

MEETING OF MARCH 22, 1994

(Meeting convened at 10 a.m. and adjourned at 12:55 p.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

CONSENT AGENDA

AVIATION DEPARTMENT

1. **MOTION TO APPROVE** consent to sublease between Beason-Simons, Ltd. and Par-Cision Air, Inc. d/b/a Air Carrier Accessory Service, Inc. located at Beason-Simons, Ltd.'s leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved.

2. **MOTION TO APPROVE** Meals Aloft Catering Permit between Broward County, Florida and Jerry's, Inc., a Florida corporation, at Fort Lauderdale-Hollywood International Airport for a period effective April 1, 1994 with an expiration date of March 31, 1995 and month-to-month thereafter with a 30-day cancellation clause, and authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved.

3. **MOTION TO APPROVE** field usage agreement between Broward County, Florida and Trinity Aviation Limited d/b/a Trinity Air Bahamas at the Fort Lauderdale-Hollywood International Airport effective upon Board approval for a one-year term, and shall automatically renew for successive periods of one year each not to exceed five years with a 30-day cancellation clause, and authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

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

ACTION: (A-205) Approved.

5. **MOTION TO ADOPT** Resolutions 94-298 through 94-310 assessing liens for unpaid water or sewer or water and sewer charges.

ACTION: (A-205) Approved.

OFFICE OF INTEGRATED WASTE MANAGEMENT

RECYCLING & CONTRACT ADMINISTRATION DIVISION

6. A. MOTION TO ADOPT Resolution 94-311 accepting corporate contributions from Wheelabrator South Broward, Inc., and Motorola Corporation, to sponsor a portion of the public information materials related to Broward County Household Hazardous Waste Programs.

ACTION: (A-205) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 94-312 within the Resource Recovery System (Fund 488) Fund for the Recycling & Contract Administration Division in the amount of \$7,500 to recognize contributions made by Wheelabrator South Broward, Inc., and Motorola Corporation, to the Household Hazardous Waste Program; and authorizing the necessary budgetary and administrative actions.

ACTION: (A-205) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

7. MOTION TO APPROVE revocable license agreement between Broward County and The School Board of Broward County for the maintenance of existing parking, pavement and landscaping in the right-of-way of North 72 Avenue adjacent to School Site 0970; and authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved.

8. MOTION TO ADOPT Resolution 94-313 accepting an access road easement executed by Joseph W. Hancock and Judy F. Hancock, donating right-of-way for Volunteer Road (S.W. 148 Avenue) in Section 34, Township 50 South, Range 40 East.

ACTION: (A-205) Approved.

9. MOTION TO ADOPT Resolution 94-314 accepting a special warranty deed executed by Arthur Epstein, donating right-of-way for Hiatus Road in Section 7, Township 50 South, Range 41 East.

ACTION: (A-205) Approved.

10. MOTION TO ADOPT Resolution 94-315 accepting a special warranty deed executed by General Charter Corporation, donating right-of-way for Hiatus Road in Section 7, Township 50 South, Range 41 East.

ACTION: (A-205) Approved.

11. MOTION TO APPROVE the estimated cost of \$34,182 for the relocation of certain Florida Power & Light facilities on Project 5081, improvements to Broward Boulevard from Nob Hill Road to Pine Island Road.

ACTION: (A-205) Approved.

12. A. MOTION TO APPROVE contract for sale and purchase executed by The Harbors at Riverglen in the amount of \$61,550 for the purchase of well site Parcels 30, 31, 32 and 33; authorize the Chair and

Clerk to execute contract for sale and purchase, and authorize acceptance and recordation of deed.

ACTION: (A-205) Approved.

B. MOTION TO APPROVE contract for sale and purchase of easement executed by The Harbors at Riverglen in the amount of \$19,330 for the purchase of utility easements, Nos. 30 and 32; authorize the Chair and Clerk to execute contract for sale and purchase of easement, and authorize acceptance and recordation of easement agreement.

ACTION: (A-205) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

13. MOTION TO APPROVE check lists issued from February 1, 1994 through February 28, 1994 in accordance with Florida Statute 136.06.

ACTION: (A-205) Approved.

COUNTY RECORDS DIVISION

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

ACTION: (A-205) Approved.

01/19/93 44A&B Plat-Lakes of Western Pines

03/16/93 43 Plat-The R.B.F. Plat

04/13/93 72 Plat-The Geller Plat

06/29/93 66 budget Reso RBUD 94-109-\$20,000

08/10/93 118 Amend Note & Impact Fee Agreements-

Bonaventure Plat

08/10/93 121 Amend Note & Road Impact Fee-Martin

Marangos Plat

09/07/93 15 Interlocal Agreement with BC

municipalities & FDOT for MPO

15. MOTION TO APPROVE the minutes of the Commission meeting of January 25, 1994.

ACTION: (A-205) Approved.

OFFICE OF INFORMATION TECHNOLOGY

16. MOTION TO APPROVE an agreement with the City of Coral Springs to allow the installation of remote radio receiving equipment at the City's tower facility, located behind the Coral Springs City Hall, and to authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved.

PURCHASING DIVISION

For Public Works Department

17. A. MOTION TO APPROVE sole brand standardization for Reliance Electric variable frequency drives for Office of Environmental Services, Wastewater Management Division, for all future applications at their plant and Master Lift Stations.

ACTION: (A-205) Approved.

B. MOTION TO APPROVE sole source standardization for repairs and upgrades of Reliance Electric variable frequency drivers and controllers to Ellis K. Phelps and Co. for Office of Environmental Services, Wastewater Management Division.

ACTION: (A-205) Approved.

18. MOTION TO APPROVE Work Authorization 1 between Broward County and Montgomery Watson Americas, Inc. to provide technical services, as detailed in the scope of services marked Exhibit 2, to the Office of Environmental Services/Water Management Division in accordance with the Environmental Consultants Services agreement approved by the Board of County Commissioners on September 8, 1992, for an amount not to exceed \$24,000 and for a period no longer than ninety (90) calendar days from issuance of Notice to Proceed, and authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved.

REVENUE COLLECTION DIVISION

19. MOTION TO APPROVE Tabulation of Investments for month of February 1994.

ACTION: (A-205) Approved.

RISK MANAGEMENT DIVISION

20. MOTION TO AUTHORIZE full and final settlement of Workers' Compensation Claim 87 WC 0948 RS/WL in the amount of \$98,500.

ACTION: (A-205) Approved.

HUMAN SERVICES DEPARTMENT

21. MOTION TO APPROVE agreement between State of Florida Department of Health and Rehabilitative Services and Broward County from October 1, 1993 to September 30, 1994 for services to children who are medically complex and technologically dependent in the amount of \$103,000, and authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved.

BUREAU OF CHILDREN'S SERVICES

22. MOTION TO APPROVE Agreement #94-101 between Broward County and Young Men's Christian Association of Broward County, Inc. in the amount of \$33,000 to provide a full day recreational program for children aged 4-12 on teacher workdays, holidays, and spring break from March 28, 1994 to September 30, 1994, and authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved.

23. MOTION TO APPROVE Agreement #94-100 between Broward County and The School Board of Broward County, Florida, in the amount of \$2,500 to provide one-time funds to purchase curriculum materials from March 23, 1994 to September 30, 1994, and authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved.

FAMILY DEVELOPMENT & RESOURCE DIVISION

24. A. MOTION TO APPROVE the fifth amendment to intergovernmental agreement between Broward County and the City of Fort Lauderdale in the amount of \$34,000 for the purpose of expanding emergency shelter assistance and case management services to the homeless in Broward County from March 1, 1994 through January 31, 1995, and authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved.

B. MOTION TO ADOPT an unanticipated revenue Resolution 94-316 within the Grant Fund for the Family Development and Resource Division in the amount of \$34,000 for the purpose of expanding emergency shelter assistance and case management services to the homeless in Broward County from March 1, 1994 through January 31, 1995. (No County cash match is required.)

ACTION: (A-205) Approved.

25. A. MOTION TO APPROVE Contract 94EA-2C-11-16-01-431 between State of Florida Department of Community Affairs and Broward County in the amount of \$469,584 for the purpose of providing low-income home energy assistance to families of Broward County from April 1, 1994 through March 31, 1995, and to authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 94-317 within the Community Action Agency funding for the Family Development and Resource Division in the amount of \$469,584 to provide low-income home energy assistance to low-income families of Broward County. (No County match is required.)

ACTION: (A-205) Approved.

HEALTH CARE MANAGEMENT

26. MOTION TO APPROVE agreements between Broward County and North Broward Hospital District to provide services under the Ryan White C.A.R.E. Act, FY 1993 Formula and Supplemental Grants, and authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved.

MENTAL HEALTH DIVISION

27. MOTION TO ADOPT unanticipated revenue Resolution 94-318 within the Grant Fund for the Mental Health Division in the amount of \$2,548,868 for the Baker Act adult program to provide adult mental health services.

ACTION: (A-205) Approved.

COMMUNITY SERVICES DEPARTMENT

LIBRARIES DIVISION

28. MOTION TO FILE an unaudited financial statement submitted by the Friends of the Broward County Library, Inc. for the period October 1, 1992 to September 30, 1993 as provided for in the revocable license agreement between Broward County and the Friends of the Broward County Library, Inc. relating to operation of a gift shop at the Main Library.

ACTION: (A-205) Approved.

MASS TRANSIT DIVISION

29. MOTION TO APPROVE Amendment 5 to agreement between Broward County and Airocar Norman for bus feeder services to Tri-Rail to provide a second extension of the term from April 10, 1994 through July 10, 1994 at the same hourly rates, terms and conditions, and authorize the Chair and Clerk to execute same.

ACTION: (A-205) Approved as amended per the Commission Auditor's recommendations.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-205) Approved.

REQUEST TO SET FOR PUBLIC HEARING

31. MOTION TO ADOPT Resolution 94-319 directing the County Administrator to publish notice of public hearing to be held Tuesday, April 12, 1994 at 2:00 p.m. to vacate and abandon utility and roadway easements, lying and being in Broward County, Florida, located on the west side of Coral

Ridge Drive south of Riverside Drive in the City of Coral Springs. Petitioner: Minto Builders of Florida, Inc. (Winningham & Fradley, Inc. - Agent) 32-V-92.

ACTION: (A-205) Approved.

REGULAR AGENDA

COUNTY ADMINISTRATOR'S REPORT

32. JAIL UPDATE - County Administrator B. Jack Osterholt advised the jail population is over 3,200, but okay floor-by-floor, and institution-by-institution. The sheriff has been helpful in making sure there is no problem.

ACTION: (A-252) No action necessary.

OFFICE OF URBAN AFFAIRS

33. A. MOTION TO ADOPT Resolution 94-320 creating the Broward County Homeless Initiative Partnership Advisory Board; providing for appointment and composition; setting forth terms; providing for removal; providing for officers, quorum, rules of procedure; setting forth functions, powers and duties; setting forth duties of County Administrator; providing for review process; providing for conflicts; providing for severability; providing for inclusion in the Administrative Code and an effective date.

ACTION: (A-269) Approved as amended by designating that one of the county commission appointments, which will be selected out of a hat, has to be a representative of the Vietnam Veterans community.

B. MOTION TO ADOPT budget Resolution 94-321 within the General Fund transferring \$45,000 from the Commission Reserve for consultant services relating to the Homeless Initiative Partnership.

ACTION: (A-269) Approved.

C. MOTION TO DIRECT the County Attorney to draft an ordinance creating the Broward County Homeless Initiative Partnership Trust Fund to govern the use of all funds donated to or generated by the partnership.

ACTION: (A-269) Approved.

D. MOTION TO APPOINT a selection/negotiation committee to hire a consultant to coordinate and facilitate activities of the Homeless Initiative Partnership.

ACTION: (A-269) Approved with the appointment of Commissioners Gunzburger, Hart, and Poitier.

34. DELEGATION: Mark Slaughter, Director of Development, Miami City Ballet regarding waiver of deadline for submission of items for FY 95 Tourist Related Program.

ACTION: (A-1190) Approved.

35. DELEGATION: Bruce Tumin, P.E., Tumin Engineering Company regarding Board of Rules &

Appeals.

ACTION: (A-1131) No action taken.

OFFICE OF BUDGET AND MANAGEMENT POLICY

36. A. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida amending the Broward County Administrative Code, Chapter 43, Part I, entitled "Board of Rules and Appeals Fees", providing for an increase in the amount of certain fees; providing for severability; providing for inclusion in the Administrative Code and providing for an effective date.

ACTION: (A-1416) The Board rejected adoption of this resolution.

B. MOTION TO ADOPT an unanticipated revenue Resolution 94-322 within the Board of Rules and Appeals Special Purpose Fund (009) the amount of \$175,882 due to the increase in fees and provide for the appropriation of these funds.

ACTION: (A-1416) Approved as amended as follows: The \$62,288 that is placed in reserve must come back before the county commission if it is to be amended or spent in any way, and that none of the other monies budgeted, salaries, FICA, retirement, group insurance, telephone, renovations, improvement, equipment-new, computer hardware, can be spent for anything else without a budget amendment that is approved by the county commission.

C. MOTION TO INCREASE the personnel cap by one position (an exempt Secretary I) for the Board of Rules and Appeals.

ACTION: (A-1416) Approved.

D. MOTION TO ADOPT Resolution 94-323 exempting the classification of Board of Rules and Appeals/Secretary I from the classified civil service.

ACTION: (A-1416) Approved.

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

ACTION: (A-1960) Approved as amended per staff's addendum.

DEPARTMENT OF STRATEGIC PLANNING

& GROWTH MANAGEMENT

38. MOTION TO APPROVE letter of intent between Broward County and Ron Cochran as Sheriff of Broward County for cooperative effort in community enhancement and quick response team activities, and authorize the County Administrator to execute same.

ACTION: (A-1964) Approved.

DEVELOPMENT MANAGEMENT DIVISION

39. **DISCUSSION** of Plat entitled "Hallandale Professional Center" -District 6, (060-MP-92). (Deferred from October 19, 1993.)

ACTION: (A-2270) At the request of the applicant, the Board deferred this item to its meeting of April 26, 1994 based on Section 5-181(i)(2), for further study on traffic concurrency.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

40. **MOTION TO ADOPT** Resolution 94-324 clarifying which dredge and fill license (environmental resource license) applications shall be subject to the new regulations established by Ordinance 93-49.

ACTION: (A-2280) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

COUNTY RECORDS DIVISION

41. **MOTION TO ADOPT** Resolution 94-325 of the Board of County Commissioners of Broward County, Florida, amending Section 35.2 of the Broward County Administrative Code relating to fees charged for the issuance of a Home Solicitation Sale Permit; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date. (Rolled over to 3/22/94 on a 3-2 vote.)

ACTION: (A-5149) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF GENERAL SERVICES

FACILITIES MANAGEMENT DIVISION

42. **MOTION TO ADOPT** Resolution 94-326 amending the Administrative Code to establish application process and permit for food vendors requesting to provide food vending services on property owned or controlled by Broward County.

ACTION: (A-5314) Approved.

HUMAN SERVICES DEPARTMENT

43. A. **MOTION TO DECREASE** the number of grant positions in the Mental Health Division by ten Mental Health Specialists.

ACTION: (A-5370) Approved.

B. **MOTION TO INCREASE** the number of grant positions in the Alcohol and Drug Abuse Division by ten Mental Health Specialists.

ACTION: (A-5370) Approved.

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE & REGULATION DIVISION

44. **MOTION TO ADOPT** Resolution 94-327 exempting the classification of Veterinarian from the classified service; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (A-5385) Approved.

INTERGOVERNMENTAL AFFAIRS

45. **DISCUSSION**: Legislative matters. County Administrator B. Jack Osterholt advised the document he distributed is the county's most recent draft of the Blockbuster Park Legislation, and the purpose of the agenda item is to keep the Board apprised of the status.

ACTION: (A-5399) No action necessary.

NON AGENDA

46. **PROCLAMATION**: Commissioner Cowan read into the record a proclamation designating March 28, 1994 as Carnival Airlines Day in Broward County in acknowledgement of the significant economic contributions and air transportation opportunities Carnival Airlines provides the community.

ACTION: (A-58) Reuven Wertheim, Chairman of the Board, accepted the proclamation reviewing the growth over the past five years from 1 plane and 35 employees to 18 planes and close to 1,000 employees, with scheduled service to 19 cities in the United States.

47. **PROCLAMATION**: Commissioner Rodstrom read into the record a proclamation designating March 22, 1994 as Wells M. Squier Day in Broward County in recognition of Mr. Squier as "Squier of Las Olas" for his unique contributions to the history of Las Olas Boulevard, the city of Fort Lauderdale, and Broward County.

ACTION: (A-152) Commissioner Rodstrom will present the proclamation later in the day during the dedication of a granite stone and bronze plaque by the "Friends of Wells M. Squier."

48. **DISCUSSION**: Commissioner Rodstrom commented on the proposed use of the Marlin Yacht site as a homeless site.

ACTION: (A-269) County Administrator B. Jack Osterholt will prepare an assessment of the site, including cost and use, and provide that report to the commissioners in a few days, with the staff's recommendation.

49. **DISCUSSION**: Commissioner Parrish commented on the situation at the South Florida State Hospital, which was supposed to have been closed years ago. Now the latest proposal is to house the criminally insane at that facility. She stated this facility was never built for that type of patients. It does not have proper security. She requested the Chair, on behalf of the county, to send a letter to the Governor explaining the situation and the security risk, and expressing opposition to housing that type patient.

Commissioner Hart commented on a meeting he had with some members of the State Attorney's Office, who are investigating on the entire mental health issue, and the fact there will be a grand jury seated to

review this issue. They met with him because of the work the county commission did on trying to do something with Adult Congregate Living Facilities (ACLF) a few years ago. One of the things they talked to him about, that will probably be presented to the grand jury, is a lack of facility, other than anything like SFSH, to deal effectively with much of the deinstitutionalized individuals.

ACTION: (A-5535 (94-46) & 660 (94-47)) Board directed the County Administrator to draft a letter to be sent to the Governor on this issue. At the end of the afternoon meeting, Mr. Osterholt presented the letter prepared by Dennis Meyers of Intergovernmental Affairs, and the Board approved sending the letter.

50. DISCUSSION: Commissioner Poitier commented on a letter she received from Maurice Ferrea, Vice Chair, Metropolitan Dade County Commissioner, concerning Dade County's resolution on casino gambling in Florida.

ACTION: (A-5752) No action taken.

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