

## MEETING OF JANUARY 30, 2001

(The meeting convened at 10:00 a.m. and adjourned at 1:35 p.m.)

PLEDGE OF ALLEGIANCE was led by Brent W. Jett, Jr., (Commander, USN),

NASA Astronaut.

CALL TO ORDER

### CONSENT AGENDA

#### BOARD APPOINTMENTS

1. A. MOTION TO APPROVE appointment of Mike Bender to the Marine Advisory Committee.

*ACTION: (0457) Approved.*

B. MOTION TO APPOINT Minnie Pearl to the Library Advisory Board.

*ACTION: (0457) Approved.*

C. MOTION TO APPOINT Mayda Mangerian to the Human Rights Board of Broward County.

*ACTION: (0457) Approved.*

D. MOTION TO RE-APPOINT John DeGroot to the Alcohol and Drug Abuse Advisory Board.

*ACTION: (0457) Approved.*

E. MOTION TO RE-APPOINT James Weldon to the Central Examining Board of Electrical and Special Electrical Contractors.

*ACTION: (0457) Approved.*

F. MOTION TO APPOINT Myron I. Stern to Parks and Recreation Board.

*ACTION: (0457) Approved.*

G. MOTION TO RE-APPOINT Clarence Wright to the Parks and Recreation Advisory Board.

*ACTION: (0457) Approved.*

H. MOTION TO RE-APPOINT Hazelle Rogers to the Park and Recreation Advisory Board.

*ACTION: (0457) Approved.*

### PUBLIC WORKS DEPARTMENT

## **ENVIRONMENTAL ENGINEERING DIVISION**

2. MOTION TO APPROVE Joint Participation Agreement between Broward County and the City of Fort Lauderdale, Florida for the reimbursable sum of \$1,721,488.50, for providing Infrastructure and Water Utility Facility Improvements within the Unincorporated Area known as Washington Park. (BCOES Project 1149) **(Commission District 9)**

***ACTION: (0457) Approved, as amended. (Scrivener's error see County Administrator's memorandum.)***

## **OFFICE OF GENERAL SERVICES**

### **REAL PROPERTY SECTION**

3. MOTION TO APPROVE lease amendment between Broward County (Lessor) for offices located at One North University Drive, Plantation, Florida and L&W Supply Corporation, a Delaware Corporation, (Lessee) revising the expiration date of the term of the base lease to August 31, 2001 from May 31, 2003 and provides rent abatement for the final month of the revised lease term, and authorize the Chair and Clerk to execute same. **(Commission District 4)**

***ACTION: (0457) Approved.***

## **OFFICE OF TRANSPORTATION**

### **ENGINEERING DIVISION**

4. MOTION TO APPROVE revocable license agreement between Broward County and Wynmoor Community Council, Inc., a Florida non-profit corporation, for the use of a portion of the right-of-way of Coconut Creek Parkway (north side) between NW 43<sup>rd</sup> Avenue and Florida's Turnpike for the installation of additional landscaping and irrigation, and authorize the Chair and Clerk to execute same. **(Commission District 2)**

***ACTION: (0457) Approved. See Page \*\*\*\*\****

## **FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

### **ACCOUNTING DIVISION**

5. MOTION TO FILE Tangible Property Asset Disposal Certificate No. 431.

***ACTION: (0457) Approved.***

### **PURCHASING DIVISION**

For Aviation Department

6. MOTION TO DESTANDARDIZE sole source procurement of multiple parking lot revenue control equipment from Parking Systems Analysis, Inc. (PSA) approved by the Board of County Commissioners on May 16, 1995, Item 15A, for the Aviation Department.

***ACTION: (0457) Approved.***

For Community Services Department

7. MOTION TO APPROVE AND AWARD sole source/sole brand Safety Vision, Inc. for Prima Facia Digital Video Recorders and related equipment, Quotation No. C1MTA1020, in the amount of \$136,000 for the Mass Transit Division.

***ACTION: (0457) Approved.***

For Finance and Administrative Services Department

8. MOTION TO APPROVE agreement between Broward County and Deloitte and Touche LLP for Risk Management Consulting Services (State of Florida Contract No. 973-588-99-1) in the amount not to exceed \$70,000 with separate reimbursable expenses not to exceed \$20,000 for the Risk Management Division, and authorize the Chair and Clerk to execute same. The contract period shall be from date of award and shall terminate on September 30, 2002.

***ACTION: (0457) Withdrawn for further staff review.***

For Human Services Department

9. MOTION TO AWARD open-end contract to the low responsive responsible bidder, Colonna Construction Company, Inc., for Sidewalk Repairs Bid No. Q-7-00-180-B1 in the estimated amount of \$484,500 for the Community Development Division for an initial contract period of one year subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Director of Purchasing to renew the contract for an additional one-year period. The initial contract period shall start upon receipt aMOTION TO AWARD open-end contract to the low responsive responsible bidder, Colonna Constructi

***ACTION: (0457) Approved.***

#### **COUNTY RECORDS DIVISION**

10. A. MOTION TO APPROVE minutes of the 10:00 a.m. Board of Broward County Commission meetings of November 28, 2000; December 5, 2000; and December 12, 2000; and the minutes of the 2:00 p.m. Public Hearings of November 28, 2000 and December 12, 2000.

***ACTION: (0457) Approved.***

B. MOTION TO APPROVE FOR FILING supplemental papers pertaining to the plats and other items that were approved in prior years.

***ACTION: (0457) Approved.***

#### **REVENUE COLLECTION DIVISION**

11. MOTION TO FILE Quarterly Investment Report as required by Ordinance 95.40 approved by the Board of County Commissioners on October 10, 1995.

***ACTION: (0457) Approved.***

## **HUMAN SERVICES DEPARTMENT**

### **CHILDREN'S SERVICES ADMINISTRATION**

12. A. MOTION TO APPROVE Amendment No.001 to Agreement No. JC700 between the State of Florida, Department of Children and Families and Broward County increasing the value of the Agreement by \$83,820 from \$272,638 to \$356,458 for the purpose of supporting the licensure and monitoring of child care facilities and family child care homes and local criminal background screening for child care owners/directors in Broward County, and authorize the Chair and Clerk to execute same. No County match is required. A.<

***ACTION: (0457) Approved.***

B. MOTION TO ADOPT unanticipated revenue Resolution 2001-0040 within the State Grant Fund for the Children's Services Administration Division/Child Care Licensing and Enforcement Section, in the amount of \$83,820 for the purpose of licensing and monitoring of child care facilities and family child care homes and local criminal background screening. The funding for this contract is provided through the State and requires no County funds.

***ACTION: (0457) Approved.***

### **COMMUNITY DEVELOPMENT DIVISION**

13. MOTION TO APPROVE agreement between Broward County and the City of North Lauderdale from the date of execution to October 31, 2001 in the amount of \$239,851 utilizing Community Development Block Grant (CDBG) funds for the purpose of implementing the Homeownership Opportunities Program, and authorizing the Chair and Clerk to execute same. No County funds are required. (**Commission District 1**)

***ACTION: (0457) Approved.***

14. MOTION TO FILE quarterly reports for foreclosures, satisfactions of mortgages, releases of restrictive covenants and subordination agreements for the Housing Rehabilitation Programs administered by Community Development Division.

***ACTION: (0457) Approved.***

15. A. MOTION TO APPROVE agreement between the State of Florida, Department of Community Affairs (DCA) and Broward County from the date of execution for up to twelve months in the amount of \$46,650 for the purpose of installing shutters on all window openings and installation of metal doors, and authorize the County Administrator to execute the same. (**Commission District 9**)

***ACTION: (0457) Approved.***

B. MOTION TO ADOPT unanticipated revenue Resolution 2001-0041 in the amount of \$46,650 within the Community Development Grant Fund for the purpose of installing shutters on all window openings and installation of metal doors for eligible homeowners. A cash match of \$46,188 is required and is available in the Community Development Housing Rehabilitation Program Income Account.

***ACTION: (0457) Approved.***

**ELDERLY AND VETERANS SERVICES DIVISION**

16. A. MOTION TO ADOPT unanticipated revenue Resolution 2001-0042 in the amount of \$5,307 within the State of Florida, Department of Children and Families Grant Fund for the Elderly and Veterans Services Division increasing State funds for the provision of mental health and substance abuse services for elderly to \$1,697,101. The Board of County Commissioners approved Agreement No. JH702, a recurring State of Florida grant, on July 11, 2000, but the agreement was for an additional \$5,307.

***ACTION: (0457) Approved.***

B. MOTION TO APPROVE First Amendment to Agreement No. JH702 between the State of Florida, Department of Children and Families and Broward County decreasing State Mental Health Program funds for mental health services by \$30,095 as a result of a State-mandated funding reduction, and increasing substance abuse services for frail and disabled elderly in the amount of \$85,510 for a net increase of the agreement funding of \$55,415 adjusting the Agreement amount from \$1,697,101 to \$1,752,516, and authorize the Chair and Clerk to execute same. Total revenue includes \$1,103,634 State dollars; \$383,777 County Cash Match; \$215,000 Commission in Fees; \$500 Revenues from Operations; \$5,285 State Grant In-Kind; and \$44,320 County In-Kind. No additional County funds are required.

***ACTION: (0457) Approved.***

C. MOTION TO ADOPT unanticipated revenue Resolution 2001-0043 in the amount of \$55,415 within the State of Florida, Department of Children and Families Grant Fund for the Elderly and Veterans Services Division increasing State funds for the provision of mental health and substance abuse services for elderly to \$1,752,516.

***ACTION: (0457) Approved.***

D. MOTION TO APPROVE addition of one grant position within the Elderly and Veterans Services Division grant fund. The classification of the proposed position is: one Substance Abuse Specialist II hired for the purpose of providing assessment, counseling and other intervention services to elderly clients with substance abuse problems. The Division previously only provided substance abuse prevention services; this position enables the Division to introduce substance abuse treatment to its array of services for elderly with mental illness. As a result of the First Amendment allocation, the State of Florida, Department of Children and Families, Alcohol and Drug Abuse is requiring Elderly and Veterans Services Division to provide 2,434 additional service units. This is a grant position, exempt from Civil Service, and will be terminated upon expiration of grant funding.

***ACTION: (0457) Approved.***

**FAMILY SUCCESS ADMINISTRATION DIVISION**

17. MOTION TO ADOPT unanticipated revenue Resolution 2001-0044 in the amount of \$110,000 within the Family Success Administration Division for the purpose of providing rent/mortgage emergency financial assistance to prevent homelessness for approximately 200 eligible low income families in Broward County (no matching funds). This funding is from the Federal Emergency Management Assistance (F.E.M.A.) Fund.

***ACTION: (0457) Approved.***

**DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

18. MOTION TO APPROVE grant agreement between the Florida Department of Transportation (FDOT) and Broward County in the amount of \$7,890 for the purpose of coordinating clean up and beautification projects, providing staff to the Broward Beautiful Board, and purchasing collateral materials for Broward Beautiful's programs, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

***ACTION: (0457) Approved.***

**DEPARTMENT OF SAFETY AND EMERGENCY SERVICES**

19. MOTION TO APPROVE appointment of Mr. Johnny Dollar to the Fire Rescue Services Advisory Board representing the Town of Southwest Ranches.

***ACTION: (0457) Approved.***

**ZONING CODE SERVICES DIVISION**

20. MOTION TO APPROVE agreement between Broward County and Freddie Properties, Inc. to designate property in unincorporated Broward County as a B-4 Commercial Redevelopment Overlay District. (**Commission District 9**)

***ACTION: (0457) Approved.***

**FIRE RESCUE DIVISION**

21. MOTION TO APPROVE interlocal agreement between Broward County and the City of Cooper City providing for the delivery of fire protection and emergency medical services by Cooper City within unincorporated areas of Broward County commonly referred to as Rio Ranches, Sunshine Acres, Whitling Estates, Royal Palm Ranches, Waldrep Dairy, Lake Maranatha Estates, Terry Estates, Rabbi Plat, Shehata Plat, Pleasant Acres, Fernandez Estates, Henley Estates, The Catapano Plat, Spring Meadows Farm, Quigar Plat, Eric's

MOTION TO APPROVE interlocal agreement between Broward County and the City of Cooper City providing for the delivery of fire protection and emergency medical services by Cooper City within unincorporated areas of Broward County commonly referred to as

***ACTION: (0457) Approved.***

**OFFICE OF ECONOMIC DEVELOPMENT**

22. MOTION TO APPROVE second amendment to the agreement between Dickey Consulting Services for Brownfields Initiative Coordination Consultant Services and Broward County for continuation of brownfields program services and for additional public outreach related to North Fork New River restoration for a total amount of \$78,000 for a period of one year from the effective date of this Second amendment unless terminated earlier.

***ACTION: (0457) Approved.***

**COUNTY ATTORNEY**

23. MOTION TO APPROVE settlement agreement between Broward County and Duffy & Lee Company.

***ACTION: (0457) Withdrawn for further staff review.***

24. MOTION TO RATIFY selection of Ruden, McClosky, Smith, Schuster & Russell, P.A., to serve as special counsel to Broward County and provide legal services in connection with the negotiation and preparation of lease amendments for a Lease between County and Flagler Development Company at Port Everglades.

***ACTION: (0457) Approved.***

**REQUEST TO SET FOR PUBLIC HEARING**

25. MOTION TO DIRECT County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 13, 2001 at 2:00 p.m. in Room 422 of the Governmental Center to consider Class 1 - ALS Rescue Certificate of Public Convenience and Necessity (COPCN) to the Town of Southwest Ranches.

***ACTION: (0457) Approved.***

26. MOTION TO ADOPT Resolution 2001-0045 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 13, 2001 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, AMENDING CHAPTER 27, ARTICLE VII, OF THE BROWARD COUNTY CODE OF ORDINANCES, "NOISE," SECTION 27-236, "EXEMPTIONS," TO REMOVE ANY REFERENCE TO AN EXEMPTION FOR RAILROAD NOISE, AMENDING CHAPTER 27, ARTICLE VII, OF THE BROWARD COUNTY CODE OF ORDINANCES, "NOISE," SECTION 27-241," TO ADOPT BY REFERENCE FEDERAL NOISE EMISSION REGULATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (0457) Approved. See Page \*\*\*\*\****

**REGULAR AGENDA**

**COUNTY ADMINISTRATOR'S REPORT**

27. A. INAUGURAL FLIGHT TO TALLHASSEE

***ACTION: (0563) See Page \*\*\*\*\****

B. SUPERVISOR OF ELECTIONS - ELECTION CHANGES

**ACTION: (0574) Commissioners to meet with Supervisor of Elections after the Legislative Session. See Page \*\*\*\***

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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 PLANNING AND ENVIRONMENTAL PROTECTION**

**DEVELOPMENT MANAGEMENT DIVISION**

28. **DELEGATION**: Bonnie Miskel regarding request to amend the note on the Wertheimer Plat- **Commission District 6**, (090-MP-84).

**ACTION: (0820) Approved the plat subject to staff's recommendations as outlined in the Development Review Report. See Page \*\*\*\***

29. **MOTION TO DETERMINE** compliance with notification requirements and Wellfield Protection Ordinance for the Atlantic Industrial Services Site Plan pursuant to Section 5-181 (i) of the Broward County Land Development Code. **Commission District 2**, (021-SP-00).

**ACTION: (0908) Approved. See Page \*\*\*\***

**END OF QUASI-JUDICIAL CONSENT HEARING**

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**FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

30. **MOTION TO APPROVE** agreement between Broward County and Municipal Services Bureau (MSB) (RLI 062900-RB and 063000-RB) for Court and County collection services from date of execution for a period of three years plus four one- year renewal periods at the option of the County, for a total cost of approximately \$154,000/year, (\$110,000 of which will be recovered from defendants), and authorize Clerk and Chair to execute same.

***ACTION: (4714) Approved.***

### **ACCOUNTING DIVISION**

31. MOTION TO APPROVE travel for County employees in accordance with Administrative Code Chapter 3, Part II - County Employee Travel.

***ACTION: (4721) Approved.***

### **PURCHASING DIVISION**

For Greater Fort Lauderdale Convention & Visitors Bureau

32. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm to publish the Vacation Planner for the Greater Fort Lauderdale Convention and Visitors Bureau, and approve RLI No. 122200-RB.

***ACTION:(4724) Approved the following to serve on the Selection/Negotiation Committee: Commissioner Josephus Eggelletion, Jr.; Vice President, Communications, GFLCVB; Vice President, Sales and Marketing, GFLCVB; Direct, Marketing, Aviation Department; Director, Public Relations, Port Everglades. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.***

## **HUMAN SERVICES DEPARTMENT**

### **FAMILY SUCCESS ADMINISTRATION DIVISION**

33. A. MOTION TO APPROVE Amendment No. 1 to Agreement No. 01EA-90-11- 16-01-004 between the State of Florida, Department of Community Affairs and Broward County, increasing the value of the Agreement by \$562,008 from \$593,436 to \$1,155,444 ; and changing the start of the contract from March 1, 2001 to February 1, 2001, and authorize the Chair and Clerk to execute same. The additional funding will be used to pay for home energy expenses. All other terms and conditions of the original Agreement remain in full force. No match is required.

***ACTION: (0457) Approved, as amended. (Scrivener's error see County Administrator's memorandum) Moved to Consent Agenda.***

B. MOTION TO ADOPT unanticipated revenue Resolution 2001-0046 in the Low Income Home Energy Assistance Program (LIHEAP) Grant Fund for the Community Action Agency in the amount of \$562,008 for additional home energy expenses.

***ACTION: (0457) Approved. Moved to Consent agenda.***

## **REQUEST TO SET FOR PUBLIC HEARING**

34. MOTION TO ADOPT Resolution 2001-0047 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, February 13, 2001 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: (Deferred from January 23, 2001, Item 43)

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO ADVISORY BOARD FOR PERSONS WITH DISABILITIES, ALCOHOL AND DRUG ABUSE ADVISORY BOARD, ANIMAL CARE TRUST FUND COMMITTEE, BOARD OF ADJUSTMENT, BROWARD BEAUTIFUL COMMITTEE, CHILDREN'S SERVICES BOARD, CHILDREN'S VICTIM SERVICES TRUST FUND COMMITTEE, CODE ENFORCEMENT BOARDS, COMMISSION ON THE STATUS OF WOMEN, CONSUMER PROTECTION BOARD, HISTORICAL COMMISSION, LIBRARY ADVISORY BOARD, MARINE ADVISORY COMMITTEE, DRUG, PROSTITUTION, AND YOUTH AND STREET GANG-RELATED PUBLIC NUISANCE ABATEMENT BOARD, ENTERPRISE ZONE DEVELOPMENT AGENCY, WATER ADVISORY BOARD, AND THE ZONING BOARD; REPEALING VARIOUS SECTIONS OF THE BROWARD COUNTY ADMINISTRATIVE CODE, INCLUDING SECTION 27.176, SECTION 27.177, AND SECTION 27.178; SUNSETTING VARIOUS BOARDS, INCLUDING THE HEALTH AND SANITARY CONTROL BOARD, THE MOTOR VEHICLE BODY REPAIR AND MOTOR VEHICLE PAINTING INDUSTRY BOARD, AND THE DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION ADVISORY BOARD; ADJUSTING NUMBER OF APPOINTEES AND QUORUM REQUIREMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (4983) Approved, as amended. See Page \*\*\*\*\****

#### **COMMISSION AUDITOR**

35. DISCUSSION: Public Official Bonds.

***ACTION: (4983) See Page\*\*\*\*\****

#### **SUPPLEMENTAL AGENDA**

##### **COUNTY COMMISSION**

36. MOTION TO DISCUSS what actions may be available to prevent Waste Management, Inc. from accepting Philadelphia's incinerator ash at the North County Sanitary Landfill. (Commissioner Jacobs)

***ACTION: (5425) See Page \*\*\*\*\****

#### **NON-AGENDA**

37. SELECTION/NEGOTIATION COMMITTEE AWARDING CONTRACTS TO ARCHITECTS ON SITES NOT FINALIZED - COMMISSIONER LIEBERMAN

***ACTION: (A-0447) See Page \*\*\*\*\****

38. LETTER TO STATE OPPOSING JUVENILE JUSTICE FUNDING CUTBACKS - COMMISSIONER LIEBERMAN

***ACTION: (A-0472) See Page \*\*\*\*\****

39. PAWA CONTRACT SCOPE OF SERVICES - COMMISSIONER LIEBERMAN

***ACTION: (A-0489) See Page \*\*\*\*\****

40. ONE UNIVERSITY DRIVE - MUTUAL OPEN HOUSE - COMMISSIONER PARRISH

***ACTION: (A-0496) See Page \*\*\*\*\****

41. VIOLATION OF WATER ORDINANCE - COMMISSIONER GUNZBURGER

***ACTION: (A-0519) See Page \*\*\*\*\****

42. ONE UNIVERSITY DRIVE - MUTUAL OPEN HOUSE - COMMISSIONER SCOTT

***ACTION: (A-0558) See Page \*\*\*\*\****

43. TWO-THIRDS VOTE NEEDED TO BE APPOINTED TO THE RESOURCE RECOVERY BOARD - COMMISSIONER SCOTT

***ACTION: (A-0573) See Page \*\*\*\*\****

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