

MEETING OF FEBRUARY 4, 1992

(Meeting convened at 10 a.m. and ajourned at 10:42 a.m.)

INVOCATION - The Reverend William King, First Congregational

Church of United Church of Christ, Fort Lauderdale gave the invocation.

PLEDGE OF ALLEGIANCE

CALL TO ORDER

CONSENT AGENDA

PUBLIC WORKS DEPARTMENT

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

1. A. MOTION TO APPROVE the estimated cost of \$59,052 for relocating certain Florida Power & Light Company facilities on Project 5078, Pine Island Road (between Sunrise Boulevard and Oakland Park Boulevard).

ACTION: (A-108) (10:06 a.m.) Approved.

B. MOTION TO APPROVE the estimated cost of \$1,105.56 to the city of Sunrise for relocating an existing 1 inch gas main, due to the construction of Project 5078, between Pine Island Road and Northwest 87 Lane.

ACTION: (A-108) (10:06 a.m.) Approved.

2. MOTION TO APPROVE settlement of claim in the amount of \$3,306 by Carole B. Pengra for damages to building at 302 South Dixie Highway, East, Pompano Beach, associated with the construction of Broward County Project 5023, Racetrack Road (S.C.L. RR to Cypress Road), Contract M-12-89-17-OF.

ACTION: (A-108) (10:06 a.m.) Approved.

3. MOTION TO ADOPT Resolution 92-101 authorizing conveyance by quitclaim deed, pursuant to Florida Statutes 255.22, a parcel of land in Section 31, Township 50 South, Range 41 East, to Pulte Home Corporation; and authorize the Chairman and the Clerk to deliver said quitclaim deed.

ACTION: (A-108) (10:06 a.m.) Approved.

4. MOTION TO ADOPT Resolution 92-102 accepting a temporary construction easement conveyed to Broward County and executed by Earl F. Johns, Joe Neil Haynie, Susan A. DeForest, Ennis P. Vondohren, Mona L. Auld, David M. Auld, Marilyn V. Mahoney and Sun Bank/South Florida, National Association, in the amount of \$500 for Northwest 62 Street, Project 5029, Parcel 29TCE, and authorize the Chairman and the Clerk to execute same.

ACTION: (A-108) (10:06 a.m.) Approved.

5. MOTION TO APPROVE agreement between Broward County and T. Mark McCall and Jeffrey S. McCall phasing the installation of required road improvements relating to Jacaranda Parcel 521 (56-MP-80), and authorize the Chairman and the Clerk to execute same.

ACTION: (A-108) (10:06 a.m.) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

COUNTY RECORDS DIVISION

6. MOTION TO APPROVE the minutes of the Commission meeting and the public hearing of December 10, 1991.

ACTION: (A-108) (10:06 a.m.) Approved.

PURCHASING DIVISION

For Public Services Department

7. MOTION TO AWARD fixed contract for the base bid plus alternates No. 1, 2, and 3A to low bidder, John Luther Inc. for Pine Island Ridge - 14 Acre Grant (Bid Q-09-91-03-OF) in the amount of \$134,942.50 for the Parks & Recreation Division, subject to receipt and acceptance of insurance/performance and payment guaranty.

ACTION: (A-108) (10:06 a.m.) Approved.

For Public Works Department

8. MOTION TO APPROVE the fifth amendment to the agreement between Broward County and James M. Hartley, Architect for architectural services for the West Regional Courthouse Project at an increase of \$33,000 from \$645,805 to \$678,805 with no extension in the contract time, and authorize the Chairman and Clerk to execute same; Project: West Regional Courthouse.

ACTION: (A-108) (10:06 a.m.) Approved.

9. MOTION TO APPROVE final payment and release of retainage to C.O.B.A.D. Construction Corp. in the amount of \$19,989 for the isolation and demolition of the Main Courthouse East Wing; approved by the Board of County Commissioners on May 8, 1990 for contract M-12-89-14-OF.

ACTION: (A-108) (10:06 a.m.) Approved.

10. MOTION TO NOTE FOR THE RECORD Emergency Change Order No. 1 with Cherokee Groundwater Consultants Inc. for contamination assessment and cleanup at Lift Station 310, at an increase of \$19,791, changing the contract amount from \$16,430 to \$36,221 with an increase in contract time of 60 calendar days per the agreement approved by the Board of County Commissioners on July 10, 1990 for "Assessment and Cleanup of Contamination by Petroleum or other Hazardous Material," approval having been given under the Emergency provisions of the Broward County Procurement Code; BCOES Project 8498.

ACTION: (A-108) (10:06 a.m.) Approved.

For Aviation Department

11. MOTION TO APPROVE final release of retainage for remainder of work items for FY 1990 and 1991 to KPMG Peat Marwick in the amount of \$45,251.70 for Airport planning consultant services for the Broward County Aviation Department.

ACTION: (A-108) (10:06 a.m.) Approved.

For the Office of Planning

12. MOTION TO APPROVE sole source procurement of computer hardware for the Office of Planning Automation Plan, from Digital Equipment Corporation, in the amount of \$294,544.31.

ACTION: (A-108) (10:06 a.m.) Approved.

REVENUE COLLECTION DIVISION

13. MOTION TO ACKNOWLEDGE receipt of Notice of Lands Available for Taxes submitted per Florida Statute 197.241 (4).

ACTION: (A-108) (10:06 a.m.) Approved.

HEALTH AND PUBLIC SAFETY DEPARTMENT

14. MOTION TO APPROVE a grant application to the Federal Department of Health and Human Services, Health Resources and Services Administration (HRSA) in the amount of \$4,100,124 for the Ryan White C.A.R.E. Act Supplemental Grant Program, and to authorize the County Administrator to make the necessary administrative and budgetary actions to implement the grant.

ACTION: (A-108) (10:06 a.m.) Approved.

BUILDING AND PERMITTING DIVISION

a) MOTION TO APPROVE an interlocal agreement between Broward County and the city of Wilton Manors to provide the city of Wilton Manors inspection and/or Building Official services to be performed by the Broward County Building and Permitting Division from October 1, 1991 to September 30, 1992, and authorize the Chairman and the Clerk to execute same.

ACTION: (A-108) (10:06 a.m.) Approved.

PUBLIC SERVICES DEPARTMENT

COMMUNITY DEVELOPMENT DIVISION

b) MOTION TO APPROVE a Letter of Intent to participate in the U.S. Department of Housing and Urban Development HOME Investment Partnerships Grants Program for Fiscal Year 1992, and to authorize the County Administrator to execute same.

ACTION: (A-108) (10:06 a.m.) Approved.

c) MOTION TO APPROVE a satisfaction of mortgage on a 3 percent direct loan in the amount of \$12,000 to Louise Wallace, a/k/a Terletha Wallace, and authorize the Chairman and the Clerk to execute same.

ACTION: (A-108) (10:06 a.m.) Approved.

CONSUMER AFFAIRS DIVISION

d) MOTION TO FILE the annual report of the Consumer Affairs Division.

ACTION: (A-108) (10:06 a.m.) Approved.

e) MOTION TO APPROVE the partial change of ownership of Certificate of Public Convenience & Necessity No. 131 currently issued to Prestige Car & Limousine Service Inc.; one of the limousine permits currently issued to Prestige Car & Limousine Service Inc. will be transferred to Cynthia Whitworth.

ACTION: (A-108) (10:06 a.m.) Approved.

CULTURAL AFFAIRS DIVISION

f) MOTION TO APPROVE and authorize final payment to Steve Carpenter/Signs by ArgoNeon Inc. in the amount of \$2,500 for the creation and installation of a work of art for the South Regional Courthouse Garage, Hollywood, Florida.

ACTION: (A-108) (10:06 a.m.) Approved.

HUMAN SERVICES DIVISION

g) MOTION TO APPROVE an agreement between Broward County and The Urban League of Broward County Inc., in the amount of \$35,000 matching dollars, contingent upon continued H.R.S. funding to provide leadership training to include substance abuse prevention and activities to inner city, at-risk youth who are enrolled in Broward County's Performance Improvement Plan (PIP) elementary schools, subject to the terms of this agreement from October 1, 1991 to September 30, 1992, and authorize the Chairman and the Clerk to execute same.

ACTION: (A-108) (10:06 a.m.) Approved.

h) MOTION TO APPROVE an agreement between Broward County and The Urban League of Broward County Inc., in the amount of \$26,666 matching dollars, contingent upon continued H.R.S. funding to provide substance abuse prevention education activities to eligible residents of Driftwood Terrace Housing Projects, subject to the terms of this agreement from October 1, 1991 to September 30, 1992, and authorize the Chairman and the Clerk to execute same.

ACTION: (A-108) (10:06 a.m.) Approved.

PARKS AND RECREATION DIVISION

i) MOTION TO APPROVE an agreement between Broward County and State Department of Natural Resources in the amount of \$98,190 for the Anne Kolb Nature Center in West Lake Park from date of execution to June 30, 1993, and authorize the Chairman and the Clerk to execute same. (The county match is \$98,190.)

ACTION: (A-108) (10:06 a.m.) Approved.

OFFICE OF NATURAL RESOURCE PROTECTION

j) MOTION TO AUTHORIZE an application to the Florida Department of Environmental Regulation (DER) for inclusion of the Pompano Beach/Lauderdale-by-the-Sea Beach Renourishment Project in the DER package of recommended FY 1994 federal appropriations for the US Army Corps of Engineers water resources projects in Florida.

ACTION: (A-108) (10:06 a.m.) Approved.

OFFICE OF BUDGET & MANAGEMENT POLICY

k) MOTION TO APPROVE business travel and trips on the approved travel list for county employees in accordance with Administrative Order 105.

ACTION: (A-108) (10:06 a.m.) Approved.

l) MOTION TO APPROVE a standard agreement between Broward County and the city of Hollywood providing for cooperative dispatch funding, and authorize the Chairman and the Clerk to execute same.

ACTION: (A-108) (10:06 a.m.) Approved.

COUNTY ATTORNEY

m) MOTION TO RATIFY the appointment of the law firm of Siemon, Larsen & Marsh to act as special counsel to assist the County Attorney's Office on complex inverse condemnation actions involving regulatory taking claims.

ACTION: (A-108) (10:06 a.m.) Approved.

COUNTY ADMINISTRATOR

n) MOTION TO ADOPT a budget Resolution 92-103 transferring \$4,500 within the General Fund from the Commission Reserve for expenses required by the Americans with Disabilities Act.

ACTION: (A-108) (10:06 a.m.) Approved.

BOARD APPOINTMENTS

o) MOTION TO APPOINT Shirley Sumner to the Library Advisory Board. Ms. Sumner replaces Dr. Marlyn Kemper. (Comm. Cowan)

ACTION: (A-108) (10:06 a.m.) Approved.

p) MOTION TO APPROVE the appointment of Susie Skeels to the Municipal Services Advisory Board. (Comm. Parrish)

ACTION: (A-108) (10:06 a.m.) Approved.

q) MOTION TO APPROVE the appointment of Jaimie L. Pirker to the Municipal Services Advisory Board. (Comm. Parrish)

ACTION: (A-108) (10:06 a.m.) Approved.

REQUEST TO SET FOR PUBLIC HEARING

r) MOTION TO ADOPT Resolution 92-104 directing the County Administrator to publish notice of public hearing to be held on Tuesday, February 25, 1992 at 10 a.m., in Room 422 Governmental Center, for adopting supplemental budgets to recognize the audited fund balances, changes in revenues and commitments.

ACTION: (A-108) (10:06 a.m.) Approved.

s) MOTION TO ADOPT Resolution directing the County Administrator to publish notice of public hearing to be held on Tuesday, March 10, 1992 at 2 p.m., to consider enactment of proposed ordinance:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, AMENDING BROWARD COUNTY CODE SECTION 1-233; PROVIDING THAT AN APPOINTED MEMBER OF A BROWARD COUNTY BOARD, AUTHORITY OR AGENCY WHO FAILS TO MEET THE REQUIREMENTS FOR POSITION SHALL CEASE TO BE A MEMBER OF SUCH BOARD, AUTHORITY OR AGENCY AND THAT POSITION SHALL BE DEEMED VACANT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE. (92-400)

(Sponsored by Commissioner Grossman)

ACTION: (A-108) (10:06 a.m.) Approved as amended by staff's addendum and with the addition of the word "resolution."

REGULAR AGENDA

COUNTY ADMINISTRATOR'S REPORT

t) JAIL UPDATE County Administrator B. Jack Osterholt advised the jail has been under capacity all week, so there were no fines.

ACTION: (A-226) (10:10 a.m.) No action necessary.

OFFICE OF PLANNING

DEVELOPMENT MANAGEMENT DIVISION

u) DISCUSSION of Plat entitled "S & N Plat" - District 3, 137-MP-89.

ACTION: (A-235) (10:10 a.m.) Deferred to March 3, 1992 at the request of the applicant.

v) DISCUSSION of Plat entitled "Procacci/Marcano Plat" - District 4, 163-MP-89.

ACTION: (A-240) (10:10 a.m.) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

w) DISCUSSION of Plat entitled "Salcedo Manor" - District 5, 003-UP-91.

ACTION: (A-247 & 1025) (10:10 & 10:38 a.m.) Approved subject to staff's recommendations as outlined in the Development Review Report, as amended per the request of the applicant to waive the 20 foot pavement, pavement marking and signage, guardrails over the culvert at the canal north of Stirling Road, and allowing applicant to use 16 foot gravel driveway, subject to the applicant entering into the standard agreement that at such time as the county paves the road the applicant will be responsible for his/her share of the paving.

x) DISCUSSION of Plat entitled "Silver Lakes at Pembroke Pines Phase II" - District 5, 031-MP-91.

ACTION: (A-262) (10:10 a.m.) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

y) A. DISCUSSION of Plat entitled "Collins Parc Plat No. 2 - District 6, 046-MP-91. (Deferred from the January 7, 1992 meeting.)

ACTION: (A-269) (10:11 a.m.) Deferred to August 11, 1992, at the request of the applicant for traffic concurrency under Section 5-181(K)(2).

B. MOTION TO ADOPT a budget resolution transferring within the County Transportation Trust Fund the amount of \$720 for future capital outlay for the purpose of allocating the funds to the Reserve for Road Impact Fee Waivers for the Collins Parc Plat No. 2 (046-MP-91).

ACTION: (A-269) (10:11 a.m.) Deferred to August 11, 1992.

C. MOTION TO ADOPT a budget resolution transferring within the Trust and Agency Fund the amount of \$4,972 from the Reserve for future capital outlay for the purpose of allocating the funds to the Reserve for Park Impact Fee Waivers for the Collins Parc Plat No. 2 (046-MP-91).

ACTION: (A-269) (10:11 a.m.) Deferred to August 11, 1992.

z) A. DELEGATION: Dawn Sonneborn concerning motion to approve traffic concurrency agreement relating to the Trackside Industrial Plat (135-MP-90).

ACTION: (A-280) (10:12 a.m.) Deferred to March 3, 1992 at the request of the applicant.

B. DISCUSSION of Plat entitled "Trackside Industrial Plat" - District 6, 135-MP-90. (Deferred from August 20, 1991 meeting.)

ACTION: (A-280) (10:12 a.m.) Deferred to March 3, 1992 at the request of the applicant for traffic concurrency and sewer adequacy under Section 5-181(K)(2).

aa) DISCUSSION of Plat entitled "Griffith Tract" - District 4, 054-MP-91.

ACTION: (A-235) (10:10 a.m.) Deferred to March 3, 1992 at the request of the applicant.

bb) DISCUSSION of Plat entitled "Unique Plaza Plat" - District 2, 053-MP-91.

ACTION: (A-235) (10:10 a.m.) Deferred to March 3, 1992 at the request of the applicant.

cc) DELEGATION: Mikki Rhoades regarding request to place a note on the face of the Security North Plat (066-MP-80).

ACTION: (A-292) (10:13 a.m.) Approved subject to staff's recommendations.

dd) DELEGATION: Donald R. Hall concerning motion to amend the note on the face of the West Broward Industrial Park Plat (019-UP-89).

ACTION: (A-299) (10:13 a.m.) Approved subject to staff's recommendations, including addendum.

ee) DELEGATION: Robert L. Thompson regarding request to amend the nonvehicular access line, Lindo Ranches Plat (013-UP-89).

ACTION: (A-307) (10:13 a.m.) Approved subject to staff's recommendations.

ff) DELEGATION: Dawn Sonneborn concerning request to amend the nonvehicular access line, Flamingo Estates (145-MP-89).

ACTION: (A-313) (10:14 a.m.) Approved subject to staff's recommendations.

gg) DELEGATION: Daniel A. Fee regarding request to modify the turn lane requirements, Andrews Shopping Center (031-MP-90).

ACTION: (A-319) (10:14 a.m.) Approved subject to staff's recommendations.

hh) DELEGATION Cesar Valdes concerning waiver of paved access requirement for a mobile home and greenhouse located in the unincorporated area of Broward County.

ACTION: (A-330) (10:14 a.m.) Approved subject to staff's recommendations subject to the applicant entering into the standard agreement that at such time as the county paves the road the applicant will be responsible for his share of the paving.

ii) DELEGATION: Richard G. Coker Jr. regarding proposed reservation agreement relating to the vacation of a portion of Southwest 10 Court (036-V-91).

ACTION: (A-370) (10:15 a.m.) Approved applicants reservation agreement subject to applicant recording a Unity of Title for all of the assembled properties which make up the proposed "B P" site plan.

jj) DELEGATION: Richard G. Coker Jr. concerning request to modify conditions relating to the establishment of a nonvehicular access line, Commonwealth Park Section One (Plat Book 77, page 24).

ACTION: (A-525) (10:20 a.m.) Approved staff's recommendation and denied this request.

kk) DISCUSSION of Plat entitled "Enclave at Hillsboro Beach" - District 2, 114-MP-90.

ACTION: (A-884) (10:32 a.m.) Approved subject to staff's recommendations as amended per its written and verbal addenda.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ll) A. MOTION TO ADOPT Resolution 92-106 of the Board of County Commissioners of Broward County, Florida, providing for the redemption of certain outstanding obligations of the County; designating an escrow agent for the refunded bonds and authorizing the execution and delivery of an escrow deposit agreement to provide for payment of the refunded bonds; providing an effective date.

ACTION: (A-1098) (10:40 a.m.) Approved as corrected per staff's addendum.

B. MOTION TO FILE and note for record certain terms of the Broward County, Florida General Obligation Bonds, Series 1992A and the Broward County, Florida General Obligation Refunding Bonds, Series 1992B and 1992C.

ACTION: (A-1098) (10:40 a.m.) Approved.

ACCOUNTING DIVISION

mm) MOTION TO ADOPT Resolutions 92-107 through 92-126 to assess land clearance liens.

ACTION: (A-1108) (10:40 a.m.) Approved.

OFFICE OF INFORMATION TECHNOLOGY

nn) A. MOTION TO INCREASE the personnel cap within the Office of Information Technology for the Application Services Division by one position for the position of Senior Systems Analyst.

ACTION: (A-1115) (10:40 a.m.) Approved.

B. MOTION TO ADOPT an unanticipated revenue resolution within the General Fund for the Office of Information Technology in the amount of \$48,294 for the Senior Systems Analyst position.

ACTION: (A-1115) (10:40 a.m.) Approved.

OFFICE OF BUDGET & MANAGEMENT POLICY

oo) MOTION TO APPROVE travel for county employees on the attached list in accordance with Administrative Order 105.

COUNTY COMMISSION

ACTION: (A-1121) (10:40 a.m.) Approved as amended per staff's addendum.

pp) MOTION TO ADOPT Resolution 92-128 urging a continuation of the legislation allowing

Gulfstream Park to operate the prime winter racing dates. (Comm. Cowan)

ACTION: (A-1128) (10:40 a.m.) Approved.

SUPPLEMENTAL AGENDA

OFFICE OF PLANNING

qq) MOTION TO AUTHORIZE the Chairman to forward the attached letter to The Honorable Ken Jenne, urging the opposition of Senate Bill 1116 relating to state regulation of impact fees.

ACTION: (A-1133) (10:41 a.m.) Approved.

NON AGENDA

rr) PROCLAMATION FOR THE RECORD: Commissioner Hart advised a proclamation had been issued welcoming a delegation of Russian and Israeli Judges, guests of Robert E. Lockwood, Clerk of Broward County Courts.

ACTION: (A-90) (10:04 a.m.) No action taken.

ss) PROCLAMATION FOR THE RECORD: Commissioner Hart advised a proclamation had been issued acknowledging Urban League of Broward County observing Annual Urban League Sunday Program on February 2, 1992.

ACTION: (A-90) (10:04 a.m.) No action taken.

tt) PROCLAMATION FOR THE RECORD: Commissioner Hart advised a proclamation had been issued honoring Patrick Meli on his 93rd Birthday at Griffin Park on February 4, 1992.

ACTION: (A-90) (10:04 a.m.) No action taken.

uu) PROCLAMATION FOR THE RECORD: Commissioner Hart advised a proclamation had been issued acknowledging National Engineers' Week February 17 through February 23, 1992.

ACTION: (A-90) (10:04 a.m.) No action taken.

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