION TO THE CITY CLERK TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THIS RESOLUTION TO THE BROWARD COUNTY COMMISSION, THE COMMISSION OR COUNCIL OF EACH CITY IN BROWARD COUNTY, AND OTHER INTERESTED GOVERNMENTAL AGENCIES INDICATING THE PUBLIC SUPPORT FOR THE PASSAGE OF THE 1999 LIBRARY BOND ISSUE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Commissioner Lieberman)

ACTION: (B-2173) Approved.

COUNTY ATTORNEY

58. MOTION TO ADOPT Resolution 1999-110 relating to a straw ballot question referendum election concerning whether county commissioners should be elected from at-large districts, single member districts, or a combination of single member and at-large districts; and authorizing publication of notice of said referendum election.

ACTION: (B-2183/B2790) Approved Exhibit A Alternate. The County Attorney's Office was directed to amend the language for Election of Commissioners from At- Large Districts to read as follows: "Shall the County Commission be elected from at-large districts? Under this system, the County would be divided into at least 7 districts, but no more than 11 districts. Candidates would be required to reside in their districts during the term of office, and voters would elect all county commissioners. This system is similar to the present manner of electing county commissioners."

GOOD & WELFARE

59. PROCLAMATION: Commissioner Abramowitz, on behalf of the Board, read a proclamation into the record designating Tuesday, January 12, 1999, as **"WATER AWARENESS DAY" in Broward County** and urged all citizens to be cognizant of the need for water conservation and take measures to participate in the preservation of this important natural resource.

ACTION: (A-0095) Pat Crawley, Broward County School Board; Bob Kral, South Florida Water Management District, and Russell Setti, U.S. Department of Agriculture, thanked the Board and accepted the proclamation with great appreciation.

60. PRESENTATION OF AWARD: Commissioner Parrish, on behalf of the Board, presented a plaque and a \$50 savings bond to Tina Akhavan, 3rd grade student from Country Hills Elementary, who was the overall winner of the book cover coloring contest based on a water awareness theme. Commissioner Parrish acknowledged all the winners of the book cover coloring contest and the poetry contest.

ACTION: (A-0233) Miss Akhavan thanked the Board and accepted the award and savings bond with great happiness.

On behalf of the Broward County School Board, Pat Crawley thanked the Board for its attention to the children who worked very hard on the contests. They are the future leaders of environmental conservation.

61. VOLUNTEER OF THE MONTH AWARD: Commissioner Jacobs presented a plaque to Lorna Bernstein, who was chosen as Volunteer of the Month. Ms. Bernstein volunteers her time to the Library (Davie/Cooper City branch). She is closing in on 1,000 hours of volunteer work and has been quick to respond to the library's need for help in recent months due to a staff shortage.

ACTION: (A-0360) Ms. Bernstein thanked the Board and accepted the award with much gratitude.

62. PROCLAMATION: The Chair, on behalf of the Board, read a proclamation into the record designating Monday, January 18, 1999, as **KEEP THE DREAM ALIVE DAY/BUILDING OUR BELOVED COMMUNITY THROUGH OUR YOUTH DAY in Broward County**. The Chair thanked Guithele Ruiz, Chair of the Martin Luther King, Jr. Tribute of Broward, Inc. for all the fine work she has done for the community.

ACTION: (A-0416) Ms. Ruiz accepted the proclamation and thanked the Board for its continued support of the Martin Luther King, Jr. Tribute Committee. Further, Ms. Ruiz thanked the staff from Human Services Department and Community Services Department, Parks and Recreation Division. Ms. Ruiz invited everyone to join in the tribute to Dr. King on Monday, January 18, 1999 at the Broward Center for the Performing Arts. It is the Committee's goal to bring people from all cultures together in the spirit of Dr. Martin Luther King.

Commissioner Gunzburger mentioned that Ms. Ruiz was a valuable employee of the City of Hollywood and that she has taken a new position as Public Works Director for the City of Pembroke Pines. Ms. Ruiz will be sorely missed in Hollywood.

NON AGENDA

63. CENTRAL AND SOUTHERN FLORIDA PROJECT: Commissioner Parrish requested that the Board support DNRP staff's recommendation for the C & SF Restudy.

ACTION: (A-5659) By way of a motion, the Broward County Board of County Commissioners adopted staff's position on the Central and Southern Florida Project (C & SF Restudy) as submitted by the Department of Natural Resource Protection.

64. DISCUSSION: Commissioner Rodstrom commented that he recently read a news article which stated that Dade County was experiencing a drop in its cargo business due to events in the Far East and the Bahamas. He asked staff to comment on the issue as it relates to Broward County having the same experience; if so, has the County budgeted for the drop, and what impact can be expected. County

Administrator Roger J. Desjarlais advised the Board that he recently attended a luncheon with the Executive Committee for the Port Association. He relayed that while he could not give a definitive answer on the issue, none of the major cargo carriers represented at the luncheon mentioned anything about a drop in business.

ACTION: (B-2394) The County Administrator will return before the Board with additional information with respect to concerns expressed regarding a drop in cargo business.

65. COUNTY ATTORNEY INTERVIEWS: Commissioner Gunzburger informed the Board that she had a scheduling conflict with respect to the date of the County Attorney interviews (March 25, 1999). Commissioner Gunzburger stated that she represents the County Commission on the Planning Council and requested that the time be changed to enable her to attend the interviews. The Chair also commented that she represents the County Commission on the Tourist Development Council and has a meeting on that same date in the morning.

ACTION: (B-2423) By a unanimous consensus, the Board will begin the interview process for the County Attorney position at 1:00 p.m. on Thursday, March 25, 1999.

66. YEAR 2000 CELEBRATION: As a follow up to an issue brought up by past County Commissioner Sylvia Poitier, Commissioner Gunzburger asked the Board members if there was an interest in working with a Year 2000 Celebration in Broward County. The Broward County Historical Society is making a quilt comprised of patches from all the cities and various organizations. Commissioner Gunzburger cited examples of celebrations being planned in Dade and Palm Beach counties. Commissioner Parrish suggested that the Chair contact Nicki E. Grossman, President, Greater Fort Lauderdale Convention & Visitors Bureau, the Tourist Development Council, Hotel Motel Association, and Restaurant Association to urge all businesses to participate in week long activities coordinated by staff celebrating the Year 2000.

ACTION: (B-2510) The Chair will raise the issue with the Tourist Development Council and return before the Board with a report.

67. BROWARD DAY/TALLAHASSEE: The Chair referred to recent news articles which discussed a "new and invigorated Broward Day/Tallahassee." She stated that the Broward Day Committee has requested Pamela L. Madison, Director, Office of Legislative & Intergovernmental Management or her staff work with them in establishing/coordinating the New Broward Day event. The Chair advised that she met with the Committee and suggested that as a part of the Broward Day events, to arrange for meetings with either Chairs of committees or cabinet officers involved in specific legislative issues, such as education initiatives. Commissioner Jacobs commented on her positive experience as a former homeowners association president attending the Broward Day event. She stated it was a wonderful forum for establishing relationships and rapport in a different environment other than Broward. Commissioner Jacobs requested that the homeowner's association presidents receive mailings announcing that the event is forthcoming and also suggested adding the unincorporated neighborhood presidents to the database so they can also receive mailings. In addition, she recommended coordinating efforts with the League of Cities so its homeowners associations are aware of the event.

ACTION: (B-2718) By a consensus of the Board, Ms. Madison and/or her staff was given permission to continue to work with the New Broward Day Committee. The Chair stated she would also work with the Committee.

68. RECYCLING ISSUE: The Chair stated that at times she has been at the Governmental Center in the

evenings and has noticed that while the trash bins are divided into two compartments for recycling purposes, the maintenance crew empties both the paper products and other trash into one bin. They are contaminating the recyclables. The Chair relayed that she met with Lisa Max, Planet Recycle, who expressed concerns and stated that unless the Board and Administration, as a group, educate staff as to the separation of the recyclables (paper and paper products from the trash) it contaminates the items she picks up and she may not be able to continue the service. The Chair stated she met with the County Administrator and he will discuss the matter with staff.

ACTION: (B-2700) No Board action was taken.

69. TOWN HALL MEETINGS ON COUNTY GOVERNANCE: Pamela L. Madison, Director, Office of Legislative & Intergovernmental Management, informed the Board that each member should have received a revised schedule for the Town Hall Meetings on the referendum issue, in addition to a copy of the recommended language for the Public Service Announcement. Ms. Madison answered questions regarding a prepared script for the Commissioner/Moderator to use at the meetings. Commissioner Gunzburger relayed that she will not be able to attend two of the meetings. Her Aide will notify Ms. Madison's office of the dates. Brief discussion ensued regarding the televising of the Town Hall meetings and the cost. The cable company in the City of Hollywood is free of charge. Commissioner Gunzburger stated that she requested to have the Hollywood meeting televised because there is a binding district election question for the City of Hollywood in March. Commissioner Parrish stated that her Aide is contacting the cable company in Pembroke Pines to ask

if the company will donate its services free of charge. Commissioner Parrish stated she did not want the City of Pembroke Pines to pay for the service.

ACTION: (B-2946) No Board action was taken.

70. BOARD APPOINTMENT: Each Board member drew for an appointment to the Broward Regional Health Planning Council.

ACTION: (B-3064) Commissioner Gunzburger chose the "short straw" and her appointment to the Broward Regional Health Planning Council will be placed on the January 19, 1999 agenda for the Board's approval.

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