

## MEETING OF FEBRUARY 19, 2002

(The meeting convened at 10:00 a.m. and adjourned at 12:23 p.m.)

PLEDGE OF ALLEGIANCE was led by Mr. William Laystrom, esquire.

MOMENT OF SILENCE In memory of Mr. Leo Handel, condominium activist for the Democratic Party from the City of Margate.

CALL TO ORDER

### CONSENT AGENDA

#### BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Joel L. Smith to the Children's Services Board. (Commissioner Wasserman-Rubin)

*ACTION: (Time-10:08 AM) Approved.*

B. MOTION TO REAPPOINT Denise W. Shaible to the Advisory Board for Individuals with Disabilities. (Commissioner Scott)

*ACTION: (Time-10:08 AM) Approved.*

#### AVIATION DEPARTMENT

2. MOTION TO APPROVE Terminal Building lease agreement between Broward County, Florida and Frontier Airlines, Inc., with annual revenues of \$17,200 for the lease and use of leased premises in Terminal 3 at the Fort Lauderdale-Hollywood International Airport, effective upon Board approval for a five year term with a 30 day written notice of termination by either party, and authorize the Chair and Clerk to execute same.

*ACTION: (Time-10:08 AM) Approved.*

### PUBLIC WORKS DEPARTMENT

#### OFFICE OF ENVIRONMENTAL SERVICES

##### ENVIRONMENTAL ENGINEERING DIVISION

3. MOTION TO APPROVE release of an easement to the School Board of Broward County, Florida, a Body Corporation, whose address is 600 SE 3<sup>rd</sup> Avenue, Fort Lauderdale, Florida, 33301; and authorize the Chair and Clerk to execute same. BCOES Project No. 2024. (**Commission District 1**)

*ACTION: (Time-10:08 AM) Approved, as corrected. (Scrivener's Error - See County Administrator's Memorandum: The item was inadvertently listed as Commission District 1; it should read Commission District 9.)*

## WATER MANAGEMENT DIVISION

4. MOTION TO APPROVE continuation of the Joint Funding Agreement for the Water Resources Investigation Program between Broward County and the United States Geological Survey (USGS), Department of the Interior, for the Water Resources Investigation Program for the period, October 2001 through September 2002 at a cost of \$34,737; authorize the Chair and Clerk to execute same.

*ACTION: (Time-10:08 AM) Approved.*

## OFFICE OF GENERAL SERVICES

### REAL PROPERTY SECTION

5. A. MOTION TO ADOPT Resolution 2002-92 of the Board of County Commissioners of Broward County, Florida, approving the acceptance by the County of a Special Warranty Deed given by the City of Pembroke Pines for the Broward County Southwest Regional Library. **(Commission District 8)**

*ACTION: (Time-10:08 AM) Approved.*

B. MOTION TO ACCEPT Special Warranty Deed given by the City of Pembroke Pines for the Broward County Southwest Regional Library, and authorizing recordation of deed.

*ACTION: (Time-10:08 AM) Approved.*

C. MOTION TO APPROVE Declaration of Covenants and Restrictions NON-EXCLUSIVE Easement and Exclusive Parking Rights, Access Easement and Maintenance Agreement related thereto; and providing for an effective date; authorize the Chair and Clerk to execute agreement, and authorize acceptance and recordation of same.

*ACTION: (Time-10:08 AM) Approved.*

6. A. MOTION TO APPROVE agreement between Broward County, a political subdivision of the State of Florida and the City of North Lauderdale for conveyance, in fee simple, of approximately four acres of real property for a public library in the amount of \$10 and other good and valuable consideration; authorize the Chair and Clerk to execute agreement. **(Commission District 1)**

*ACTION: (Time-10:08 AM) Approved.*

B. MOTION TO APPROVE easement agreement which shall be substantially in the form of the attached Easement Agreement providing for the right of ingress and egress granted to the City of North Lauderdale, for the purpose of installing, reconstructing, operating, maintaining, altering, or removing the utility lines from its well-site property and walkway easements.

*ACTION: (Time-10:08 AM) Approved.*

7. MOTION TO APPROVE conveyance of an easement to Florida Power and Light Company for the installment of electric utility facilities to service New River Village; authorize the Chair and Clerk to execute same. (Reagendaed from February 5<sup>th</sup>, 2002, with Tree Preservation language added in easement document.) **(Commission District 7)**

***ACTION: (Time-10:10 AM) Tabled to the conclusion of this day's commission meeting. See Page  
\*\*\*\*\****

***ACTION: (Time-11:30 AM) Approved, as amended. See Page \*\*\*\*\****

8. MOTION TO APPROVE granting an underground electrical service easement to Florida Power and Light Company at the African American Library currently under construction at 2650 NW 6<sup>th</sup> Street, Fort Lauderdale, Florida; authorize the Chair and Clerk to execute easement and authorize acceptance and recordation of easement. **(Commission District 7)**

***ACTION: (Time-10:10 AM) Tabled to the conclusion of this day's commission meeting. See Page  
\*\*\*\*\****

***ACTION: (Time-11:30 AM) Approved, as amended. See Page \*\*\*\*\****

## OFFICE OF TRANSPORTATION

### ENGINEERING DIVISION

9. MOTION TO APPROVE Roadway Improvement Phasing Agreement, among Sunbeam Development Corporation, Sunbeam Properties, Inc., and Broward County, related to the "Miramar Park of Commerce Phase V" Plat (050-MP-99); and authorize the Chair and Clerk to execute same. **(Commission District 8)**

***ACTION: (Time-10:08 AM) Approved.***

10. MOTION TO APPROVE Roadway Improvement Phasing Agreement between North 29 Associates, a Florida General Partnership and Broward County, related to the "North 29 Associates Plat" (046-MP-00); and authorize the Chair and Clerk to execute same. **(Commission District 8)**

***ACTION: (Time-10:08 AM) Approved.***

11. MOTION TO APPROVE "Amended Declaration of Access Easements" executed by West Pointe Land, L.L.C. related to the "Westpoint Section 7 Plat", and authorize the Chair and Clerk to execute same. **(Commission District 3)**

***ACTION: (Time-10:08 AM) Approved.***

12. MOTION TO ADOPT Resolution 2002-93 accepting a road easement, at a nominal cost of \$1 to the County, executed by Luan Investments, LLC, for right of way for NW 2<sup>nd</sup> Street (north side) and NW 28<sup>th</sup> Way (west side). **(Commission District 9)**

***ACTION: (Time-10:08 AM) Approved.***

13. MOTION TO APPROVE Roadway Improvement Phasing Agreement between the Synagogue of Inverrary Chabad, Inc., and Broward County, related to Parcel A of the "Inverrary Commercial Plat" (100-MP-83), and authorize the Chair and Clerk to execute same. **(Commission District 1)**

***ACTION: (Time-10:08 AM) Approved.***

14. MOTION TO ADOPT Resolution 2002-94 amending the Non-Vehicular Access Line, reserving right -of-way for road purposes, securing the construction and completion of road improvements relating to the Value 0201 Plat (092-MP-85). (**Commission District 6**)

***ACTION: (Time-10:08 AM) Approved.***

15. MOTION TO ADOPT Resolution 2002-95 accepting a road easement, at a nominal cost of \$1 to the County, executed by JO-C BUILDERS, INC., for right of way for SW 21<sup>st</sup> Street (south side) and SW 52<sup>nd</sup> Avenue (east side). (**Commission District 8**)

***ACTION: (Time-10:08 AM) Approved.***

#### **FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

16. MOTION TO ADOPT Resolution 2002-96 of the Board of County Commissioners of Broward County, Florida relating to the County's Multi-Purpose Commercial Paper Program providing for the extension of the Line of Credit securing the program; authorizing necessary actions; providing severability and effective date.

***ACTION: (Time-10:08 AM) Approved.***

#### **ACCOUNTING DIVISION**

17. MOTION TO APPROVE travel for County employees on the attached list, in accordance with Administrative Code Chapter 3, Part II - County Employee Travel.

***ACTION: (Time-10:08 AM) Approved.***

#### **COUNTY RECORDS DIVISION**

18. MOTION TO APPROVE the minutes of the 10:00 A.M. Board of Broward County Commission meeting of January 22, 2002; and the minutes of the 2:00 P.M. Public Hearing of January 22, 2002.

***ACTION: (Time-10:08 AM) Approved.***

#### **PURCHASING DIVISION**

For Finance and Administrative Services Department

19. MOTION TO APPROVE first amendment to agreement Between Broward County and McKinley Financial Services, Inc./Arthur J. Gallagher & Co., a joint venture for Agent, Broker and Administrative Services for Owner-Controlled Insurance Program at Fort Lauderdale-Hollywood International Airport (RLI No. 041598-RB), in the amount not to exceed \$309,000 to extend the term up to 24 months, provide for optional re-marketing services, and increase the monthly compensation to secure additional project close-out services; and authorize the Chair and Clerk to execute same.

***ACTION: (Time-10:08 AM) Approved.***

For Port Everglades Department

20. MOTION TO APPROVE Work Authorization WA2-0004 authorizing the Port Everglades General Engineering Consultant, Craven Thompson & Associates, Inc., to engage the services of a qualified specialty consultant to prepare construction/bid documents, submit plans for permit review, assist Construction Management and Planning in the bidding phase, and perform site inspections for the Foreign Trade Zone - Building "E", Bay Nos. 4, 5 and 6 modifications in accordance with the Consultant's Services Agreement (Agreement) approved by the Board on September 4, 2001, with the total amount of consultant fee not to exceed \$88,187 to be completed four weeks after issuance of the Notice to Proceed; and authorize the Chair and Clerk to execute same.

***ACTION: (Time-10:08 AM) Approved.***

### **REVENUE COLLECTION DIVISION**

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

***ACTION: (Time-10:08 AM) Approved.***

### **HUMAN SERVICES DEPARTMENT**

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

22. A. MOTION TO APPROVE one-time agreement between Broward County and Best Buddies International, Inc., from date of execution through September 30, 2002, in the amount of \$107,000 for the purpose of providing a mentoring program to Broward County children with developmental disabilities, and authorize the Chair and Clerk to execute same. The funding for this one-time agreement is the result of unutilized funds from the Children's Services Administration Division's Fiscal Year 2001 budget.

***ACTION: (Time-10:08 AM) Approved.***

B. MOTION TO ADOPT unanticipated revenue Resolution 2002-97 in the amount of \$107,000 within the Children's Services Administration Division's general fund for the purpose of providing a mentoring program to Broward County children with developmental disabilities. These funds are the result of unutilized funds from the Children's Services Administration Division's Fiscal Year 2001 budget.

***ACTION: (Time-10:08 AM) Approved.***

### **COMMUNITY DEVELOPMENT DIVISION**

23. MOTION TO APPROVE interlocal agreement between Broward County and the City of North Miami in an amount not to exceed \$24,999 from date of execution through February 19, 2003, for the purpose of Community Development Division staff providing technical assistance to the City of North Miami related to their Community Development Block Grant Program at the rate of \$70 per hour, and authorize the Chair and Clerk to execute same; and authorize the County Administrator to execute any amendments which do not deviate in any material respect from the attached agreement.

***ACTION: (Time-10:18 AM) Approved. See Page \*\*\*\*\****

### **COMMUNITY SERVICES DEPARTMENT**

## MASS TRANSIT DIVISION

24. MOTION TO APPROVE increase in the change order allowance from \$5,771.25, (5%) to \$12,927.60, (11.2%) of the original contract amount of \$115,425.00, for the renovation of restrooms, bus terminal building, Contract No. T-2-01-036-C-F with Icon Constructors Inc., for the Mass Transit Division. (Commission District 7)

*ACTION: (Time-10:08 AM) Approved.*

## DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

### BUILDING CODE SERVICES

25. MOTION TO APPROVE interlocal agreement between Broward county and the City of Sunrise to provide South Florida Building Code Inspection/Plan Review and Building Official services to the City from January 16, 2002 through January 15, 2003; and authorize the Chair and Clerk to execute same. The cost of services will be recaptured through revenues collected from fees charged to the City. (Commission Districts 1, 5)

*ACTION: (Time-10:08 AM) Approved.*

## PORT EVERGLADES DEPARTMENT

26. 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, 2002 through February 28, 2003, at an annual rental amount of \$19,975.65; and authorize the Chair and Clerk to execute same.

*ACTION: (Time-10:08 AM) Approved.*

27. MOTION TO AUTHORIZE County Attorney's Office to take any and all action necessary to preserve the County's rights in the Federal approval process in regard to AES Ocean Express LLC's application to Federal Energy Regulatory Commission (FERC) for a Certificate of Convenience and Necessity to place a natural gas transmission pipeline through Port Everglades, the Broward County Fort Lauderdale-Hollywood Airport, and other Broward County lands.

*ACTION: (Time-10:08 AM) Approved.*

28. A. MOTION TO APPROVE execution of a County Incentive Grant Program Agreement (CIGP) between the Port Everglades Department of Broward County and the Florida Department of Transportation for the purpose of applying grant funding in the total amount of \$192,500 for Port Everglades in Fiscal Year 2001/2002 for the Eller Drive Intermodal Staging Area located within Port Everglades, and authorize the Chair and Clerk to execute same; together with **Resolution 2002-98** authorizing the Chair to execute and file said agreement; and providing for an effective date.

*ACTION: (Time-10:08 AM) Approved.*

B. MOTION TO ADOPT unanticipated revenue Resolution 2002-99 within the Port Everglades Capital Fund (4710) for the Port Everglades Department in the amount of \$192,500 to offset the cost of the "Eller Drive Intermodal Staging Area" project.

***ACTION: (Time-10:08 AM) Approved.***

29. A. MOTION TO APPROVE execution of a Supplemental Joint Participation Agreement (JPA) between Port Everglades Department of Broward County and the Florida Department of Transportation for the purpose of applying grant funding in the total amount of \$810,000 (A net increase of \$270,000 from the original agreement) to Port Everglades for the procurement and deployment of three Stolen Auto Recovery (STAR) x-ray units to be placed at strategic locations within Port Everglades (Project No. 99-21); and authorize the Chair and Clerk to execute same, together with **Resolution 2002-100** authorizing the Chair to execute and file said JPA; and providing for an effective date.

***ACTION: (Time-10:08 AM) Approved.***

B. MOTION TO ADOPT unanticipated revenue Resolution 2002-101 within the Port Everglades Capital Fund (4710) for the Port Everglades Department in the amount of \$200,000 for the purpose of partially funding the Stolen Auto Recovery (STAR) Supplemental Joint Participation Agreement (JPA).

***ACTION: (Time-10:08 AM) Approved.***

30. MOTION TO ADOPT unanticipated revenue Resolution 2002-102 within the Port Everglades Capital Fund (4710) for the Port Everglades Department in the amount of \$262,500 for the purpose of funding dockside transit enhancements.

***ACTION: (Time-10:08 AM) Approved.***

31. MOTION TO ADOPT unanticipated revenue Resolution 2002-103 within the Port Everglades Capital Fund (4710) for the Port Everglades Department in the amount of \$1,600,000 for the construction of Port security improvements.

***ACTION: (Time-10:08 AM) Approved.***

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

32. MOTION TO ADOPT budget Resolution 2002-104 transferring within the General Fund the amount of \$125,000 from the Broward Sheriff's Office reserve for the purpose of funding negotiated settlements as a result of litigation.

***ACTION: (Time-10:08 AM) Approved.***

#### **OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS**

33. MOTION TO ADD legislative proposal to the County's 2002 Federal Legislative Package to encourage Congress to fully fund all aviation security improvements required by congressional and agency directives.

***ACTION: (Time-10:08 AM) Approved.***

#### **COURT ADMINISTRATION**

34. A. MOTION TO APPROVE grant agreement between Broward County, the Circuit Court of the Seventeenth Judicial Circuit, and the Children Services Council of Broward County in the amount of

\$1,336,022 providing for legal, psychological and support services to expedite judicial permanency planning process for the period of February 15, 2002 through November 15, 2002; and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

***ACTION: (Time-10:20 AM) Approved subject to the County Attorney's Office pursuing whatever legal rights the County has to recover the Article V funds. See Page \*\*\*\*\****

B. MOTION TO ADD ten grant positions expiring November 15, 2002 to implement the grant agreement. The program will sunset at the end of the grant period.

***ACTION: (Time-10:20 AM) Approved. See Page \*\*\*\*\****

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

35. MOTION TO ADOPT Resolution 2002-105 directing the County Administrator to publish notice of Public Hearing to be held on Tuesday, April 9, 2002 at 2:00 p.m., in Room 422 of the Governmental Center to consider whether or not there should be a taximeter rate adjustment in accordance with the Motor Carrier's Ordinance, Chapter 22 ½.

***ACTION: (Time-10:08 AM) Approved.***

### **DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

36. MOTION TO APPROVE settlement agreements in the total amount of \$88,300 between Broward County and the listed respondents for violation of Broward County Code of Ordinances for Department of Planning and Environmental Protection (DPEP); and authorize the Chair and Clerk to execute same. (Commission Districts 7, 9)

***ACTION: (Time-10:08 AM) Approved.***

### **DEVELOPMENT MANAGEMENT DIVISION**

37. MOTION TO AUTHORIZE Office of the County Attorney to file an action against Environmental & Demolition Consultants, Inc., as Principal, and Preferred National Insurance Company, as Surety, pursuant to Preferred National Insurance Company Bond Numbers U11587 and U11588 as it relates to the Karney Plat - **Commission District 7, 031-MP-93.**

***ACTION: (Time-10:28 AM) Approved, as amended. The Board directed staff to send a letter to the City of Fort Lauderdale Commission requesting that they do not issue any further building permits for the remaining units. Additionally, that the City be asked to withhold the Certificates of Occupancy on the units that have already received building permits until the impact fees are paid.***

***Further, the Board directed the County Attorney to research the County's Ordinances to determine whether they require any amendments to give the County the authority to stop a city from issuing a Certificate of Occupancy when a developer has not paid County impact fees pursuant to a County Ordinance and permits have been issued. Staff was directed to take the necessary steps to enforce the requirement of the South Florida Building Code.***

***The County Administrator was directed to review the County's processes that when money is collected for the County portion of the building fee, notice is sent expeditiously to the Development***

*Management Division to verify impact fees have been paid. See Page \*\*\*\*\**

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**QUASI-JUDICIAL CONSENT HEARING**

**DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

**DEVELOPMENT MANAGEMENT DIVISION**

38. DISCUSSION: of plat entitled “O’Donnell Farms Plat ” - **Commission District 5**, (097-MP-01).

***ACTION: (Time-10:08 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.***

39. DISCUSSION: of plat entitled “Quigley Plat ” - **Commission District 3**, 015-MP-01.

***ACTION: (Time-10:08 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.***

40. DISCUSSION: of plat entitled “UMT Parcel ” - **Commission District 7**, 013-MP-01.

***ACTION: (Time-10:08 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.***

41. DISCUSSION: of plat entitled “Lamont Plat ” - **Commission District 9**, 046-MP-01.

***ACTION: (Time-10:08 AM) Deferred to March 5, 2002 at the applicant’s request.***

42. DISCUSSION: of plat entitled “Henderson Mental Health Center” - **Commission District 7**, 026-MP-01. (Deferred from February 5, 2002.)

***ACTION: (Time-10:08 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.***

43. DELEGATION: Robert Roth, Director, Broward County Mass Transit Division, regarding MOTION TO ADOPT Resolution 2002-106 of the Board of County Commissioners of Broward County, Florida, amending the note on the Broward County Plat No. 1 Plat 053-UP-80; providing for waiver of road impact fees; providing for recording; providing for severability; and providing for an effective date. - **Commission District 2**.

***ACTION: (Time-10:08 AM) Approved subject to staff’s recommendations.***

44. DELEGATION: Kenneth D. Wright regarding request to amend the note on the Copans Commercial No. 1 Plat - **Commission District 9**, 033-MP-82.

***ACTION: (Time-10:08 AM) Deferred to August 27, 2002 or sooner, under Section 5-181(i) of the Land Development Code, to study access.***

45. **DELEGATION**: Ronald A. Fritz regarding request to amend the note on the Beulah Pentecostal Plat - **Commission District 1**, 043-MP-96.

***ACTION: (Time-10:08 AM) Approved subject to staff's recommendations.***

46. **DELEGATION**: Anthony J. Chiocca regarding request to amend the note on the Westwood Plaza Plat - **Commission District 1**, 104-MP-88.

***ACTION: (Time-10:08 AM) Approved subject to staff's recommendations.***

47. **DELEGATION**: Bonnie L. Miskel regarding request to modify conditions of plat approval on the Star of David Broward Memorial Gardens II Plat - **Commission District 1**, 049-MP-98.

***ACTION: (Time-10:08 AM) Approved subject to staff's recommendations.***

48. **DELEGATION**: Graham Ernest-Jones regarding request to amend the non-vehicular access line on the Port 95 Commerce Park Plat - **Commission District 7**, 019-UP- 88.

***ACTION: (Time-10:08 AM) Approved subject to staff's recommendations.***

49. **DELEGATION**: Dawn Sonneborn regarding request to amend the non-vehicular access line and delete turn lane requirement on the Flamingo Road Baptist Church Plat - **Commission District 5**, 033-UP-81. (Deferred from December 4, 2001.)

***ACTION: (Time-10:08 AM) Approved request to amend the non-vehicular access line subject to staff's recommendations and denied the request to delete the turn lane requirement.***

**END OF QUASI-JUDICIAL CONSENT HEARING**

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**REGULAR AGENDA**

50. **COUNTY ADMINISTRATOR'S REPORT** County Administrator Roger J. Desjarlais informed the Board of the following:

A. **Invitation American Heart Walk**

The County Administrator invited the Commissioners to join staff and participate in the annual American Heart Walk, on Saturday, February 23, 2002, 8:00 a.m., at the Nova Southeastern University Campus in Davie.

***ACTION: (Time-10:38 AM) No Board action was taken.***

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

B. Update - Search for Port Director

Mr. Desjarlais informed the Board that Bruce Cashon, the vice president of P & O North America, has withdrawn his candidacy as of February 18, 2002. Remaining are Ken Krauter, former head of the Jacksonville Port Authority and Richard Wainio, former executive with the Panama Canal Zone. The executive search firm is completing the standard criminal background checks and County staff is conducting reference checks. It is expected that within the next thirty (30) days, that either a final recommendation will be made to the Board for a candidate for the Board's consideration or the two prospective candidates will not be chosen and the executive search for a Port director will continue.

***ACTION: (Time-10:38 AM) Discussion relating to the search for a Port director continued during non agenda item 73. See Page \*\*\*\*\****

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**PUBLIC WORKS DEPARTMENT**

**OFFICE OF GENERAL SERVICES**

**REAL PROPERTY SECTION**

51. MOTION TO ACKNOWLEDGE to the Broward County Board of County Commissioners, that in accordance with Section 6.8(g)(12)of the Administrative Code, the Office of General Services, Real Property Section intends to present for consideration on or after March 19, 2002, a Purchase and Sale Contract for 11.67 acres of real estate located at the SW corner of State Road 84 and SW 121<sup>st</sup> Avenue, Davie, at a purchase price of \$1,750,000. **(Commission District 5)**

***ACTION: (Time-10:42 AM) Approved. See Page \*\*\*\*\****

**FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

**PURCHASING DIVISION**

For Finance and Administrative Services Department

52. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm(s) to provide a database and application development software solution to replace the existing software at the Broward County Building Code Services Division, and approve required Letters of Interest No. 121701-RB.

***ACTION: (Time-10:44 AM) Approved, as amended, to add identification of past 3 years litigation history and identify if a contract was early terminated or not completed. The following to serve on the Selection/Negotiation Committee: Commissioner Eggelton; Director, Building Code Services Division (Chair); Assistant Director, Safety and Emergency Services and Director, Application***

*Services Division. Plus, administrative support staff from the offices of County Attorney, Commissioner Auditor, Office of Equal Opportunity, Risk Management, Purchasing and the using agency. See Page \*\*\*\*\**

For Human Services Department

53. MOTION TO ADOPT Resolution 2002-107 of the Board of County Commissioners of Broward County, Florida, amending Chapter 19 of the Broward County Administrative Code, establishing a Computer Give-Away Program, providing authorization for the conveyance of surplus county-owned computers to qualified residents of Broward County, authorizing the County Administrator to take all administrative actions to implement same, providing for inclusion in Administrative Code, and providing for an effective date.

***ACTION: (Time-10:44 AM) Approved. The Board directed staff to pursue discussions with ARC Broward to work in conjunction to better coordinate the Computer Give-Away Program. Further, that the recipient of the computer equipment has a need and an interest level. See Page \*\*\*\*\****

### **HUMAN SERVICES DEPARTMENT**

54. MOTION TO APPROVE Broward County Strategic Plan for Children and authorize the Chair to execute same.

***ACTION: (Time-10:49 AM) Approved, as amended, with the following statement: Page 12, under "Infant Mortality" "The infant mortality of minority groups in Broward County has reached excessively high and unacceptable levels. For the first half of 2001, Broward's infant mortality for black babies was close to 12 per 1,000 live birth, nearly three times that of white babies. Therefore, it is clear that it is necessary to analyze the causes of the increased mortality, in order to determine whether they are genetic, environmental or social, and whether they show a specific locational distribution. The hiring of a pediatric pathologist and/or the implementation of a thorough and standardized autopsy protocol will be an essential ingredient in the investigation of infant mortality and in the understanding of its causes, so effective preventive measures can be developed." See Page \*\*\*\*\****

### **DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

#### **POLLUTION PREVENTION AND REMEDIATION DIVISION**

55. MOTION TO DIRECT County Attorney to draft an Ordinance to amend Chapter 27 (Pollution Control), Article X (Storage Tanks) of the Broward County Code of Ordinances, to limit the construction of large (greater than 50,000 gallons per tank or 150,000 gallons per facility) aboveground hazardous material storage tanks to Port Everglades and the Fort Lauderdale-Hollywood Airport. (Deferred from February 12, 2002 - Item No. 46)

***ACTION: (Time-10:51 AM) Approved.***

#### **TRANSPORTATION PLANNING DIVISION**

56. MOTION TO APPROVE agreement with the Downtown Development Authority in the amount of \$50,000 for the Regional Activity Center (RAC) Subarea Mobility Study for Downtown Broward.

***ACTION: (Time-10:52 AM) Approved, as corrected. (Scrivener's Error - See County Administrator's Memorandum: Add to the second to last page of Exhibit A the following: SUBMITTING INVOICES: Invoices for compensation will be submitted no more than once per month and only after the services for which the invoices are submitted have been completed.) See Page \*\*\*\*\****

**PORT EVERGLADES DEPARTMENT**

57. MOTION TO ADOPT Resolution 2002-108 of the Board of County Commissioners of Broward County, Florida, amending the Broward County Administrative Code, Volume 2, Chapter 32, "Operational Policy Port Everglades;" Part I, "Real Property Lease Policy" establishing the Broward County Port Everglades Department general rental rate schedule; and Part II, "Franchises" amending the supermajority vote; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

***ACTION: (Time-10:52 AM) Approved.***

**OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS**

58. DISCUSSION: Legislative issues - 2002 Legislative Session.

A. MOTION TO ADOPT Resolution 2002-109 support a dedicated, recurring funding source to fund the Comprehensive Everglades Restoration Plan.

***ACTION: (Time-10:53 AM) Approved. See Page \*\*\*\*\****

B. MOTION TO DIRECT staff to add funding request for C-11 West Drainage Basin to the Legislative Package.

***ACTION: (Time-10:53 AM) Approved. See Page \*\*\*\*\****

C. MOTION TO DIRECT staff to oppose SB 470 and HB 427 (Insurance Plans/Construction).

***ACTION: (Time-10:53 AM) Approved. See Page \*\*\*\*\****

D. ADD BILL - DIGNITY FOR ALL STUDENTS ACT TO COUNTY'S LEGISLATIVE PACKAGE - THE CHAIR

***ACTION: (Time-10:54 AM) Approved. (See item 59) See Page \*\*\*\*\****

E. UPDATE - BILL SEEKING TO REMOVE AUTHORITY FOR LOCATION OF SUBSTATION SITING FROM LOCAL GOVERNMENT - FP & L REMOVING SUPPORT - COMMISSIONER JACOBS

***ACTION: (Time-10:54AM) Staff was asked to monitor the bill and return to the Board with an update, specifically relating to FP & L.***

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

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**MEETING REMINDER**

**WORKSHOP: CHILDREN’S SERVICES COUNCIL**

Tuesday, February 19<sup>th</sup> at 12:30 p.m.

or immediately following Commission Meeting, in Room 430

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**SUPPLEMENTAL AGENDA**

**COUNTY COMMISSION**

59. MOTION TO FILE bill to be entitled Dignity for All Students Act, sponsored by Representative Ken Gottlieb. An act relating to the Florida Civil Rights Act of 1992; creating s. 760.021, F.S.; authorizing the Attorney General to commence a civil action to obtain damages or other relief for a civil rights violation under certain circumstances; providing a civil penalty; providing for attorney's fees and costs; providing an effective date. (Chair)

***ACTION: (Time-10:53 AM) Approved and added to the County’s Legislative Packet. (Moved to the Consent Agenda.)***

60. MOTION TO FILE recommendation of the Municipal Services Advisory Board, requesting the Broward County Board of County Commissioners, in order to improve the current Broward County Fire Rescue system service delivery, and with the goal of developing a cooperative, regionalized and cost effective system, consider the following recommendations: (Chair)

1. The closest available Fire Rescue unit should respond to an emergency call;
2. There should be minimum service standards established for all Fire Rescue agencies;
3. There should be a regional review for the construction of all new Fire Rescue facilities to ensure the proposed facilities do not duplicate existing services; and
4. A County-wide communications system should be established for all Fire Rescue agencies.

***ACTION: (Time-10:08 AM) Approved. (Moved to the Consent Agenda.)***

61. MOTION TO AUTHORIZE the Chair to send the attached letter (Attachment A) to the Bureau of Voting System Certification. (Chair)

***ACTION: (Time-10:08 AM) Approved. (Moved to the Consent Agenda.)***

62. A. MOTION TO DISCUSS: Increasing the County’s allotment of Home funds. (Commissioner Lieberman)

***ACTION: (Time-10:59 AM) Without objection, Commissioner Lieberman will work with staff to***

*develop a plan whereby the cities become a part of the County's Home Program which will increase the County's allotment of Home funds. Commissioner Lieberman will return before the Board with the plan within the next thirty (30) days.*

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

B. MOTION TO DIRECT County Attorney to draft an interlocal agreement for a Countywide Home program.

*ACTION: (Time-10:59 AM) The County Attorney's Office will work with staff to provide the necessary documents for a Countywide Home program. See Page \*\*\*\*\**

#### NON AGENDA

63. CONGRATULATED THE COUNTY ADMINISTRATOR AND STAFF/CONTRACTORS - UNINCORPORATED AREA INFRASTRUCTURE IMPROVEMENTS - ADD SIGNAGE - COMMISSIONER EGGELLETON

*ACTION: (Time-11:06 AM) Staff was directed to add appropriate signage at unincorporated infrastructure construction sites informing the community of the County's project, including an estimated time of completion date.*

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

64. ANNEXATION PARTNERSHIP COMMITTEES - COMMISSIONER EGGELLETON

*ACTION: (Time-11:08 AM) No Board action was taken. See Page \*\*\*\*\**

65. REAFFIRM COUNTY'S POSITION ON HELMET LEGISLATION - COMMISSIONER GRABER

*ACTION: (Time-11:14 AM) The Board reaffirmed its original position against the law that eliminated the need for motorcyclists to wear safety helmets, based on the impact to the community, and directed staff to add the issue to its Legislative Package. An item will be placed on the Tuesday, February 26, 2002 agenda for a formal approval. See Page \*\*\*\*\**

66. FDOT - TREE REMOVAL FROM MEDIANS AND ROADWAYS - COMMISSIONER JACOBS

*ACTION: (Time-11:17 AM) The Board directed staff to research the issue relating to the Florida Department of Transportation removal of trees from medians and roadways with respect to past action the County took in a similar situation and return before the Board with a report. See Page \*\*\*\*\**

67. TRI-COUNTY MEETING - COMMISSIONER GUNZBURGER

*ACTION: (Time-11:21 AM) The Chair commented on the difficulty she and staff have had in scheduling a tri-county meeting. The chair stated that she and staff will continue to attempt to schedule a date. See Page \*\*\*\*\**

68. MOVING INDUSTRY LEGISLATION SPONSORED BY SENATOR CAMPBELL -

CONCERNS BILL WILL WEAKEN COUNTY'S ORDINANCE - COMMISSIONER GUNZBURGER

***ACTION: (Time-11:22 AM) The Board directed staff to continue to work diligently in expressing the County's concerns it has with the proposed moving industry legislation. Staff is working on an "opt out" provision for those County's having a system in place. See Page \*\*\*\*\****

69. UPDATE - COMMUNITY REDEVELOPMENT AREAS - REPRESENTATIVE DOCKERY'S BILL - COMMISSIONER LIEBERMAN

***ACTION: (Time-11:24 AM) No Board action was taken. See Page \*\*\*\*\****

70. LETTER TO COUNTY RECEIVED FROM PUBLIC DEFENDER'S OFFICE - ALAN SCHREIBER - COUNTY'S BUDGET - COMMISSIONER LIEBERMAN

***ACTION: (Time-11:25 AM) The Chair, on behalf of the Board, will send a letter to all constitutional officers and individuals fiscally impacted that lays out the dynamics of the economic situation the County is facing and asking for their cooperation. See Page \*\*\*\*\****

71. CONGRATULATIONS - CHARLIE'S PASTRIES - CITY OF LAUDERHILL - CHARLIE BOOTHE RECEIVING SUN-SENTINEL'S PREMIER BUSINESS EXCALIBUR AWARD - COMMISSIONER LIEBERMAN

***ACTION: (Time-11:26 AM) The Chair, on behalf of the Board, congratulated Mr. Boothe on his success and receiving the Sun-Sentinel's Excalibur Award.***

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

72. REQUEST STAFF DRAFT PROCLAMATION - OLYMPIC BRONZE MEDAL WINNER - JENNIFER RODRIGUEZ - COMMISSIONER WASSERMAN-RUBIN

***ACTION: (Time-11:28 AM) Public Information staff was directed to draft a proclamation from the County Commission recognizing the achievements of Ms. Jennifer Rodriguez on winning a bronze medal for speed skating at the 2002 Winter Olympics in Utah. See Page \*\*\*\*\****

73. PORT DIRECTOR SEARCH - CHARTER REVIEW PROVISIONS - THE CHAIR

***ACTION: (Time-11:29 AM) The Board directed the County Administrator to continue working with the executive search firm and expand the search for a Port director. The County Administrator will return before the Board with one (1) final nomination. At the time of the County Administrator's nomination, the Chair shall create and convene a Personnel Committee to review the nomination for the Port director and make a recommendation to the County Commission for its approval. Further, the County Administrator will review the Port director's Job Description and make any necessary adjustments.***

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

74. MYSTERY PASSENGER - FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT - THE CHAIR

***ACTION: (Time-12:08 PM) The Chair asked Commissioner Lieberman to explore the issue and return with recommendations on the use of a mystery passenger to monitor customer service at the FLL airport. See Page \*\*\*\*\****

75. TOWN OF DAVIE - I-75 INTERCHANGE ISSUE - THE CHAIR

***ACTION: (Time-12:11 PM) The Town of Davie meeting was rescheduled to Thursday, February 21, 2002. In the event the Chair cannot attend the meeting, the County Administrator was directed to send a county staff member in her stead. See Page \*\*\*\*\****

76. BROWARD COUNTY - SUPPORT OPPORTUNITY FOR CITIZENS OF FLORIDA TO VOTE FOR A REDUCTION OF SALES TAX AND INCREASE CATEGORIES - THE CHAIR

***ACTION: (Time-12:12 PM) No Board action was taken. See Page \*\*\*\*\****

77. ADVOCACY CENTERS - MEDICAID COMMUNITY MENTAL HEALTH PROJECT - THE CHAIR

***ACTION: (Time-12:14 PM) Commissioner Lieberman is sending a staff member to attend the meeting on Friday, February 22, 2002, from 10:00 a.m. to 12:00 p.m., at the Holiday Inn, Hollywood, Florida, and will share the notes taken at the meeting. See Page \*\*\*\*\****

78. AIRPORT ADVISORY COMMITTEE - THE CHAIR

***ACTION: (Time-12:15 PM) Commissioner Gunzburger will work with Commissioner Rodstrom and staff to develop an Airport Advisory Committee that involves the following: One representative from the City of Hollywood, one representative from the City of Dania Beach, one representative from the City of Fort Lauderdale - the affected community on the north side; one representative from the tourism industry, one representative from the business community, one representative from Broward County Aviation staff and the Commission Liaison, Commissioner Rodstrom. Commissioner Gunzburger will report to the Board on Tuesday, March 5, 2002.***

79. MEDICAID - AIDS FUNDING STATE CUTS - IN HOME CARE - COMMISSIONER GUNZBURGER

***ACTION: (Time-12:18 PM) Staff will continue to monitor the issue. Board members discussed return trips for committee meetings on critical issues and encouraging affected citizens to visit Tallahassee to lobby. See Page \*\*\*\*\****

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