

MEETING OF FEBRUARY 18, 1997

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

PLEDGE OF ALLEGIANCE

CALL TO ORDER

CONSENT AGENDA

PUBLIC WORKS DEPARTMENT

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

1. MOTION TO APPROVE reimbursement to Florida Power and Light Company of the estimated cost of \$322,942 for relocating certain Florida Power and Light Company facilities on County Project No. 5121, improvement to Pine Island Road from south of Oakland Park Boulevard to north of Commercial Boulevard. (Deferred from January 21, 1997)

ACTION: (A-220) Approved.

2. MOTION TO APPROVE reimbursement to Florida Power and Light Company of the estimated cost of \$145,897 for relocating certain Florida Power and Light Company facilities on Copans Road within the project limits of Powerline Road to Blount Road within the City of Pompano. BCED Project No. 5111 (Deferred from January 21, 1997)

ACTION: (A-220) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

3. MOTION TO FILE Comprehensive Annual Financial Report for the Board of County Commissioners for the fiscal year ended September 30, 1996 pursuant to Florida Statute 11.45.

ACTION: (A-220) Approved.

4. MOTION TO APPROVE check lists issued from October 1, 1996 through October 31, 1996 in accordance with Florida Statute 136.06.

ACTION: (A-220) Approved.

5. MOTION TO APPROVE check lists issued from November 1, 1996 through November 30, 1996 in accordance with Florida Statute 136.06.

ACTION: (A-220) Approved.

6. MOTION TO APPROVE check lists issued from December 1, 1996 through December 31, 1996 in accordance with Florida Statute 136.06.

ACTION: (A-220) Approved.

COUNTY RECORDS DIVISION

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

ACTION: (A-220) Approved.

PURCHASING DIVISION

For Community Services Department

8. MOTION TO AWARD fixed contract to low bidder, Leadex Corporation, for Osswald Park, Shuffleboard Courts and Playground, (Bid No. N-11-96-07-CF), in the grand total contract bid amount of \$162,045 (Base Bid \$127,829 plus Alternate A \$34,216) for the Parks and Recreation Division, subject to receipt and acceptance of insurance and performance and payment guaranty.

ACTION: (A-220) Approved.

For Human Services Department

9. A. MOTION TO ADOPT Resolution 97-110 of the Board of County Commissioners of Broward County, Florida concerning the conveyance of a truck to the City of Cooper City, providing for severability, and providing for an effective date.

ACTION: (A-220) Approved.

B. MOTION TO GRANT permission to the Purchasing Division to dispose of by donation a truck declared surplus by the Fire Rescue Division to the City of Cooper City in accordance with applicable Florida State Statute 125.38 and the Purchasing Division Internal Control Handbook, Chapter 15.

ACTION: (A-220) Approved.

For Public Works Department

10. MOTION TO AMEND award of open end contracts to remove the purchase limit of two tons established for the asphalt patch materials contract approved during the January 28, 1997 meeting.

ACTION: (A-220) Approved.

REVENUE COLLECTION DIVISION

11. MOTION TO ADOPT Resolution 97-111 authorizing cancellation of warrants from Central Operating Account No. 96442522, Court Trustee Account No. 95035370, Payroll Account No. 96442530 (Nations Bank).

ACTION: (A-220) Approved.

12. MOTION TO APPROVE AND EXECUTE Satisfaction of Claim of Lien(s).

ACTION: (A-220) Approved.

HUMAN SERVICES DEPARTMENT

ELDERLY AND VETERANS SERVICES DIVISION

13. A. MOTION TO APPROVE Amendment No. 1 to Agreement between Broward County and the Areawide Council on Aging of Broward County, Inc. and the Northwest Federated Woman's Club, Inc. increasing the value of the Agreement by \$259,200 from \$650,000 to \$909,200 for the purpose of constructing a Senior and Adult Day Care Center facility for the Northwest Federated Woman's Club, and authorize the Chair and Clerk to execute same.

ACTION: (A-220) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 97-112 from the General Capital Outlay Fund No. 301 in the amount of \$259,200 for the purpose of constructing a Senior and Adult Day Care Center facility for elders receiving services through the Northwest Federated Woman's Club.

ACTION: (A-220) Approved.

14. A. MOTION TO APPROVE Amendment No. 2 to Agreement between Broward County and Areawide Council on Aging of Broward County, Inc. from July 1, 1996 to June 30, 1997 decreasing the value of the agreement by \$80,668 from \$5,823,891 to \$5,743,223 for the purpose of transferring funds from the Community Care for the Elderly Program to the Home and Community Based Medicaid Waiver Program, and authorize the Chair and Clerk to execute same. (County cash match of \$613,407 and County in-kin of \$19,367 is included)

ACTION: (A-220) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 97-113 within the State Grant Fund for the Elderly and Veterans Services Division in the amount of (-) \$80,668 for the purpose of a transfer of funds to the Medicaid Waiver Program.

ACTION: (A-220) Approved.

COMMUNITY SERVICES DEPARTMENT PARKS AND RECREATION DIVISION

15. MOTION TO ADOPT budget Resolution 97-114 transferring within the General Capital Outlay Fund the amount of \$899,864 for the Parks and Recreation Division to increase funding for the TY Park Water Playground Project.

ACTION: (A-220) Approved.

PORT EVERGLADES DEPARTMENT

16. MOTION TO ADOPT Resolution 95-115 authorizing the acceptance of a painting of the Nina, Pinta and the Santa Maria from Frederick W. Guardabassi for display to the general public.

ACTION: (A-220) Approved.

17. MOTION TO APPROVE second amendment to agreement between Port Everglades Authority and Dames & Moore, Inc. for professional design, threshold inspection and construction administration services for Southport Phase V Terminal Yard Improvements providing for an increase in the Reimbursable Expenses (pass through cost) by \$8,000 to a total not to exceed \$18,000; and authorize the Chair and Clerk to execute same.

ACTION: (A-220) Approved.

OFFICE OF BUDGET AND MANAGEMENT

POLICY

18. MOTION TO APPROVE business travel and trips in accordance with Administrative Order 105.

ACTION: (A-220) Approved.

19. MOTION TO ADOPT unanticipated revenue Resolution 97-116 within the Law Enforcement Trust Fund in the amount of \$48,836 to provide funding for drug and crime prevention programs.

ACTION: (A-220) Approved.

20. MOTION TO ADOPT budget Resolution 97-117 transferring \$22,553 within the General Fund from the Commission Reserve for Clerk of Courts record modernization machinery and equipment.

ACTION: (A-220) Approved.

21. A. MOTION TO ADOPT budget Resolution 97-118 transferring \$113,000 within the Circuit Court Services Fund for Court Administration for the purpose of installing courthouse security improvements at the South Satellite Courthouse.

ACTION: (A-220) Approved.

B. MOTION TO ADOPT budget Resolution 97-119 transferring \$42,600 within the General Fund from the County Commission Reserve for Facilities Management for the purpose of providing contract security services at the South Regional Courthouse.

ACTION: (A-220) Approved.

22. MOTION TO ADOPT budget Resolution 97-120 transferring funds within the General Fund in the amount of \$48,766 from the Reserve for Litigation for the Clerk of Courts for reimbursement of lawsuit expenses.

ACTION: (A-220) Approved.

GREATER FORT LAUDERDALE

CONVENTION & VISITORS BUREAU

23. MOTION TO APPROVE agreement between Broward County and American Tennis Association for the 1997 National Championships which will be held in Fort Lauderdale, Florida at the Convention Center commencing August 1, 1997 through August 10, 1997, and authorize the Chair and Clerk to

execute same.

ACTION: (A-080) Approved, subject to Commission Auditor's recommendation. Document not to be executed until caveat taken care of.

24. MOTION TO APPROVE agreement between Broward County and Pro Series, Inc. for the 1997 Shell Air and Sea Show which will be held in Fort Lauderdale, Florida on May 2, 1997 through May 3, 1997, and authorize the Chair and Clerk to execute same.

ACTION: (A-220) Approved.

COUNTY ATTORNEY

25. MOTION TO APPROVE travel of Assistant County Attorney Michael J. Kerr to participate in the "Alternative Project Delivery Systems" Seminar sponsored by the National Construction Law Center, Inc.

ACTION: (A-220) Approved.

BOARD APPOINTMENTS

26. MOTION TO APPROVE reappointment of Mr. Mike Sherman to the Metropolitan

Planning Organization - Community Involvement Roundtable. Mr. Sherman will fill a vacant position on this board. (Commissioner Rodstrom)

ACTION: (A-220) Approved.

27. MOTION TO APPROVE reappointment of Mr. Al Capp to the Marine Advisory Board. (Commissioner Gunzburger)

ACTION: (A-220) Approved.

28. MOTION TO APPROVE appointment of Doris Altier to the Personnel Advisory Board. (Commissioner Abramowitz)

ACTION: (A-220) Approved.

29. MOTION TO APPROVE appointment of Gary Hines to the Broward Beautiful Committee. (Commissioner Abramowitz)

ACTION: (A-220) Approved.

30. MOTION TO APPROVE appointment of Nancy Weintraub to the Commission on the Status of Women. (Commissioner Abramowitz)

ACTION: (A-220) Approved.

REQUEST TO SET FOR PUBLIC HEARING

31. MOTION TO ADOPT Resolution 97-121 directing the County Administrator to publish notice of public hearing to be held on Tuesday, March 11, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to consider adoption of two "Small Scale" amendments, in Unincorporated Broward County and the City of Pembroke Pines, to the Broward County Comprehensive Plan per Chapter 163, Section 163.3187(1)(c), Florida Statutes.

ACTION: (A-220) Approved. .

32. MOTION TO ADOPT Resolution 97-122 directing the County Administrator to publish notice of public hearing to be held on Tuesday, March 11, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the substance of which is set forth as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING THE BROWARD COUNTY ADMINISTRATIVE CODE; AUTHORIZING THE COUNTY ATTORNEY FOR BROWARD COUNTY TO ACCEPT SERVICE OF PROCESS ON BEHALF OF BROWARD COUNTY AND THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY IN ANY COURT OR ADMINISTRATIVE PROCEEDING IN WHICH BROWARD COUNTY, THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, OR ANY MEMBER IS NAMED AS A PARTY; PROVIDING FOR SEVERABILITY, INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-167) Approved.

33. MOTION TO ADOPT Resolution 97-123 directing the County Administrator to publish notice of public hearing to be held Tuesday, March 11, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon road right-of-way lying in Broward County, Florida, and located at NW 25th Terrace between NW 9th Street and Franklin Park Drive in unincorporated Broward County. Petitioner: Broward County Parks & Recreation Division (Ed Hazelrigg - Agent) 33-V-96.

ACTION: (A-220) Approved.

34. MOTION TO ADOPT Resolution 97-124 directing the County Administrator to publish notice of public hearing to be held Tuesday, March 11, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon utility easement, lying in Broward County, Florida, and located at 2650 NW 34th Place in the City of Pompano Beach. Petitioner: Greenwin Florida Investments (Keith and Ballbe, Inc. - Agent) 1-V-97.

ACTION: (A-220) Approved.

35. MOTION TO ADOPT Resolution 97-125 directing the County Administrator to publish notice of public hearing to be held Tuesday, March 11, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon a utility easement, lying and being in Broward County, Florida, and located South of NW 34th Street and east of Banks Road in the City of Margate. Petitioner: Pulte Home Corporation (Craig A. Smith & Associates - Agent) 9-V-97.

ACTION: (A-220) Approved.

REGULAR AGENDA

10 A.M. CONTINUED QUASI-JUDICIAL PUBLIC 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. You must be sworn before addressing the Commission, and if you wish to address the Commission, you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider what you have said in its final deliberations.

36. MOTION TO VOTE on reconsideration of Items No. 3 and 10 from the February 11, 1997 Transmittal Hearing.

ACTION: (A-226) Motion failed, previous action remains intact.

37. Continued from Commission Transmittal Hearing February 11, 1997 at 2:00 p.m. (Agenda Item No. 3)

ACTION: (A-226) No action taken due to failure of Board to approve Item 36.

AMENDMENT PC 97-8

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN - TOWN OF DAVIE

FROM: Low Medium (10) Residential

TO: Commercial

SIZE: Approximately 26.1 acres

LOCATION: In Section 24, Township 50, Range 41 and Section 19, Township 50, Range 42; bound on the west by U.S. 441/State Road 7, on the north by the North New River Canal and on the south by State Road 84/Interstate 595.

RECOMMENDED ACTION: Approve the amendment per Planning Council recommendation.

ACTION: (A-226) No action taken due to failure of Board to approve Item 36.

END OF QUASI-JUDICIAL HEARING

38. Continued from Commission Transmittal Hearing February 11, 1997 at 2:00 p.m. (Agenda Item No. 10)

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY TRANSMITTING THE FIRST PROPOSED 1997 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN TO THE DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING AN EFFECTIVE DATE.

ACTION: (A-226) No action taken due to failure of Board to approve Item 36.

END OF CONTINUED PUBLIC HEARING

39. **COUNTY ADMINISTRATOR'S REPORT** - The County Administrator advised he had nothing to report at this time; however, the Jail Report of February 17, 1997 was submitted for the record that the jail population was 3,856 which was 120 over cap of 3,736.

ACTION: (A-368) No Board action necessary.

QUASI-JUDICIAL HEARING CONTINUED

DEPARTMENT OF STRATEGIC PLANNING

& GROWTH MANAGEMENT

DEVELOPMENT MANAGEMENT DIVISION

40. DISCUSSION of Plat entitled "The Bubba Plat" - District 5, (003-UP-96).

ACTION: (A-480) Approved plat subject to staff recommendations, as outlined in the Development Review Report.

41. DISCUSSION of Plat entitled "Hastings Trust Plat" - District 2, (046-MP-96).

ACTION: (A-495) Approved plat subject to staff recommendations, as outlined in the Development Review Report.

42. DISCUSSION of Plat entitled "Discount Auto Parts No. 535 Subdivision" - District 6, (066-MP-96).

ACTION: (A-504) Approved plat subject to staff recommendations, as outlined in the Development Review Report.

43. DISCUSSION of Plat entitled “Taft Hollywood Shopping Center” - District 6, (057-MP-96).

ACTION: (A-519) Approved plat subject to staff recommendations, as outlined in the Development Review Report.

44. DISCUSSION of Plat entitled “Hollywood Festival Centre” - District 6, (058-MP-96).

ACTION: (A-528) Approved plat subject to staff recommendations, as outlined in the Development Review Report.

45. DISCUSSION of Plat entitled “Sector 1 Boundary Plat” - District 3, (104-MP-96).

ACTION: (A-475) Deferred to March 4, 1997 at applicant’s request.

46. DISCUSSION of Plat entitled “Sector 2 Boundary Plat” - District 3, (103-MP-96).

ACTION: (A-475) Deferred to March 4, 1997 at applicant’s request.

47. DISCUSSION of Plat entitled “Green Farm Plat” - District 3, (050-MP-96). (Deferred from February 4, 1997)

ACTION: (A-220) Deferred to March 4, 1997 at applicant’s request.

48. DISCUSSION of Plat entitled “All Service Plat No. One” - District 7, (018-UP-96). (Deferred from February 4, 1997)

ACTION: (A-535) Approved plat subject to staff recommendations, as outlined in the Development Review Report and as amended by staff.

49. DELEGATION : Howard A. Kusnick regarding motion to approve agreement between Broward County and All Service Refuse Co., Inc. relating to the issuance of building permits while platting is in progress on the All Service Plat No. One (018-UP-96). (Deferred from February 11, 1997)

ACTION: (A-804) Approved.

50. DELEGATION: Louis Mamo regarding request to amend the note on the Carvel Corporation Plat (009-UP-84).

ACTION: (A-1354) Deferred to March 4, 1997.

51. DELEGATION: Elizabeth Pulice regarding request to revise the note on the Mount Calvary Plat (012-UP-95).

ACTION: (A-1572) Approved, subject to staff recommendations.

52. DELEGATION: Shelley Eichner regarding request to amend the note on the Chapel Trail II Plat (033-MP-81).

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

53. DELEGATION: James Kahn regarding request to amend the note on the Leder Hillsboro Company Limited - Part 1 Plat (042-UP-83).

ACTION: (A-1599) Approved, subject to staff recommendations.

54. DELEGATION: James Kahn regarding request to amend the non-vehicular access line on the Marina West Parcel A Plat (027-MP-83).

ACTION: (A-475) Deferred to March 4, 1997 at applicant's request.

55. DELEGATION: David E. Rohal regarding request to amend the non-vehicular access line on the North Perry Airport Plat (100-MP-81). (Deferred from January 21, 1997)

ACTION: (A-475) Deferred to March 4, 1997 at applicant's request.

56. DELEGATION: Hugh Davis regarding request to amend the non-vehicular access line on the Praxis of Deerfield Beach "Unit Two" Plat (010-MP-88).

ACTION: (A-475) Deferred to March 4, 1997 at applicant's request.

57. DELEGATION: Linda C. Strutt regarding request to amend the non-vehicular access line on the Trails End FLL Airport Plat (Plat 5) (061-MP-94).

ACTION: (A-475) Approved, subject to staff recommendations.

58. DELEGATION: Gerald L. Knight regarding request to modify conditions of plat approval on the Bonaventure Plat - Tract 16 (902-UP-92).

ACTION: (A-1681) Approved, subject to staff recommendations.

59. DELEGATION: Rosana Cordova regarding request to modify conditions of plat approval on the New Testament Baptist Church Plat (020-UP-90).

ACTION: (A-1692) Approved, subject to staff recommendations. Applicant agreed not to request septic tanks in the future.

60. DELEGATION: Rosana Cordova regarding motion to approve agreement between Broward County and City of Pembroke Pines relating to the issuance of building permits while platting is in progress on the Pines Flamingo Park Plat (110-MP-96).

ACTION: (A-1790) Approved, subject to staff recommendations, including addendum.

61. DELEGATION: Barbara Hall regarding motion to approve Fourth Traffic Concurrency Agreement relating to the Oakwood Plaza Development of Regional Impact.

ACTION: (A-1847) Approved, subject to staff recommendations.

62. DELEGATION: Bonnie L. Miskel regarding:

A. Designation as affordable housing for The Pompano Oaks Plat (045-MP-96).

ACTION: (A-1864) Approved, subject to staff recommendations.

B. Partial waiver of impact, administrative, and application fees for the Pompano Oaks Plat (045-MP-96).

ACTION: (A-1864) Approved, subject to staff recommendations, including addendum.

END OF QUASI-JUDICIAL HEARING

63. DELEGATION: Bonnie L. Miskel regarding request for refund of road impact fees for Forest Ridge Community Development, Ltd. (Deferred from February 4, 1997)

ACTION: (A-1890) Deferred to February 25, 1997.

64. A. MOTION TO CONCEPTUALLY APPROVE Resolution stating support for the policies of the Broward Legislative Delegation's Ad Hoc Committee on Annexation and recommending additional policies to assist the Broward Legislative Delegation in its consideration of proposed annexations.

ACTION: (A-1943) Approved Commissioner Parrish's amendment to the Resolution.

B. MOTION TO AUTHORIZE Chair to transmit same to each municipality and the League of Cities for their consideration.

ACTION: (A-1943) Deferred for up to 30 days.

HUMAN SERVICES DEPARTMENT/PUBLIC WORKS DEPARTMENT

65. A. MOTION TO APPROVE interlocal agreement between Broward County and the City of Fort Lauderdale, as approved on February 4, 1997 by the Fort Lauderdale City Commission, for the establishment of a homeless assistance center, and authorize the Chair and Clerk to execute same.

ACTION: (A-2832) Approved.

B. MOTION TO AUTHORIZE County Administrator to develop a Request for Letters of Interest providing for a private not-for-profit organization to oversee the design-build, to operate a homeless assistance center in the City of Fort Lauderdale and raise funds from the private sector.

ACTION: (A-2834) Approved.

C. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified organization to oversee the design-build, to operate a homeless assistance center in the City of Fort Lauderdale, and raise funds from the private sector.

ACTION: (A-2837) Approved, with Commissioners Parrish and Poitier appointed to subject Selection/Negotiation Committee.

D. MOTION TO ACCEPT recommendation of the Broward County Homeless Initiative Partnership

Advisory Board endorsing the establishment of a designated fund within the Broward Community Foundation naming the Broward County Homeless Initiative Partnership Trust Fund as the beneficiary of all assets.

ACTION: (A-2860) Approved.

E. MOTION TO APPROVE Contract for Sale and Purchase executed by Gary Fronrath and Roger Dean as Tenants in Common and Gary Fronrath and Roger Dean, individually, in the amount of \$1,700,000 with a provision for the County to pay an earnest deposit of \$50,000 which shall be deferred until after May 31, 1997. This deferred deposit will be paid if closing does not take place on or before May 31, 1997, if application for site plan approval is not pending on May 31, 1997, and closing date has not been extended to August 31, 1997. If the application for site plan approval is pending on May 31, 1997, the date for closing is extended to August 31, 1997. If closing does not occur on or before August 31, 1997, regardless of status of site plan approval, then a deferred earnest deposit of \$100,000 will be paid rather than the \$50,000 earnest deposit. If closing occurs after May 31, 1997, the purchase price will increase \$5,000 per month up until the August 31, 1997 date. These are all set forth in Sections 2:1 and 7:1 of the Agreement. The purchase is for land and buildings. The parcel is known as the Homeless Shelter; authorize the Chair and Clerk to execute Contract for Sale and Purchase and Interlocal Agreement between Broward County and the City of Fort Lauderdale and Motion to Waive; and authorize acceptance and recordation of deed.

ACTION: (A-2867) Approved.

F. MOTION TO WAIVE Section 6.3(r) of Broward County Administrative Code requiring 28-day advance notice to the Board of real property purchased for \$500,000 or more.

ACTION: (A-2868) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Port Everglades Department

66. A. MOTION TO WAIVE requirement that limits the licenses to those listed in Section 00510 of the bid document.

ACTION: (A-4103) Approved.

B. MOTION TO AWARD fixed contract to Low bidder Triple R Paving, Inc. for the Southport Phase V-A Terminal Yard improvements (Bid No. Q-08-96-23- OF), in the grand total amount of \$3,740,502 for the Port Everglades Department, subject to receipt and acceptance of insurance/performance and payment guaranty.

ACTION: (A-4103) Approved.

C. MOTION TO APPROVE 15% Change Order Contingency.

ACTION: (A-4103) Approved.

For Public Works Department

67. A. MOTION TO RESCIND declaration as surplus to the County's needs, certain property contained within Plat "Alpha 250" as recorded in Plat 156, Page 26, of the public records of Broward County, Florida originally approved by the Board of County Commissioners on April 23, 1996 (Item No. 58.A).

ACTION: (A-4115) Approved.

B. MOTION TO ADOPT budget Resolution 97-127 transferring funds within the Water and Wastewater Construction Fund for the Office of Environmental Services in the amount of \$1,000,000 from BCOES Project No. 8425, North Regional Waste Water Transmission System Expansion, for the purpose of increasing the funding for BCOES Project No. 8333, Alpha 250. Approval of this motion is contingent upon approval of Motion A, above.

ACTION: (A-4115) Approved.

C. MOTION TO AWARD fixed contract to low bidder, Team Land Development, Inc. for Alpha 250, (Bid No. N-10-96-06-CF), in the grand total bid amount of \$3,127,086.07, for the Environmental Engineering Division, subject to receipt and acceptance of insurance and performance and payment guaranty. BCOES Project Number: 8333 - Alpha 250 - Sale of 250 Acres

ACTION: (A-4115) Approved.

COMMUNITY SERVICES DEPARTMENT

MASS TRANSIT DIVISION

68. MOTION TO ADOPT Resolution 97-128 of the Board of County Commissioners of Broward County, Florida relating to Paratransit Services offered pursuant to the Americans with Disabilities Act (ADA); revising and codifying procedures for hearing appeals of administrative ADA Paratransit eligibility decisions; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date. (Deferred from January 28, 1997)

ACTION: (A-4474) Approved, as amended.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-4562) Approved, as amended.

70. MOTION TO DIRECT County Attorney to draft an ordinance incorporating the provisions of Section 775.0833, Florida Statutes, which provides for assessment of court costs to fund the Juvenile Assessment Center and Teen Court Programs.

ACTION: (A-4574) Approved.

71. MOTION TO ADOPT budget Resolution transferring within the General Fund the amount of \$10,000 from the Commission Reserve to the Legislative Delegation budget.

ACTION: (A-4619) Deferred to February 25, 1997 for additional information.

GREATER FORT LAUDERDALE CONVENTION & VISITORS BUREAU

72. A. DISCUSSION: Peebles Atlantic Development Corp./NBC Holdings, Inc.(PADC/NBC) Hotel Proposal.

ACTION: (A-3396) Deferred to February 25, 1997 at 10:30 a.m., time certain.

B. MOTION TO RECONVENE Hotel RLI Selection/Negotiation Committee to review the PADC/NBC Proposal and make a recommendation to the County Commission.

ACTION: (A-3396) Deferred to February 25, 1997 at 10:30 a.m., time certain.

COMMISSION AUDITOR

73. MOTION TO FILE (1) Sheriff's Self Insurance Program Executive Summary dated January 17, 1997; (2) Audit Report dated January 13, 1997 on the Sheriff's Self Insurance Fund for the period October 1, 1994 through September 30, 1995; (3) Sheriff's Response to Audit Report dated January 6, 1997; (4) Auditor's Comments pertaining to Sheriff's Response to Findings on the Sheriff's Self Insurance Program dated February 10, 1997; (5) Legal Opinion of the County Attorney's Office dated October 16, 1996; (6) Legal Opinion of the County Attorney's Office dated January 31, 1997 regarding options for the Commission to consider as follows: (a) Attorney General Opinion, (b) Civil Law Suit.

ACTION: (A-377) Deferred to March 4, 1997 for further legal research.

COUNTY ADMINISTRATOR

74. MOTION TO APPROVE Letter of Understanding between the Sheriff's Office of Broward County and Broward County regarding the administration of the Sheriff Self-Insurance Fund.

ACTION: (A-377) Deferred to March 4, 1997 for further legal research.

COUNTY ATTORNEY

75. MOTION TO ADOPT Resolution 97-129 for a referendum election on April 1, 1997 by qualified electors in Precincts 66Z and 70Z (or any future restructuring and/or renumbering of said precincts of the geographical areas as may be determined by the Supervisor of Elections) for the annexation of the geographical area commonly known as Bonaventure into the City of Sunrise, to form a new City to be named at a later date, or into the new City of Weston.

ACTION: (A-4906) Approved.

NON AGENDA ITEMS

76. NEWSPAPER ARTICLE - Commissioner Lieberman brought up an article that appeared in the Sun Sentinel on Saturday, February 15, 1997 regarding the law practice of Stuart Michaelson who is her fiance. Buddy Nevins, the reporter who wrote the article relates a comment made to him by one of the Commissioners which she objects to and she said if anyone has a concern with her private employment or what she does that they not call a gossip columnist and give him misinformation. No one else on the Commission is a practicing attorney with a law practice and she is not securing business for or marketing a law firm. In the future, if any of the Commissioners have any concerns, she would ask that they bring them up at one of the meetings where they can be discussed.

ACTION: (A-4918) For informational purposes only.

77. REQUEST - Commissioner Parrish asked the County Attorney to keep the Board apprised of the mediation status on the school concurrency issue.

ACTION: (A-4925) No action needed.

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