

MEETING OF JANUARY 13, 1998

(Meeting convened at 10:00 a.m. and adjourned at 12:15 p.m.)

PLEDGE OF ALLEGIANCE - Led by Commissioner Norman Abramowitz

CALL TO ORDER

CONSENT AGENDA

AVIATION DEPARTMENT

1. MOTION TO APPROVE mutual termination agreement between Broward County and Canadian Airlines International LTD. for the airline-airport lease and use agreement and fuel system lease at the Fort Lauderdale-Hollywood International Airport effective upon Board approval, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

2. MOTION TO APPROVE field usage agreement between Broward County, Florida and L.B. Limited f/k/a Laker Airways (Bahamas) Limited at the Fort Lauderdale- Hollywood International Airport effective upon Board approval and shall terminate on the fifth annual anniversary of the effective date with a 30-day cancellation notice, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

3. MOTION TO APPROVE Amendment No. 1 to the Lease Agreement between Broward County and Avis Rent A Car Systems, Inc. for the lease and use of an additional 217,800 square feet of land to be used for vehicle storage only at the Fort Lauderdale-Hollywood International Airport effective upon Board approval, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

4. MOTION TO APPROVE Amendment No. 1 to the Lease Agreement between Broward County, Florida and Caterair International Corporation to provide for a change in the lease premises, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

5. MOTION TO APPROVE contract for sale and purchase executed by DCA Homes, Inc. in the amount of \$5,500 for the purchase of right-of-way for Pine Island Road (Oakland Park Boulevard to Commercial Boulevard), Project 5121, Parcel 24; authorize the Chair and Clerk to execute contract for sale and purchase; and authorize acceptance and recordation of deed.

ACTION: (A-519) Approved.

6. MOTION TO APPROVE contract for sale and purchase executed by Juanita Mosley Burney, Benjamin Mosley and Alton Mosley in the amount of \$10,500 for the purchase of right-of-way, Parcel 22, Project 5075, Sistrunk Boulevard (NW 27th Avenue - NW 31st Avenue); authorize the Chair and Clerk to execute contract for sale and purchase; and authorize acceptance and recordation of deed.

ACTION: (A-519) Approved.

7. MOTION TO ADOPT Resolution 1998-8 accepting a one-year lease renewal option for Libraries Division, 1409 NW 6th Street, Fort Lauderdale, Florida., 14,716 square foot at \$6.00 per square foot, \$88,333.93, annually; (\$7,361.16, per month); Landlord: City of Fort Lauderdale; Term of Lease Option: May 1, 1997 through April 30, 1998; and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

8. A. MOTION TO ADOPT Resolution 1998-9 amending the non-vehicular access line, reserving right-of-way for road purposes, securing the construction and completion of road improvements relating to the North Perry Airport Plat (100-MP-81); and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

B. MOTION TO APPROVE phasing agreement for road improvements relating to that portion of the North Perry Airport Plat (100-MP-81) which is leased to the City of Pembroke Pines for use as a city park; and authorize the Chair and

ACTION: (A-519) Approved. Clerk to execute same.

9. MOTION TO APPROVE phasing agreement concerning road improvements related to the Pines Flamingo Park Plat (110-MP-96); and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

10. MOTION TO APPROVE road improvement phasing agreement among Broward County, the City of Miramar, and Country Lakes, L.P., a Virginia Limited Partnership, relating to the Country Lakes West Plat (047-MP-95); and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

STREETS AND HIGHWAYS DIVISION

11. MOTION TO ADOPT budget Resolution 1998-10 transferring funds within Streets and Highways' Capital Outlay Fund for Streets and Highways Division in the amount of \$165,000 for drainage improvements in Bel Air, Unincorporated Broward County. (Project 9808)

ACTION: (A-519) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

12. MOTION TO APPROVE satisfactions and releases of anti-litter liens.

ACTION: (A-519) Approved.

13. MOTION TO APPROVE satisfactions and releases of land clearance liens.

ACTION: (A-519) Approved.

14. MOTION TO APPROVE satisfactions and releases of land clearance liens and releases of Notices of Non-compliance with the Land Clearing Code of Broward County.

ACTION: (A-519) Approved.

15. MOTION TO ADOPT Resolution 1998-11 acknowledging release of lot clearing and/or anti-litter lien(s) upon certain described lands.

ACTION: (A-519) Approved.

COUNTY RECORDS DIVISION

16. MOTION TO APPROVE minutes of the 10:00 a.m. Board of County Commissioners meeting of October 14, 1997; minutes of the 2:00 p.m. Public Hearing of October 14, 1997; minutes of the 5:15 p.m. Public Hearing of October 23, 1997; and minutes of a 9:00 a.m. Special Meeting of November 18, 1997.

ACTION: (A-519) Approved.

17. MOTION TO APPROVE for filing supplemental papers pertaining to the plats and other items listed below that were approved in prior years.

ACTION: (A-519) 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 1998 calendar year.

ACTION: (A-519) Approved.

PURCHASING DIVISION

For Community Services Department

19. MOTION TO APPROVE destandardization of Itek supplies as sole source for the Mass Transit Division and County Administration.

ACTION: (A-519) Approved.

REVENUE COLLECTION DIVISION

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

ACTION: (A-519) Approved.

21. MOTION TO ACKNOWLEDGE Receipt of Notice of Lands Available for Taxes submitted per Florida Statutes 197.502(7) and 12D-13.064(1)(2)(3).

ACTION: (A-519) Approved.

PORT EVERGLADES DEPARTMENT

22. MOTION TO APPROVE execution of a Supplemental Joint Participation Agreement (JPA) between Broward County and the Florida Department of Transportation for the purpose of applying grant funding in the amount of \$2,000,000 for the funding of the Port-Wide Bulkhead Rehabilitation (98-1); Spangler Boulevard Resurfacing (98-4); and Terminal and Building Improvements (98-7) projects; of which funding can be used for any/all three projects, within the scope of the JPA; and authorize the Chair and Clerk to execute same; together with Resolution 1998-12 authorizing the Chair to execute and file said JPA; and providing for an effective date.

ACTION: (A-519) Approved.

23. 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, 1998 through December 31, 1998, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

24. MOTION TO APPROVE renewal of Port Everglades Crane Service Business Permits between Broward County, Florida and Anthony Crane Rental, L.P. d/b/a Anthony Crane Rental of Florida, and Miami Crane Service, Inc., respectively, effective January 1, 1998 through December 31, 1998, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

25. MOTION TO APPROVE renewal of Port Everglades Motor Vehicle Rental Service Business Permits between Broward County, Florida and Dollar Rent A Car Systems, Inc. d/b/a Dollar Rent A Car-Florida and Enterprise Leasing Company d/b/a Enterprise Rent-A Car, respectively, effective January 1, 1998 through December 31, 1998, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

26. MOTION TO APPROVE Port Everglades Mobile Motorized Food/Drink Service Business Permit between Broward County, Florida and Jean-Pierre Deschamps and Diane Courtemanche d/b/a Jon-Jon Hotdog, in accordance with Chapter 32 of the Broward County Administrative Code, effective from the date of approval, with an expiration of December 31, 1998, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

27. MOTION TO APPROVE Port Everglades Taxi/Limo/Bus Service Business Permits between Broward County, Florida, and Nice Trip Transportation, Inc., Port Services International, Inc., and Quality Tours, Inc., respectively, in accordance with Chapter 32 of the Broward County Administrative Code, effective from the date of approval, with an expiration of December 31, 1998, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-519) Approved.

GREATER FORT LAUDERDALE CONVENTION & VISITORS BUREAU

29. MOTION TO APPROVE agreement between Broward County and American Tennis Association for the 1998 National Championships which will be held in Fort Lauderdale, Florida commencing August 2, 1998, through August 8, 1998, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

COUNTY ATTORNEY

30. MOTION TO AUTHORIZE the Chair and Clerk to execute and deliver a satisfaction of mortgage for a certain mortgage executed by Joseph E. Gaschler and Doris Gaschler, his wife, to Broward County, which was posted as a Property Bond in the case of State of Florida v. Cherryl Lynn Gaschler, Seventeenth Judicial Circuit Court Case No. 96-23578CF10A.

ACTION: (A-519) Approved.

31. MOTION TO APPROVE settlement agreement between Broward County Department of Natural Resource Protection and 2751 W. Atlantic, Inc. and 2701 W. Atlantic, Inc., and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

COUNTY COMMISSION

32. MOTION TO ADOPT Resolution 1998-13 urging the United States Coast Guard to restore the fresnel lens at the Hillsboro Inlet Lighthouse to previous operating condition; authorizing the County

Administrator to provide copies of resolution to certain officials; and providing for an effective date.
(Commissioner Parrish)

ACTION: (A-519) Approved.

BOARD APPOINTMENTS

33. MOTION TO APPROVE appointment of Mr. Richard Blaise Cimoch to the Broward County Human Rights Board. Mr. Cimoch fills an existing vacancy. (Commissioner Cowan)

ACTION: (A-519) Approved.

REQUEST TO SET FOR PUBLIC HEARING

34. MOTION TO ADOPT Resolution directing the County Administrator to publish notice of public hearing to be held on Tuesday, January 27, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider transfer and assignment of a cable television franchise. (Deferred from January 6, 1998)

ACTION: (A-552) Deferred and directed County Administrator Roger Desjarlais to negotiate with Comcast for televising the county commission meetings and the negotiations be completed prior to 120 days from November 17, 1997. The Chair suggested that it be presented to the Board in time for the next public hearing.

35. MOTION TO ADOPT Resolution 1998-14 directing the County Administrator to publish notice of public hearing to be held on Tuesday, January 27, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider the County's legislative package for the 1998 Legislative Session.

ACTION: (A-519) Approved.

REGULAR AGENDA

COUNTY ADMINISTRATOR'S REPORT

36. County Administrator Roger Desjarlais remarked that the county commission has scheduled March 5, 1998 as a County Goal Setting Session and he asked for direction on the length of that session.

ACTION: (A-1193) The Board determined that the session will be held from 8:30 a.m. to 5:00 p.m.

37. DELEGATION: Lil Sayre, Sunshine Ranches Homeowners Association (HOA), requesting that the County Commission, as the HOA's governing body, consider the HOA's concerns with respect to the expense of hooking up to South Broward Utilities. (Commissioner Parrish)

ACTION: (A-1268) The consensus of the Board was that staff contact the City of Sunrise to request

its affirmation that the subject area be granted an exception from the county's ordinance, which will be placed on the January 20, 1998 agenda.

Note: The Board discussed the need to amend the Broward County Code of Ordinances to provide exemptions, under certain land use categories such as the Ranches, because of their rural nature, from the mandatory hook up requirements for water.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-2221) Approved as amended per staff's addendum.

39. MOTION TO APPROVE IN CONCEPT first amendment for the Primary Health Care agreement with the Hospital Districts, and the authorization to continue the agreement for an additional three years.

ACTION: (A-2230) Approved. The Board requested the Commission Auditor validate that the funds allocated by the county are being used for primary health care.

40. A. MOTION TO ADOPT budget Resolution in the general fund for the Broward Sheriff's Office in the amount of \$1,100,000 for the purchase of a new helicopter.

ACTION: (A-2790) Withdrawn for further review. This will be presented by the Sheriff in the next budget cycle.

B. MOTION TO ADOPT unanticipated revenue Resolution within the Law Enforcement Trust Fund in the amount of \$885,000 for the purchase of a new helicopter.

ACTION: (A-2790) Withdrawn for further review. This will be presented by the Sheriff in the next budget cycle.

41. MOTION TO ADOPT budget Resolution 1998-15 transferring within the Clerk of Courts Data Processing Fund the amount of \$137,368 from the Reserve for the purpose of funding the relocation of the Clerk's Management Information Systems Division.

ACTION: (A-2802) Approved.

OFFICE OF ECONOMIC DEVELOPMENT

42. MOTION TO ADOPT Resolution 1998-16 creating the Broward County Brownfields Task Force to help promote Broward County's brownfields initiatives; providing for appointments and composition; and establishing the functions, powers and duties of the Task Force and County Administrator or his designee.

ACTION: (A-2830) Approved as amended to provide for a representative appointed by the Broward League of Cities.

OFFICE OF URBAN AFFAIRS

43. MOTION TO ACCEPT nominations for a vacant position on the Housing Finance Authority.

A. MOTION TO NOMINATE Brad Orvieto to serve on the Broward County Housing Finance Authority. (Commissioner Cowan)

ACTION: (A-2860) Approved.

B. MOTION TO NOMINATE Randy Wiles to the Broward County Housing Finance Authority. (Commissioner Lieberman)

ACTION: (A-2860) Withdrawn by Commissioner Lieberman.

OFFICE OF PUBLIC AND EXTERNAL AFFAIRS

44. BOARD DIRECTION AND DISCUSSION regarding utilizing outside Lobbyist(s) for the 1998 Florida Legislative Session.

ACTION: (A-2898) The Board waived the procurement code for this session. The Board hired Ronald L. Book, P.A. and Ericks Consultants Inc. as the county's lobbyists for the 1998 session; determined that each firm be paid \$40,000 and \$4,000 in documented expenses from date of hire to the end of the session, and directed that once these firms are hired they do not bring clients before the Board during the legislative session.

COUNTY COMMISSION

45. DISCUSSION: Miramar Park Project. (Commissioner Parrish) (Continued from December 9, 1997)

ACTION: (A-3812) The Board requested that the Planning Council initiate a land use amendment to what would be reconfigured as to the new parcel and that it be done at the county's expense. The Board requested that this be expedited and presented at the March 3, 1998 meeting. Also, the Board directed the County Administrator and County Attorney to establish a timetable to place an item on the agenda relative to the trade being made with the Fair property and it be done prior to the land use change.

46. DISCUSSION: Notice of Appeal filed by Ruden McClosky Smith Schuster & Russell, P.A. on the County's behalf in the case of John E. Rodstrom, Jr., individually and in his capacity as a Commissioner of the Board of County Commissioners of Broward County, Florida, Plaintiff, v. Board of County Commissioners of Broward County, Florida, Defendant. (Commissioner Parrish)

ACTION: (A-3952) The Board moved to the next item on the agenda.

47. MOTION TO APPROVE revised interlocal agreement among Broward County and Miami-Dade County, Palm Beach County, the Broward County Metropolitan Planning Organization, the Miami-Dade County Metropolitan Planning Organization, the Metropolitan Planning Organization of Palm Beach County, and the State of Florida Department of Transportation for the purpose of creating a Regional Transit Organization (RTO). (Commissioner Parrish)

ACTION: (A-3974) Approved.

SUPPLEMENTAL AGENDA

BOARD APPOINTMENTS

48. MOTION TO APPROVE reappointment of Mr. William H. Bodenhamer to the Broward County Tourist Development Council. (Commissioner Poitier)

ACTION: (A-519) Approved.

COUNTY COMMISSION

49. MOTION TO WAIVE procurement process and appoint an elected official from our partner cities to the Selection Negotiation Committee for Ambulance Medical Billings. (Commissioner Parrish)

ACTION: (A-3987) Approved as amended directing the partner cities to meet, select an appointee, and advise the county commission of that appointment.

50. DISCUSSION: Letter from President of Twinlakes Homeowners Association with respect to the City of Miramar's efforts to annex the commercial area along the east side of U.S. 441 from County Line Road to Pembroke Road. (Commissioner Parrish)

ACTION: (A-4029) The Board authorized staff and the County Attorney to protect the unincorporated area resident's best interests. The Board stated that they will very aggressively fight any city not allowing the process to take place, and that the Board would not oppose voluntary annexation. The Chair suggested that all correspondence relating to annexation be referred to the Offices of the County Administrator, Public and External Affairs, and the County Attorney for placement on the agenda.

NON AGENDA

51. PROCLAMATION: Commissioner Poitier read into the record a proclamation designating Monday, January 19, 1998 as Keep the Dream Alive Day in Broward County.

ACTION: (A-86) Rob Harrison, of the Martin Luther King Jr. Tribute Committee of Broward

County, Inc., accepted the proclamation, thanked the Board for this recognition, and provided a listing of upcoming events.

52. AWARDS: County Administrator Roger Desjarlais honored the following employees and presented checks for their participation in the Employee Suggestion Program:

Name Division Award Amount

Julie A. Mack Environmental Services \$ 50. Intangible

Ronald Rodriguez Facilities Management \$ 50. Intangible

Mark Atkins OES Water Supply \$100. Intangible

Scott Ellsworth OES Wataer Supply`\$100. Intangible

Elizabeth R. KellySupport Enforcement\$100. Intangible

Florence L. Ravin Libraries \$100. Intangible

Kethleen WorthmanLibraries \$100. Intangible

Doris A. Crevasse Animal Care & Regulation\$150. Intangible

Raymond R. Paone Mass Transit \$150. Intangible

Richard Steinfeld Mass Transit \$150. Intangible

Arthur L. Walker Libraries \$150. Intangible

Jorge S. Abela Parks & Recreation \$105. Tangible

Ray Escano Wastewater Management \$193. Tangible

Glen I. Searley Wastewater Management \$193. Tangible

Nicholas J. SantoreOIT Business Office\$852. Tangible

ACTION: (A-186) The employees accepted their awards and were congratulated by the Board.

53. COMMISSIONER GUNZBURGER: Requested the County Administrator to review, for next year's budget, how much of the expenditure contracted for the Primary Health Care with the Hospital Districts is truly the county's responsibility and how much is the state's responsibility.

ACTION: (A-2700) The County Administrator will comply with this request.

54. DISCUSSION: During discussion on outside lobbyists (Item 44) the Board suggested staff review the vacancy in the Office of Public and External Affairs, including what funds have been appropriated and anticipated to be used for staffing and operation and what funds would be available to hire outside

lobbyists.

ACTION: (A-3650) The County Administrator reported that is presently being reviewed.

55. DISCUSSION: During discussion on Item 44, consideration was given to negotiating an expanded contract with Patti Webster, Advocates for Resources, Inc., to include her lobbying on all of the county's environmental issues.

ACTION: (A-3676) Staff will return with a recommendation on an amended contract.

56. COMMISSIONER POITIER: Remarked that she has received a considerable amount of calls on problems with the State Health Department, advising that she has informed those persons that they are to contact the state on these issues.

ACTION: (A-4229) The County Administrator responded that Commissioner Poitier's response was correct.

57. COMMISSIONER COWAN: Advised the Board of his intention, as an individual commissioner, to appear before the Legislative Delegation meeting on Thursday, January 15, 1998, to voice opposition to the proposed "strong mayor" legislation.

ACTION: (A-4275) The commissioners requested that Commissioner Cowan represent the entire Board in opposing this bill.

58. COMMISSIONER LIEBERMAN: Remarked about a memorandum from the County Attorney concerning a second proposed settlement on Adult Entertainment, and asked for a recommendation on a settlement.

ACTION: (A-4319) No action was taken.

59. COMMISSIONER LIEBERMAN: Remarked that a few weeks ago she requested that existing job vacancies in the cities for employment in categories of employment, which may be impacted as a result of annexation, be posted in the affected departments, and that has not yet been done.

ACTION: (A-4400) The County Administrator will comply with this request.

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