

# MEETING OF MARCH 11, 1997

(Meeting convened at 10:00 a.m. and adjourned at 10:38 a.m.)

PLEDGE OF ALLEGIANCE - Led by Commissioner Scott I. Cowan

## CONSENT AGENDA

### PUBLIC WORKS DEPARTMENT

#### REAL PROPERTY SECTION

1. MOTION TO ADOPT Resolution 97-170 accepting lease for Broward County Health Department at 5553 Ravenswood Road, Bay 116, Dania, Florida; 8,000 square feet at \$8.11, per square foot for five years; \$5,406.67, monthly; Landlord: Designer's Place At Dania Phase II, a Florida General Partnership; Term of Lease: Five years April 1, 1997 through March 31, 2002; and authorize the Chair and Clerk to execute same.

**ACTION: (A-60) Approved.**

2. MOTION TO ADOPT Resolution 97-171 authorizing the conveyance by Quit Claim Deed, tax deed that has escheated to Broward County for delinquent real estate taxes, to the City of Pompano Beach, and authorize the Chair and Clerk to execute and record this deed.

**ACTION: (A-60) Approved.**

3. MOTION TO APPROVE Contract for Sale and Purchase executed by Montrose Corporation, a Florida Corporation, in the amount of \$38,000 for the purchase of Parcel 10, Franklin Park Enhancement Program; authorize the Chair and Clerk to execute Contract for Sale and Purchase; and authorize acceptance and recordation of deed.

**ACTION: (A-60) Approved.**

4. MOTION TO APPROVE Contract for Sale and Purchase executed by Go-Mike Enterprises, Inc., a Florida Corporation, in the amount of \$22,500 for the purchase of Parcel 8, Franklin Park Enhancement Program; authorize the Chair and Clerk to execute Contract for Sale and Purchase; and authorize acceptance and recordation of deed.

**ACTION: (A-60) Approved.**

5. MOTION TO APPROVE Contract for Sale and Purchase executed by Community Builders Association, Inc., a Florida Corporation, in the amount of \$9,000 for the purchase of Parcel No. 3,

Franklin Park Enhancement Program; authorize the Chair and Clerk to execute Contract for Sale and Purchase; and authorize acceptance and recordation of deed.

**ACTION: (A-60) Approved.**

6. MOTION TO APPROVE Contract for Sale and Purchase executed by Deon Arne Ramnarine and Anne Ramnarine, his wife, in the amount of \$97,000 for the purchase of Parcel No. 7, Franklin Park Enhancement Program; authorize the Chair and Clerk to execute for Sale and Purchase; and authorize acceptance and recordation of deed.

**ACTION: (A-60) Approved.**

7. MOTION TO APPROVE Contract for Sale and Purchase executed by Gopal Iyer in the amount of \$53,000 for the purchase of Parcel 9, Franklin Park Enhancement Program; authorize the Chair and Clerk to execute Contract for Sale and Purchase; and authorize acceptance and recordation of deed.

**ACTION: (A-60) Approved.**

8. MOTION TO APPROVE Lease Agreement between Broward County and High Glen Development, Ltd. and Rossland Realty, Ltd., joint owners of the Lauderhill Mall in the City of Lauderhill, Florida in the amount of \$90,000 for a mass transit transfer facility to provide for approximately 31,900 square feet of improved facilities at said location for a term of 25 years, and authorize the Chair and Clerk to execute same.

**ACTION: (A-80) Approved.**

**OFFICE OF ENVIRONMENTAL SERVICES**

**FISCAL OPERATIONS DIVISION**

9. MOTION TO APPROVE AND EXECUTE Satisfactions of Claim of Lien to release liens recorded for unpaid water and/or sewer charges.

**ACTION: (A-60) Approved.**

**OFFICE OF GENERAL SERVICES**

10. MOTION TO APPROVE contract between Broward County and CES/Way International, Inc. providing for the installation of energy conservation and facility improvement measures at the facilities selected for the Broward County Libraries energy program, and authorize the Chair and Clerk to execute same.

**ACTION: (A-60) Approved.**

## **OFFICE OF TRANSPORTATION**

### **ENGINEERING DIVISION**

11. MOTION TO ADOPT Resolution 97-172 accepting sidewalk easement executed by Video Independent Medical Examination, Inc., donating right-of-way for Weston Road in Section 20, Township 50 South, Range 40 East.

**ACTION: (A-60) Approved.**

12. MOTION TO APPROVE reimbursement to Florida Power and Light Company of the estimated cost of \$78,626 for relocating certain Florida Power and Light Company facilities on County Project No. 5116 Douglas Road (Sheridan Street to Pembroke Road).

**ACTION: (A-60) Approved.**

13. MOTION TO ADOPT Resolution 97-173 concerning installation and construction of roadway improvements related to the Trails End FLL Airport Plat (Plat 5) (061-MP-94).

**ACTION: (A-60) Approved.**

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

### **ACCOUNTING DIVISION**

14. MOTION TO APPROVE check lists issued from January 1, 1997 through January 31, 1997 in accordance with Florida Statute 136.06.

*ACTION: (A-60) Approved as amended per staff's addendum.*

15. MOTION TO APPROVE satisfactions and releases of anti litter liens.

**ACTION: (A-60) Approved.**

16. MOTION TO APPROVE satisfactions and releases of land clearance liens.

**ACTION: (A-60) Approved.**

17. MOTION TO APPROVE satisfactions and releases of land clearance liens and releases of Notices of

Non-compliance with the Land Clearing Code of Broward County.

**ACTION: (A-60) Approved.**

18. MOTION TO APPROVE satisfactions and releases of road improvement liens.

**ACTION: (A-60) Approved.**

## **COUNTY RECORDS DIVISION**

19. MOTION TO APPROVE minutes of the 10:00 a.m. Board of County Commission meetings of January 21 and February 4, 1997; minutes of 2:00 p.m. Public Hearing of January 28, 1997; and minutes of the Land Use Plan of February 5, 1997.

**ACTION: (A-60) Approved.**

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

**ACTION: (A-60) Approved.**

## **PURCHASING DIVISION**

21. MOTION TO ADOPT budget Resolution 97-174 transferring within the Internal Service Fund the amount of \$420,500 from Purchasing Print Shop Reserve for the purchase of various types of printing and related equipment as well as hardware and software.

**ACTION: (A-60) Approved.**

For Aviation Department

22. MOTION TO APPROVE Work Authorization No. 1 in accordance with the Agreement of August 23, 1994 between Broward County and Rust Environment & Infrastructure, Inc. from the Library for Environmental Services to provide pre- demolition asbestos removal for Buildings 2, 15, and 43 at Hollywood/Fort Lauderdale International Airport for an amount not to exceed \$249,960.09, in accordance with the agreement, and a time period of 136 calendar days, and authorize the Chair and Clerk to execute same.

**ACTION: (A-60) Approved.**

23. MOTION TO APPROVE the fifth amendment to the agreement between Broward County and Keith and Schnars, P.A. for consultant services for the preparation of a substantial deviation and related

documents for the Fort Lauderdale-Hollywood International Airport Development of Regional Impact (DRI), to extend the term of the agreement by one year to March 13, 1998, with no change in the total contract amount, and to authorize the Chair and Clerk to execute the same.

## **ACTION: (A-60) Approved.**

For Community Services Department

24. MOTION TO AWARD open-end contract to low bidder, Parks & Son, Inc., for Group I Clay Targets (Bid D12960112) in the approximate amount of \$111,013.10, for the Parks and Recreation Division, and authorize the Purchasing Director to renew the contract for two one-year periods. The initial contract period shall start March 11, 1997, and shall terminate February 28, 1998.

## **ACTION: (A-60) Approved.**

For Finance and Administrative Services Department

25. MOTION TO APPROVE renewal of the Agreement for Professional Engineering Laboratory Testing Services between Broward County and Allstate Engineering & Testing; Ardaman & Associates, Inc.; Eastcoast Testing & Engineering; Federal Maintenance, Inc.; Nutting Engineering of Florida, Inc.; Professional Engineering & Inspection Co. (PEICO); Professional Services Industry, Inc. (PSI); Spectrum Laboratories, Inc.; Universal Engineering Sciences; Wingerter Laboratories from April 1, 1997 to March 31, 1998 for various agencies in Broward County.

## **ACTION: (A-60) Approved.**

For Public Works Department

26. MOTION TO APPROVE amendment to the agreement between Broward County and Civil-Cadd Engineering, Inc. for professional services to improve Copans Road between NW 63rd Avenue and Powerline Road in the amount of \$68,781.80, changing the total contract amount from \$351,025.35, to \$419,807.15, with an increase in contract time of 365 calendar days, and to authorize the Chair and Clerk to execute same. Project No. 5111.

## **ACTION: (A-60) Approved.**

27. MOTION TO AWARD Open-end contract to responsive and responsible bidders, A. Better Sign & Supply Co., Inc., Group 16; Action Hydraulics, Inc., Group 13; All Truck Frame & Suspension, Groups 5, 5a, 7, 19, 19a, 19b, 19c; Altekco, Inc., Groups 9, 13; American Import Car Center, Groups 1, 2, 3, 3a, 4a, 4b, 5, 5a, 6, 8, 9, 14, 15, 17, 17a, 18, 19, 19A; Atlantic Ford Truck Sales, Inc., Groups 4, 4a, 4b, 5, 5a, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17, 17a, 18, 19, 19a, 19b, 19c, 20; Blanchard Machinery, Inc., Group 12; Cole Muffler, Groups 17, 17a ; Crawler Rail & Roller Co., Group 10; Diesel Power & Injection, Groups 4, 4a, 4b; Everglades Diesel Injection, Group 4, 4a, 4b, 11; Florida Detroit Diesel Allison, Inc., Groups 4, 4a, 4b, 7, 8, 12, 17, 17a, 18; Hydraulic Sales & Service, Groups 7, 8, 9, 13, 18, 20; J. C. Machine Shop, Groups 7, 8, 10, 20; Johnny's Tractor Trailer Service, Groups 4, 4a, 4b, 20; Jumbo Automotive, Groups 1, 4, 4a, 4b, 5, 5a, 15, 17, 17a, 18, 19, 19a; Koon's Ford, Groups 1, 3, 4, 5, 6, 14,

15, 17, 19; Mack Sales of South Florida, Groups 3a, 4a, 4b, 5a; Marc Industries, Groups 5, 5a, 9, 15, 17, 17a; Maroone Auto Plaza, Groups 4, 5, 14, 15, 18, 19, 19b, 19c; Metro Ford, Inc., Groups 3, 4, 4b, 15, 17, 17a, 18, 19; MSA Enterprises, Inc., Group 3; No. 1 Paint & Body Shop, Groups 3, 3a, 6, 16, 19, 19b; Navarro Paint & Body, Groups 1, 2, 3, 3a, 4, 4a, 4b, 5, 5a, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 17a, 18, 19, 19a, 19b, 19c, 20; Palm Truck Centers, Inc., Groups 3a, 4a, 4b, 5a, 7, 14, 15, 17a, 18, 19a, 19b; Palmetto Ford Truck Sales, Groups 3, 3a, 4, 4a, 4b, 5, 5a, 7, 14, 15, 17, 17a, 19, 19a; Phillips Air Compressor, Group 12; Powell Ford, Groups 3, 3a, 4, 4b, 5, 5a, 14, 15, 16, 17, 17a, 18; Pride of Florida, Groups 3a, 6; Rechten International Truck, Inc., Groups 3a, 4a, 4b, 5a, 7, 8, 14, 15, 17a, 19a, 19b, 19c, 20; Rivard Auto Body & Collision, Inc., Group 3; Southeast Truck Specialist, Group 3a; Terril Motor Machine, Inc., Groups 4, 4a, 4b, 8; TMS Truck Masters, Groups 3, 3a, 7; Utility Supply & Equipment Corp., Groups 3a, 4, 4a, 4b, 5, 5a, 7, 9, 13, 14, 20; Dick Wilson & Sons, Inc., Groups 3, 4, 5, 15, 17, 19; 3 Star U.S. Auto Radiator, Inc., Group 1; for Broward County Cooperative for repair services for vehicles and heavy equipment Bid No. C-10-96-12-12 in the approximate amount of \$250,950 for the Fleet Services Division, subject to receipt and acceptance of certificate of insurance and to authorize the Director of Purchasing to renew the contract for two one-year periods. The initial contract period shall start April 8, 1997 and shall terminate April 7, 1998.

## **ACTION: (A-60) Approved.**

28. MOTION TO APPROVE agreement between Broward County and Robert McDonald & Associates for consultant services for alterations to Broward County Motor Pool No. 2 for the programming phase of the project in the amount of \$50,000 and reimbursables not to exceed \$5,000.00, total of \$55,000.00, contract time five months, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-60) Approved.**

29. MOTION TO APPROVE agreement between Broward County and Williams, Hatfield and Stoner, Inc. for engineering consultant services on Project 5168, improvement of Hiatus Road from Broward Boulevard to Oakland Park Boulevard in the amount of \$624,955.43, with a contract time of 18 months; and authorize the Chair and Clerk to execute same.

## **ACTION: (A-60) Approved.**

## **REVENUE COLLECTION DIVISION**

30. MOTION TO APPROVE AND HAVE THE CHAIR EXECUTE Satisfaction of Claim of Lien(s).

## **ACTION: (A-60) Approved.**

## **RISK MANAGEMENT DIVISION**

31. MOTION TO AUTHORIZE full and final settlement of Claim No. DNA/072095KLAR in the amount of \$28,785.22.

## **ACTION: (A-60) Approved.**

32. MOTION TO AUTHORIZE full and final settlement of Workers' Compensation Claim No. 95 WC 0474 RS and No. 94 WC 0750 RS in the amount of \$145,000.

## **ACTION: (A-60) Approved.**

## **HUMAN SERVICES DEPARTMENT**

## **BUREAU OF CHILDREN & FAMILY SERVICES**

33. MOTION TO APPROVE Amendment No. 2 to the Agreement between Broward County and the North Broward Hospital District from April 19, 1996 to March 31, 1997 in the amount of \$440,000 decreasing the amount of the agreement by \$252,773 from \$440,000 to \$187,227.00, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-60) Approved.**

34. MOTION TO APPROVE Amendment No. 1 to Agreement No. MJ706B between Broward County and the Memorial Healthcare System from April 19, 1996 to March 31, 1997, decreasing the value of the agreement by \$166,327 from \$217,000 to \$50,673.00, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-60) Approved.**

35. A. MOTION TO APPROVE Amendment No. 2 to Contract MJ706 between the State of Florida Department of Children & Families (formerly the Department of Health and Rehabilitative Services) and Broward County from April 19, 1996 to March 31, 1997 in the amount of \$729,103 for the purpose of reducing the contract amount by \$450,000 from \$729,103 to \$279,103.00, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-60) Approved.**

B. MOTION TO ADOPT unanticipated revenue Resolution 97-175 within the Targeted Assistance Grant Fund 926 for the Bureau of Children and Family Services in the amount of \$450,000 for the reimbursement of the costs for the provision of health services to refugees.

## **ACTION: (A-60) Approved.**

**GRANTS MANAGEMENT RESEARCH & DEVELOPMENT SERVICES**

36. MOTION TO APPROVE Agreement No. 97-GMU-C20 between Broward County and Spectrum Programs, Inc. from October 1, 1996 to September 30, 1997 in the amount of \$70,000 for the purpose of installing a fire suppression sprinkler system in the Transitional Living Facility, and authorize the Chair and Clerk to execute same.

**ACTION: (A-60) Approved.**

37. MOTION TO APPROVE Agreement No. 97-GMU-C21 between Broward County and Spectrum Programs, Inc. from October 1, 1996 to September 30, 1997 in the amount of \$189,000 for the purpose of remodeling the adult residential treatment facility, and authorize the Chair and Clerk to execute same.

**ACTION: (A-60) Approved.**

## **HEALTH CARE MANAGEMENT DIVISION**

38. MOTION TO APPROVE agreement between State of Florida Department of Health and Broward County from October 1, 1996 to September 30, 1997 in the amount of \$5,762,068 for the purpose of providing public health services to Broward County residents and visitors, and authorize the Chair and Clerk to execute same.

**ACTION: (A-60) Approved.**

## **COMMUNITY SERVICES DEPARTMENT**

### **LIBRARIES DIVISION**

39. MOTION TO FILE unaudited annual financial statement submitted by the Friends of the Broward County Library, Inc. for the period October 1, 1995 to September 30, 1996 as provided for in the second amendment to the revocable license agreement between Broward County and the Friends of the Broward County Library, Inc. for placement of photocopy machines in libraries.

**ACTION: (A-60) Approved.**

## **PARKS AND RECREATION DIVISION**

40. MOTION TO APPROVE temporary use and occupancy permit requested by the Florida Department of Transportation to facilitate construction of local government enhancement improvements to the entrances of three regional parks, and authorize the Chair and Clerk to execute same.

**ACTION: (A-60) Approved.**

41. MOTION TO ADOPT Resolution 97-176 of the Board of County Commissioners of Broward County, Florida authorizing the acceptance of a donation of \$10,000 to the Friends of the Parks and Recreation Division Trust Fund from South Florida Presidents Council of Motorcycle Clubs and Organizations, and authorize the County Administrator to take all administrative actions to implement same.

**ACTION: (A-60) Approved.**

**DEPARTMENT OF NATURAL RESOURCE PROTECTION**

## **AIR QUALITY DIVISION**

42. MOTION TO APPROVE partnership agreement between Broward County and the School Board of Broward County to designate a parcel of property at the Sawgrass Springs Middle School for use by the Department of Natural Resource Protection's Air Quality Division for the purpose of air pollution monitoring, and authorize the Chair and Clerk to execute same for the Air Quality Division.

**ACTION: (A-60) Approved.**

**DEPARTMENT OF STRATEGIC PLANNING**

**& GROWTH MANAGEMENT**

## **COMMUNITY DEVELOPMENT DIVISION**

43. MOTION TO APPROVE satisfaction of mortgage on a deferred payment loan in the amount of \$17,983 made to Lawrence Curry and Martha Curry (both now deceased), and authorize the Chair and Clerk to execute same.

**ACTION: (A-60) Approved.**

44. MOTION TO APPROVE satisfaction of mortgage on a 3% direct loan in the amount of \$30,000 made to Charles Irwin, and authorize the Chair and Clerk to execute same.

**ACTION: (A-60) Approved.**

45. MOTION TO APPROVE two satisfaction of mortgages on two deferred payment loans in the amounts of \$15,265 and \$1,626 made to Patricia Jones and Claude Jones a/k/a Claude B. Jones, and authorize the Chair and Clerk to execute same.

**ACTION: (A-60) Approved.**

46. MOTION TO APPROVE second amendment to agreement between Broward County and Sun Garden, Ltd. to change the closing date for the construction loan to no later than March 30, 1997, change the estimated time of completion from January 31, 1997 to January 31, 1998, extend the termination date of the agreement by one year from April 25, 1997 to April 25, 1998, and authorize the Chair and Clerk to execute same.

**ACTION: (A-60) Approved.**

## **PORT EVERGLADES DEPARTMENT**

47. MOTION TO APPROVE lease agreement between Broward County and the Juvenile Diabetes Foundation International, South Florida Chapter, for use of 4.5 acres of land as a parking lot on Saturday, March 15, 1997, and authorize the Chair and Clerk to execute same.

*ACTION: (A-60) Approved as amended per staff's addendum to approve a similar lease for the Girl Scouts on March 16, 1997.*

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

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

**ACTION: (A-60) Approved.**

## **GREATER FORT LAUDERDALE**

## **CONVENTION & VISITORS BUREAU**

49. MOTION TO APPROVE event agreement between Broward County and the City of Fort Lauderdale, and authorize the Chair and Clerk to execute same.

**ACTION: (A-60) Approved.**

## **COUNTY ATTORNEY**

50. MOTION TO AUTHORIZE Barbara S. Monahan, Assistant County Attorney, to attend the Airport Council International-North America (ACI-NA) Legal Issues Seminar and the ACI-NA Spring Committee Meeting in Albuquerque, New Mexico.

**ACTION: (A-60) Approved.**

51. MOTION TO AUTHORIZE Russell J. Morrison, Assistant County Attorney, to attend the American Association of Port Authorities' 1997 Spring Conference on March 17, 1997 in Washington, D.C.

**ACTION: (A-60) Approved.**

## **COUNTY ADMINISTRATOR**

52. A. MOTION TO APPROVE license agreement between Broward County and All America Traffic School, Inc. for Pilot Project relating to the installation of dedicated telephones in County Courthouses to aid in the disposition of traffic court citations.

**ACTION: (A-60) Approved.**

B. MOTION TO APPROVE license agreement between Broward County and Broward County Citizens Safety Council, Inc., d/b/a National Safety Council, South Florida Chapter, for Pilot Project relating to the installation of dedicated telephones in County Courthouses to aid in the disposition of traffic court citations.

**ACTION: (A-60) Approved.**

## **COUNTY COMMISSION**

53. MOTION TO FILE Resolution No. R-97-88 of the City of Miramar, Florida urging support of the Broward County Board of County Commissioners and the Broward County Libraries Division Plan to include and fund the following library projects in the Broward County Capital Plan for Fiscal Years 1997/1998 and 1998/1999: installation of a 20,000 square foot cultural learning center community library near the 6800 block of Miramar Parkway and a Southwest Regional Library west of Flamingo Road; providing for copy distribution to Broward County Board of County Commissioners, Broward County Administrator; and Broward County Libraries Division Director; providing for conflicts; and providing for an effective date. (Commissioner Cowan)

**ACTION: (A-60) Approved.**

## **BOARD APPOINTMENTS**

54. MOTION TO APPROVE appointment of Cynthia Baker to the Minority Economic Development Advisory Board. (Commissioner Lieberman)

**ACTION: (A-60) Approved.**

55. MOTION TO APPROVE appointment of Mary C. Fertig to the Commission on the Status of Women. (Commissioner Lieberman)

## **ACTION: (A-60) Approved.**

56. MOTION TO APPROVE appointment of Randy A. Fleischer to the Human Rights Board of Broward County. (Commissioner Lieberman)

## **ACTION: (A-60) Approved.**

57. MOTION TO APPROVE appointment of Herman Goldfarb to the Code Enforcement Board of Broward County. (Commissioner Lieberman)

*ACTION: (A-60) Approved as amended appointing Mr. Goldfarb to the Minimum Housing Code Appeals Board of Broward County.*

58. MOTION TO APPROVE appointment of Philip S. Goldfarb to the Tourist Development Council of Broward County. (Commissioner Lieberman)

## **ACTION: (A-60) Approved.**

59. MOTION TO APPROVE appointment of Shane Gunderson to the Health & Sanitary Control Board. (Commissioner Lieberman)

## **ACTION: (A-60) Approved.**

60. MOTION TO APPROVE appointment of Melva Klayman to the Commission on the Status of Women. (Commissioner Lieberman)

## **ACTION: (A-60) Approved.**

61. MOTION TO APPROVE appointment of Jim Loyd to the Bicycling Advisory Committee of Broward County. (Commissioner Lieberman)

## **ACTION: (A-60) Approved.**

62. MOTION TO APPROVE appointment of Patti A. Rhodes-Bajaj to the Parks and Recreation Advisory Board. (Commissioner Lieberman)

## **ACTION: (A-60) Approved.**

63. MOTION TO APPROVE appointment of Hazelle Rogers to the Parks and Recreation Advisory Board. (Commissioner Lieberman)

## **ACTION: (A-60) Approved.**

64. MOTION TO APPROVE appointment of Susan Tramer to the Commission on the Status of Women. (Commissioner Lieberman)

**ACTION: (A-60) Approved.**

65. MOTION TO APPROVE appointment of E. Birch Willey to the Homeless Initiative Partnership Advisory Board. (Commissioner Lieberman)

**ACTION: (A-60) Approved.**

66. MOTION TO APPROVE appointment of Sidney Charles Calloway, Esq. to the Drug Related Nuisance Abatement Board. Mr. Calloway fills a vacant slot. (Commissioner Gunzburger)

**ACTION: (A-60) Approved.**

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

67. MOTION TO ADOPT Resolution 97-177 directing the County Administrator to publish notice of public hearing to be held Tuesday, April 8, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon right-of-way and utility easement lying and being in Broward County, Florida, and located at NW 43rd Place between NW 32nd Avenue and NW 32nd Terrace in the City of Oakland Park. Petitioner: Davis Financial Corporation, 36-V-96.

**ACTION: (A-60) Approved.**

68. MOTION TO ADOPT Resolution 97-178 directing the County Administrator to publish notice of public hearing to be held Tuesday, April 8, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon access utility and drainage easements, lying and being in Broward County, Florida and located north of West Broward Boulevard between Nob Hill Road and NW 108th Avenue in the City of Plantation. Petitioner: Kennedy Home Builders, Inc. (Keith & Ballbe, Inc. - Agent) 32-V-96.

**ACTION: (A-60) Approved.**

69. MOTION TO ADOPT Resolution 97-179 directing the County Administrator to publish notice of public hearing to be held Tuesday, April 8, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon right-of-way and road and utility easements, lying in Broward County, Florida, and located 800 feet south of Sheridan Street on Dykes Road in the City of Pembroke Pines. Petitioner: Minto Towngate Limited Partnership (Miller, Legg & Associates - Agent) 3-V-97.

**ACTION: (A-60) Approved.**

70. MOTION TO ADOPT Resolution directing the County Administrator to publish notice of public hearing to be held on Tuesday, March 25, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to

consider enactment of a proposed ordinance, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 2, AIRPORTS AND AIRCRAFT, SECTION 2-115 OF DIVISION 5, RELATING TO PAYMENT AND ACCOUNTABILITY FOR NON-CONCESSIONAIRE MOTOR VEHICLE RENTAL OPERATIONS AND ACTIVITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AMENDMENT TO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

*ACTION: (A-60) Withdrawn per staff's addendum.*

## **REGULAR AGENDA**

### **COUNTY ADMINISTRATOR'S REPORT**

71. JAIL UPDATE: County Administrator B. Jack Osterholt filed the jail report indicating that the jail population is 3,938, which is 105 percent of capacity.

**ACTION: (A-250) No action necessary.**

### **QUASI-JUDICIAL HEARING**

Please be advised that the following items on the Commission's agenda are quasi-judicial in nature. If you wish to object or comment upon these items, please indicate the item number you would like to address when the announcement regarding the quasi-judicial item is made. You must be sworn before addressing the Commission, and if you wish to address the Commission, you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider what you have said in its final deliberations.

## **DEPARTMENT OF STRATEGIC PLANNING**

### **& GROWTH MANAGEMENT**

### **DEVELOPMENT MANAGEMENT DIVISION**

72. DISCUSSION of Plat entitled "Silver Shores" - District 5, (103-MP-95). (Deferred from January 7, 1997)

*ACTION: (A-97-31-1061) Continued to the 2:00 p.m.*

*ACTION: (A-97-32-20) Continued to March 18, 1997 at 10:00 a.m.*

73. DELEGATION: Gerald L. Knight regarding motion to approve amendment to School Agreement relating to the Silver Shores Plat (103-MP-95). (Deferred from January 7, 1997)

*ACTION: (A-97-31-1061) Continued to the 2:00 p.m.*

*ACTION: (A-97-32-20) Continued to March 18, 1997 at 10:00 a.m.*

## **END OF QUASI-JUDICIAL HEARING**

**FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

## **OFFICE OF HOUSING FINANCE**

74. MOTION TO ADOPT Resolution 97-180 of the Board of County Commissioners of Broward County, Florida approving the form of a letter agreement between the Housing Finance Authority of Broward County, Florida and the City of Coral Springs for the transfer of property to the Housing Finance Authority for the purpose of holding title to the property until such time as a purchaser is qualified pursuant to the Community Development Block Grant Agreement; and providing for an effective date.

**ACTION: (A-259) Approved.**

## **PURCHASING DIVISION**

For Public Works Department

75. A. MOTION TO ADOPT budget Resolution 97-181 transferring funds within the General Capital Outlay Fund (301) in the amount of \$105,855 for the purpose of funding renovations and additions to the Broward County Medical Examiner's Building and to increase the change order contingency from 15% to 19.39% and to fund Amendment No. 5 for N-Y Architects, Ltd. (\$40,000).

**ACTION: (A-277) Approved.**

B. MOTION TO APPROVE increase in the change order contingency in the amount of \$121,234 for renovations and additions to the Broward County Medical Examiner's Building, Contract No. P-01-95-34-OF with South Florida Construction Services, Inc. from \$413,850 (15%) to \$535,084 or 19.39% of the original contract amount of \$2,759,000.

**ACTION: (A-277) Approved.**

C. MOTION TO AUTHORIZE County Attorney to commence an action against N-Y Architects, Ltd. for recovery of damages related to the renovations and additions to the Broward County Medical Examiner's Building.

**ACTION: (A-277) Approved.**

## **HUMAN RESOURCES DIVISION**

76. A. MOTION TO APPROVE reclassifications, and new classifications detailed in the Quarterly Board Level Recommendations Report, with an effective date of March 23, 1997.

**ACTION: (A-383) Approved.**

B. MOTION TO ADOPT Resolution 97-182 exempting the classifications of Director of Community Projects, Emergency Program Manager and Natural Resource Specialist IV from the classified service.

**ACTION: (A-383) Approved.**

C. MOTION TO ADOPT Resolution 97-183 exempting the positions of Administrative Manager II (BPN 8132) in the Division of Mass Transit, Engineer IV (BPN 5574) in the Aviation Department, Secretary II (BPN 2949 and 3002) in the Office of Budget & Management Policy, and Systems Programmer IV (BPN 1481) in the Office of Information Technology from the classified service.

**ACTION: (A-383) Approved.**

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

77. A. MOTION TO INCREASE personnel cap by 11 positions: Bureau of Children and Family Services (4); Streets and Highways (6); and Revenue Collection (1).

**ACTION: (A-390) Approved.**

B. MOTION TO ADOPT budget Resolution 97-184 transferring \$139,728 within the General Fund from Commission Reserve to fund additional child care licensing enforcement personnel for the remainder of Fiscal Year 1997.

**ACTION: (A-390) Approved.**

C. MOTION TO ADOPT unanticipated revenue Resolution 97-185 within the Fleet Services Fund in the amount of \$38,610 to purchase vehicles for the Child Care Licensing Program.

**ACTION: (A-390) Approved.**

D. MOTION TO ADOPT unanticipated revenue Resolution 97-186 within the General Fund in the amount of \$30,706 to fund a position to staff a passport office in the Governmental Center Annex for the remainder of Fiscal Year 1997.

## **ACTION: (A-390) Approved.**

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

*ACTION: (A-418) Approved as amended per staff's addendum.*

## **COMMUNITY SERVICES DEPARTMENT**

### **ANIMAL CARE AND REGULATION DIVISION**

79. MOTION TO ADOPT Resolution 97-187 of the Board of County Commissioners of Broward County, Florida encouraging pet shops and pet supply stores to display signs providing consumers with information on the Florida Pet Lemon Law Section 828.29, Florida Statutes; finding that such signs serve a public purpose and authorizing the Animal Care and Regulation Division to print and distribute such signs to pet shops and pet supply stores within Broward County; providing for severability; and providing for an effective date.

## **ACTION: (A-461) Approved.**

### **OFFICE OF URBAN AFFAIRS**

80. MOTION TO APPROVE nominations of individuals to the HIV Health Services Planning Council.

## **ACTION: (A-483) Approved.**

81. MOTION TO SELECT slots for five at-large positions on the District 10, Department of Children and Families' Health and Human Services Board.

*ACTION: (A-490) Approved the following reappointments: Irma Cohen, Kevin Cregan, Anne Platt and Austin Tupler; and nominated David Choate.*

82. MOTION TO APPOINT individual to the District 10, Department of Children and Families' Health and Human Services Board representing District 4.

*ACTION: (A-545) Deferred to March 18, 1997 at the request of Commissioner Cowan.*

83. MOTION TO APPOINT individual to the District 10, Department of Children and Families' Health

and Human Services Board representing District 7.

***ACTION: (A-557) Deferred to March 18, 1997 at the request of Commissioner Cowan.***

84. MOTION TO APPOINT individual to the Nominations Qualifications Review Committee, District 10, Department of Children and Families' Health and Human Services Board.

***ACTION: (A-561) Approved the appointment of Norberto Martinez.***

## **PLANNING COUNCIL**

85. MOTION TO ADOPT Resolution 97-188 setting the fee schedule for proposed amendments to the Broward County Land Use Plan.

***ACTION: (A-571) Approved.***

## **COUNTY ATTORNEY**

86. MOTION TO APPROVE settlement of Simeone v. FDOT & Broward County, Case Nos. 91-18256.15 & 95-11921.15 (Consolidated), wherein Broward County will pay no damages in this matter for an inverse condemnation case arising on Hallandale Beach Blvd., Parcel 107. (Deferred from March 4, 1997)

***ACTION: (A-955) Approved.***

## **COUNTY ADMINISTRATOR**

87. MOTION TO CHANGE Evaluation Committee to a Selection/Negotiation Committee for Court Reporting Services and appoint the Director of Finance & Administrative Services to the Selection/Negotiation Committee in place of an Assistant to the County Administrator.

***ACTION: (A-680) Approved the following appointments to the committee: Commissioners Cowan, Lieberman, Parrish and Poitier; Chief Judge Dale Ross; Judge William P. Dimitrouleas; Director of Budget and Management Policy, and Director of Finance and Administrative Services (Chair).***

88. DISCUSSION: Legislative Issues. County Administrator B. Jack Osterholt advised that the Senate Ways and Means Criminal Justice Subcommittee, chaired by Senator Ron Silver, will hear testimony regarding county funding of the State Courts System on Thursday, March 13, 1997.

***ACTION: (A-693) The Chair will send a letter to Senator Silver expressing the county's concerns on this bill. Also, Commissioner Gunzburger requested that the weekly report contain information on the status of the \$5 million beach erosion fund.***

## **SUPPLEMENTAL AGENDA**

# OFFICE OF URBAN AFFAIRS

89. MOTION TO APPROVE appointment by Governor Lawton Chiles of Sandra G. Friedman to the Broward County Housing Authority.

**ACTION: (A-60) Approved.**

REASON FOR SUPPLEMENTAL: The next meeting is Friday, March 14, 1997.

## BOARD APPOINTMENTS

90. MOTION TO APPROVE appointment of Clarisse Conner to Broward Beautiful Committee.  
(Commissioner Lieberman)

**ACTION: (A-60) Approved.**

91. MOTION TO APPROVE appointment of Lee Mirsky to the Consumer Protection Board.  
(Commissioner Lieberman)

**ACTION: (A-60) Approved.**

## NON AGENDA

92. MOTION TO DIRECT staff to defer up to an additional 30 days conceptual approval of policies relating to annexation.

**ACTION: (A-789) Approved.**

93. DISCUSSION: Commissioner Cowan commented that the short listing for the Financial Advisor has been scheduled for March 25, 1997. However, once the Selection/Negotiation Committee short lists the firms, they cannot reconvene the committee until April 29, which is totally unacceptable.

**ACTION: (A-821) *The commissioners directed that, if staff is unable to reconvene the committee with all the members in a two week period, it be scheduled anyway.***

94. DISCUSSION: Commissioner Cowan commented briefly on the recent court ruling on a quasi-judicial meeting. He suggested that most, if not all, sidebar conversations by the commission are not related to county business, but the public is not aware of what is being said. The commissioners should refrain from sidebar conversations during quasi-judicial hearings. Also, when the commissioners disclose that they had contact with someone, they are supposed to tell exactly what the contact entailed.

**ACTION: (A-892) *Without objection, the Board directed County Attorney John J. Copelan Jr. to draft tight procedures to be followed during quasi-judicial hearings.***

[Back to previous page](#)