

MEETING OF APRIL 13, 1999

(Meeting convened at 10:00 a.m. and adjourned at 12:00 noon)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1A. MOTION TO REAPPOINT Ms. Barbara Effman to serve on the Broward Regional Health Planning Council. (Commissioner Rodstrom)

ACTION: (A-470) Approved.

1B. MOTION TO APPOINT Anne E. Humphrey to the Broward Commission on the Status of Women to fill a vacancy. (Commissioner Jacobs)

ACTION: (A-470) Approved.

1C. MOTION TO APPOINT Genevieve (Jean) Freels Craft to the Broward County Planning Council to fill the position previously filled by Frank P. Troina.

(Commissioner Jacobs)

ACTION: (A-470) Approved.

1D. MOTION TO APPOINT Dr. Leslie Panchula to the Broward County Multi-Ethnic Advisory Board to fill a current vacancy. (Commissioner Jacobs)

ACTION: (A-470) Approved.

1E. MOTION TO APPOINT Daniel H. Yaffe to the Broward County Marine Advisory Board to fill a current vacancy. (Commissioner Jacobs)

ACTION: (A-470) Approved.

1F. MOTION TO APPOINT Dr. Clarisa G. Castro to the Broward County multi-Ethnic Advisory Board to fill a current vacancy. (Commissioner Jacobs)

ACTION: (A-470) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

2. MOTION TO ADOPT Resolution 1999-568 exercising the fourth of five two-year options to renew lease for telecommunication radio system at Playa Del Mar Condominium Building, 3900 Galt Ocean Drive, Fort Lauderdale, Florida; one two- year option remaining; Term of Lease: July 9, 1999 through July 8, 2001; Rental: \$3,038.76, monthly; and authorize the Chair and Clerk to execute same.

ACTION: (A-470) Approved.

3. MOTION TO APPROVE contract for sale and purchase executed by Joe Whitten Masonry, Inc., a Florida corporation, in the amount of \$185,000 for the purchase of lots for Franklin Park Enhancement Program, Parcel 15; Office of Housing Finance authorizes the Real Property Section to acquire this property using Office of Housing Finance funds; authorize the Chair and Clerk to execute contract for sale and purchase; and authorize acceptance and recordation of deed.

ACTION: (A-470) Approved.

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

4. MOTION TO APPROVE interlocal agreement between Broward County (the County) and the City of Hallandale (the City) by which the City will grant the County an easement deed (for the amount of \$10) for the purpose of accommodating a Raw Water Flushing Line along NW 8th Avenue, Hallandale, Florida, and authorize the Chair and Clerk to execute same. (BCOES Project Number: 1134 - RWS Flushing Main)

ACTION: (A-470) Approved.

5. MOTION TO ADOPT Resolution 1999-569 exempting an Administrative Manager I position (BPN 01331) within the Office of Environmental Services from the classified service.

ACTION: (A-470) Approved.

6. MOTION TO ADOPT Resolution 1999-570 exempting a Natural Resource Specialist II position

(BPN 2610), within the Office of Environmental Services from the classified service.

ACTION: (A-470) Approved.

7. MOTION TO ADOPT Resolution 1999-571 exempting a vacant position (Project Manager III, BPN 06702) within the Office of Environmental Services from the classified service.

ACTION: (A-470) Approved.

8. MOTION TO ADOPT Resolution 1999-572 of the Board of County Commissioners, Broward County, Florida exempting the position classifications of Equal Opportunity Compliance Officer II and Equal Opportunity Compliance Officer III from the Classified Civil Service.

ACTION: (A-470) Approved.

OFFICE OF TRANSPORTATION

9. A. MOTION TO APPROVE 1999 Amendment to Interlocal Agreement between Broward County and the municipalities, providing for new division and distribution of the proceeds from the Broward County additional local option gas tax on motor fuel ordinance; authorize the Chair and Clerk to execute same after execution by the municipalities and approval of the County Attorney's Office.

ACTION: (A-470) Approved.

B. MOTION TO APPROVE Sixteenth Amendment to Interlocal Agreement between Broward County and the municipalities, providing for new division and distribution of the proceeds of the local option gas tax imposed by the Broward County local option gas tax ordinance; authorize the Chair and Clerk to execute same after execution by the municipalities and approval of the County Attorney's Office.

ACTION: (A-470) Approved.

ENGINEERING DIVISION

10. MOTION TO ADOPT Resolution 1999-573 accepting warranty deed executed by Augusto De La Flor, donating right-of-way for Stirling Road approximately 1,040 feet west of SW 106th Avenue.

ACTION: (A-474) Approved, subject to approval by the County Attorney and the appropriate signed documents are obtained.

11. MOTION TO ADOPT Resolution 1999-574 accepting a road easement executed by Curtis Deem, donating right-of-way for Broward Boulevard at NW 33rd Terrace and NW 33rd Avenue, both being corner chords at said intersections.

ACTION: (A-470) Approved.

12. MOTION TO ADOPT Resolution 1999-575 accepting a road easement executed by Abraham Gomez and Neyda B. Gomez, donating right-of-way for Luray Road (SW 66th Street) approximately 370 feet east of Hancock Road.

ACTION: (A-470) Approved.

13. MOTION TO ADOPT Resolution 1999-576 accepting a road easement executed by Virga Kemp & Azalene Kemp, donating right-of-way for NW 8th Court approximately 320 feet east of NW 31st Avenue.

ACTION: (A-470) Approved.

14. A. MOTION TO ADOPT Resolution 1999-577 accepting a drainage easement executed by CML Illinois Investment Group, donating said easement for drainage purposes at the northwest corner of Commercial Boulevard and Nob Hill Road.

ACTION: (A-470) Approved.

B. MOTION TO ADOPT Resolution 1999-578 accepting a utility easement executed by CML Illinois Investment Group, donating said easement for utility purposes at the northwest corner of Commercial Boulevard and Nob Hill Road.

ACTION: (A-470) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

15. MOTION TO APPROVE business travel for County employees in accordance with Administrative Order 105.

ACTION: (A-470) Approved.

16. MOTION TO APPROVE check lists issued from December 1, 1998 through December 31, 1998 in accordance with Florida Statute 136.06.

ACTION: (A-470) Approved.

17. MOTION TO FILE Annual Financial Statement and Management Letter from the Broward County Sheriff's Office for the year ended September 30, 1998 pursuant to Florida Statute 11.45, including

comments and recommendations by external auditors and staff responses.

ACTION: (A-470) Approved.

18. MOTION TO FILE Audit Report (A-02-13-1998-026/Contract AQ123) Agreement for Title V Funding for Air Pollution Control for Broward County and Statutory Vehicle License Registration Fees (Air Tag Fees).

ACTION: (A-470) Approved.

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

ACTION: (A-470) Approved.

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

ACTION: (A-470) Approved.

21. 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-470) Approved.

22. MOTION TO ADOPT Resolution 1999-579 acknowledging the satisfaction of a building demolition lien.

ACTION: (A-470) Approved.

COUNTY RECORDS DIVISION

23. MOTION TO FILE election results from the Library Bond Referendum held in Broward County on March 9, 1999.

ACTION: (A-470) Approved.

OFFICE OF INFORMATION TECHNOLOGY

24. MOTION TO APPROVE Turnkey System Agreement between Broward County and Minolta Business Systems, Inc., for a document management / imaging system, for the Division of Cultural Affairs, and authorize the Chair and Clerk to execute same. The total cost of this project is not to exceed \$175,090.64. Funding for this project will be from the Office of Information Technology's budgeted

Capital Accounts. The contract begins once it is fully executed by both parties. The duration of the contract is for six years from execution, allowing for the County to purchase additional solutions once this pilot project is successfully implemented.

ACTION: (A-470) Approved.

25. MOTION TO FILE Report on Cellular Telephones in accordance with Section 1.11 ee of the Broward County Administrative Code.

ACTION: (A-384) (2030) Approved, per memorandum of 4/12/99 from the Commission Auditor.

PURCHASING DIVISION

For Aviation Department

26. MOTION TO APPROVE Second Amendment to Work Authorization No. 1 in accordance with the Agreement of August 27, 1996 between Broward County and BBL Environmental Services (BBLES) from the Library for Environmental Services, due to unforeseen conditions, this amendment is to continue the required underground storage tank upgrade services for the diesel tank located at Fort Lauderdale-Hollywood International Airport which requires a reallocation of \$10,000 from reimbursables expenses to labor expenses resulting in no change in the maximum total amount not to exceed of \$168,646.60, and with a change in time period of 90 calendar days increasing the time from 260 to 350 calendar days, and authorize the Chair and Clerk to execute same.

ACTION: (A-470) Approved.

27. MOTION TO APPROVE Work Authorization No. 1 in accordance with the Agreement of August 23, 1994 and as amended on September 5, 1995 between Broward County and OHM Remediation Services Corp. from the Library for Environmental Services, to excavate, stabilize, and transport and dispose of metal contaminated soil located at the northwest corner of the Fort Lauderdale-Hollywood International Airport for a maximum amount not to exceed total of \$195,099.18, for a time period of 365 calendar days, and authorize the Chair and Clerk to execute same.

ACTION: (A-470) Approved.

For Community Services Department

28. MOTION TO AWARD open-end contract to the highest net revenue vendor, Groups I and II, Pepsi Cola Bottling Company of Fort Lauderdale-Palm Beach, Inc/DiLoreto & Sons, for beverage vending services for Broward County Parks (Bid No. G-1-99- 002-B-3) in the estimated annual amount of \$106,626.25, 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 on date of award and shall terminate three years from that date.

ACTION: (A-470) Approved.

For Finance and Administrative Services Department

29. MOTION TO NOTE FOR THE RECORD emergency/sole source procurement on an open-end basis to Sadko Travel in the amount of \$143,991.70, for various divisions for the procurement of travel reservation services on an interim basis pending award of Travel Reservation Services (J-12-97-04-24) from August 1, 1998 to March 15, 1999 to allow for additional evaluation of the bid proposal.

ACTION: (A-470) Approved.

For Safety and Emergency Services Department

30. A. MOTION TO NOTE FOR THE RECORD emergency procurement of IBM AS400 hardware upgrade and software upgrade on a fixed basis to IBM Corporation in the amount of \$151,647.30, (Florida State Contract 250-050-97-1/Computers: Midrange and Mainframe) for the Building and Permitting Division.

ACTION: (A-470) Approved.

B. MOTION TO NOTE FOR THE RECORD emergency procurement of work authorization for AS400 installation services on a fixed basis to IBM Corporation in the amount of \$9,300 (based on the Master Agreement between Broward County and IBM Corporation) for the Building and Permitting Division.

ACTION: (A-470) Approved.

For Public Works Department

31. A. MOTION TO AWARD fixed contract to low responsive/responsible bidder, Russell Engineering, Inc., for North Andrews Gardens Neighborhood Improvement Project North Area - Section 1A, BCOES Project No. 1146(8409) (Bid No. H-O-98-243-CF) for the total base bid amount of \$4,837,406.62, for the Environmental Engineering Division subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Chair and Clerk to execute same.

ACTION: (A-470) Approved.

B. MOTION TO APPROVE 10% change order contingency for unforeseeable conditions when replacing existing sanitary sewer lines.

ACTION: (A-470) Approved.

REVENUE COLLECTION DIVISION

32. MOTION TO APPROVE agreement between Broward County and Broward Express Auto Tag Agency, for providing private auto tag agency services by opening a new County controlled agency in Coral Springs, and authorize the Chair and Clerk to execute same.

ACTION: (A-470) Approved.

33. MOTION TO APPROVE agreement between Broward County and Deerfield Auto Tag Agency, Inc. for providing private auto tag agency services by assuming the operations of the current County North Regional Courthouse Agency, and authorize the Chair and Clerk to execute same.

ACTION: (A-470) Approved.

34. MOTION TO APPROVE standard state agreements between the Florida Department of Highway Safety and Motor Vehicles (DHSMV) and Broward County, and Deerfield Auto Tag Agency, Inc., and Broward Express Auto Tag Agency for the use of the Florida Real Time Vehicle Information System (FRVIS) Equipment and Software, and authorize the Chair and Clerk to execute same.

ACTION: (A-470) Approved.

35. MOTION TO APPROVE license agreement between Broward County and Deerfield Auto Tag Agency, Inc., to lease the space in the North Regional Courthouse to provide Private Auto Tag Services.

ACTION: (A-506) Approved.

36. MOTION TO CONSIDER additional fees for the existing private tag agencies for check acceptance.

ACTION: (A-470) Approved.

37. MOTION TO APPROVE AND EXECUTE Satisfactions of Claim of Liens.

ACTION: (A-470) Approved.

38. MOTION TO ACKNOWLEDGE Receipt of Notice of Lands Available for Taxes submitted per Florida Statutes 197.502(7), 12D-13.064(1)(2)(3), and 197.542(2).

ACTION: (A-470) Approved.

HUMAN SERVICES DEPARTMENT

CHILDREN'S SERVICES ADMINISTRATION

39. MOTION TO ADOPT Resolution 1999-580 of the Board of County Commissioners of Broward County, Florida; making a finding and determination that the work and services of certain organizations serve a public purpose; authorizing one-time appropriations and disbursements for the organizations for Fiscal Year 1998-1999; prescribing requirements and conditions for disbursement of appropriated funds;

approving funding for non-profit organizations and governmental entities; allowing use of previously approved form contracts for Fiscal Year 1998-1999 to be used for execution on behalf of the County by the County Administrator; and providing for an effective date.

ACTION: (A-470) Approved.

HEALTH CARE MANAGEMENT DIVISION

40. MOTION TO ADOPT Resolution 1999-581 of the Board of County Commissioners of Broward County, Florida approving an allocation of \$1,403,392 in appropriated Fiscal Year 1999 Ryan White Title I Comprehensive AIDS Resources Emergency Act Grant Funding for not-for-profit health or social service organizations; approving the contract shell form; approving the contract for Broward Regional Health Planning Council Inc.; authorizing the County Administrator to execute the appropriate contract for each organization as listed on Exhibit No. 2 and as approved herein, and any amendments, revisions to the approved contracts; providing for severability; and providing for an effective date. The funding for this Resolution is from a federal grant in the amount of \$10,810,324 and no County funds are required.

ACTION: (A-470) Approved.

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE AND REGULATION DIVISION

41. MOTION TO ADOPT Resolution 1999-582 of the Board of County Commissioners of Broward County, Florida, amending Section 37.61, Broward County Administrative Code, relating to the fee schedule for Animal Care and Regulation; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date. (Deferred from January 12, 1999, Item 47)

ACTION: (A-470) Approved.

PARKS AND RECREATION DIVISION

42. MOTION TO DIRECT County Attorney to draft amendments to Chapter 25½, "Parks and Recreation", Article II, "Urban Wilderness Park System", Sections 25½-20 through 25½-36, of the Code of Broward County, Florida, deleting references to outdated state statutes, updating current statutory references, clarifying and revising definitions and procedures, and other corresponding revisions to the Article as recommended and necessary.

ACTION: (A-470) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

AIR QUALITY DIVISION

43. MOTION TO ADOPT Resolution 1999-583 of the Board of County Commissioners to transfer a surplus ozone monitor and a surplus ozone calibrator to the science program at Ely High School. The instruments will be used by the school to further student environmental science education.

ACTION: (A-470) Approved.

PORT EVERGLADES DEPARTMENT

44. MOTION TO APPROVE Port Everglades Taxi/Limo/Bus Service Business Permits between Broward County, Florida and Trophy Car Service, Inc.; and Vernal Green d/b/a Diplomat Coach, respectively, in accordance with Chapter 32 of the Broward County Administrative Code, effective from the date of approval, with an expiration date of December 31, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-470) Approved.

45. MOTION TO APPROVE renewal of a lease agreement between Broward County and Harrington & Company, Inc. for 800 square feet of office space in Suites No. 211 and 212 of Building 611 at Port Everglades, for the period of May 1, 1999 through April 30, 2000, and authorize the Chair and Clerk to execute same.

ACTION: (A-470) Approved.

46. MOTION TO APPROVE one-year lease agreement between Broward County and Seariders Brokerage Corp. for 33,166 square feet of vacant land located in Foreign Trade Zone No. 25 at Port Everglades, for the period beginning on the date of execution by both parties and ending one year thereafter, and authorize the Chair and Clerk to execute same.

ACTION: (A-470) Approved.

OFFICE OF BUDGET SERVICES

47. MOTION TO ADOPT unanticipated revenue Resolution 1999-584 of \$12,500 within the Law Enforcement Trust Fund to enhance security at the Ron Cochran Public Safety Complex.

ACTION: (A-470) Approved.

48. MOTION TO ADOPT unanticipated revenue Resolution 1999-585 within the Law Enforcement

Trust Fund in the amount of \$68,596 to match a Local Law Enforcement Block Grant awarded by the U.S. Department of Justice.

ACTION: (A-470) Approved.

49. A. MOTION TO ADOPT budget Resolution 1999-586 within the General Capital Outlay Fund transferring funds to the Broward Sheriff's Office in the amount of \$100,000 for the replacement of air conditioning chillers at the North Broward Detention Complex.

ACTION: (A-470) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 1999-587 in the General Fund for the Broward Sheriff's Office in the amount of \$100,000 for replacement of air conditioning chillers at the North Broward Detention Complex.

ACTION: (A-470) Approved.

OFFICE OF EQUAL OPPORTUNITY

50. MOTION TO APPROVE 1999 Fair Employment Practices (FEP) Agency./Award contract between Broward County on behalf of the Human Rights Division and the Miami District Office of the United States Equal Employment Opportunity Commission (EEOC) for a period of 12 months commencing October 1, 1998, in the amount of \$128,150 for charge resolutions, intake services and training, and authorize the Chair and Clerk to execute same.

ACTION: (A-470) Approved.

COMMISSION AUDITOR

51. MOTION TO APPROVE Commission Auditor travel to Santa Fe, New Mexico, to attend the National Association of Local Government Auditors 11th Annual

Conference (N.A.L.G.A.), May 17-18, 1999.

ACTION: (A-470) Approved.

COUNTY ATTORNEY

52. MOTION TO NOTE FOR THE RECORD notice of proposed settlement in the amount of \$6,500 in DiBucci v. Broward County, Case No. 98-07917 (02).

ACTION: (A-470) Approved.

REQUEST TO SET FOR PUBLIC HEARING

53. MOTION TO ADOPT Resolution 1999-588 directing the County Administrator to publish a notice of public hearing to be held April 27, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider applications to renew the franchises of Continental Cement of Florida, Inc. to conduct stevedoring and cargo handling operations at Port Everglades.

ACTION: (A-470) Approved.

54. MOTION TO ADOPT Resolution 1999-589 directing the County Administrator to publish a notice of public hearings to be held at 2:00 p.m., on Tuesday, April 27, 1999 and Tuesday, May 11, 1999 in Room 422 of the Governmental Center to consider a lease agreement between Broward County and Sea-Land Services, Inc.

ACTION: (A-470) Approved.

55. MOTION TO ADOPT Resolution 1999-590 directing the County Administrator to publish notice of public hearing to be held Tuesday, May 11, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon ingress and egress easement, lying and being in Broward County, Florida, and located at NW 73rd Street and NW 80th Avenue in the City of Tamarac. Petitioner: Broward County Parks & Recreation (McLaughlin Engineering - Agent) 9-V-99.

ACTION: (A-470) Approved.

56. MOTION TO ADOPT Resolution 1999-591 directing the County Administrator to publish notice of public hearing to be held on Tuesday, April 27, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 2, *AIRPORTS AND AIRCRAFT*, ARTICLE III, SECTIONS 2-44 THROUGH 2-69, OF DIVISION 2, RELATING TO THE ISSUANCE OF PERMITS FOR *PREARRANGED GROUND TRANSPORTATION SERVICES AT THE FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT*; PROVIDING FOR DEFINITIONS; PROVIDING FOR THE ISSUANCE OF PERMITS AND THE SETTING OF FEES BY RESOLUTION; PROVIDING FOR TERMINATION OF ALL EXISTING PERMITS ON SEPTEMBER 30, 1999; PROVIDING FOR AUDITING AND RETENTION OF RECORDS; PROVIDING PROCEDURES FOR TERMINATION, REVOCATION, OR DENIAL OF A PERMIT; PROVIDING INSURANCE REQUIREMENTS AND COMPLIANCE WITH GOVERNMENTAL LAWS; PROVIDING FOR ADOPTION OF OPERATIONAL GUIDELINES RELATING TO PREARRANGED GROUND TRANSPORTATION SERVICES; REQUIRING PAYMENT OF FEES AND THE DUTY TO KEEP ACCURATE ACCOUNTS, BOOKS, AND RECORDS; PROHIBITING ASSIGNMENT OF PERMITS; REQUIRING USE OF DESIGNATED HOLDING AREAS BY PERMITTEES; PROVIDING FOR VIOLATIONS, PENALTIES, AND INJUNCTIVE RELIEF; PROVIDING FOR ENFORCEMENT

AND SUPPLEMENTAL ENFORCEMENT; AND AMENDING CHAPTER 8½, *CODE ENFORCEMENT*, SECTION 8½-16, TO PROVIDE FOR FINES FOR VIOLATIONS OF CHAPTER 2, ARTICLE III, DIVISION 2, *PREARRANGED GROUND TRANSPORTATION SERVICES AT THE FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT*; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR AMENDMENT TO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-470) Approved.

57. MOTION TO ADOPT Resolution 1999-592 directing the County Administrator to publish notice of public hearing to be held on Tuesday, April 27, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the title of which is as follows:

THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 9½, BROWARD COUNTY CODE, BY CREATING ARTICLE III, ENTITLED “BROWARD COUNTY JOB GROWTH/ECONOMIC DEVELOPMENT INCENTIVES PROGRAM”; CREATING SECTION 9½-50, BROWARD COUNTY CODE, TO PROVIDE A TITLE, FINDINGS, AND PURPOSE; SECTION 9½-51, BROWARD COUNTY CODE, TO PROVIDE DEFINITIONS; CREATING SECTION 9½- 52, BROWARD COUNTY CODE, RELATING TO ECONOMIC INCENTIVE PROGRAMS; ESTABLISHING A DIRECT CASH JOB CREATION INCENTIVE PROGRAM; ESTABLISHING AN ECONOMIC IMPACT INCENTIVE PROGRAM; PROVIDING A STATE AND FEDERAL LOCAL MATCH PROGRAM; ESTABLISHING AN EMPLOYMENT DIVERSITY TRAINING GRANT; ESTABLISHING A PUBLIC FACILITIES IMPROVEMENTS PROGRAM; PROVIDING FOR PERMIT FACILITATION; CREATING THE FAST-TRACK PERMITTING COMMITTEE; CREATING SECTION 9½-53, BROWARD COUNTY CODE, ECONOMIC INCENTIVE APPLICATIONS; ESTABLISHING SELECTION CRITERIA; CREATING SECTION 9½-54, BROWARD COUNTY CODE, RELATING TO ECONOMIC INCENTIVE FUNDING PROVIDING FOR USES OF ECONOMIC INCENTIVE FUNDS; ESTABLISHING PAYMENT REQUIREMENTS FOR ECONOMIC INCENTIVE AWARDS; CREATING SECTION 9½-55, BROWARD COUNTY CODE, RELATING TO ECONOMIC INCENTIVE AWARDS PROGRAM ADMINISTRATION AND APPROVAL PROCESS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE, AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Board of County Commissioners)

ACTION: (A-577) Approved, as amended.

58. MOTION TO ADOPT Resolution 1999-593 directing the County Administrator to publish notice of public hearing to be held on Tuesday, April 27, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 22½ OF THE BROWARD COUNTY CODE OF ORDINANCES (MOTOR CARRIERS ORDINANCE), RELATING TO MOTOR CARRIERS IN THE BUSINESS OF PROVIDING “FOR-HIRE VEHICLE” SERVICES TO THE RESIDENTS OF BROWARD COUNTY;

ESTABLISHING REGULATORY AUTHORITY TO REGULATE NON-SECTOR BUS TRANSPORTATION (JITNEYS); DEFINING CRIMINAL CONVICTION FOR CHAUFFEUR'S REGISTRATION APPLICANTS; ESTABLISHING CRITERIA FOR A PARTIAL TAXI DRIVER LOTTERY; SETTING A NEW PUBLIC HEARING DATE TO DETERMINE IF ADDITIONAL TAXI/LIMOUSINE PERMITS SHALL BE ISSUED; PROVIDING AUTHORITY FOR THE DIRECTOR OF THE CONSUMER AFFAIRS DIVISION TO APPROVE TRANSFER OF CERTIFICATES AND PERMITS; REQUIRING "FOR-HIRE VEHICLES" OLDER THAN SIX (6) MODEL YEARS TO BE INSPECTED SEMIANNUALLY; ESTABLISHING A PERMIT REQUIREMENT FOR OPERATING "FOR-HIRE VEHICLES" AT THE FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT; AND ESTABLISHING THAT SUCH PERMIT FEES BE DETERMINED BY A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-630) Approved, as amended.

59. MOTION TO ADOPT Resolution 1999-594 directing the County Administrator to publish notice of public hearing to be held on Tuesday, April 27, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY FLORIDA, AMENDING CHAPTER 20 OF THE BROWARD COUNTY CODE OF ORDINANCES, PERTAINING TO REGULATION OF THE MOTOR VEHICLE TITLE LOAN INDUSTRY; PROVIDING A TITLE; PROVIDING DEFINITIONS PROVIDING FOR CONDITIONS FOR ENGAGING IN TITLE LOAN TRANSACTIONS; PROVIDING FOR A MAXIMUM INTEREST RATE AND CHARGES; PROVIDING FOR REQUIREMENTS UPON TRANSACTION SATISFACTION AND DEFAULT; PROVIDING FOR RIGHT TO REDEEM AND LOST TITLE LOAN AGREEMENTS; PROVIDING FOR LICENSES; PROVIDING FOR RECORD KEEPING REQUIREMENTS; PROVIDING FOR VIOLATIONS; PROVIDING FOR ENFORCEMENT AND PENALTIES PROVIDING FOR SUPPLEMENTAL ENFORCEMENT; PROVIDING FOR TRANSITION PERIOD; AMENDING SECTION 20-123, BROWARD COUNTY CODE, CONSUMER PROTECTION CODE, DEFINITION OF UNFAIR OR DECEPTIVE TRADE ACTS OR PRACTICES AMENDING SECTION 8½-16, BROWARD COUNTY CODE, ALTERNATIVE CODE ENFORCEMENT, SCHEDULE OF CIVIL PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF ORDINANCES AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Ilene Lieberman, Chair)

ACTION: (A-470) Approved, as amended.

REGULAR AGENDA

10 A.M. PUBLIC HEARING

60. A. MOTION TO CONDUCT Public Hearing on the proposed issuance of Broward County Industrial Revenue bonds for Lynxs Fort Lauderdale Cargoport, LLC, Project. Project not to exceed \$6,500,000.

ACTION: (A-2004) Approved.

B. MOTION TO ADOPT Resolution 1999-595 of the Board of County Commissioners of Broward County, Florida approving the issuance following a Public Hearing of Industrial Development Revenue Bonds of Broward County in the aggregate principal amount not to exceed \$6,500,000 for the purpose of lending funds to Lynxs Fort Lauderdale Cargoport, LLC, or its successors or assigns, for the acquisition, construction, and equipping of an airport cargoport facility in Broward County, Florida; and providing certain other details with respect thereto.

ACTION: (A-2013) Approved.

END PUBLIC HEARING

61. COUNTY ADMINISTRATOR'S REPORT - The County Administrator advised he had nothing to report at this time.

ACTION: (A-2027) No action required by Board.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

62. MOTION TO APPROVE travel for County employees on the list attached to the Agenda Report, in accordance with Administrative Order 105. Due to unforeseen circumstances, the travel to Germany on 4/24/99 for Mrs. Nicki Grossman is transferred to Mr. Dennis Edward.

ACTION: (A-2048) Approved, as amended.

PURCHASING DIVISION

For Finance and Administrative Services Department

63. MOTION TO APPOINT replacement voting staff members to a Selection/Negotiation Committee for Airport Planning Consultant Services, RLI No. 101697-RB.

ACTION: (A-470) Approved.

64. MOTION TO APPOINT replacement voting staff member of a Selection/Negotiation Committee for Unincorporated Neighborhood Studies, RLI No. 061897-RB.

ACTION: (A-470) Approved.

65. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm to provide an automated turnkey system for the Department of Natural Resource Protection's (DNRP) licensing, inspection, tracking, and enforcement processes.

ACTION: (A-2056) Approved. The following were appointed to subject Selection/Negotiation Committee: Director, Pollution Prevention and Remediation Division, DNRP (Chair); Assistant to the Director, DNRP; Director, Network Communications and Desktop Services, OIT; along with administrative support staff provided from the offices of the County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.

66. MOTION TO ADOPT Resolution 1999-596 of the Board of County Commissioners of Broward County, Florida relating to Procurement, amending subsections 21.31.c of the Procurement Code regarding tie bids; adding a new subsection 21.94.h regarding changes to negotiated contracts; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (A-2067) Approved, as amended.

67. A. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm to provide consultant services for the valuation, selling and contract development of naming rights for the Broward County Convention Center.

ACTION: (A-2144) Approved. The following were appointed to subject Selection/Negotiation Committee: Commissioner Abramowitz; Commissioner Gunzburger; Director, President/CEO, GFLCVB (Chair); Director, Finance and Administrative Services; Chair, Tourist Development Council; plus, administrative support from the offices of the County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Michael Kenny/Cultural Tourism, Purchasing and the using agency.

B. MOTION TO APPROVE Request for Letters of Interest No. 033099-RB.

ACTION: (A-2167) Approved.

For Public Works Department

68. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified consulting firm to provide professional engineering, public information and clerical/secretarial services to the multiple North County Neighborhood Improvement Project construction bid packages for the Environmental Engineering Division and Project and Community Coordination Division.

ACTION: (A-2165) Approved. The following were appointed to subject Selection/Negotiation Committee: Commissioner Cowan; Commissioner Jacobs; Commissioner Rodstrom; Director, Environmental Engineering Division (Chair); Director, Community Development Division; Director, Environmental Operations Division; plus. Administrative support staff will be provided from the offices of the County Attorney, Commission Auditor, Equal Opportunity, Risk Management,

Purchasing and the using agency.

HUMAN SERVICES DEPARTMENT

OFFICE OF HOUSING FINANCE

69 MOTION TO ADOPT Resolution 1999-597 of the Board of County Commissioners of Broward County, Florida approving the amendment and reissuance of \$11,415,000 Housing Finance Authority of Broward County, Florida (the "Authority") Multifamily Housing Revenue Refunding Bonds (Waterford Park Project), Series 1991; approving and authorizing the form of a Second Supplemental Trust Indenture (the "Second Supplemental Indenture") by and between the Authority and the Bank of New York, as Trustee (The "Trustee"), which provides for the amendment and reissuance of the Series 1991 Bonds; approving and authorizing the form of a First Amendment to Loan Agreement by and between the Authority and Capriet Waterford Park Limited Partnership, a Florida Limited Partnership (the "Current Owner"); approving and authorizing the form of an Amended and Restated Land Use Restriction Agreement among the Authority, the Trustee and the current owner; approving and authorizing the Form of an Amendment, Modification and Termination Agreement by and among the Authority, the current owner, the Trustee, Merrill Lynch, Pierce, Fenner & Smith Incorporated (the "Current Bondholder"), SRS Insurance Services, Inc. ("SRS"), Commercial Union Assurance Company PCL ("CU"), and Trygg-Hansa Insurance Company Ltd. ("Trygg-Hansa"); designating the Bank of New York to act as Successor Trustee; approving and authorizing the execution and delivery of certain other documents in connection with the foregoing and authorizing other actions required to amend, reissue and deliver the Series 1991 Bonds; and providing an effective date.

ACTION: (A-2184) Approved.

70. MOTION TO ADOPT Resolution 1999-598 of the Board of County Commissioners of Broward County, Florida approving and authorizing the issuance by the Housing Finance Authority of Broward County, Florida, of not to exceed \$30,000,000 aggregate principal amount of the Authority's Single Family Mortgage Revenue Refunding Bonds, Series 1999A, and the Authority's Single Family Mortgage Revenue Refunding Bonds, Series 1999B (Collectively, the "Bonds"); determining the need for a negotiated sale of the Bonds and the 1999 Note hereafter defined; confirming the selection of the Bank of New York, as Trustee for the Bonds; approving and authorizing the execution of a Trust Indenture with the Trustee; approving and authorizing the execution of a Trustee Fee Agreement with the Trustee; approving and authorizing the execution of a Mortgage Origination Agreement; approving and authorizing the execution of a Program Administration and Servicing Agreement between the Authority and the Leader Mortgage Company, as Master Servicer; approving and authorizing the execution of a Contract of Purchase between the Authority and Raymond James & Associates, Inc., as Representative of the Underwriters, as Purchasers; approving the Form of a Preliminary Official Statement and the execution of a Final Official Statement; approving and authorizing the execution of a Master Note and Purchase Agreement and the issuance of not to exceed \$500,000 Housing Finance Authority of Broward County, Florida, Taxable Single Family Mortgage Revenue Note (Down Payment Assistance Program), Series 1999 (The "1999 Note"), in connection with the issuance of the Bonds; approving and authorizing the Authority to enter into negotiations to obtain Bond Insurance and a Surety Bond, if advisable, and execute Agreements required by the Bond Insurer; authorizing an expenditure by the Authority of not to exceed \$100,000 to be used as collateral for the 1999 Note; authorizing an expenditure by the Authority of not to exceed \$225,000 as its contribution to be used in connection with the Single Family Program; providing certain other authorizations and details with respect thereto; and

providing an effective date.

ACTION: (A-2189) Approved.

OFFICE OF MANAGEMENT SERVICES

71. MOTION TO ADOPT Resolution 1999-599 amending Administrative Code changing the organization of County departments, divisions, and offices; and resolving some scrivener errors related to previously approved agency name changes.

ACTION: (A-2196) Approved.

COUNTY ADMINISTRATOR

72. A. MOTION TO APPROVE establishment of one new classification of Director of Safety & Emergency Services and accompanying pay range.

ACTION: (A-2893) Approved.

B. MOTION TO RECLASSIFY BPN 03240 from Director of Strategic Planning & Growth Management to Director of Safety & Emergency Services for the Department of Safety & Emergency Services.

ACTION: (A-2893) Approved.

C. MOTION TO CONFIRM County Administrator's action appointing Herminio Lorenzo as Director of Safety & Emergency Services effective April 13, 1999.

ACTION: (A-2893) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

POLLUTION PREVENTION & REMEDIATION DIVISION

73. MOTION TO DIRECT County Attorney to draft an ordinance to amend Chapter 27, Article XIII "Wellfield Protection" of the Natural Resource Protection Code, Broward County Code of Ordinances, providing for amendments to the zones of influence maps, providing for amendments to the ordinance as necessary to incorporate the new maps, providing for inclusion in the Code, providing for these maps to be on file and maintained by the Broward County Department of Natural Resource Protection (DNRP), and providing for an effective date.

ACTION: (A-2901) Approved.

REQUEST TO SET FOR PUBLIC HEARING

74. A. MOTION TO WAIVE by a majority plus one vote, the public hearing after 5:00 p.m. for a rezoning ordinance as required by Section 125.66(4), Florida Statutes.

ACTION: (A-2908) Approved.

B. MOTION TO ADOPT Resolution 1999-600 setting two public hearings on Tuesday, April 27, 1999 at 5:05 p.m. and Tuesday, May 11, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to enact an ordinance changing the Zoning District of certain lands within the Unincorporated Area of Broward County, Florida.

ACTION: (A-2908) Approved, changing the time of the April 27, 1999 public hearing to 2:00 p.m., and the time of the May 11, 1999 public hearing to 5:30 p.m.

This is required by Section 125.66(4), Florida Statutes. In order to schedule the public hearing at 2:00 p.m., the Board of County Commissioners must approve this proposed resolution by a majority plus one vote. The April 27, 1999 and May 11, 1999 public hearings are to be Quasi-Judicial Public Hearings.

REZONING PETITION 1-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTIONS 25 AND 36, TOWNSHIP 50 SOUTH, RANGE 41 EAST AND SECTIONS 30 AND 31, TOWNSHIP 50 SOUTH, RANGE 42 EAST; FROM R-1A, ONE-FAMILY DWELLING DISTRICT; R-1B, ONE-FAMILY DWELLING DISTRICT; R-1C, ONE-FAMILY DWELLING DISTRICT; R-1P, ONE-FAMILY DWELLING- PARKING DISTRICT; R-2, TWO-FAMILY DWELLING DISTRICT; R-2U, TWO-FAMILY DWELLING-PARKING DISTRICT; R-3, LOW-DENSITY MULTIPLE DISTRICT; - ESTATE R-4, APARTMENT DISTRICT; A-1, AGRICULTURAL DISTRICT; AND B-2A, PLANNED BUSINESS CENTER DISTRICT, TO RS-3, ONE-FAMILY DETACHED DWELLING DISTRICT; RS-4, ONE-FAMILY DETACHED DWELLING DISTRICT; RS-5, ONE-FAMILY DETACHED DWELLING DISTRICT; RD-10, DUPLEX AND ATTACHED ONE-FAMILY DWELLING DISTRICT; RM-15, MULTIPLE-FAMILY DWELLING DISTRICT; RM-25, MULTIPLE-FAMILY DWELLING DISTRICT; A-3, UTILITY DISTRICT; E-1, ESTATE DISTRICT; B-2, COMMUNITY BUSINESS DISTRICT; CONSERVATION-2 DISTRICT; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HERewith; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-2920) Approved.

COMMISSION AUDITOR

75. A. MOTION TO APPROVE appointment of Mr. Edward A. Dion as County Attorney. (Deferred from April 6, 1999, Item 81)

ACTION: (A-2928) Approved.

B. MOTION TO APPROVE employment agreement effective April 18, 1999 for Edward A. Dion.

ACTION: (A-2928) Approved.

COUNTY COMMISSION

76. MOTION TO FILE City Commission of the City of Lauderdale Lakes Resolution No. 99-038 dated March 23, 1999, entitled:

A RESOLUTION EXPRESSING THE CONCERN OF THE CITY COMMISSION OF THE CITY OF LAUDERDALE LAKES CONCERNING THE PROCESS AND OPERATION OF THE COMMITTEE FOR COMMUNITY DEVELOPMENT; PROVIDING AN EXPRESSION CONCERNING ALLEGED CONFLICTS OF INTEREST; PROVIDING AN EXPRESSION REGARDING THE MEANING OF SECTION 1-234 OF THE BROWARD COUNTY CODE; REQUESTING THE COUNTY OF BROWARD TO MAKE AN AFFIRMATIVE EXPRESSION OF A CHANGE OF POLICY; PROVIDING FOR TRUE COPIES; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; PROVIDING AN EFFECTIVE DATE.

(Chair) (Deferred from April 6, 1999, Item 87).

ACTION: (A-1083) Directed staff to draft an amendment to the County's current policy relating to The Committee for

Community Development only, to allow the elected official or their City employee designated, to be able to vote on the award of the CDBG dollars which are disseminated by the Committee.

77. MOTION TO FILE City Council of the City of North Lauderdale, Florida, Resolution No. 99-3-3918 dated March 23, 1999, entitled:

A RESOLUTION EXPRESSING THE CONCERN OF THE CITY COUNCIL OF THE CITY OF NORTH LAUDERDALE, FLORIDA, CONCERNING THE PROCESS AND OPERATION OF THE COMMITTEE FOR L OF THE CITY OF NORTH LAUDERDALE, FLORIDA, CONCERNING THE PROCESS AND OPERATION OF THE COMMITTEE FOR COMMUNITY DEVELOPMENT; PROVIDING AN EXPRESSION CONCERNING ALLEGED CONFLICTS OF INTEREST; PROVIDING AN EXPRESSION REGARDING THE MEANING OF SECTION 1-234 OF THE BROWARD COUNTY CODE; REQUESTING THE COUNTY OF BROWARD TO MAKE AN AFFIRMATIVE EXPRESSION OF A CHANGE OF POLICY PROVIDING FOR TRUE COPIES; PROVIDING FOR THE ADOPTION OF REPRESENTATIONS; AND PROVIDING AN EFFECTIVE DATE.

(Sponsored by Commissioner Lieberman)

ACTION: (A-1083) Directed staff to draft an amendment to the County's current policy relating to The Committee for Community Development only, to allow the elected official or their City employee designated, to be able to vote on the award of the CDBG dollars which are disseminated by the Committee.

78. MOTION TO SEND letter from the Chair to Senator Mandy Dawson-White indicating the County's willingness to pursue a joint Greenways project with the City of Fort Lauderdale. (Commissioner Rodstrom)

ACTION: (A-1865) Approved.

NON AGENDA ITEMS

79. **YOUTH VOLUNTEER OF THE YEAR AWARD:** On behalf of the County Commission, Commissioner Jacobs presented a Certificate of Appreciation for Youth Volunteer of the Year award to Michael Kung. Michael is 15 years old and has been volunteering his services since age 11 at Broward County Community College in the periodicals department.

ACTION: (A-26) Michael accepted and thanked the Commission for the award.

80. **ADULT VOLUNTEER OF YEAR AWARD:** On behalf of the County Commission, Commissioner Abramowitz presented a Certificate of Appreciation for Adult Volunteer of the Year award to Elaine Jordan for her untiring efforts to promote a better environment for the people of Broward County.

ACTION: (A-78) Ms. Jordan accepted and thanked the Commission for the award.

81. **PROCLAMATION:** Commissioner Parrish read into the record a Proclamation designating the week of April 18 through April 24, 1999 as NATIONAL VOLUNTEER WEEK in Broward County, Florida.

ACTION: (A-143) Approved. Gail Evans accepted and thanked the Commission for the Proclamation.

82. **PROCLAMATION:** Commissioner Gunzburger read into the record a Proclamation designating Thursday, April 22, 1999, as TAKE OUR DAUGHTERS AND SONS TO

WORK DAY in Broward County.

ACTION: (A-222) Phil Rosenberg and Susan DellCioppia of the Human Services Division accepted and thanked the Commission for the Proclamation.

83. **ITEMS PURCHASED THROUGH THE INTERNET:** Commissioner Cowan brought up the issue of purchasing items via the Internet and asked that administration look

into alternatives to the bidding process with the objective of purchasing items at a lower price than in the past.

ACTION: (A-2948) For informational purposes.

84. **NOEL PFEFFER:** Commissioner Cowan said that he would, personally, like to thank Noel Pfeffer for his services as the Interim County Attorney during a very trying time

in the course of County business.

ACTION: (A-470) No action required.

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