

MEETING OF FEBRUARY 27, 1996

(The meeting convened at 10:00 a.m. and adjourned at 12:58 p.m.)

PLEDGE OF ALLEGIANCE - *led by the Martin Luther King Elementary School fourth*

and fifth-grade students.

CALL TO ORDER

CONSENT AGENDA

AVIATION DEPARTMENT

1. MOTION TO APPROVE the consent to a sublease between Embraer Aircraft Corporation and FlightSafety International Inc., at Embraer Aircraft Corporation's leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the

ACTION: (A-575) Approved.

2. MOTION TO APPROVE the consent to a sublease between Sheltair Aviation Center Inc., and Bureau Veritas North America Inc., at Sheltair Aviation Center Inc.'s leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

3. MOTION TO APPROVE the consent to a sublease between Sheltair Aviation Center Inc., and R. C. Distribution Inc., at Sheltair Aviation Center Inc.'s leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

4. MOTION TO TERMINATE an Interstate Ground Transportation Permit between Broward County and Royal Limousine Corporation d/b/a Regal Coach & Transportation Company at the Fort Lauderdale-Hollywood International Airport effective upon Board approval and, authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

5. MOTION TO TERMINATE an Interstate Ground Transportation Permit between Broward County and Miami Shuttle Inc., d/b/a SuperShuttle Florida at the Fort Lauderdale-Hollywood International Airport effective upon board approval.

ACTION: (A-575) Approved.

6. MOTION TO APPROVE Amendment No. 1 to the Concession Agreement between Broward County and Tele-Trip Company Inc. at Fort Lauderdale-Hollywood International Airport, extending the completion date for Improvements by Concessionaire, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

7. MOTION TO APPROVE an agreement of a lease between Broward County, Florida and Carnival Air Lines Inc. for 7.34 acres of land, including a 24,327 building, at Fort Lauderdale-Hollywood International Airport for the period commencing upon Board approval and extending until December 31, 1996, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

8. MOTION TO ADOPT Resolution 96-0089 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the city of Dania, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

9. MOTION TO ADOPT Resolution 96-0090 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the city of Coral Springs, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

10. MOTION TO ADOPT Resolution 96-0091 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the city of Hollywood, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

11. MOTION TO ADOPT Resolution 96-0092 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the city of Pompano, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

12. MOTION TO ADOPT Resolution 96-0093 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the city of North Lauderdale, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

13. MOTION TO ADOPT Resolution 96-0094 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the city of Oakland Park, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

14. MOTION TO ADOPT Resolution 96-0095 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the city of Pembroke Pines, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

15. MOTION TO ADOPT Resolution 96-0096 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the city of Sunrise, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

16. MOTION TO ADOPT Resolution 96-0097 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the city of Lauderdale Lakes, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

17. MOTION TO ADOPT Resolution 96-0098 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the city of Tamarac, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

18. MOTION TO ADOPT Resolution 96-0099 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the city of Fort Lauderdale, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

19. MOTION TO ADOPT Resolution 96-0100 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the Town of Davie, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

20. MOTION TO ADOPT Resolution 96-0101 authorizing the conveyance by Quit Claim Deed, various Tax Deed properties that have escheated to Broward County for Delinquent Real Estate Taxes, to the city of Lauderhill, and authorize the Chair and Clerk to execute and record this Deed.

ACTION: (A-575) Approved.

OFFICE OF INTEGRATED WASTE MANAGEMENT

RECYCLING AND CONTRACT ADMINISTRATION DIVISION

21. MOTION TO APPROVE the first amendment to an agreement between Broward County and Browning-Ferris Industries (BFI) of Florida Inc., for Materials Recovery Facility (MRF), and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

22. MOTION TO APPROVE the first amendment to an agreement between Broward County and the city of Miramar, and the Town of Pembroke Park, to continue the use of Broward County Residential Trash Transfer Stations, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

23. MOTION TO ADOPT Resolution 96-0102 authorizing conveyance by Quit Claim Deed pursuant to Florida Statutes 171.044, a parcel of land in Section 36, Township 50 South, Range 40 East, to the city of Cooper City, and authorize Chair and Clerk to execute and deliver said Quit Claim Deed.

ACTION: (A-575) Approved.

24. A. MOTION TO ADOPT budget resolution 96-0103 transferring within the Engineering Capital Project Fund (315) the amount of \$34,000.00 from the Engineering Capital Project Reserve for future capital outlay in order to meet the cost of final balancing Change Order #6 for Rock Island Road, BCED Project No. 5077.

ACTION: (A-575) Approved.

B. MOTION TO APPROVE an increase in the Change Order Allowance of \$42,441.51 bringing the total Change Order Allowance to \$633,776.18, which is 19.90% of the original contract amount of \$3,184,326.59 awarded by the Board on May 4, 1993 to Triple R Paving Inc., Contract No. H-01-93-26-OF, for improvements to Rock Island Road, Oakland Park Boulevard to Commercial Boulevard, BCED Project No. 5077.

ACTION: (A-575) Approved.

25. MOTION TO APPROVE the termination of an agreement between Broward County and Gulfstream Land and Development Corporation; and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

26. MOTION TO APPROVE an amendment to the Traffic Signalization Agreement between Broward County and Triple "S" Associates; and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

STREETS AND HIGHWAYS DIVISION

27. MOTION TO ADOPT budget resolution 96-0104 transferring funds within Streets and Highways' Capital Outlay Fund for Streets and Highways Division in the amount of \$45,000.00 to provide for opposing single left turn lanes on Sheridan Street at Volunteer (Southwest 148 Avenue) in southwest Broward County. Project 9606.

ACTION: (A-575) Approved.

28. MOTION TO ADOPT budget resolution 96-0105 transferring funds within Streets and Highways' Capital Outlay Fund for Streets and Highways Division in the amount of \$40,000.00 to reswale Sunrise Boulevard (Pine Island Road to Hiatus Road) in the city of Sunrise. Project 9607.

ACTION: (A-575) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

COUNTY RECORDS DIVISION

29. MOTION TO APPROVE the minutes of the 10:00 a.m. Board of County Commissioners meeting of December 19, 1995.

ACTION: (A-575) Approved.

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

ACTION: (A-575) Approved.

PURCHASING DIVISION

For Aviation Department

31. MOTION TO APPROVE a fixed contract to low responsive, responsible bidder, Weiss & Woolrich Contracting Co. Inc., for Moisture Sealing and FM Retrofit at Fort Lauderdale-Hollywood International Airport (Bid #L-08-95-01-OF) in the grand total bid amount of \$1,878,000 for the Aviation Department, subject to receipt and acceptance of insurance/performance and payment guaranty.

ACTION: (A-575) Approved.

For Public Works Department

32. MOTION TO APPROVE an agreement between Broward County and Montgomery Watson Americas Inc. to provide engineering services for Retail Service Water and Wastewater Master Plan in Broward County, Florida, for a lump sum of \$1,078,556.60 plus reimbursables not to exceed \$109,704.66, or total amount of \$1,188,261.26 and duration of 485 calendar days after receipt of Notice to Proceed, and authorize the Chair and Clerk to execute same. BCOES Project Number; 8612 Retail Service Water and Wastewater Master Plan.

ACTION: (A-575) Approved.

For Office of Budget and Management Policy

33. MOTION TO APPROVE Amendment No. 3 to an agreement among Broward County, American Utility Bill Auditors (AUBA), and Telcom Corporation for consultant services for a utility rate audit, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

REVENUE COLLECTION DIVISION

34. MOTION TO APPROVE AND EXECUTE satisfactions of claim of lien against James B. Peacock, Raymond Yaros, Gladys Cutts, Shane Echols, Samuel Matthews, and Marion E. Walsh.

ACTION: (A-575) Approved.

RISK MANAGEMENT DIVISION

35. MOTION TO AUTHORIZE full and final settlement of Claim # DNG/071491METT in the amount of \$30,000.00.

ACTION: (A-575) Approved.

HUMAN SERVICES DEPARTMENT

BUREAU OF CHILDREN'S SERVICES

36. MOTION TO APPROVE Amendment #1 to Agreement #96-60 between Broward County and the School Board of Broward County, Florida increasing the value of the agreement by \$27,000.00 from \$645,104.00 to \$672,104.00 from November 1, 1995 to September 30, 1996, and authorizing the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

FAMILY DEVELOPMENT AND RESOURCE DIVISION

37. MOTION TO APPROVE Modification #1 to Agreement 96SB-4M-11-16-01-010 between the State of Florida Department of Community Affairs and Broward County amending clause 16 (a) which authorizes the Community Action Agency to incur costs up to an increased amount of \$307,306 pending the receipt of full federal allocation, and authorize the Chair and Clerk to execute same. (The original agreement dates are October 1, 1995 through September 30, 1996, the amount of \$466,695, the cash match of \$9,334, and in-kind match of \$78,567 remain unchanged.)

ACTION: (A-575) Approved.

FIRE RESCUE DIVISION

38. MOTION TO APPROVE an Interlocal Agreement between Broward County and the city of Plantation for the purpose of providing cooperative delivery of emergency medical services utilizing ALS first responder units, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

COMMUNITY SERVICES DEPARTMENT

LIBRARIES DIVISION

39. MOTION TO APPROVE the second amendment to the revocable license agreement between Broward County and Southeast Florida Library Information Network Inc. (SEFLIN) for the use of additional space in the Main Library to provide necessary support services for SEFLIN members, including Broward County, for a period of 12 months with automatic renewals on an annual basis unless otherwise terminated, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

MASS TRANSIT DIVISION

40. MOTION TO ADOPT Resolution 96-0106 of the Board of County Commissioners of Broward County, Florida, authorizing the Chair of the Commission to execute and file a Supplemental Joint Participation Agreement with the Florida Department of Transportation in the amount of \$811,775 to provide transit operating assistance for expenses incurred from November 20, 1995 to September 30, 1996.

ACTION: (A-575) Approved.

41. MOTION TO APPROVE the creation of one grant-funded Assistant Planner for the Mass Transit Division assigned to the planning section to facilitate developing, monitoring and evaluating the contractor services and modification/construction of facilities associated with the Congestion Management Air Quality (CMAQ) grant approved by the Florida Department of Transportation.

ACTION: (A-575) Approved.

PARKS AND RECREATION DIVISION

42. MOTION TO ADOPT Resolution 96-0107 of the Board of County Commissioners of Broward County, Florida, authorizing the acceptance of a donation of approximately 300 Queen and Washingtonia Palm Trees from Broward Community College (BCC) for the use and benefit of the county's Park and Recreation Division; authorizing the County Administrator to take all necessary administrative actions to implement same; and providing for an effective date.

ACTION: (A-575) Approved.

43. MOTION TO APPROVE Amendment No 1 to agreements between Florida Game and Fresh Water Fish Commission (FGFWFC) and Broward County; and FGFWFC and Bridges Enterprises Inc. for Everglades Holiday Park; and authorize Chair and Clerk to execute same.

ACTION: (A-575) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

44. A. MOTION TO APPROVE an agreement between Broward County and Keep Florida Beautiful Inc. (KFB) and authorize the County Administrator to take necessary administrative and budgetary actions to implement the same. This agreement is a 50/50 matching grant of \$20,547.94 of which the Department of Natural Resource Protection will contribute \$10,273.97 in miscellaneous in-kind services.

ACTION: (A-575) Approved.

B. MOTION TO ADOPT unanticipated revenue resolution 96-0108 in the amount of \$20,547.94 of which \$10,273.97 is a county match from miscellaneous in-kind services.

ACTION: (A-575) Approved.

BIOLOGICAL RESOURCES DIVISION

45. MOTION TO APPROVE Amendment #2 to the agreement between Broward County and the city of Hallandale to include the planting and maintenance of beach vegetation, construct protective fencing and a crushed shell access walkway along a portion of renourished beach at Hallandale.

ACTION: (A-575) Approved as corrected.

46. MOTION TO APPROVE the disbursement of \$25,000.00 from the Tree Preservation Trust Fund for the planting of trees at Deerfield Island Park, located on the corner of the Hillsborough Canal and the Intracoastal Waterway.

ACTION: (A-575) Approved.

47. MOTION TO APPROVE Amendment #1 to the agreement between Broward County and the city of Hollywood to include repair of overwalk structures, removal of exotic vegetation and the planting and maintenance of beach vegetation along a portion of the renourished beach at Hollywood.

ACTION: (A-575) Approved.

48. MOTION TO APPROVE an application for a grant to the Florida Department of Environmental Protection in the amount of \$65,000 for the purpose of deploying and evaluating donated artificial reef material; authorize the Chair and Clerk to execute same, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

ACTION: (A-575) Approved.

49. MOTION TO APPROVE an application for a grant to the Florida Department of Environmental Protection in the amount of \$25,000 for the purpose of constructing an artificial reef; authorize the Chair and Clerk to execute same, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

ACTION: (A-575) Approved.

DEPARTMENT OF STRATEGIC PLANNING AND GROWTH MANAGEMENT CODE AND ZONING ENFORCEMENT DIVISION

50. MOTION TO APPROVE an agreement between Country Isles Section One Maintenance Association Inc. and Joseph and Leslie D. Blair and Broward County relating to off-street parking.

ACTION: (A-575) Approved.

COMMUNITY DEVELOPMENT DIVISION

51. MOTION TO APPROVE an agreement between Broward County and Broward County Minority Builders Coalition Inc., in amount of \$690,379 in State Housing Initiatives Partnership (SHIP) funds for the Home Repair Program which is administered under an Interlocal Agreement within the cities of Coral Springs, Plantation and Sunrise, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

52. A. MOTION TO ADOPT Resolution 96-0109 of the Board of County Commissioners, Broward County, Florida, authorizing the conveyance of certain real property owned by Broward County to the Broward Estates Civic Association Inc., a not-for-profit organization, pursuant to section 125.38, Florida Statutes; providing for recording; and providing for an effective date.

ACTION: (A-575) Approved.

B. MOTION TO APPROVE a Quit Claim Deed from Broward County to the Broward Estates Civic Association Inc., and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved with addendum.

PORT EVERGLADES DEPARTMENT

53. MOTION TO APPROVE a one-year lease agreement between Broward County and Minnesota Mining and Manufacturing Company for 3,033 square feet of warehouse space in Building "B", Bay 7, in Foreign Trade Zone No. 25 at Port Everglades, for the period of March 1, 1996 through February 28, 1997, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

54. A. MOTION TO APPROVE a five-year lease agreement between Broward County and International Warehouse Services Inc. for 52,558 square feet of warehouse space in Building "A" in Foreign Trade Zone No. 25 at Port Everglades for the period of February 1, 1996 through January 31, 2001, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

B. MOTION TO APPROVE a one-year lease agreement between Broward County and International Warehouse Services Inc. for 60,107 square feet of warehouse space and 3,380 square feet of office space in Building "A" Annex of Foreign Trade Zone No. 25, for the period of February 1, 1996 through January 31, 1997, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

55. MOTION TO APPROVE a two-year lease agreement between Broward County and International Warehouse Services Inc. for 7,000 square feet of vacant land, and two office modules situated thereon, in Foreign Trade Zone No. 25, for the period of February 1, 1996 through January 31, 1998, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

56. MOTION TO APPROVE business travel for county employees in accordance with Administrative Order 105.

ACTION: (A-575) Approved with addendum.

57. MOTION TO ADOPT budget resolution 96-0117 transferring \$100,000 from reserve within the Tourist Tax Fund (Convention and Visitor's Bureau) to fund legal fees associated with the arena project.

ACTION: (A-5930) Approved with addendum.

COUNTY ATTORNEY

58. MOTION TO APPROVE travel of Assistant County Attorney Michael J. Kerr to participate in the "Resolving and Preventing Construction Claims" Seminar sponsored by the National Construction Law Center Inc.

ACTION: (A-575) Approved.

59. MOTION TO APPROVE travel of Assistant County Attorney Maite Azcoitia to attend the American Bar Association's Advancing the Public Bar: A Leadership Institute Seminar, April 25 through 28, 1996, in Washington, D.C.

ACTION: (A-575) Approved.

60. MOTION TO AUTHORIZE Noel M. Pfeffer, Deputy County Attorney to attend the Oral Argument scheduled by the Federal Maritime Commission on Docket No. P3-95, Friday, March 15, 1996, in Washington, D.C.

ACTION: (A-575) Approved.

GREATER FORT LAUDERDALE

CONVENTION AND VISITORS BUREAU

61. MOTION TO APPROVE an Event Sponsorship Agreement between Broward County and the city of Deerfield Beach for the Deerfield Beach Open, and authorize the Chair and Clerk to execute same.

ACTION: (A-575) Approved.

BOARD APPOINTMENTS

62. MOTION TO APPROVE appointment of Alfonso Cardenas to the Multi-Ethnic Advisory Board. Mr. Cardenas replaces Mr. Eugenio Torres who resigned. (Commissioner Parrish)

ACTION: (A-575) Approved.

63. MOTION TO APPROVE appointment of David Marshall to the Bicycling Advisory Committee. Mr. Marshall replaces Mr. William R. Carroll who resigned. (Commissioner Parrish)

ACTION: (A-575) Approved.

REQUEST TO SET PUBLIC HEARING/MEETING SCHEDULE

64. MOTION TO DIRECT the County Administrator to publish notice of Public Hearing at 2:00 p.m., March 12, 1996 in Room 422, of the Governmental Center, to consider an application for (new) Certificate of Public Convenience and Necessity, Class 1 - Advanced Life Support (ALS) Rescue to the city of Wilton Manors.

ACTION: (A-575) Approved.

65. MOTION TO ESTABLISH Commission Workshop for Tuesday, April 2, 1996 at 2:00 p.m. in Room #437 to discuss Operation Bootstrap.

ACTION: (A-575) Approved.

66. MOTION TO ADOPT Resolution 96-0110 directing the County Administrator to publish notice of public hearing to be held on Tuesday, March 12, 1996 at 2:00 p.m. in Room 422 of the Governmental Center to consider adoption of a proposed ordinance.

AN ORDINANCE OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS, AMENDING CHAPTER 8 1/2 OF THE BROWARD COUNTY CODE OF ORDINANCES, ENTITLED "CODE ENFORCEMENT," AMENDING SECTION 8 1/2-9, PROVIDING FOR DEFINITIONS, AMENDING SECTION 8 1/2-16 TO PROVIDE PENALTIES FOR VIOLATIONS OF CHAPTER 12 OF THE BROWARD COUNTY CODE OF ORDINANCES RELATING TO EXPLOSIVES; AMENDING ARTICLE II, CHAPTER 12 OF THE BROWARD COUNTY CODE OF ORDINANCES, ENTITLED "EXPLOSIVES," AMENDING SECTION 12-14 SETTING FORTH THE PURPOSE AND SCOPE TO PROVIDE FOR APPLICATION WITHIN MUNICIPALITIES; AMENDING SECTION 12-19 PROVIDING FOR THE ISSUANCE OF BLASTING LICENSES; AMENDING SECTION 12-23 PROVIDING FOR AN APPEAL FROM REFUSAL TO ISSUE A BLASTING LICENSE; AMENDING SECTION 12-24 TO PROVIDE FOR LOCAL ENFORCEMENT OF STATE EXPLOSIVES LAWS; AMENDING SECTION 12-31 RELATING TO THE USE AND HANDLING OF EXPLOSIVES; AMENDING SECTION 12-37 PROVIDING FOR BLASTING PERMITS WITHIN LIMITS; AMENDING SECTION 12-38 SETTING FORTH THE POSTING OF SECURITY AND OTHER REQUIREMENTS FOR THE ISSUANCE OF BLASTING PERMITS BY THE CODE AND ZONING ENFORCEMENT DIVISION; AMENDING SECTION 12-39 PLACING LIMITATIONS AND CONDITIONS ON BLASTING PERMITS; AMENDING SECTION 12-41 ESTABLISHING DISCIPLINARY PROCEDURES FOR VIOLATIONS OF THE ORDINANCE AND SETTING FORTH THE PENALTIES; CREATING SECTION 12-42 SETTING FORTH THE ELEMENTS OF BLASTING COMPLAINTS; CREATING SECTION 12-43 ESTABLISHING A PROCEDURE TO ARBITRATE BLASTING COMPLAINTS; CREATING SECTION 12-44

SETTING FORTH THE PROCEDURES FOR HEARINGS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Lori Nance Parrish).

ACTION: (A-575) Approved.

67. MOTION TO APPROVE Board workshop between the Broward County Board of County Commissioners and the Children's Services Advisory Board on April 30, 1996.

ACTION: (A-575) Approved.

REGULAR AGENDA

COUNTY ADMINISTRATOR'S REPORT

68. JAIL REPORT County Administrator B. Jack Osterholt advised that he had nothing to report; however, the Jail Report dated February 27, 1996 was submitted for the record.

ACTION: (A-430) No action was necessary.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

69. MOTION TO ADOPT Resolution 96-0111 of the Board of County Commissioners of Broward County, Florida, authorizing the execution of a consent to a second mortgage in connection with the Broward County Industrial Development Revenue Bond in the original principal amount of \$1,800,000 (Karnak-South Inc., Project 1985); and providing for an effective date.

ACTION: (A-634) Approved.

PURCHASING DIVISION

For Aviation Department

70. MOTION TO AWARD an open end contract to best evaluated proposer, Sunshine Cleaning Systems Inc., for janitorial services for Fort Lauderdale/Hollywood International Airport (RFP #G-07-95-38-36) in the approximate amount of \$6,897,518.64 for the Aviation Department, subject to receipt and acceptance of insurance/performance and payment guaranty and authorize the Purchasing Division director to renew the contract for three (3) one (1) year periods, subject to satisfactory performance, vendor acceptance and determination that renewal is in the best interests of the county. The initial contract period shall start after acceptance and receipt of insurance/performance and payment guaranty and shall terminate three (3) years from that date.

ACTION: (A-641) Approved.

For Public Works Department

71. A. MOTION TO APPROVE a Change Order Allowance of \$471,866.87 which is 12% of total contract amount of \$3,932,223.90 for Contract #L-06-95-08-OF, South County Neighborhood Improvements Project, Bid Package No. 3, Phase 1 - Section.

ACTION: (A-650) Approved.

B. MOTION TO AWARD a fixed contract to low bidder, Coastal Utilities Inc. for South County Neighborhood Improvements Project at Carver Ranches and Utopia, Bid Package No. 3, Phase 1, Section 3 (Bid L-06-95-08-OF), for the total base bid and Alternate "B" in the amount of \$3,932,223.90 for the Environmental Engineering Division subject to receipt and acceptance of insurance/performance and payment guaranty.

ACTION: (A-650) Approved.

HUMAN SERVICES DEPARTMENT

MENTAL HEALTH DIVISION

72. MOTION TO ADOPT Resolution 96-0112 of the Board of County Commissioners of Broward County, Florida amending Chapter 12, Part V, Sections 12.62 through 12.66 of the Broward County Administrative Code to repeal the Mental Health Division Advisory Board, providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (A-656) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

WATER RESOURCES DIVISION

73. MOTION TO ADOPT Resolution 96-0113 of the Board of County Commissioners of Broward County, Florida requesting Environmental Impact Statement (EIS) supporting the modification of the regulation schedule for Water Conservative Area 1 by the U.S. Army Corps of Engineers.

ACTION: (A-667) Approved.

DEPARTMENT OF STRATEGIC PLANNING

AND GROWTH MANAGEMENT

COMPREHENSIVE AND NEIGHBORHOOD PLANNING DIVISION

74. MOTION TO ADOPT the Broward County Comprehensive Plan Evaluation and Appraisal Report and Addendum by Resolution 96-0114 and to transmit same to the appropriate state and regional agencies.

ACTION: (A-674) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-729) Approved.

BROWARD COUNTY SHERIFF'S OFFICE

76. MOTION TO ADOPT Resolution 96-0115 of the Board of County Commissioners of Broward County, Florida providing that the 1,024 Bed Correctional Facility to be constructed at the North Broward Detention Complex located at 1351 Northwest 27 Avenue in Pompano Beach, Florida be named and designated the "Joseph V. Conte Facility"; authorizing the County Administrator to take all actions necessary to implement same.

ACTION: (A-738) Approved.

INTERGOVERNMENTAL AFFAIRS

77. DISCUSSION: Legislative Items.

A. PROPOSED WATER RESOURCES BILL Mr. Norman M. Ostrau, Office of Intergovernmental Affairs acting director, noted that the proposed Water Resources Bill will be emerging from the legislature this year. He mentioned the Department of Natural Resource Protection (DNRP) and Office of Environmental Services (OES) staffs' participation in discussions with the house and senate committees. Mr. Ostrau explained that staff will provide an update on the bill during mid-March.

ACTION: (A-829) For informational purposes.

B. ENVIRONMENTAL SELF-AUDIT LEGISLATION Mr. Ostrau explained that a draft has been circulated on the Environmental Self-Audit Legislation and staff is currently involved in discussions on

same. Mr. Steve Somerville, DNRP director, addressed the intent of the draft Environmental Self-Audit bill.

ACTION: (A-839) The Board directed staff to continue the same position and oppose the draft bill in its current form.

COUNTY ADMINISTRATOR

78. DISCUSSION: Status of the Arena.

A. MOTION TO APPROVE the Letter of Intent among and between Broward County and the National Hockey League (NHL) acting on behalf of the Florida Panthers Hockey Club Inc. which sets forth and represents a good faith commitment of the parties to expeditiously develop the Broward County Civic Arena, and authorize the Chair and Clerk to execute same.

ACTION: (A-1080) Approved as amended and amended the Site Requirements to read “5,700-7,500 parking spaces” instead of “6,500-7,500” and the acreage to read “50-75 acres” instead of “60-75”.

B. MOTION TO AMEND the Letter of Intent among and between Broward County and the National Hockey League (NHL) under the following project revenues from the Project Flow of Funds:

- operating and maintenance costs
- actual debt service on bonds issued by the county to fund the project less the amounts collected by the county from the 2 percent Tourist Development Tax
- payment of a base management fee
- annual deposits to a Capital Replacement Reserve
- Operating Reserve Account

ACTION: (A-5266) Approved.

C. MOTION TO AMEND the Letter of Intent among and between Broward County and the National Hockey League (NHL) under Licenses with Major Tenants combining the tenure of the bonds to the term of the license to meet the term of the tenant’s agreement, after construction.

ACTION: (A-5368) The amendment to the motion failed to carry.

SUPPLEMENTAL AGENDA

OFFICE OF BUDGET AND MANAGEMENT POLICY

79. MOTION TO ADOPT unanticipated revenue resolution 96-0116 within the Law Enforcement Trust Fund in the amount of \$3,000 to provide funding for new and replacement uniforms for Rainbow Crusaders Inc.

REASON FOR SUPPLEMENTAL: See attached memorandum.

ACTION: (A-575) Approved.

80. MOTION TO APPOINT Ms. Leslye Lewis-Page to the Human Rights Board of Broward County. (Commissioner Poitier)

ACTION: (A-575) Approved.

81. MOTION TO APPROVE Barry S. Webber Esquire to the Broward County Marine Advisory Committee. (Commissioner Poitier)

ACTION: (A-575) Approved.

NON AGENDA

82. SCHOOL PARTNERSHIP ADOPT A SCHOOL PROGRAM County Attorney John J. Copelan Jr. introduced the Martin Luther King Elementary School fourth and fifth- grade students from the At-Risk Program who were present at this day's meeting. He recognized the Martin Luther King Elementary School as one of thirty-five schools selected by the T. J. Reddick Bar Association to participate in its School Partnership Adopt-a-School Program. He described the program's primary goals to work with central and south area elementary and secondary school students to establish mentorships and shadowing programs and to encourage area residents to become volunteers in schools, when possible. Mr. Copelan explained that the students are shadowing the coordinator of the program, Ms. Rebecca Ingram-Leonard, Assistant County Attorney, as part of African-American History Month.

ACTION: (A-1490) The Board welcomed the students to the meeting.

83. COMMISSIONER JOHN E. RODSTROM JR., CHAIR The Vice Chair announced that County Commission Chair, John E. Rodstrom Jr., is out of the country and would not be attending this day's meeting.

ACTION: (A-168) For informational purposes.

84. CULTURAL ARTS PROGRAMS On behalf of the Board, Commissioner Thompson acknowledged the presence of State Representative Josephus Eggelletion.

Representative Eggelletion recognized the performances and participation of the Cultural Affairs Division, the Black Film Festival, and the Story Theater Production Company, in the cultural arts programs to enhance the cultural education of the county's residents and create a type of diverse community. He explained that for 1996, the county will receive approximately \$2.2 million in grants to various cultural arts programs.

On behalf the Broward County Legislative Delegation and the Board of County Commissioners, Representative Eggelletion presented the first quarterly installment checks from the Secretary of State to Mses. Mary A. Becht, Cultural Affairs Division director; Ms. Monica Freeman, Black Film Festival

director, and Mrs. Julia Brudvinski, the Story Theater Production Company, and thanked them for their accomplishments.

ACTION: (A-178) Mses. Becht, Freeman, and Brudvinski personally expressed appreciation to Representative Eggelton and thanked the Board for their support of the cultural arts programs.

85. EMPLOYEE SERVICE AWARDS On behalf of the Board, Commissioner John P. Hart recognized the following employees with many years of service with the county government:

Mr. Allen E. Simmons, Building and Permitting Division

Mr. Anthony Cahill, Citizen Service Center

Ms. Suzanne Collins, Office of Information Technology

Ms. Viola Linder, Risk Management Division

Mr. Lawrence Spencer, Traffic Engineering Division

Mr. Johnnie McDuffie, Community Development Division

Ms. Jennifer Brown, Office of Information Technology

Ms. Mary Gordon, Revenue Collection Division

Mr. Arthur St. Amand, Emergency Management Division

Mr. Gerald Peters, Office of Integrated Waste Management

ACTION: (A-400) The employees accepted their service pins and thanked the Board.

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