

**MEETING OF FEBRUARY 22, 1994**

(The meeting convened at 10:00 am and adjourned at 10:55 am.)

PLEDGE OF ALLEGIANCE - led by the Chair.

CALL TO ORDER

THOUGHTS FOR THE DAY - given by Commissioner Hart.

**CONSENT AGENDA**

**PUBLIC WORKS DEPARTMENT**

**OFFICE OF ENVIRONMENTAL SERVICES**

MOTION TO EXECUTE satisfaction of claim of liens to release liens recorded for unpaid water or sewer or water and sewer charges.

ACTION: (A-195) Approved.

MOTION TO ADOPT Resolutions 94-130 through 94-139 assessing liens for unpaid water or sewer or water and sewer charges.

ACTION: (A-195) Approved.

**ENVIRONMENTAL ENGINEERING DIVISION**

MOTION TO APPROVE an agreement between Broward County and Florida Atlantic University for \$3,750 per student intern to provide placement of graduate student intern(s) to assist Broward County Environmental Engineering Division in preparing and updating the Utilities Master Plan.

ACTION: (A-195) Approved.

**WATER MANAGEMENT DIVISION**

MOTION TO APPROVE the continuation of the joint funding agreement for 1993-1994 of the Water Resources Investigation Program between Broward County and the Geological Survey, United States Department of the Interior in the amount of \$30,514 and authorize the Chair and Clerk to execute same.

ACTION: (A-195) Approved.

**OFFICE OF INTEGRATED WASTE MANAGEMENT**

**RECYCLING AND CONTRACT ADMINISTRATION DIVISION**

MOTION TO APPROVE an assignment of County Waste of Broward, Inc. solid waste and recyclable material collection service agreements with Broward County for Unincorporated Solid Waste District 8 to Browning-Ferris Industries of Florida, Inc.

ACTION: (A-195) Approved with addendum.

**OFFICE OF GENERAL SERVICES**

**FACILITIES MANAGEMENT DIVISION**

MOTION TO ADOPT unanticipated revenue resolution 94-140 within the General Fund for the Facilities Management Division in the amount of \$45,000 for materials and supplies.

ACTION: (A-195) Approved.

**OFFICE OF TRANSPORTATION**

**ENGINEERING DIVISION**

A. MOTION TO ADOPT unanticipated revenue resolution 94-141 within the Health Capital Outlay Fund for the County Health Unit in the amount of \$140,000 to purchase land surrounding the North Clinic.

ACTION: (A-195) Approved.

B. MOTION TO ADOPT budget resolution 94-142 transferring funds within the General Fund for the County Health Unit in the amount of \$140,000 to purchase land surrounding the North Clinic.

ACTION: (A-195) Approved.

C. MOTION TO APPROVE contract for sale and purchase executed by Melvin Drayton, a single person in the amount of \$40,705 for the purchase of land for parking lot expansion for Broward County Health and Rehabilitative Services Health Complex, Parcel 5; authorize Chair and Clerk to execute contract for sale and purchase and authorize acceptance and recordation of deed.

ACTION: (A-195) Approved.

MOTION TO APPROVE an agreement among Broward County, Best Real Estate, Inc., Newmar Building Corp. and Gem Homes, Inc. in the amount of \$14,700 for corrective work to driveways and swale drainage at Bonaventure Lakes 2nd Addition, unincorporated Broward County and authorize the Chair and Clerk to execute same.

ACTION: (A-195) Approved.

MOTION TO APPROVE amendment to phasing agreement between Broward County and Florida National Properties, Inc. and authorize the Chair and Clerk to execute same.

ACTION: (A-195) Approved.

MOTION TO APPROVE phasing agreement between Broward County and Chevron U.S.A., Inc. and authorize the Chair and Clerk to execute same.

ACTION: (A-195) Approved.

**FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

**COUNTY RECORDS DIVISION**

MOTION TO APPROVE the minutes of the commission meeting of January 18, 1994.

ACTION: (A-195) Approved.

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

ACTION: (A-195) Approved.

ACTION: (A-195) Approved

5/15/79 #47 Traffic Signalization Agreement- Transeastern Properties of So. Florida

9/19/89 #57 Road Impact Fee Agreement College Ave. Plat

1/21/92 #59 Termination of Road Improvement Phasing Agreement-Bonaventure

1/21/92 #59 Phasing Agreement Pulte Homes Corp

1/21/92 #59 Termination of Road Improvement Phasing Agreement-Bonaventure

9/1/92 #50 Non Vehicular Ingress & Egress Line Agreement-Kensington Plat

5/4/93 #4 Release of Lien foilio 9232-01-0520

6/29/93 #64 FY 94 air grant application DNRP

9/15/93 #41 Termination of Road Improvement Phasing Agreement-Shalimar

5/18/93 #64 Amend Note-Weldon Plat

**PURCHASING DIVISION**

For Community Services Department

MOTION TO GRANT permission to the Purchasing Division to dispose of a bus which was converted to a floating vessel, declared surplus by the Mass Transit Division in accordance with applicable Florida State Statute and the Purchasing Division Internal Control Handbook, Chapter 15.

ACTION: (A-195) Approved.

For Greater Fort Lauderdale Convention and Visitors Bureau

MOTION TO GRANT permission to the Purchasing Division to dispose of a photocopier, Konica Model 5503 ZMR, in accordance with applicable Florida State Statute and the Purchasing Division

Internal Control Handbook, Chapter 15.

ACTION: (A-195) Approved.

For Human Services Department

MOTION TO AWARD an open-end contract to the low responsive and responsible bidder for Group I, Tomsey Communications d/b/a Gator Express for transport of bodies for the Medical Examiner's Office (Bid G-11-93-16-12) in the approximate amount of \$182,152.50 for the Medical Examiner's Office and to authorize the Purchasing Division director to renew the contract for two (2) one-year periods. The initial contract period shall start February 22, 1994 and shall terminate February 21, 1995.

ACTION: (A-195) Approved.

For Public Works Department

MOTION TO AWARD a fixed contract to low bidder, Lanzo Construction Co. for Regional Water Supply Bid Package No. 13, South System Transmission Main - AA (Bid H-11-93-09-OF), in total bid amount of \$3,081,063.65 for the Office of Environmental Engineering, subject to receipt and acceptance of insurance/performance guaranty.

ACTION: (A-195) Approved.

MOTION TO APPROVE an agreement between Broward County and Post, Buckley, Schuh & Jernigan, Inc. for consultant services for the improvement of Douglas Road from Sheridan Street to Pembroke Road, BCED Project No. 5116, for an amount not to exceed \$551,535.16 and a contract time of thirteen (13) months and authorize Chair and Clerk to execute same.

ACTION: (A-195) Approved.

### **REVENUE COLLECTION DIVISION**

MOTION TO APPROVE Tabulation of Investments for month of January 1994.

ACTION: (A-195) Approved.

MOTION TO ADOPT Resolutions 94-143 and 94-144 authorizing cancellation of warrants from NationsBank, Account Numbers 95035370, 96442530 and 96442522.

ACTION: (A-195) Approved.

### **RISK MANAGEMENT DIVISION**

MOTION TO AUTHORIZE full and final settlement of Claim 88 WC 0342 SM/PT in the amount of \$115,750.

ACTION: (A-195) Approved.

## **HUMAN SERVICES DEPARTMENT**

MOTION TO APPROVE endorsement of the 1994 National HIV Frontline Forum to be conducted on Saturday, February 26, 1994 and authorize the Chair and Clerk to execute same.

ACTION: (A-195) Approved.

## **FAMILY DEVELOPMENT AND RESOURCE DIVISION**

A. MOTION TO APPROVE Amendment 2 to Agreement MF431 between Broward County and the State of Florida, Department of Community Affairs, increasing the value of the agreement by \$119,717 from \$673,748 to \$793,465 for the provision of low income home energy assistance to residents of Broward County and to extend the contract from January 28, 1994 through March 31, 1994 and authorize the Chair and Clerk to execute same. (No County match is required.)

ACTION: (A-195) Approved.

B. MOTION TO ADOPT unanticipated revenue resolution 94-145 within the Low Income Energy Assistance Grant for the Family Development and Resource Division, Community Action Agency in the amount of \$119,717 for the purpose of providing low income home energy assistance to Broward residents.

ACTION: (A-195) Approved.

A. MOTION TO APPROVE Agreement MJ543 between Broward County and the State of Florida, Department of Health and Rehabilitative Services in the amount of \$90,000 for the purpose of providing additional targeted assistance funding for refugee health outreach services to entrants and refugees from February 1, 1994 through January 31, 1995 and to authorize the Chair and Clerk to execute same. (No County match is required.)

ACTION: (A-195) Approved.

B. MOTION TO ADOPT unanticipated revenue resolution 94-146 within the Targeted Assistance Grant Fund for the Family Development and Resource Division in the amount of \$90,000 for the purpose of providing expanded health support services to entrants and refugees.

ACTION: (A-195) Approved.

C. MOTION TO INCREASE the number of positions within the Targeted Assistance Grant Fund for the Family Development and Resource Division by one Vietnamese Interpreter/Counselor position for the purpose of providing expanded health support services to entrants and refugees.

ACTION: (A-195) Approved.

## **COMMUNITY SERVICES DEPARTMENT**

### **PARKS AND RECREATION DIVISION**

A. MOTION TO APPROVE the Broward County Marine Advisory Committee (MAC) project recommendation and grant application for the City of Wilton Manors Highland Estates Park Boat Dock Project utilizing Florida Boating Improvement Program (FBIP) funding in the amount of \$15,000. No County monies are involved.

ACTION: (A-195) Approved.

B. MOTION TO ADOPT Resolution 94-147 of the Board of County Commissioners of Broward County, Florida, authorizing submission of the "City of Wilton Manors Highland Estate Park Boat Dock" project application to the Florida Department of Environmental Protection (DEP) and authorize the County Administrator to make necessary administrative and budgetary actions to execute grant.

ACTION: (A-195) Approved.

### **DEPARTMENT OF NATURAL RESOURCE PROTECTION**

MOTION TO APPROVE an agreement between Broward County and Florida Atlantic University for \$3,750 to provide placement of a graduate student intern to assist Broward County Natural Resource Protection in a community cleanup of the North Fork of New River.

ACTION: (A-195) Approved with addendum.

### **DEPARTMENT OF STRATEGIC PLANNING**

#### **AND GROWTH MANAGEMENT**

#### **BUILDING AND PERMITTING DIVISION**

MOTION TO APPROVE two interlocal agreements between Broward County and the Town of Hillsboro Beach; one agreement to provide the Town of Hillsboro Beach inspection, plan review and/or Building Official services to be performed by the Broward County Building and Permitting Division from October 1, 1993 to September 30, 1994; one agreement to provide the Town of Hillsboro Beach plan review and permit inspections relating to zoning approval pursuant to the Broward County Zoning Code to be performed by the Code and Zoning Enforcement Division and authorizing the Chair and Clerk to execute same.

ACTION: (A-195) Approved.

#### **COMPREHENSIVE AND NEIGHBORHOOD PLANNING DIVISION**

MOTION TO APPROVE the archaeological assessment of the East Annex Parcel, Fort Lauderdale, Florida, produced under contract by the Archaeological and Historical Conservancy, Inc.

ACTION: (A-195) Approved.

MOTION TO APPROVE an amendment to the agreement between Broward County Metropolitan Planning Organization and Broward County, Florida for staff services and temporary funding for those instances in which the MPO has been awarded a grant from a Federal or State agency for third party contracts.

ACTION: (A-195) Approved.

#### **OFFICE OF BUDGET AND MANAGEMENT POLICY**

MOTION TO APPROVE business travel and trips on the approved travel list for county employees in

accordance with Administrative Order 105.

ACTION: (A-195) Approved.

### **OFFICE OF URBAN AFFAIRS**

MOTION TO APPROVE an agreement between Broward County and Broward County Minority Builders Coalition, Inc. to fund the Minor Home Repair/Weatherization Project in the amount of \$290,421 for a term from the Notice to Proceed to December 31, 1994 and authorize the Chair and Clerk to execute same.

ACTION: (A-195) Approved.

MOTION TO APPROVE an agreement between Broward County and Florida Atlantic University for consultant services for affordable housing issues, initiatives and incentives as outlined in the State Housing Initiatives Partnership (SHIP) Program in an amount not to exceed twenty-five thousand dollars (\$25,000).

ACTION: (A-195) Approved with addendum reflecting changes.

### **COUNTY COMMISSION**

MOTION TO FILE Resolution #R-94-4 of the City Council of the City of Tamarac, Florida urging support of the Broward County Board of County Commissioners and the Broward County Libraries Division Plan to include and fund two Tamarac Library projects in the Broward County capital plan for fiscal year 1995. (Comm. Poitier)

ACTION: (A-195 & 1193) Approved. County Administrator B. Jack Osterholt concurred to Commissioner Hart's request to review the branch library's needs in the forthcoming budget.

### **BOARD APPOINTMENTS**

MOTION TO APPROVE the appointment of Pat Payne to the Clean and Beautiful Committee of Broward County. (Comm. Parrish)

ACTION: (A-195) Approved.

MOTION TO APPROVE the appointment of Mr. Ernest H. Fontan to the Board of Rules and Appeals. Mr. Fontan replaces Mr. Richard Steele and will serve as the Fire Representative. His term expires on December 31, 1996. (Comm. Gunzburger)

ACTION: (A-195) Approved.

MOTION TO APPROVE the appointment of Frances C. Nipe as a non-voting member of the Tree Management Advisory Board to fill a vacancy. (Comm. Thompson)

ACTION: (A-195) Approved.

### **REGULAR AGENDA**

## **INDUSTRIAL DEVELOPMENT REVENUE BONDS**

**MOTION TO ADOPT** Resolution 94-148 of the Board of County Commissioners of Broward County, Florida relating to the \$1,980,000 aggregate principal amount Broward County, Florida Industrial Development Revenue Bonds (Heico Corporation Project), Series 1988, in order to authorize the execution and delivery by Broward County of (i) an Amendment to Remarketing Agreement in connection with the issuance of an alternate letter of credit by Sunbank/South Florida, N.A. for said Series 1988 Bonds and (ii) a consent to second mortgage and security agreement in connection with the issuance of a revolving line of credit by Sunbank/South Florida, N.A. to Heico Aerospace Corporation; authorizing all other documents, certificates, instruments and acts necessary to effectuate the foregoing; providing an effective date.

ACTION: (A-353) Approved with addendum.

## **COUNTY ADMINISTRATOR'S REPORT**

A. **LEGISLATIVE SESSION** County Administrator B. Jack Osterholt gave the status of the bills currently in the Florida legislative session.

ACTION: (A-362) Mr. Osterholt will provide further reports to the Board at a future meeting.

B. **JAIL UPDATE** Mr. Osterholt gave a report on the jail update and noted the increase in the populations due to seasonal impacts which is getting closer to the cap; however, administration is reviewing this matter on a regular basis in order to keep the county within compliance.

ACTION: (A-384) No action was taken by the Board.

## **DEPARTMENT OF STRATEGIC PLANNING**

### **AND GROWTH MANAGEMENT**

**DISCUSSION:** Determination of violation of environmental regulations pursuant to Section 5-182(1) of the Broward County Land Development Code for the I.W.S. Port Everglades Site Plan (019-SP-93). (Deferred from February 15, 1994.)

ACTION: (A-501) Denied subject to staff's recommendations subject to the Violation of Environmental Regulations under Section 5-182 (1).

**DISCUSSION** of Plat entitled "Kensington Manor" - District 3, (077-MP-93).

ACTION: (A-853) Approved with addendum subject to staff's recommendation outlined in the Development Review Report.

## **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

### **PERSONNEL DIVISION**

A. **MOTION TO APPROVE** an amended collective bargaining agreement between Broward County and the Amalgamated Transit Union (ATU) Local 1591.

ACTION: (A-924) Approved with addendum.

B. MOTION TO AUTHORIZE the Chair to sign on behalf of the County.

ACTION: (A-924) Approved.

### **PURCHASING DIVISION**

For Finance and Administrative Services Department

MOTION TO APPOINT a selection/negotiation committee to hire a firm to provide professional consulting services in the area of fire, property, casualty and other insurance, as may be necessary.

ACTION: (A-937) Approved with the appointment of Commissioner Gunzburger.

MOTION TO APPOINT a selection/negotiation committee to hire a firm to provide all risk property insurance.

ACTION: (A-964) Approved with the appointments of Commissioners Poitier and Rodstrom.

### **OFFICE OF BUDGET AND MANAGEMENT POLICY**

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

ACTION: (A-971) Approved with addendum and approved the additional travel of Mses. Marilyn Decosta and Gretchen Gettemy, County Commission, to the Broward County Sheriff's Office "Operation Bootstrap" -- Florida Conservation Corps, Juvenile Assessment Center, Manatee County Boot Camp and Florida Environmental Institute.

### **COUNTY ATTORNEY**

MOTION TO DISCUSS retaining outside counsel to represent Broward County's position on Claims Bill.

ACTION: (A-1041) The Board ratified the appointment of the law firm of Pennington, Haben, Wilkinson, Culpepper, Dunlap, Dunbar, Richmond and French, as special counsel to represent the county's position for Claims Bill HB 1541 at a one-time fee of \$10,000.

### **COUNTY COMMISSION**

A. MOTION TO ACCEPT nominations for three vacancies on the Community Action Agency Advisory Board.

ACTION: (A-1075) The Board tabled this item to the 2:00 pm public hearing which was approved.

B. MOTION TO APPOINT Commissioner Scott I. Cowan to the Community Action Agency Advisory Board to represent the Elected Official category. (Comm. Cowan)

ACTION: (A-1075) The Board tabled this item to the 2:00 pm public hearing and appointed

Commissioner Cowan as an alternate.

C.MOTION TO APPROVE the appointment of Susan Dean to the Community Action Agency Advisory Board. Ms. Dean would fill one of the vacant positions representing "elected officials or their representatives". (Comm. Parrish)

ACTION: (A-1075) The Board tabled this item to the 2:00 pm public hearing and approved the appointment.

D.MOTION TO APPOINT Patricia Turner to fill the Community Action Agency Advisory Board position as representative of the Urban League of Broward County. (Comm. Thompson)

ACTION: (A-1075) The Board tabled this item to the 2:00 pm public hearing and approved the appointment.

E.MOTION TO APPROVE the appointment of city of Fort Lauderdale Commissioner Carlton Moore to serve on the Community Action Agency Advisory Board. Mr. Moore will fill a vacant position. (Comm. Rodstrom)

ACTION: (A-1075) The Board tabled this item to the 2:00 pm public hearing and approved the appointment with Commissioner Scott I. Cowan as an alternate.

MOTION TO ADOPT Resolution 94-149 in support of South Florida Regional Planning Council applying for and accepting designation as a U.S. Economic Development Agency Economic Development District. (Comm. Poitier)

ACTION: (A-1162) Approved.

## **SUPPLEMENTAL AGENDA**

### **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

MOTION TO ADOPT Resolution 94-150 of the Board of County Commissioners of Broward County, Florida, amending Resolution 94-125 adopted by the Board on February 15, 1994, authorizing, among other things, the issuance of not to exceed \$60,000,000 Certificates of Participation (Series 1994A) and not to exceed \$35,000,000 Refunding Certificates of Participation (Series 1994B) and the provision of a municipal bond insurance policy to insure such Certificates, for the purpose of replacing Municipal Bond Investors Assurance Corporation with AMBAC Indemnity Corporation as insurer of the Series 1994B Certificates.

ACTION: (A-1171) Approved.

### **COUNTY ATTORNEY**

MOTION TO AUTHORIZE hiring special counsel to represent the Resource Recovery Board for the purpose of advising and representing the Board on certain matters relating to the public records law in an amount not to exceed \$15,000.

ACTION: (A-1179) Approved.

## **NON AGENDA**

**MOTION TO OPPOSE** the House of Representative's Joint Resolution amending the constitution to establish the Sheriff as Chief Law Enforcement and Correctional Officer of the county and Chief Executive Officer of the county and Circuit Courts, Chief Conservator of Peace in the County with power to appoint specified subordinates, and whose powers, duties and responsibilities shall not be affected by county charter or special act or limited by general law. (This amends Section 1, Article VIII cross section 21 Article XII).

**ACTION:** (A-481) Approved. Commissioner Hart advised that he will convey the Board's position to the Florida Association of Counties (FACo).

**BRANCH LIBRARIES' BUDGET** The Board discussed supporting the review of the branch libraries enhancements in the forthcoming budget.

**ACTION:** (1193) County Administrator B. Jack Osterholt concurred to the request.

[Back to previous page](#)