

## MEETING OF FEBRUARY 18, 2003

(The meeting convened at 10:00 a.m. and adjourned at 12:03 p.m.)

PLEDGE OF ALLEGIANCE was led by Andrew Maurodis, attorney for the Cities of Deerfield Beach and Parkland and the attorney for the Broward County Planning Council.

### CALL TO ORDER

### CONSENT AGENDA

#### BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Mr. Robert A. Burton to the Broward Regional Health Planning Council. (Commissioner Graber)

***ACTION: (Time-10:05 AM) Approved.***

- B. MOTION TO APPROVE appointment of Janice Nagel to the Municipal Services Advisory Board. (Commissioner Parrish)

***ACTION: (Time-10:05 AM) Approved.***

#### AVIATION DEPARTMENT

2. MOTION TO APPROVE Amendment No. 2 to the agreement of lease between Broward County, Florida and Avis Rent A Car System, Inc., to extend the current lease agreement for 6.658 acres for a one year period effective March 1, 2003, and terminating on February 28, 2004, with a 30-day cancellation notice by either party, with anticipated annual revenue of \$190,962; and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:05 AM) Approved.***

3. MOTION TO POST APPROVE fifth amendment to agreement between Broward County, Florida and the Sheriff of Broward County to provide additional law enforcement staffing for the new Concourse B in Terminal One, effective January 7, 2003, at an additional cost of \$321,531.26; for the period of January 7, 2003 through September 30, 2003; and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:05 AM) Approved.***

**PUBLIC WORKS DEPARTMENT**

**OFFICE OF ENVIRONMENTAL SERVICES**

**ENVIRONMENTAL ENGINEERING DIVISION**

4. MOTION TO APPROVE developer's agreement between Broward County and Hillsboro Properties Limited Liability Company, a Michigan Liability Company, providing for utilities installation by the developer, located at 995 Hillsboro Mile, Hillsboro Beach, FL 33062 with an estimated cost to the developer of \$189,274 and will furnish wastewater service; and authorize the Mayor and Clerk to execute same. BCOES Project No. 2068. **(Commission District 2)**

***ACTION: (Time-10:05 AM) Approved.***

**OFFICE OF GENERAL SERVICES**

**REAL PROPERTY SECTION**

5. MOTION TO ADOPT Resolution 2003-87 authorizing the conveyance by quit claim deed, of various tax deed properties that have escheated to Broward County for delinquent real estate taxes, to the municipalities in which land is located pursuant to Florida Statute 197.592. These particular properties are all within the City of Lauderhill, City of Lauderdale Lakes, and the City of Fort Lauderdale; authorize the Mayor and Clerk to execute Deeds; and authorize acceptance and recordation of same. **(Commission District 9)**

***ACTION: (Time-10:05 AM) Approved.***

**OFFICE OF TRANSPORTATION**

**ENGINEERING DIVISION**

6. MOTION TO APPROVE Railroad Reimbursement Agreement between Broward County, Florida Department of Transportation and Florida East Coast Railway for safety improvements to the NW 6<sup>th</sup> Street railroad crossing at no cost to the County; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

***ACTION: (Time-10:05 AM) Approved.***

7. MOTION TO APPROVE Railroad Reimbursement Agreement between Broward County, Florida Department of Transportation and CSX Transportation, Inc. for safety improvements to the NW 19<sup>th</sup> Street railroad crossing at no cost to the County; and authorize the Mayor and Clerk to execute same. **(Commission District 9)**

***ACTION: (Time-10:05 AM) Approved.***

8. MOTION TO APPROVE Railroad Reimbursement Agreement between Broward County, Florida Department of Transportation and CSX Transportation, Inc. for safety improvements to the Sistrunk Boulevard railroad crossing at no cost to the County; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

***ACTION: (Time-10:05 AM) Approved.***

9. MOTION TO APPROVE revocable license agreement between Broward County and Albiero Mejia and Maria E. Cano for utilization of a portion of the Griffin Road right-of-way/easement for the installation and maintenance of a paved driveway, fence and drainage piping/structures to serve a residence at 16300 Griffin Road; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

***ACTION: (Time-10:05 AM) Approved.***

#### **STREETS AND HIGHWAYS DIVISION**

10. MOTION TO ADOPT budget Resolution 2003-88 transferring funds within the Streets and Highways' Capital Outlay Fund as part of the Capital Improvement Fund for Fiscal Year 2003 for Streets and Highways Division. An additional amount of \$100,000 is requested to cover the restoration of an additional 160 linear feet of 72" diameter concrete drainage pipe (total 560 linear feet) and to provide 3,222 lbs. of grouting on NW 31<sup>st</sup> Avenue between NW 1<sup>st</sup> and NW 2<sup>nd</sup> Streets in unincorporated Fort Lauderdale. **(Commission District 9)**

***ACTION: (Time-10:05 AM) Approved.***

## **FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

11. **MOTION TO ADOPT** Resolution 2003-89 of the Board of County Commissioners of Broward County, Florida, authorizing the issuance of Water and Sewer Utility Revenue and Revenue Refunding Bonds, Series 2003, to be issued in an aggregate principal amount not exceeding \$120,000,000 consisting of one or more series (the "Series 2003 Bonds") for the purposes of (1) paying the cost of additional improvements to Broward County's Water and Sewer Utility, (2) refinancing the County's commercial paper notes issued to pay a portion of the cost of additional improvements to the County's Water and Sewer Utility, (3) refunding on a current basis (a) a portion of the outstanding principal amount of Broward County, Florida Water and Sewer Utility Revenue Refunding Bonds, Series 1988-A, and (b) all of the outstanding principal amount of Broward County, Florida Water and Sewer Utility Revenue Bonds, Series 1991 (collectively, the "Refunded Bonds"), (4) providing for the payment of the costs of any credit facilities, if in the best interests of the County, (5) providing for funding of a Reserve Account requirement with respect to the Series 2003 Bonds or a Reserve Account Credit Facility, if in the best interests of the county, and (6) providing for the costs of issuance of the Series 2003 Bonds; providing for the use of proceeds of such Series 2003 Bonds; delegating to the County Administrator, within the parameters set forth herein, the authority to provide the forms, terms and other provisions of the Series 2003 Bonds; designating a Paying Agent for the Series 2003 Bonds; authorizing the execution and directing the authentication and delivery of the Series 2003 Bonds; providing for a Book Entry System with respect to the Series 2003 Bonds; finding the necessity for a negotiated sale of the Series 2003 Bonds; approving and authorizing the execution and delivery of a Bond Purchase Agreement providing for the sale of said Series 2003 Bonds to the underwriters named therein and delegating to the County Administrator the authority to consummate such sale and to award the Series 2003 Bonds pursuant to the Bond Purchase Agreement; approving the form and authorizing the distribution and use of a preliminary official statement and authorizing the execution, distribution and use of a final official statement relating to the Series 2003 Bonds; authorizing the County Administrator to negotiate and obtain credit facilities, reserve account credit facilities and any agreements related thereto, if necessary and providing that such agreements shall supersede any inconsistent provisions in the Resolution relating to the Series 2003 Bonds; designating an escrow agent for the refunded bonds; authorizing the execution and delivery of an Escrow Deposit Agreement; authorizing the execution and delivery of a Continuing Disclosure Certificate; amending Resolution No. 88-4066 relating to substitution of a reserve account credit facility for amounts on deposit in the reserve account; ratifying the selection of the printer for the preliminary official statement and the official statement and the verification agent for the refunded bonds; authorizing proper officials to do all things deemed necessary in connection with the issuance, sale, execution and delivery of the Series 2003 Bonds and with the refunding of the refunded bonds; providing for conflicts, severability and an effective date.

***ACTION: (Time-10:05 AM) Approved.***

**ACCOUNTING DIVISION**

12. MOTION TO FILE Quarterly Financial Report for the Children's Services Council of Broward County for the quarter ending December 31, 2002.

***ACTION: (Time-10:06 AM) Tabled to later in the meeting. See Page \*\*\*\*\****

***ACTION: (Time-10:40 AM) Approved. See Page \*\*\*\*\****

13. MOTION TO FILE audited financial statements for Housing Finance Authority of Broward County, Florida, for the year ended September 30, 2002, including management letter comments and management's response.

***ACTION: (Time-10:08 AM) Approved with the inclusion of the following comments from the Board: 1) That staff continue due diligence regarding concerns with respect to responses to the auditor's findings. 2) Budget amendments must be made accordingly during the fiscal year when there are unexpected expenses or revenue to declare. 3) Follow up response to concerns regarding the accounting software that includes general entry and accounts payable. 4) Staff was directed to send the subject audit to the former executive director of the Housing Finance Authority giving him an opportunity to file a written statement. See Page \*\*\*\*\****

**COUNTY RECORDS DIVISION**

14. A. MOTION TO APPROVE minutes of the 10:00 A.M. Board of Broward County Commission meetings of January 7, 2003 and January 14, 2003; and the minutes of the 2:00 PM Public Hearing of January 14, 2003.

***ACTION: (Time-10:05 AM) Approved.***

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

***ACTION: (Time-10:05 AM) Approved. See Page \*\*\*\*\****

## **PURCHASING DIVISION**

For Community Services Department

15. MOTION TO APPROVE agreement between Broward County and Keith & Associates, Inc., (RLI 20020514-0-PA-01) for general surveying consultant services on an as-needed basis for Broward County Parks and Recreation Division, providing maximum not-to-exceed compensation in the amount of \$500,000 and a not-to-exceed amount of \$10,000 for reimbursables, for a total not-to-exceed amount of \$510,000; for a two year term commencing upon execution; and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:05 AM) Approved.***

16. A. MOTION TO WAIVE requirement that the awarded vendor possess the licenses specified in the bid document.

***ACTION: (Time-10:05 AM) Approved.***

- B. MOTION TO AWARD fixed contract to low bidder Playmore West, Inc. for skate park at Quiet Waters Park (Bid No. TZ02286CF) in the amount of \$268,957.20, with a completion time of 120 calendar days for the Parks and Recreation Division. **(Commission District 2)**

***ACTION: (Time-10:05 AM) Approved.***

For Department of Planning and Environmental Protection

17. MOTION TO APPROVE third amendment to System And Services Agreement between Broward County and Computronix (U.S.A.), Inc. (RLI 031799-RB) relating to expanding the licensing and enforcement system for the Department of Planning and Environmental Protection (DPEP) in the amount of \$437,316; from \$621,330 to \$1,058,646; and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:05 AM) Approved.***

For Public Works Department

18. MOTION TO APPROVE Work Authorization (WA) No. GS0114 in accordance with the agreement approved by the Board on April 2, 2002, Item No. 11, between Broward County and Hazen and Sawyer, P.C., RLI No. 110800RB, Tasks 1 - 3 for a lump sum amount of \$259,120 and Task 4 for a not-to-exceed amount of \$18,000 for a total not-to-exceed amount of \$277,120 and a time period of 440 calendar days, to provide professional engineering services for Water Treatment Plant (WTP) 3A modifications for the Office of Environmental Services (OES); and authorize the Mayor and Clerk to execute same. (OES Project 8089) **(Commission District 7)**

***ACTION: (Time-10:05 AM) Approved.***

19. MOTION TO APPROVE Work Authorization No. GS0115 in accordance with the agreement approved by the Board on April 2, 2002, Item No. 11; between Broward County and Hazen and Sawyer, P.C., RLI No. 110800RB, for a lump sum amount of \$80,470 and a time period of 310 calendar days, to provide professional engineering services for filtration system improvements at Water Treatment Plants (WTP's) 1A and 2A, for the Office of Environmental Services (OES); and authorize the Mayor and Clerk to execute same. (OES 8856) **(Commission Districts 2 and 9)**

***ACTION: (Time-10:05 AM) Approved.***

20. MOTION TO APPROVE Work Authorization No. GS0103 in accordance with the agreement approved by the Board on April 2, 2002, Item No. 11, between Broward County and Hazen and Sawyer, P.C. for the Office of Environmental Services (OES), for a salary not-to-exceed \$2,800; reimbursables not-to-exceed \$46,550 and lump sum of \$250,450; for a total amount of \$299,800 and a time period of 200 calendar days, to provide professional services for the preparation of the design survey base maps for the Broadview Estates Neighborhood Improvement Project (BENIP); and authorize the Mayor and Clerk to execute same. (OES Project No. 1155) **(Commission District 1)**

***ACTION: (Time-10:05 AM) Approved.***

#### **REVENUE COLLECTION DIVISION**

21. MOTION TO APPROVE AND EXECUTE Satisfactions of Claims of Lien.

***ACTION: (Time-10:05 AM) Approved.***

#### **RISK MANAGEMENT DIVISION**

22. MOTION TO AUTHORIZE full and final settlement of claim No. DNG/042998LAUR and DNG/042998LAUR/01 in the amount of \$110,000.

***ACTION: (Time-10:25 AM) Approved. The Board directed staff to document whether an animal has aggressive tendencies on its animal history card at the County's animal shelters. See Page \*\*\*\*\****

## **HUMAN SERVICES DEPARTMENT**

### **COMMUNITY DEVELOPMENT DIVISION**

23. MOTION TO APPROVE change in name of owner for four projects funded under the U.S. Department of Housing and Urban Development (HUD), HOME Investment Partnerships Program (HOME) for the affordable housing projects to include Golf View Gardens, the Meridian, Colonial Park and Tuscan Village in the amounts of \$194,043; \$186,383; \$186,383 and \$201,702 respectively, as approved by the Board of County Commissioners on May 14, 2002, per Resolution 2002-441, authorizing the County Administrator to take the necessary administrative and budgetary action to implement the grant. **(Commission Districts 1, 2, 6, and 8)**

***ACTION: (Time-10:05 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: The word "west" should be inserted at the end of the 3<sup>rd</sup> word in the second line of the second paragraph. )***

## **DEPARTMENT OF SAFETY AND EMERGENCY SERVICES**

### **BUILDING CODE SERVICES DIVISION**

24. MOTION TO APPROVE interlocal agreement between Broward County and the City of Miramar authorizing the Broward County Minimum Housing/Unsafe Structures Board to hear and dispose of cases on behalf of the City of Miramar upon execution through September 30, 2004; and authorize the Mayor and Clerk to execute same. **(Commission District 8)**

***ACTION: (Time-10:05 AM) Approved.***

## **FIRE RESCUE DIVISION**

25. MOTION TO APPROVE subgrant agreement between Broward County and the State of Florida Department of Community Affairs providing Broward County with specialized emergency response equipment valued at \$255,196 for use in disaster preparedness; effective upon execution by both parties through the normal operating lifetime or shelf life of such equipment, and authorize the Mayor and Clerk to execute same. No County match is required.

***ACTION: (Time-10:05 AM) Approved.***

## **TELECOMMUNICATIONS DIVISION**

26. MOTION TO APPROVE joint use agreement between Broward County and the City of Sunrise providing for a cooperative public safety radio communications tower and site at Markham Park from date of execution for a period of 15 years with automatic five-year renewals; and authorize the Mayor and Clerk to execute same. **(Commission District 5)**

***ACTION: (Time-10:05 AM) Approved.***

## **PORT EVERGLADES DEPARTMENT**

27. MOTION TO APPROVE renewal of a lease agreement between Broward County and International Warehouse Services, Inc., for 20,000 square feet of vacant land located in Foreign Trade Zone No. 25 at Port Everglades, for the period of March 1, 2003 through February 28, 2005, with rent in the approximate amount of \$42,224 over the lease term; and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:05 AM) Approved.***

28. MOTION TO APPROVE renewal of a lease agreement between Broward County and Pittsville Services, Inc. - Florida for 21,027 square feet of vacant land located at Port Everglades, for the period of March 1, 2003 through February 29, 2004, at an annual rental amount of \$20,606.46; and authorize the Mayor and Clerk to execute same.

***ACTION: (Time-10:05 AM) Approved.***

29. MOTION TO ADOPT Resolution 2003-90 of the Board of County Commissioners authorizing the Mayor and Clerk to execute a supplemental joint participation agreement (JPA) between Broward County and the Florida Department of Transportation (FDOT) to Financial Project No. 405978-1-54-01, for the purpose of reducing the Broward County Port Everglades Department's match (Local Match) to the minimum 50% match for various Port Security projects.

***ACTION: (Time-10:05 AM) Approved.***

#### **OFFICE OF BUDGET SERVICES**

30. MOTION TO ADOPT unanticipated revenue Resolution 2003-91 within the General Fund for the Broward Sheriff's Office in the amount of \$32,500 for the purpose of increasing the contract for police services for the City of North Lauderdale. All direct costs are funded by the City. **(Commission Districts 1 and 9)**

***ACTION: (Time-10:05 AM) Approved.***

31. MOTION TO ADOPT unanticipated revenue Resolution 2003-92 within the General Fund for the Broward Sheriff's Office in the amount of \$226,100 for the purpose of increasing the contract for police services for the City of Weston. All direct costs are funded by the City. **(Commission Districts 5 and 8)**

***ACTION: (Time-10:05 AM) Approved.***

32. MOTION TO ADOPT unanticipated revenue Resolution 2003-93 within the Law Enforcement Trust Fund (LETF) in the amount of \$76,194 for the purpose of providing funding for the Police Athletic League youth wrestling program (\$62,622) and to purchase air purifying respirators (\$13,572).

***ACTION: (Time-10:05 AM) Approved.***

#### **COUNTY ATTORNEY**

33. MOTION TO APPROVE legal services agreement retaining Ira Scot Silverstein, P.A., to represent Broward County in litigation involving quiet title actions and foreclosures; and authorize the County Attorney to execute same on behalf of the County.

***ACTION: (Time-10:05 AM) Approved.***

34. MOTION TO AUTHORIZE the Mayor and Clerk to execute and deliver a Satisfaction of Mortgage for a certain mortgage executed by Angelo Avino and Willa Avino, his

wife, for the purpose of posting an appearance bond in the case of State of Florida v. Angelo Avino, Seventeenth Judicial Circuit Case No. 99-6099CF10A.

***ACTION: (Time-10:05 AM) Approved.***

**REQUEST TO SET FOR PUBLIC HEARING**

35. MOTION TO ADOPT Resolution 2003-94 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, March 11, 2003, at 2:00 p.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO CRIMINAL HISTORY SCREENING OF EMPLOYEES, APPOINTEES, AND VENDORS OCCUPYING CRITICAL SECURITY OR PUBLIC SAFETY-RELATED POSITIONS; CREATING ARTICLE VII OF CHAPTER 26 OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING LEGISLATIVE INTENT; CREATING SECTION 26-101 OF THE BROWARD COUNTY CODE OF ORDINANCES, RELATING TO CRIMINAL HISTORY CHECKS FOR EMPLOYEES, APPOINTEES, AND VENDORS; PROVIDING LEGISLATIVE INTENT; CREATING SECTION 26-102 OF THE BROWARD COUNTY CODE OF ORDINANCES, RELATING TO CLASSES OF PERSONS AFFECTED; REQUIRING CRIMINAL BACKGROUND CHECKS OF CERTAIN PERSONS; CREATING SECTION 26-103 OF THE BROWARD COUNTY CODE OF ORDINANCES, REQUIRING CRIMINAL HISTORY CHECKS; REQUIRING FINGERPRINTING OF ALL AFFECTED CLASSES OF PERSONS; REQUIRING SUBMISSION OF THE FINGERPRINTS TO THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT FOR A STATE CRIMINAL HISTORY CHECK, AND TO THE FEDERAL BUREAU OF INVESTIGATION FOR A NATIONAL CRIMINAL HISTORY CHECK; PROVIDING FOR THE USE OF THE INFORMATION OBTAINED FROM THE CRIMINAL HISTORY CHECK; CREATING SECTION 26-104 OF THE BROWARD COUNTY CODE OF ORDINANCES, REGARDING IMPLEMENTATION OF RULES AND PROCEDURES TO EFFECTUATE THE INTENT OF THIS ORDINANCE; REQUIRING THE COUNTY ADMINISTRATOR TO DRAFT APPROPRIATE RULES AND PROCEDURES; PROVIDING FOR SEVERABILITY; PROVIDING FOR

INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (Time-10:05 AM) Approved.***

**DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

**TRANSPORTATION PLANNING DIVISION**

- 36. MOTION TO ADOPT Resolution 2003-95 of the Broward County Board of County Commissioners, finding that the Broward County Metropolitan Planning Organization's (MPO) Reapportionment Plan fulfills the goals and policies of the MPO in accordance with Florida Statute Section 339.175(2)(c).

***ACTION: (Time-10:26 AM) Approved. See Page \*\*\*\*\****

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**QUASI-JUDICIAL CONSENT HEARING**

**DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

**DEVELOPMENT MANAGEMENT DIVISION**

- 37. DISCUSSION: of plat entitled "Villanueva Plat" - **Commission District 5**, (072-MP-02).

***ACTION: (Time-10:05 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

- 38. DISCUSSION: of plat entitled "Pembroke Pines 5 Acres Plat" - **Commission District 8**, (013-MP-02).

***ACTION: (Time-10:05 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

- 39. DISCUSSION: of plat entitled "Flamingo Plat" - **Commission District 5**, (053-MP-00).

**ACTION: (Time-10:30 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report. The Board directed staff to research the feasibility of working with the developer to combine the right-of-way to the north with the easement for the horse trail. See Page \*\*\*\*\***

40. DISCUSSION: of plat entitled "Sabal Chase" - **Commission District 9**, (047-MP-02). (Deferred from January 21, 2003 - Item No. 36)

**ACTION: (Time-10:05 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.**

41. DELEGATION: Gladys DiGirolamo regarding request to amend the note on the Boggs Country Acres Plat - **Commission District 7**, (086-MP-91).

**ACTION: (Time-10:05 AM) Deferred to September 23, 2003 to study wastewater treatment.**

42. DELEGATION: Dawn C. Sonneborn regarding request to amend the note on the Procacci Sterling Plat I - **Commission District 5**, (164-MP-88). (Deferred from August 13, 2002).

**ACTION: (Time-10:32 AM) Approved subject to staff's recommendations. The applicant stipulated that he would not place a gas station or convenience store on the site. See Page \*\*\*\*\***

43. DELEGATION: Mario Bernard, regarding request to amend the note on the Encore Senior Village of Coconut Creek Plat - **Commission District 2**, (077-MP-98). (Deferred from December 3, 2002.)

**ACTION: (Time-10:05 AM) Approved subject to staff's recommendations.**

44. DELEGATION: Leigh R. Kerr regarding request to amend the note on the Waldman Plat - **Commission District 8**, (048-MP-90).

**ACTION: (Time-10:05 AM) Approved subject to staff's recommendations.**

45. DELEGATION: Leigh R. Kerr, regarding request to modify conditions of plat approval on the Tindall Estates Plat - **Commission District 5**, (018-MP-02).

**ACTION: (Time-) Approved subject to staff's recommendations.**

- 46. DELEGATION: Hoyt Holden regarding request to amend the non-vehicular access line on the Infante II Plat - **Commission District 2**, (083-MP-97).

**ACTION: (Time-10:05 AM) Approved subject to staff's recommendations.**

- 47. DELEGATION: Andrew S. Maurodis, representing the City of Deerfield Beach, regarding MOTION TO APPROVE agreement between Broward County and the City of Deerfield Beach relating to the issuance of building permits while platting is in progress, including the waiver of transit impact fees for the Deerfield Beach FAU/MOC - 1 Plat, **Commission District 2**, (016-MP-02). (Deferred from July 2, 2002 - Item No. 70)

**ACTION: (Time-10:36 AM) Approved subject to staff's recommendations and subject to the City of Deerfield Beach deferring action this night at the City's commission meeting for two (2) weeks, on property to the north to allow time for county staff to review. See Page \*\*\*\*\***

**END OF QUASI-JUDICIAL CONSENT HEARING**

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**REGULAR AGENDA**

- 48. **COUNTY ADMINISTRATOR’S REPORT** County Administrator Roger J. Desjarlais informed the Board there was nothing to report.

***ACTION: (Time-10:43 AM) No Board action was taken.***

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**COMMUNITY SERVICES DEPARTMENT**

**CULTURAL AFFAIRS DIVISION**

- 49. **DELEGATION:** Mr. Andy Rogow, Executive Artistic Director of the Hollywood Playhouse, Inc., regarding a request for a waiver of deadline for submission of Fiscal Year 2002 financial statements, and a request for a waiver of deadline for submission of a grant application for Fiscal Year 2004 to the General Operating Program. **(Commission District 6)**

***ACTION: (Time-10:43 AM) The Board approved the delegation request for a waiver of the deadline for submission of Fiscal Year 2002 financial statements and denied the request for a waiver of deadline for submission of a grant application for Fiscal Year 2004. Further, the Board directed the Commission Auditor to conduct a review to determine whether proper payments have been made to Hollywood Playhouse, Inc. 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**

- 50. **DELEGATION**: Maudie Thomas regarding request to waive interest for Lot 2, Block 7 of the Country's Point Plat - **Commission District 1**, (025-UP-82).

***ACTION: (Time-10:51 AM) Rolled over to Tuesday, February 25, 2003 due to the Board's failure to obtain five (5) affirmative votes. The Board directed staff to provide copies of the closing binder and statement, and to estimate the potential costs to the County of granting this waiver to all similar cases. The County Attorney was directed to recommend alternatives for preventing this situation from occurring in the future. See Page \*\*\*\*\****

**END OF QUASI-JUDICIAL HEARING**

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**PUBLIC WORKS DEPARTMENT**

**OFFICE OF GENERAL SERVICES**

**REAL PROPERTY SECTION**

- 51. **MOTION TO APPROVE** lease addendum and to adopt the Resolution 2003-96 exercising the first of two, two-year lease renewal options for 14,930 square feet of office space for the State Attorney's Office located at 110 SE. 6<sup>th</sup> Street in the City of Fort Lauderdale. Renewal rent is approximately 2.75% above the existing rent of \$25.50 per square foot. Term of first lease renewal: two years commencing August 21, 2003 and terminating August 20, 2005 at \$26.20 per square foot, \$32,597.17, monthly during first year of renewal and \$26.92 per square foot, \$33,492.97, monthly during second year of renewal; authorize the Mayor and Clerk to execute same. (Item 4 deferred at February 11, Meeting) (**Commission District 7**)

***ACTION: (Time-11:26 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Current lease expires August 31, 2003 and two year renewal will be September 1, 2003 through August 31, 2005.) See Page \*\*\*\*\****

## FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

### PURCHASING DIVISION

For Public Works Department

52. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide a parking access and revenue control system at the Broward County Judicial Center (BCJC), and approve Request for Letters of Interest (RLI) No. 20030114-0-FC-01.

***ACTION: (Time-11:17 AM) Approved the following to serve on the Selection/Negotiation Committee: Commissioner Parrish; Director, Facilities Management Division, Public Works Department (Chair); Director, Maintenance, Aviation Department, and Chief Deputy Court Administrator. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency. See Page \*\*\*\*\****

### SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

53. A. MOTION TO APPROVE interlocal agreement between Broward County and the Town of Lauderdale-by-the-Sea for the acquisition, improvement, enhancement, operation and management of Open Space Site OS-38. **(Commission District 4)**

***ACTION: (Time-11:29 AM) Approved. See Page \*\*\*\*\****

- B. MOTION TO APPROVE transfer of title of real property referred to as "The Sand Castle" (OS-38) in the Broward County Open Space Inventory under the Safe Parks and Land Preservation Bond program. **(Commission District 4)**

***ACTION: (Time-11:29 AM) Approved. See Page \*\*\*\*\****

## SUPERVISOR OF ELECTIONS

54. MOTION TO APPROVE recommendation of the Supervisor of Elections, amending the voting precincts which were approved on July 9, 2002 and amended on August 13, 2002 and January 14, 2003, combining 26 precincts for voting in Broward County on March 11, 2003 as submitted in Exhibit A.

***ACTION: (Time-11:31 AM) Approved. The Board directed staff to draft a letter from the Mayor to the Supervisor of Elections requesting that in the future, to combine smaller precincts to alleviate any confusion by the voters.***

***See Page \*\*\*\*\****

## COUNTY COMMISSION

55. DISCUSSION: Re-establishment of the Building Oversight Committee. (Commissioner Parrish)

***ACTION: (Time-11:39 AM) The Board moved to create an Ad Hoc Advisory Committee that would make advisory recommendations to the County's Building Code Services Division. The Board directed appropriate county staff to work with representatives from the building industry and return before the Board with recommendations for the composition of the Ad Hoc Advisory Committee. See Page \*\*\*\*\****

56. MAYOR'S REPORT

Update - Adopt-A-Sweetheart - Pet Adoption Event

***ACTION: (Time-11:47 AM) Due to the Mayor's absence, Vice Mayor Lieberman informed the Board that the "Adopt-A-Sweetheart" pet adoption event held on Friday, February 14, 2003 was a great success. See Page \*\*\*\*\****

57. COUNTY COMMISSION LIAISON REPORTS

***ACTION: (Time-11:47 AM) No liaison reports were submitted. See Page \*\*\*\*\****

## NON AGENDA

58. DISCUSSION - PROPER FORUM FOR CHALLENGES TO FAA DECISIONS - COMMISSIONER JACOBS

***ACTION: (Time-11:49 AM) No Board action was taken. See Page \*\*\*\*\****

59. DISCUSSION - COUNTY ATTORNEY'S OFFICE REPRESENTING PLANNING COUNCIL IN LITIGATION - COMMISSIONER PARRISH

**ACTION: (Time-11:59 AM) Motion to retain outside counsel instead of the County Attorney's Office to represent the Planning Council in litigation failed. No Board action was taken. See Page \*\*\*\*\***

60. SCHOOL BOARD OF BROWARD COUNTY - APPLICATION FEES FOR HAZARDOUS MATERIAL MANAGEMENT LICENSES - COMMISSIONER PARRISH

**ACTION: (Time-12:00 PM) The Board directed appropriate staff to research the School Board's concerns regarding the application fees. See Page \*\*\*\*\***

61. AMALGAMATED TRANSIT UNION CONTRACT - COMMISSIONER PARRISH

**ACTION: (Time-12:01 PM) The County Administrator was asked to report to the Board regarding the status of all of the County's union contracts, especially those contracts that have expired and what efforts staff is making to resolve them. See Page \*\*\*\*\***

62. FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT - SAFEGUARDING FILM - FAA REGULATIONS - VICE MAYOR LIEBERMAN

**ACTION: (Time-12:01 PM) The Board directed staff to include a statement on the "Film Warning" signage at the Fort Lauderdale-Hollywood International Airport advising passengers that there is an FAA rule that film can be hand inspected by the Transportation Security Administration (TSA) agents. Further, staff was directed to send a letter to the TSA asking them to educate their screeners when passengers approach them to hand inspect their film. See Page \*\*\*\*\***

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**MEETING/WORKSHOP REMINDER**

**SELECTION/NEGOTIATION COMMITTEE  
ENERGY PERFORMANCE PROJECT AT PORT EVERGLADES**

**RLI No. 20020410-0-FC-01**

Tuesday, February 18<sup>th</sup> in Room 430, at 9:00 AM

**LEGISLATIVE WORKSHOP**

**BROWARD COUNTY COMMISSION AND BROWARD LEAGUE OF CITIES**

Tuesday, February 18<sup>th</sup> in Room 430, at 12:30 PM  
or immediately following the morning Commission Meeting.

**SELECTION/NEGOTIATION COMMITTEE**

**PARATRANSIT SERVICES**

**RLI No. 112800-RB**

Tuesday, February 18<sup>th</sup> in Room 430, at 2:00 PM  
or immediately following Legislative Workshop

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