

MEETING OF MARCH 17, 1992

(Meeting convened at 10 a.m. and adjourned at 11:20 a.m.)

INVOCATION - The Reverend Gabriel O'Reilly, St. David Catholic Church, Davie, gave the invocation.

PLEDGE OF ALLEGIANCE - led by Allan Milledge, Chairman of the Governing Board of the South Florida Water Management District.

CALL TO ORDER

CONSENT AGENDA

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

1. MOTION TO APPROVE the reclassification of BPN 04899 Office Systems Technician I to Office Systems Technician II for the Office of Environmental Services.

ACTION: (A-361) (10:13 a.m.) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

2. MOTION TO ADOPT Resolution 92-320 accepting a quitclaim deed executed by Amerifirst Development Corporation donating right-of-way for Flamingo Road in Section 35, Township 49 South, Range 40 East.

ACTION: (A-361) (10:13 a.m.) Approved.

3. MOTION TO ADOPT Resolution 92-321 accepting a warranty deed executed by Pat Procacci and Rose Procacci, his wife, donating right-of-way for University Drive in Section 33, Township 49 South, Range 41 East.

ACTION: (A-361) (10:13 a.m.) Approved.

4. MOTION TO APPROVE agreement between Broward County and Century Plaza Associates relating to amendment to vacation of nonvehicular access lines, and authorize the Chairman and the Clerk to execute same.

ACTION: (A-361) (10:13 a.m.) Approved.

AutonumStart MOTION TO ADOPT Resolution 92-322 for Highway Improvement Project of Southwest 100 Avenue (Nob Hill Road), Project 5074, from Griffin Road/Orange Drive to State Road 84, accepting and adopting a portion of the Official Right-of-Way Map as revised to supersede a portion of the Official Right-of-Way Map previously adopted, confirming parcels necessary for condemnation; and authorizing the County Attorney to proceed with condemnation.

ACTION: (A-361) (10:13 a.m.) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

COUNTY RECORDS DIVISION

AutonumStart MOTION TO APPROVE the minutes of the Commission meeting of February 18, 1992 and the public hearing of February 11, 1992.

ACTION: (A-361) (10:13 a.m.) Approved.

PURCHASING DIVISION

For Finance and Administrative Services Department

AutonumStart MOTION TO GRANT PERMISSION to the Purchasing Division to dispose of equipment declared surplus by various County agencies in accordance with applicable Florida State Statute and the Purchasing Division Internal Control Handbook, Chapter 6.

ACTION: (A-361) (10:13 a.m.) Approved.

For Public Works Department

AutonumStart MOTION TO AWARD open-end contract to the low bidder, Transportation Safety Contractors Inc., Group I and Group II, to furnish and install guardrails and accessories (P-11-91-18-12) in the estimated amount of \$161,628.75 for the Streets and Highways Division, and to authorize the Purchasing Director to renew the contract for an additional one year period; the initial contract shall start on March 17, 1992 and shall terminate on March 16, 1993.

ACTION: (A-361) (10:13 a.m.) Approved.

AutonumStart MOTION TO APPROVE the reduction in retainage withheld on Payment Requests 1-14, from 10 percent to 5 percent and remit \$5,125.24 (5 percent portion of each bill previously withheld) to Camp, Dresser & McKee for professional consultant services for the Solid Waste Generation Study conducted in unincorporated Broward County in accordance with Article 5.3 of the agreement between the County and Haulers and Camp, Dresser and McKee.

ACTION: (A-361) (10:13 a.m.) Approved.

REVENUE COLLECTION DIVISION

AutonumStart MOTION TO APPROVE and execute satisfaction of claim of lien against Joseph Grzybowski.

ACTION: (A-361) (10:13 a.m.) Approved.

PUBLIC SERVICES DEPARTMENT

CULTURAL AFFAIRS DIVISION

AutonumStart MOTION TO APPROVE an agreement between Broward County and The Florida Philharmonic Orchestra Inc. in the amount of \$10,000 for partial funding of a long-range strategic plan from January 1, 1992 through December 31, 1992, and to authorize the Chairman and Clerk to execute same.

ACTION: (A-361) (10:13 a.m.) Approved.

HUMAN SERVICES DIVISION

AutonumStart A.MOTION TO APPROVE Amendment 2 to the agreement between Broward County and the Areawide Council on Aging of Broward County Inc., increasing the dollar amount by \$232,585 from \$242,003 to \$474,588 for the provision of Community Care for the Elderly Nursing Home Diversion Program services from July 1, 1991 through June 30, 1992, and authorize the Chairman and the Clerk to execute same. This contract includes a county in-kind match of \$6,826.

ACTION: (A-361) (10:13 a.m.) Approved.

B.MOTION TO ADOPT unanticipated revenue amendment resolution 92-323 in the amount of \$232,585 within the State grant fund for the Community Care for the Elderly Nursing Home Diversion Program for the purpose of continuing program services.

ACTION: (A-361) (10:13 a.m.) Approved.

MASS TRANSIT DIVISION

AutonumStart A.MOTION TO ADOPT Resolution 92-324 authorizing the Chairman of the Broward County Commission to execute and file joint participation agreement WP1 4811251 in the amount of \$200,000 with the Florida Department of Transportation (a 50/50 match composed of \$100,000 cash provided by the grantor and \$100,000 of in-kind Mass Transit Division staff support) for a project consisting of a survey of passenger preferences to gain information that will be utilized to increase ridership and guide service delive A.MOTION TO

ACTION: (A-361) (10:13 a.m.) Approved.

B.MOTION TO ADOPT unanticipated revenue resolution 92-325 within the Grants Fund (451) for the Mass Transit Division in the amount of \$200,000 for the joint participation agreement WPI 4811251.

ACTION: (A-361) (10:13 a.m.) Approved.

C.MOTION TO ADOPT Resolution 92-326 to approve a sponsored research agreement between Broward County (Transit Division) and Florida Atlantic University in the amount of \$6,652.50 to be paid with funds provided by joint participation agreement WPI 4811251 to design an on-board survey of bus passengers during calendar year 1992, and authorize the Chairman and the Clerk to execute and file same.

ACTION: (A-361) (10:13 a.m.) Approved.

PARKS AND RECREATION DIVISION

AutonumStart MOTION TO ADOPT budget resolution 92-327 transferring within the Capital Outlay

Fund (301) the amount of \$90,000 for the purpose of supplementing the Brian Piccolo-Velodrome project fund.

ACTION: (A-361) (10:13 a.m.) Approved.

OFFICE OF NATURAL RESOURCE PROTECTION

AutonumStart MOTION TO RECLASSIFY Budget Position 02247 from a Chemist II to a Chemist III for the Office of Natural Resource Protection.

ACTION: (A-361) (10:13 a.m.) Approved.

OFFICE OF BUDGET & MANAGEMENT POLICY

AutonumStart MOTION TO APPROVE business travel and trips on the approved travel list for county employees in accordance with Administrative Order 105.

ACTION: (A-361) (10:13 a.m.) Approved.

AutonumStart MOTION TO FILE Broward County Sheriff's Office Florida Contraband Forfeiture Quarterly Report for the period of October 1, 1991 through December 31, 1991.

ACTION: (A-361) (10:13 a.m.) Approved.

COUNTY ATTORNEY

AutonumStart MOTION TO APPROVE travel of County Attorney John J. Copelan Jr. and Assistant County Attorney Christine Lee to meet with FAA on March 25, 1992, in Atlanta, Georgia, to discuss grant monies regarding the Computer Access Control Security System at Fort Lauderdale-Hollywood International Airport.

ACTION: (A-361) (10:13 a.m.) Approved.

AutonumStart MOTION TO APPROVE payment of \$110,000 for a water pipeline easement through Oak Ridge Golf Course in settlement of the case of Broward County vs. VST/VMIF Oak Ridge Partnership, et al., in furtherance of the Dania/Hallandale Regional Water Supply System project.

ACTION: (A-361) (10:13 a.m.) Approved.

COMMISSION AUDITOR

AutonumStart MOTION TO APPROVE Commission Auditor travel to Denver, Colorado, May 14 through May 20, 1992 to attend the National Association of Local Government Auditors and the Southeastern Intergovernmental Audit Forum conferences.

ACTION: (A-361) (10:13 a.m.) Approved.

COUNTY COMMISSION

AutonumStart MOTION TO FILE Resolution No. 92-08 of the city of Hallandale, Florida, urging

Broward County to amend the current formula for reimbursement to the cities which participate with the county in an interlocal agreement for the provision of emergency medical services, and to demand a formula based on percentage of county ad valorem taxes paid by the property owners in the participating city or one based on number of service calls handled. (Chairman)

ACTION: (A-361) (10:13 a.m.) Approved.

BOARD APPOINTMENTS

AutonumStart MOTION TO APPROVE the appointment of Patricia B. Miller to serve as a member of the Commission On The Status of Women. This is a result of redistricting. Ms. Miller will replace Helen Landers. (Comm. Thompson)

ACTION: (A-361) (10:13 a.m.) Approved.

AutonumStart MOTION TO APPROVE the appointment of Richard Rody to serve as a member of the Parks & Recreation Advisory Board. Mr. Rody will replace Nick Likourgou who no longer resides within District I. (Comm. Thompson)

ACTION: (A-361) (10:13 a.m.) Approved.

REQUEST TO SET FOR PUBLIC HEARING

AutonumStart MOTION TO ADOPT Resolution 92-328 directing the County Administrator to publish notice of public hearing to be held on Tuesday, April 14, 1992 at 2 p.m., to consider enactment of proposed ordinance:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 1-157 OF THE BROWARD COUNTY CODE TO PROVIDE THAT EACH MEMBER OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS SHALL APPOINT ONE (1) MEMBER TO THE BROWARD COUNTY COMMISSION ON THE STATUS OF WOMEN WHO SHALL RESIDE WITHIN THE APPOINTING COMMISSIONER'S DISTRICT AND TWO (2) MEMBERS WHO SHALL NOT BE REQUIRED TO RESIDE WITHIN THE APPOINTING COMMISSIONER'S DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE. (92-411)

(Sponsored by Commissioner John P. Hart)

ACTION: (A-361) (10:13 a.m.) Approved.

AutonumStart MOTION TO ADOPT Resolution 92-329 directing the County Administrator to publish notice of public hearing to be held on Wednesday, July 1, 1992 at 10 a.m., to consider the enactment of an ordinance regarding a development order for the Emerald Estates and Park of Commerce Development of Regional Impact.

ACTION: (A-361) (10:13 a.m.) Approved.

AutonumStart MOTION TO ADOPT Resolution 92-330 directing the County Administrator to publish notice of public hearing to be held on July 1, 1992 at 10 a.m., to consider the enactment of an ordinance

regarding the proposed change to the previously approved Indian Trace Development of Regional Impact (Weston) and to make a substantial deviation determination.

ACTION: (A-361) (10:13 a.m.) Approved.

REGULAR AGENDA

COUNTY ADMINISTRATOR'S REPORT

AutonumStart JAIL UPDATE: Administration submitted the Master Control Recap reflecting the respective number of inmates as of March 17, 1992, the grand total being 3,344 which is 93.5 percent of the cap. County Administrator B. Jack Osterholt noted that one unit was over cap on March 15 and 16, 1992. Mr. Osterholt advised that work is about 40 percent complete on the 80 bed expansion in the main jail.

ACTION: (A-370) (10:13 a.m.) For informational purposes.

OFFICE OF PLANNING

DEVELOPMENT MANAGEMENT DIVISION

AutonumStart DISCUSSION of Plat entitled "Sector 7 South - Parcels 5 and 6" - District 3, 020-UP-91.

ACTION: (A-395) (10:13 a.m.) Deferred to April 7, 1992 at the applicant's request.

AutonumStart DISCUSSION of Plat entitled "South Florida Warehousing II Addition" - District 4, 184-MP-88.

ACTION: (A-395) (10:13 a.m.) Deferred to April 7, 1992 at the applicant's request.

AutonumStart DISCUSSION of Plat entitled "Flamingo Square" - District 5, 005-MP-90. (Deferred from February 18, 1992 meeting.)

ACTION: (A-405) (10:14 a.m.) Deferred to September 29, 1992 under Section 5-181(k)(2) of the Broward County Land Development Code, at the applicant's request, to investigate water supply issue.

AutonumStart DELEGATION: Michael J. Covelli regarding request for 120 day extension to comply with dedication of canal easement for Rezoning Petition 6-Z-91.

ACTION: (A-466) (10:15 a.m.) Approved.

AutonumStart DELEGATION: Fred Sharfstein concerning request for waiver of sidewalk requirements for a single family residence in the unincorporated area.

ACTION: (A-475) (10:15 a.m.) Approved subject to the applicant entering into the county's standard Sidewalk Waiver Agreement.

AutonumStart DELEGATION: Hinely L. Washington regarding request for waiver of security bonds for sidewalk and driveway requirements for a single family residence in the unincorporated area.

ACTION: (A-491) (10:17 a.m.) Deferred to March 31, 1992 for staff to come back with a recommendation relative to finances.

AutonumStart DELEGATION: George Rada concerning request to amend the note on the face of the Lemar Gardens Plat (027-uP-81).

ACTION: (A-550) (10:19 a.m.) Approved staff's recommendation.

AutonumStart DELEGATION: Robert S. Rickel regarding request to amend the note on the face of the West Glen Village Plat (076-MP-89). <

ACTION: (A-557) (10:19 a.m.) Approved staff's recommendation.

AutonumStart DELEGATION: Rosana D. Cordova concerning request to amend the nonvehicular access line, Calusa Ridge (079-MP-89).

ACTION: (A-563) (10:20 a.m.) Approved subject to staff's recommendations.

AutonumStart DELEGATION: Rosana D. Cordova regarding request to amend the note on the face of the Savannah Shops at Savannah PUD Plat (146-MP-89). (Deferred from March 3, 1992 meeting).

ACTION: (A-574) (10:20 a.m.) Approved subject to staff's recommendations.

AutonumStart DELEGATION: Robert P. Legg concerning request to amend the nonvehicular access line, Neek Plat (102-MP-90).

ACTION: (A-687) (10:24 a.m.) Approved subject to staff's recommendations as outlined in the backup material, including a reduction in the the width of the access opening from "50 feet" to "30 feet."

AutonumStart DELEGATION: E. B. Seymour regarding (a) motion to approve agreement to obtain building permits prior to plat recordation; and (b) motion to approve agreement between Broward County and the city of Sunrise regarding partial payment of platting costs, Sunrise Municipal Plat (077-MP-91).

ACTION: (A-695) (10:25 a.m.) Approved both agreements.

AutonumStart DISCUSSION: Concurrency agreement relating to Increment I, East Miramar Areawide DRI.

ACTION: (A-395) (10:13 a.m.) Deferred to April 7, 1992 at the applicant's request.

AutonumStart DISCUSSION: Policy on impact fees for replats. (Deferred from March 3, 1992 meeting.)

ACTION: (A-702) (10:25 a.m.) Approved staff's recommendation, i.e., continuation of the current policy that road impact fees for replats are calculated based upon conditions at the time of the final application for the replat; further, this policy is to be placed in the Administrative Code. A resolution amending the Administrative Code accordingly is to be placed on a subsequent agenda by staff.

AVIATION DEPARTMENT

AutonumStart A.MOTION TO ADOPT revised preliminary resolution 92-331 establishing rates, fees and charges for terminal space, landing fees, commuter terminal rent, County gates and facilities, nonairline terminal rates and charges for airline support areas, fixed base operators, other aviation areas, commercial buildings, government buildings and fuel and oil flowage fee.

ACTION: (A-751) (10:26 a.m.) Approved revised preliminary resolution 92-331.

B.MOTION TO ADOPT Resolution 92-332 directing the County Administrator to publish notice of public hearing to be held on Tuesday, March 31, 1992, at 10 a.m., to establish rates, fees and charges for terminal space, landing fees, commuter terminal rent, County gates and facilities, nonairline terminal rates and charges for airline support areas, fixed base operators, other aviation areas, commercial buildings, government buildings and fuel and oil flowage fee.

ACTION: (A-751) (10:26 a.m.) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

AutonumStart MOTION TO ADOPT Resolutions to assess land clearing liens. <

ACTION: (A-875 & 2212) (10:30 and 11:05 a.m.) Approved adoption of Resolutions 92-334 through 92-404 and 92-406 through 92-429, and adoption of Resolution 92-405 subject to concurrence of the County Attorney's office.

PUBLIC SERVICES DEPARTMENT

OFFICE OF HOUSING FINANCE

AutonumStart MOTION TO ADOPT Resolution 92-333 of the Board of County Commissioners of Broward County, Florida approving and authorizing the issuance and securing of one or more series of the Housing Finance Authority of Broward County, Florida Housing Development Revenue Refunding Bonds (Nova Park Project), 1992 and in an aggregate principal amount not to exceed \$4,115,000.00 (the "refunding bonds") to refund on a current basis and repay all or a portion of the outstanding principal or maturity amount of the Au MOTION TO ADOPT Resolution 92-333 of the Board of County Commissioners of Broward County, Florida approving and authorizing the issuance and securing of one or more series of the Housing Finance Authority of Broward County, Florida Housing Development Revenue Refunding Bonds (Nova Park Project), 1992 and in an aggregate principal amount not to exceed \$4,115,000.00 (the "refunding bonds") to refund on a current basis and repay all or a portion of the outstanding principal or maturity amount of the Au MOTION TO ADOPT Resolution 92-333 of the Board of County Commissioners of Broward County, Florida approving and authorizing the issuance and securing of one or more series of the Housing Finance Authority of Broward County, Florida Housing Development Revenue Refunding Bonds (Nova Park Project), 1992 and in an aggregate principal amount not to exceed \$4,115,000.00 (the "refunding bonds") to refund on a current basis and repay all or a portion of the outstanding principal or maturity amount of the Au MOTION TO ADOPT Resolution 92-333 of the Board of County Commissioners of Broward County, Florida approving and authorizing the issuance and securing of one or more se

ACTION: (A-880) (10:30 a.m.) Approved.

PARKS AND RECREATION DIVISION

AutonumStart MOTION TO APPROVE in concept the transfer of Tigertail Park to the city of Dania from Broward County and authorize the County Administrator with the assistance of the Office of the County Attorney to take all necessary steps to accomplish this action.

ACTION: (A-886) (10:30 a.m.) Approved this transfer in concept, including the Commission Auditor's recommendation that a reverter clause be added to the deed wherein if the property is used for any purpose other than a park, the property automatically reverts back to Broward County.

OFFICE OF BUDGET & MANAGEMENT POLICY

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

ACTION: (A-900) (10:31 a.m.) Approved, including Addendum.

COUNTY COMMISSION

AutonumStart DISCUSSION: Port Everglades Transition. (Comm. Grossman)

ACTION: (A-911) (10:31 a.m.) The Board directed the County Administrator to meet with the Port Director for the purpose of determining areas of common interest, particularly with regard to the transfer of some Port functions to the county. The Board also requested that it be furnished the following information from now on in order to effectuate a smooth, orderly, and beneficial transition for all: 1. The Commission Chairman is to communicate with the Port Chairman and request that the Board be furnished copies of all future Port Commission agendas and related backup material. 2. As the Board indicated to the Broward County Legislative Delegation prior to the issue being placed on the ballot, that the Board be made aware of any long-term contracting that will be occurring between the Port Commission and business entities, as well as any contracts having a duration of longer than two years. 3. Any sale of assets at the Port be reviewed by the County Administrator and, if necessary, by the Board as well. 4. Assumption of any additional debt by the Port be reviewed by the County Administrator and the Board. 5. The County Administrator is to periodically inform the Board as to all steps taken in the transition process.

BOARD APPOINTMENTS

AutonumStart MOTION TO APPROVE appointment of Karen Hosto to the Commission on the Status of Women. (Comm. Poitier)

ACTION: (A-2090) (11:07 a.m.) Approved.

SUPPLEMENTAL CONSENT AGENDA

BOARD APPOINTMENTS

AutonumStart MOTION TO APPROVE appointment of Andrew J. Feinberg to the Board of Adjustment. (Comm. Poitier)

ACTION: (A-2090) (11:07 a.m.) Approved.

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

AutonumStart DISCUSSION: Commercial Fish Traps. (Comm. Thompson)

ACTION: (A-2111) (11:08 a.m.) Went on record as indicating that the Board believes it is of vital importance to the state that the state be a party to the lawsuit titled "Organized Fishermen of Florida, Inc., et al. v. Mossbacher, et al.," and indicating that Broward County, through the County Attorney's office, will informally assist in any manner whatsoever such as providing legal assistance or research; further, the Board reserved the right to file an amicus curiae brief at the appellate level should this become necessary.

AutonumStart MOTION TO APPROVE travel for Commissioner John P. Hart to Orlando, Florida on March 20, 1992 for a meeting of the Chairs of the Florida Regional Planning Councils to discuss issues of mutual interest. (Comm. Hart)

ACTION: (A-2096) (11:08 a.m.) Approved.

NON AGENDA

AutonumStart PROCLAMATION: Commissioner Kennedy read into the record a Proclamation designating the week of March 15-21, 1992 to be IRISH WEEK in Broward County.

ACTION: (A-150) (10:06 a.m.) The Proclamation was accepted by Bob McMenemy, President of the Emerald Society, and Bill Moffatt, Chairman of the St. Patrick's Day Parade Committee and his committee.

AutonumStart SPECIAL PRESENTATION: County Administrator B. Jack Osterholt presented a special Certificate of Appreciation to Dr. Tom Geismar, Principal, Boyd Anderson High School, for hosting a training session for County Managers.

ACTION: (A-297) (10:10 a.m.) The plaque was accepted by Dr. Geismar.

AutonumStart PROCLAMATION: The Chairman noted for the record a Proclamation designated March 13-15, 1992 as WRBD RADIO APPRECIATION WEEKEND in Broward County, and formally congratulated John Ruffin, Jr. on the occasion of his sixth anniversary of ownership and operation.

ACTION: (A-341) (10:11 a.m.) Commissioner Poitier advised that she had the honor of presenting this Proclamation, on behalf of the Board, on March 13, 1992 at an affair held at The Pride of Fort Lauderdale Elks Lodge.

AutonumStart FOR INFORMATIONAL PURPOSES: Commissioner Cowan advised that a meeting of the negotiating committee for the Broward Center for the Performing Arts has been scheduled for March 19, 1992 with all participants.

ACTION: (A-2263) (11:10 a.m.) Commissioner Cowan will report on the status of negotiations at the Commission meeting of March 24, 1992.

AutonumStart STATUS OF BROWARD COUNTY MANATEE PROTECTION/BOATING SAFETY

TASK FORCE: Commissioner Parrish said John Grady, Chairman of the Broward County Marine Advisory Committee, keeps requesting a joint meeting between the Marine Advisory Committee and the Manatee Protection/Boating Safety Task Force. Commissioner Parrish said she was under the impression the Task Force had been dissolved as it completed its assigned task.

ACTION: (A-2389) (11:15 a.m.) The Board requested the County Attorney to furnish it with a legal opinion at its Commission meeting of March 24, 1992 relative to dissolving subject Task Force.

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