

MEETING OF FEBRUARY 9, 1999

(Meeting convened at 10:00 a.m. and adjourned at 1:00 p.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. MOTION TO APPROVE appointment of Mr. Vincent Sthair to serve on the Motor Vehicle Body Repair and Motor Vehicle Painting Industry Board. Mr. Sthair will fill a vacant position. (Commissioner Rodstrom)

ACTION: (A-519) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE consent to change in ownership for Green Advertising, Inc., effective upon board approval, and authorize the Chair and Clerk to execute same.

ACTION: (A-528) Approved.

3. MOTION TO APPROVE release, consent, subordination, attornment and nondisturbance agreement between Broward County, Florida; North Perry Aviation, Inc.; and Ricardo Salinas and Ana Salinas for T-Hangar Unit No. 36 located at North Perry Aviation, Inc., and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

4. MOTION TO APPROVE release, consent, subordination, attornment and nondisturbance agreement between Broward County, Florida; North Perry Aviation, Inc.; and John Robert Williams, Jr. for T-Hangar Unit No. 22 located at North Perry Aviation, Inc., and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

5. MOTION TO APPROVE consent to sublease between The Certified Group, Inc., and FSA Fuel, Inc., at The Certified Group, Inc.'s leasehold at North Perry Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

6. MOTION TO APPROVE terminal building lease agreement between Broward County, Florida and Royal Aviation, Inc., d/b/a Royal Airlines for the lease and use of 120 square feet of Operations space in Terminal Three 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.

7. MOTION TO APPROVE cargo building lease agreement between Broward County, Florida and Southwest Airlines Co. for the lease and use of 5,000 square feet of space in the new cargo building facility that is currently being constructed at the Fort Lauderdale-Hollywood International Airport for a five- year term with a 90-day written cancellation clause by either party, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

8. MOTION TO AUTHORIZE the Chair to execute certain documents, relating to Alpha 250, as current owner that will allow Industrial Developments International, Inc. (IDI) to expediently move into their development phase after the property closing on February 19, 1999.

ACTION: (A-555) Approved, as amended.

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

9. MOTION TO APPROVE settlement agreement between Broward County and United States Fidelity and Guaranty Company (USF&G) in the amount of a \$45,000 credit to the County, in settlement of mutual claims regarding completion of Contract Number H-06-96-25-OF, BCOES Project Number 8520: Lighthouse Point - Bid Pack 1, assigned to USF&G under a takeover agreement, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

WATER MANAGEMENT DIVISION

10. MOTION TO APPROVE continuation of the Joint Funding Agreement for 1998-1999 of the Water Resources Investigation program between Broward County and the Geological Survey, United States Department of the Interior, to provide a continuing data source of the ground water levels throughout Broward County, in the amount of \$30,464.00, to be paid in four quarterly amounts of \$7,616.00, the first payment being due December 1998, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

11. MOTION TO ADOPT Resolution 1999-150 for Highway Improvement Project for Pine Island Road from Oakland Park Boulevard to Commercial Boulevard, Project No. 5121, confirming right-of-way parcels required for the Highway Improvement Project; and authorizing staff to continue negotiations and the County Attorney to proceed with condemnation.

ACTION: (A-519) Approved.

12. MOTION TO ADOPT budget Resolution 1999-151 transferring within the Engineering Capital Project Fund (315) the amount of \$330,000 from the Engineering Capital Project Reserve in order to provide funding for two culvert projects; one at SW 178th Avenue and another at Orange Drive.

ACTION: (A-519) Approved.

13. A. MOTION TO ADOPT Resolution 1999-152 accepting a sidewalk easement executed by Mansfield USA, Inc., donating said sidewalk easement along the north side of Sunrise Boulevard, approximately 600 feet east of Lauderdale West Drive.

ACTION: (A-519) Approved.

B. MOTION TO ADOPT Resolution 1999-153 accepting a sidewalk easement executed by Plantation Pavilion, a Florida general partnership, donating said sidewalk easement along the south side of Sunrise Boulevard, approximately 600 feet east of Lauderdale West Drive.

ACTION: (A-519) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

OFFICE OF HOUSING FINANCE

14. MOTION TO APPROVE loan assumption agreement for a State Housing Incentives Partnership (SHIP) Purchase Assistance Program loan in the amount of \$9,500 between Tammy P. Scott and Ellis Chapman, Jr. and Broward County, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

15. MOTION TO APPROVE Satisfaction of Mortgage for a State Housing Incentives Partnership (SHIP) Purchase Assistance Program loan in the amount of \$5,000 to Jean Pierre and Mimose Joseph.

ACTION: (A-519) Approved.

ACCOUNTING DIVISION

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

ACTION: (A-519) Approved, as amended.

17. MOTION TO APPROVE satisfactions and releases of anti litter liens.

ACTION: (A-519) Approved.

18. MOTION TO APPROVE satisfaction and release of a land clearance lien.

ACTION: (A-519) Approved.

19. 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.

20. MOTION TO APPROVE check lists issued from September 1, 1998 through September 30, 1998 in accordance with Florida Statute 136.06.

ACTION: (A-519) Approved.

COUNTY RECORDS DIVISION

21. MOTION TO APPROVE minutes of 10:00 a.m. Board of County Commission meeting December 8, 1998, the minutes of Water Control District No. 2 of December 8, 1998, the minutes of Cocomar Water Control District meeting of December 8, 1998, and the minutes of Twin Lakes Water Control District meeting of December 8, 1998.

ACTION: (A-519) Approved.

OFFICE OF INFORMATION TECHNOLOGY

22. MOTION TO APPROVE interim agreement between Broward County and AT&T Corp. for use of the County's rights-of-way in order to provide telecommunication services.

ACTION: (A-674) Approved. County Administrator to provide information on the status of implementing the Telecommunications Ordinance.

PURCHASING DIVISION

For Aviation Department

23. MOTION TO APPROVE First Amendment to Work Authorization No. 1 in accordance with the Agreement of August 23, 1994, as amended on September 5, 1995, between Broward County and Keith & Schnars, P.A. from the Library for Environmental Services, to provide continuing professional services if necessary for the timely continuation of the permitting process associated with obtaining the Environmental Resource Permit (ERP) by preparing responses for additional information required by the regulatory

agencies and related coordination and technical services for an increase of

\$68,541.82, for an amended maximum total amount not to exceed \$269,532.78, and no change in time period, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

24. MOTION TO APPROVE Work Authorization No. 3 in accordance with the Agreement of August 23, 1994, as amended on September 5, 1995 between Broward County and OHM Remediation Services Corp. (OHM) from the Library for Environmental Services, to provide professional services for the third year of operation and maintenance of the groundwater remedial system at the site known as the former Garside's Aircraft (Parcel 1088) located in the Ravenswood area, which was acquired as part of the Land Acquisition Program, for a maximum amount not to exceed total of \$127,695.42 and for time period of 425 calendar days, and authorize the Chair and Clerk to execute same. (Withdrawn from Agenda of January 5, 1999, Item 8)

ACTION: (A-519) Approved.

25. MOTION TO AWARD fixed contract to low bidder, RPM General Contractors, Inc., to De-Muck

Old Navy Facility at the Fort Lauderdale-Hollywood Airport and replace with suitable soil for future new construction (Bid No. H-8-98-190- CF) for the grand total bid amount of \$635,938.83, for the Aviation Department, subject to receipt and acceptance of insurance/performance and payment guarantee.

ACTION: (A-519) Approved.

26. MOTION TO APPROVE Fourth Amendment to the Agreement between Broward County and Walker Parking Consultants/Engineers, Inc. dated June 11, 1996 for Consultant Services for the Infield Parking Garage at the Fort Lauderdale-Hollywood International Airport, to revise Exhibit D which will redistribute reimbursable expenses within the total amount of the existing Exhibit D and will also provide for future reallocation of funds between categories of reimbursable expenses, with no increase in contract time or compensation, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

For Public Works Department

27. MOTION TO APPROVE Work Authorization No. 1 in the amount of not to exceed \$150,000 for analytical laboratory services to be performed within 365 calendar days in accordance with the agreement between Broward County and U.S. Biosystems for Analytical Laboratory Support Services, from the library of Environmental Services, approved by the Board of County Commissioners on August 23, 1994, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

28. A. MOTION TO WAIVE as a technicality the low bidder's failure to initial a correction in their bid prices that was made prior to bid opening in Bid No. H-8-98-187-M1.

ACTION: (A-519) Approved.

B. MOTION TO AWARD open-end contract to low responsive/responsible bidder, Advanced Power Technologies, for Relighting of Existing County Buildings by replacing lighting fixtures in various County buildings to make the buildings more energy efficient (Bid No. H-8-98- 187-M1), for Items 1-9, in the estimated Grand Total Bid amount of

\$167,846 for the Energy Management Division, and authorize the Purchasing Director to renew contract for an additional one-year period. The initial contract period shall start on date of award and shall terminate one year from that date.

ACTION: (A-519) Approved.

29. A. MOTION TO APPROVE takeover agreement between the Broward County Board of County Commissioners and RLI Insurance Company in settlement of the Performance Bond No. RL-0217242 for Urban Organization, Inc. on Contract Number B-11-94-01-OF, and to complete the remaining work

(BCOES Project No. 8291 - Renovate 2401 N. Powerline Road Administration Buildings 1, 2 and 3), and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 1999-154 within the Water & Wastewater Fund for the Office of Environmental Services in the amount of \$120,000 for recording the receipt of settlement for a Performance Bond. (Contingent on the approval of Motion A.)

ACTION: (A-519) Approved.

C. MOTION TO ADOPT unanticipated revenue Resolution 1999-155 within the Water & Wastewater Construction Fund for the Office of Environmental Services in the amount of \$120,000 for recording the Transfer of Funds from the Water & Wastewater Fund to facilitate the completion of the BCOES Project Number 8291. (Contingent on the approval of Motion B.)

ACTION: (A-519) Approved.

D. MOTION TO APPROVE \$264,777.00 Change Order Allowance which represents a reinstatement of 10% Change Order Allowance originally approved for this contract. (Contingent on the approval of Motions B & C.)

ACTION: (A-519) Approved.

E. MOTION TO APPROVE increase in the change order allowance of \$60,000.00 for a revised total of \$324,777.00, which is 12.266% of the original contract amount of \$2,647,777.00 awarded by the Board on 7/8/97, to Urban Organization, Inc., for contract No. B-11-94-01-OF, for BCOES Project No. 8291. (Contingent on the approval of Motions B, C & D.)

ACTION: (A-519) Approved.

REVENUE COLLECTION DIVISION

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

ACTION: (A-519) Approved.

RISK MANAGEMENT DIVISION

31. MOTION TO AUTHORIZE full and final settlement of Claim No. BBT/081497GILL in the amount of \$28,000.00.

ACTION: (A-519) Approved.

HUMAN SERVICES DEPARTMENT

BUREAU OF CHILDREN AND FAMILY SERVICES

32. MOTION TO APPROVE addition of one new grant position within the Community Action Agency (CAA) Low Income Home Energy Assistance Program (LIHEAP) Fund for the Bureau of Children and Family Services for the purpose of providing more efficient service to low income residents seeking assistance in paying their energy bills. Funding for the position (Clerk Typist II) is already allocated in the grant fund budget and has been approved by the grantor. The position would be exempt from civil service and will expire upon termination of the LIHEAP grant funding.

ACTION: (A-519) Approved.

HEALTH CARE MANAGEMENT DIVISION

33. MOTION TO APPROVE Agreement No. 99-PHC01 between Broward County and the North Broward Hospital District (NBHD) from the date of execution through September 30, 2001 in the amount of \$14,510,491.00, not including the Cost Price Index (CPI), for the purpose of providing acute care and preventive services to qualified low income persons, and authorize the Chair and Clerk to execute same. Funds are provided through the Broward County General Fund.

ACTION: (A-725) Approved, as amended, to include Commission Auditor's report of February 5, 1999. Staff to provide information on data to indicate users by category of service.

34. MOTION TO APPROVE Agreement No. 99-PHC02 between Broward County and the South Broward Hospital District (SBHD) from the date of execution through September 30, 2001 in the amount of \$5,501,499.00, not including the Cost Price Index (CPI), for the purpose of providing acute care and preventive services to qualified low income persons, and authorize the Chair and Clerk to execute same. Funds are provided through the Broward County General Fund.

ACTION: (A-725) Approved, as amended, to include Commission Auditor's report of February 5, 1999 and to provide the Commission with base line data to indicate users by category of service.

35. A. MOTION TO APPROVE Amendment No. 1 to Agreement No. JJ508 between the State of Florida Department of Children and Families (DCF) and Broward County from July 1, 1998 through June 30, 1999, transferring the contractual agreement for the investigation of child abuse allegations effective January 1, 1999, from DCF to the State of Florida Department of Health (DOH), Children's Medical Services, and increasing the value of the Agreement from \$446,649 to \$669,001 which is an increase of \$222,352 for the purpose of providing medical and consultation services, and authorize the Chair and Clerk to execute same.

ACTION: (A-519) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 1999-156 within the State Grant Fund (753) for the Health Care Management Division/Sexual Assault Treatment Center Section, in the amount of \$222,352 for the purpose of providing medical and consultation services to DOH for the investigation of child abuse allegations. The funding for this contract is provided through the State and requires no County funds.

ACTION: (A-519) Approved.

C. MOTION TO INCREASE number of positions within the State grant fund for the Human Services Department/Health Care Management Division/Sexual Assault Treatment Center Section by one position, a Registered Nurse II (RNII), for the purpose of providing essential medical assistance to the Medical Director. Funding for this position will be provided through the State and will not require County Funds.

ACTION: (A-519) Approved.

COMMUNITY SERVICES DEPARTMENT

PARKS AND RECREATION DIVISION

36. MOTION TO ADOPT budget Resolution 1999-157 transferring within the 1989 General Obligation Bond Environmentally Sensitive Land Reserve fund the amount of \$471,764 for the Parks and Recreation Division to construct trails, parking and restroom facilities at the natural area site in the Turtle Run area of Coral Springs.

ACTION: (A-519) Approved.

DEPARTMENT OF STRATEGIC PLANNING

& GROWTH MANAGEMENT

COMPREHENSIVE & NEIGHBORHOOD PLANNING DIVISION

37. MOTION TO ADOPT budget Resolution 1999-158 transferring \$113,900 within the Unincorporated Capital Fund (342) to provide funds for implementing small capital improvement projects in Unincorporated Broward County neighborhoods through the Comprehensive and Neighborhood Planning Division's Neighborhood Improvement Program.

ACTION: (A-519) Approved.

PORT EVERGLADES DEPARTMENT

38. 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-519) Approved.

39. MOTION TO APPROVE Port Everglades Taxi/Limo/Bus Service Business Permit between Broward County, Florida, and Lowell Properties, Inc., d/b/a Holiday Inn Express, 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-519) Approved.

OFFICE OF BUDGET SERVICES

40. MOTION TO ADOPT budget resolution 1999-159 transferring within the General Fund the amount of \$132,132 from the Nondepartmental Restricted Reserve for the 17th Judicial District to provide funding reserved in anticipation of Local Government Criminal Justice Trust Fund revenues.

ACTION: (A-519) Approved.

41. MOTION TO APPROVE agreement with the Impact Group, LLC. to provide consultant services for an Accelerated Process Improvement Program. Agreement will be on a contingency basis, with a maximum fee \$200,000 for four studies.

ACTION: (A-519) Approved.

42. MOTION TO ADOPT unanticipated revenue Resolution 1999-160 within the Law Enforcement Trust Fund in the amount of \$3,500 for World Rainbow Crusaders, Inc. for purchase of uniforms/costumes for use in musical programs and presentations which convey to youth the underlying message of drug abuse awareness/avoidance, the importance of school, and racial harmony.

ACTION: (A-519) Approved.

43. MOTION TO ADOPT unanticipated revenue Resolution 1999-161 within the Law Enforcement Trust Fund in the amount of \$27,000 for Project "PRIDE." Through animated and lively presentations to young children, this program promotes self-esteem and competence while stressing the dangers of drug abuse and addiction.

ACTION: (A-519) Approved.

44. MOTION TO ADOPT unanticipated revenue Resolution 1999-162 within the Law Enforcement Trust Fund in the amount of \$13,467 for the purchase of equipment and software to upgrade, “for Year 2000 compliance,” the capability to issue parking citations.

ACTION: (A-519) Approved.

45. MOTION TO ADOPT unanticipated revenue Resolution 1999-163 within the Law Enforcement Trust Fund (LETF) in the amount of \$140,000 for additional costs for expansion/renovation of the Juvenile Intervention Facility (JIF) due to higher than anticipated bids. The board on October 20, 1998 appropriated \$110,000 in LETF funds for this expansion/renovation as part of the overall LETF appropriation for Broward Sheriff’s Office’s Truancy Reduction and Intervention Program (TRIP).

ACTION: (A-519) Approved.

46. MOTION TO ADOPT unanticipated revenue Resolution 1999-164 within the Law Enforcement Trust Fund in the amount of \$10,000 for the Lauderdale Lakes Community Council, Inc. for educational/promotional activities intended to foster greater community awareness of crime prevention and safe neighborhood initiatives.

ACTION: (A-519) Approved.

47. MOTION TO ADOPT unanticipated revenue Resolution 1999-165 within the Law Enforcement Trust Fund in the amount of \$464,625 for the purchase of Motorola Radio equipment.

ACTION: (A-519) Approved.

48. MOTION TO ADOPT unanticipated revenue Resolution 1999-166 within the Law Enforcement Trust Fund in the amount of \$20,768 for matching fund to purchase one passenger vehicle. “Youthful Intervention and Prevention Program” grant awarded by the Department of Juvenile Justice.

ACTION: (A-519) Approved.

49. MOTION TO ADOPT unanticipated revenue Resolution 1999-167 within the Law Enforcement Trust Fund in the amount of \$15,000 for 10% matching funds for Advanced Policing Grant awarded by the U.S. Department of Justice’s Office of Community Oriented Policing Services (COPS).

ACTION: (A-519) Approved.

50. MOTION TO ADOPT unanticipated revenue Resolution 1999-168 within the Law Enforcement Trust Fund in the amount of \$35,000 to utilize overtime pay for high-intensity drug enforcement activities. There is a grant award from the South Florida High Intensity Drug Traffic Area (HIDTA) program.

ACTION: (A-519) Approved.

COUNTY ADMINISTRATOR

51. MOTION TO TRANSFER Hewlett Packard HP-9000, K420 computer system and all associated systems software and utilities (approximate value \$200,000) which was purchased for the Court Management System (IJIS Project) to the Broward Sheriff's Office to utilize for the Sheriff's Records Management and other systems.

ACTION: (A-519) Approved.

52. MOTION TO ADOPT Resolution 1999-173 of the Board of County Commissioners of Broward County, Florida exempting from the classified civil service the position of Secretary II (BPN No. 08341) for the Management & Efficiency Study Committee.

ACTION: (A-519) Approved.

COUNTY COMMISSION

53. MOTION TO FILE Resolution No. 99-81 of the City of Pompano Beach, Florida expressing its opposition to proposed House Bill 3075, relating to revisions to Chapters 175 and 185, Florida Statutes, by requiring Local Law Pension Plans to meet all requirements of State Pension Plans. (Chair)

ACTION: (A-519) Approved.

54. MOTION TO FILE Resolution No. 99-91 of the City of Pompano Beach, Florida expressing its intent to serve as the governing body of the unincorporated territory referred to as the "Cresthaven Area." (Chair)

ACTION: (A-519) Approved.

55. MOTION TO FILE Resolution No.99-92 of the City of Pompano Beach, Florida expressing its intent to serve as the governing body of the unincorporated territory referred to as the "Pompano Beach Highlands Area." (Chair)

ACTION: (A-778) Approved. Letter being sent by the Chair to City of Pompano Beach regarding provision of their Resolution that deals with funding for infrastructure improvements and effective date of annexation.

56. MOTION TO FILE Resolution No. 99-93 of the City of Pompano Beach, Florida expressing its intent to serve as the governing body of the unincorporated territory referred to as the "Palm Area Village Area." (Chair)

ACTION: (A-519) Approved.

57. MOTION TO FILE Resolution No. 99-94 of the City of Pompano Beach, Florida expressing its intent to serve as the governing body of the unincorporated territory referred to as the “Bonnie Loch, Spring Lake, Tillman Pines, Tedder and Woodsetter Area.” (Chair)

ACTION: (A-778) Approved, subject to letter being sent by the Chair to City of Pompano Beach regarding provision of their resolution that deals with funding for infrastructure improvements and effective date of annexation.

REGULAR AGENDA

58. COUNTY ADMINISTRATOR’S REPORT - The County Administrator advised that he will have a report on the status of the EMS system in thirty days, along with the issue of the fire inspection service backlog.

ACTION: (A-1012) For informational purposes.

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

59. DELEGATION: Richard G. Coker, regarding request to amend the note on the North Lauderdale Estates Plat (048-MP-81). (Deferred from August 11, 1998, Item 69)

ACTION: (A-1587) Approved, subject to staff recommendations.

60. DELEGATION: Steven Kamelhair regarding request to modify conditions of plat approval on the Original Pancake House Plat (030-MP-98). (Deferred from January 5, 1999, Item 47)

ACTION: (A-1605) Approved, subject to staff’s recommendation, including amended conditions from the Traffic Engineering Division, and the granting of a bus shelter easement in a location acceptable to the Division of Mass Transit.

61. DELEGATION: Jeff S. Hodapp regarding request to revise the note on the Big Sky North Residential Plat (010-MP-98). (Deferred from February 2, 1999)

ACTION: (A-1720) (4454) Approved, subject to the City voluntarily agreeing to notify all abutting property owners and homeowner associations to participate in the site plan review, and subject to the note language for Parcel B and C reading as follows: "Parcel B is restricted to one single family (director's residence) and a Special Residential Facility, Category 1 (consisting of 4 residential buildings, each building contains 2 attached units with each unit containing 5 bedrooms), all equivalent to 9 dwelling units, an administrative building (4,000 square feet), an activity center building (3,500 square feet), wetland mitigation area and an uncovered, unlit riding ring; Parcel C is restricted to a wetland/lake/ mitigation area and private recreation (park).

END OF QUASI-JUDICIAL HEARING

COMPREHENSIVE & NEIGHBORHOOD PLANNING DIVISION

62. MOTION TO FIND Application 98-RF-02 for the allocation of 50 reserve dwelling units in the Town of Davie compatible with the adjacent land uses, provided potential incompatibilities are appropriately mitigated as required by the Town of Davie Land Development Code, and that impacts on public school facilities have been adequately considered. (Deferred from January 26, 1999, Item 47)

ACTION: (A-3465) Approved at 46 units, approximately 6.3 units per acre. Applicant will file a declaration of restrictive covenants limiting the number of units to 46 total units.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

OFFICE OF HOUSING FINANCE

63. MOTION TO ADOPT Resolution 1999-169 of the Board of County Commissioners of Broward County, Florida relating to State Initiative Housing Partnership Act (SHIP) Program; Amending Certain Sections of Chapter 22, Part XXVIII of the Broward County Administrative Code; amending Section 22-176, relating to definitions; deleting definition of "Agency"; providing for renumbering of certain sections; providing for technical corrections; defining the term "Corporation"; amending Section 22.177, relating to Local Housing Assistance Plans, to provide for a technical correction; amending Section 22-178, relating to review of Local Housing Assistance Plans and Amendments; deleting Representative of Affordable Housing Advisory Committee from Review Committee; amending Section 22.179, relating to uses and restrictions on SHIP funds, to provide for a technical correction; amending Section 22-180, relating to Local Housing Assistance Trust Fund, to provide for a technical correction; amending Section 22-182, relating to Local Affordable Housing Incentive Plans, to provide for technical corrections; amending Section 22-183, relating to general program requirements, to provide for a technical correction; amending Section 22-186, relating compliance monitoring for housing developed with SHIP funds, to provide for a technical correction; amending Section 22-187, relating to reporting requirements, to provide for technical corrections; creating Section 22-188 relating to Foreclosure Policy; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (A-3723) Approved.

64. MOTION TO ADOPT Resolution 1999-170 of the Board of County Commissioners of Broward County, Florida approving the issuance of not to exceed \$6,550,000 of the Housing Finance Authority of Broward County, Florida (The "Authority") multifamily housing revenue bonds (Stirling Apartments Phase II Project), Series 1999 (The "Bonds"), of which up to \$5,350,000 of the bonds shall be tax-exempt bonds and up to \$1,200,000 of the bonds shall be taxable bonds, for the purpose of financing the acquisition and construction of a multi-family residential development in Broward County, Florida, to provide housing for persons and families of low and moderate income; approving the issuance of the bonds; approving and authorizing the form of a Trust Indenture by and between the Authority and the Bank of New York (The "Trustee"); approving and authorizing the form of a land use restriction agreement by and between the Authority, the Trustee and Stirling Apartments II, LTD. (The "Developer") for the bonds; approving and authorizing the form of a loan agreement among the Authority, the Trustee and the Developer for the Bonds; approving and authorizing the form of a construction loan and mortgage servicing agreement by and among the Authority, the Developer, the Trustee and Seltzer Management Group, Inc. (The "Servicer"); approving and authorizing the form of a joint funding agreement by and among the Authority and certain limited partner of the developer; approving and authorizing the form of an assignment of first mortgage and security agreement, UCC Financing Statement, promissory note, and assignment of leases and rents from the Authority to the Trustee; approving and authorizing the form of an assignment of promissory note from the Authority to the Trustee; approving and authorizing the form of a commitment to guarantee and certificate of guarantee by and among the Authority as a Lender and Florida Housing Finance Corporation (The "Credit Enhancer"), as guarantor; approving the designation of a trustee, paying agent and registrar for the bonds and approving and authorizing the form of a Trustee Fee Agreement between the Authority and the Trustee for the bonds; determining the need for a negotiated sale of the bonds; approving the designation of the servicer; approving and authorizing the form of a bond purchase agreement for the bonds among the Authority, the Developer and William R. Hough & Co. as underwriters' representative (The "Underwriter"); approving and authorizing the form and distribution of a preliminary official statement and final official statement for the bonds; and authorizing other actions required to issue and deliver the Bonds.

ACTION: (A-3735) Approved, contingent upon the town having the appropriate zoning to handle the density for the project.

ACCOUNTING DIVISION

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

ACTION: (A-3817) Approved, as amended.

PURCHASING DIVISION

For Public Works Department

66. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm to provide consultant services on the design, permit/bid and construction management services for the North Central neighborhood improvement project that consists of West Ken Lark, Roosevelt Gardens and Rock Island.

ACTION: (A-519) Approved. The following were appointed to subject Selection/Negotiation Committee: Commissioner Rodstrom; Director, Environmental Engineering Division (Chair); Director, Management Division; Director, Community Development Division; plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.

COMMUNITY SERVICES DEPARTMENT

CULTURAL AFFAIRS DIVISION

67. DELEGATION: Kathleen T. Harleman, Chief Executive Officer of the Museum of Art, regarding request for waiver of deadline for submission of grant application for Fiscal Year 2000 to the Major Cultural Institution Program.

ACTION: (A-519) Approved.

COMMISSION AUDITOR

68. DISCUSSION: County Attorney.

ACTION: (A-3728) This item was tabled to the 2:00 p.m. public hearing at which time the Commission Auditor advised that he contacted Norman Roberts' Executive Search Consultant's office and his associate advised that as of today there are five applicants who have applied for the position of County Attorney for Broward County. Four of the applicants have requested severance packages but there are no specifics. They, probably, would expect to negotiate this, if selected. Usually, when there is a contract for a two or three year period, they have a severance period equal to about one year. The application period ends February 19, 1999 and interviews will be scheduled soon thereafter. (See Item #8)

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

69. MOTION TO DISCUSS recommendations from the Children's Services Board relative to Teen Pregnancy and Socially Transmitted Diseases prevention proposals. (Commissioner Gunzburger)

ACTION: (A-4496) Board accepted submitted recommendations.

70. MOTION TO EXTEND terms of incumbent Board members affected by Chapter 1-233 (b), Broward County Code, for District 2, whose terms were previously extended by Board action on November 7, 1998, and who have not been appointed or replaced since then, for an indeterminate period of time. (Commissioner Jacobs)

ACTION: (A-519) Approved.

71. DISCUSSION: Overpayment of sewer charges. (Commissioner Parrish)

ACTION: (A-4515) Approved the reimbursement of sewer charges paid by a homeowner for fifteen years (there has been reimbursement for four of those years), for a non existent connection to a sewer, beyond the statute of limitations, contingent upon assurances that the money will not be paid until the County is certain that no other monies are owed on the property.

NON AGENDA ITEMS

72. PROCLAMATION: Commissioner Lieberman read into the record a Proclamation designating Saturday, February 13, 1999 as Adopt a Sweetheart Day in Broward County and urging residents to adopt a homeless dog or cat.

ACTION: (A-69) Alan C. Davis, Director, Animal Care and Regulation Division, accepted and thanked the Commission for the Proclamation.

73. PROCLAMATION: Commissioner Parrish read into the record a Proclamation designating February 14 - 20, 1999 as NATIONAL CHILD PASSENGER SAFETY WEEK in Broward County and called upon all citizens, government agencies, public and private institutions, businesses, hospitals, and schools in Broward County to observe this week with appropriate ceremonies.

ACTION: (A-195) Donna Brosemer of the South Florida Chapter National Safety Council accepted and thanked the Commission for the Proclamation.

74. VALENTINE OF THE MONTH: Volunteer of the Month Award Certificate for December 1998 was presented to Ms. Chen Wang of the Youth Services in the Main Library and Rita and Ozzie Leonard received Certificates for January 1999 from the Department of Natural Resource Protection. All three honorees were selected by the Volunteer Selection Committee.

ACTION: (A-329) In Ms. Wang's absence, her father accepted and thanked the Commission for the Certificate; and Rita and Ozzie Leonard accepted and thanked the Commission for their Certificates.

75. TOWN HALL MEETINGS: Due to the small turnout at the last two public meetings held on the issue of the upcoming referendum, at Commissioner Cowan's suggestion, the Board directed that the County Commission request that the Supervisor of Elections delete the straw ballot questions from the referendum items scheduled for March 9, 1999.

ACTION: (A-5217) This item was tabled until the 2:00 p.m. public hearing at which time Deputy County Attorney Sharon Cruz advised that the ballot has been printed. (See Item #6)

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