

## **MEETING OF APRIL 16, 2002**

(The meeting convened at 10:00 a.m. and adjourned at 12:16 p.m.)

PLEDGE OF ALLEGIANCE was lead by Mayor William F. Griffin, City of Pompano Beach, Florida.

### **CALL TO ORDER**

### **CONSENT AGENDA**

#### **BOARD APPOINTMENTS**

1. A. MOTION TO APPOINT Mr. Marvin DeJean to the Multi-Ethnic Advisory Board. (Commissioner Graber)

***ACTION: (Time-10:11 AM) Approved.***

B. MOTION TO APPOINT Mr. Robert J. Buchner to the Consumer Protection Board. (Commissioner Graber)

***ACTION: (Time-10:11 AM) Approved.***

#### **AVIATION DEPARTMENT**

2. A. MOTION TO DECLARE surplus to the County's needs the following County owned parcels located near the Fort Lauderdale-Hollywood International Airport as displayed on Exhibit 3 attached herewith: Parcels 1, 2, 3, 4, 5, 6, 7, 8, and Parcels A, B, D, E, F, G, H, and I. (Deferred from April 2, 2002 - Item No. 4)

***ACTION: (Time-10:11 AM) Approved.***

B. MOTION TO ADOPT Resolution 2002-311 determining that certain parcels of real property located near Fort Lauderdale-Hollywood International Airport ("Airport") are unnecessary for airport purposes and the conveyance of the parcels will not impair the revenue producing capability or operating efficiency of the airport system; determining that the conveyance of the parcels is in the best interest of the County, authorizing the disposal of such parcels by competitive bid or other appropriate means; authorizing recordation of a Declaration of Covenants, restrictions and easements against the parcels; authorizing execution of deeds of conveyance for the parcels; and authorizing remittance to the Federal Aviation Administration ("FAA"), the Florida Department of Transportation ("FDOT"), or other appropriate agency of the proportionate share of proceeds of sale as may be required by applicable grant conditions.

***ACTION: (Time-10:11 AM) Approved.***

C. MOTION TO APPROVE Declaration of Covenants, restrictions and easements to be recorded against the parcels.

***ACTION: (Time-10:11 AM) Approved.***

D. MOTION TO APPROVE form of County Deed to be utilized in conveyance of each of the individual

parcels.

***ACTION: (Time-10:11 AM) Approved.***

**PUBLIC WORKS DEPARTMENT**

**OFFICE OF GENERAL SERVICES**

**REAL PROPERTY SECTION**

3. **MOTION TO APPROVE** Right-of-Way Consent Agreement granted to Broward County by Florida Power & Light Company which shall be solely for the purpose of a paved driveway and concrete sidewalk, across an FPL right-of-way, for the public to access Crystal Lake Sand Pine Scrub Natural Area, for the amount of \$10.00 and other good and valuable consideration for a total of 2,400 square feet. The Natural Area is located at 3299 NE 3<sup>rd</sup> Avenue in Pompano Beach; Parks and Recreation Division requested that the Real Property Section secure this Consent Agreement; authorize the Chair and Clerk to execute agreement; and authorize acceptance and recordation of same. (**Commission District 2**)

***ACTION: (Time-10:14 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Paragraph 11 on the 3<sup>rd</sup> line should be "from" not "form.") See Page \*\*\*\*\****

4. **MOTION TO ADOPT** Resolution 2002-312 authorizing the conveyance of a portion of a parcel of land that lies within Tract 1 of Fort Lauderdale Truck Farms Subdivision to the City of Tamarac, pursuant to Florida Statute 125.38. The property is located at the southwest corner of McNab Road and Pine Island Road in the City of Tamarac. The property consists of approximately 23,588 square feet that was an unused remainder from County Road Project No. 5117 (McNab Road reconstruction from University Drive to Pine Island Road); Engineering Division authorizes Real Property Section to convey this property; authorize the Chair and Clerk to execute quit claim deed; and authorize recordation of same. (**Commission District 3**)

***ACTION: (Time-10:11 AM) Approved.***

**FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

**ACCOUNTING DIVISION**

5. **MOTION TO APPROVE** list of computer checks issued from December 1, 2001 through December 31, 2001, and January 1, 2002 through January 31, 2002.

***ACTION: (Time-10:11 AM) Approved.***

**COUNTY RECORDS DIVISION**

6. **MOTION TO APPROVE** minutes of the 10:00 A.M. Board of Broward County Commission meetings of March 5, 2002 and March 12, 2002; and the minutes of the 2:00 P.M. Public Hearing of March 12, 2002; and the minutes of the 2:00 P.M. Special Meeting of March 15, 2002.

***ACTION: (Time-10:11 AM) Approved.***

**PURCHASING DIVISION**

For Aviation Department

7. MOTION TO NOTE FOR THE RECORD Interim Emergency Agreement between Broward County and Quality Transport Services, Inc. for Airport shuttle bus services at the Fort Lauderdale-Hollywood International Airport under the same terms and conditions of the previous contract in the estimated monthly amount of \$417,000 for the Aviation Department. The contract will begin on May 1, 2002 and will continue on a month to month basis until a new contract is in place.

***ACTION: (Time-10:15 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Exhibit 1, #1 (DEESBO memo), Project estimated dollar amount should be \$5,000,000, not \$3,600,000.)***

***The Board directed staff to terminate the Interim Emergency Agreement between Broward County and Quality Transport Services, Inc. for Airport shuttle bus services at the Fort Lauderdale-Hollywood International Airport for convenience, giving said vendor fifteen (15) days notice effective April 16, 2001.***

***Further, the Board directed staff to attempt to negotiate with the current vendor, Limousines of South Florida, to determine whether a contract can be put in place on a month-by-month basis with the current terms and conditions. If staff is unable to negotiate the desired terms, they will negotiate with the second ranked vendor, Shuttle Port, on a month-by-month basis as well, under the same terms and conditions of the existing contract, until such time as the bid protest is resolved. See Page \*\*\*\*\****

For Community Services Department

8. MOTION TO APPROVE sixth amendment to agreement between Broward County and Craven, Thompson & Associates, Inc. (Craven), RLI No. 070689-RB; providing for (I) additional compensation to be paid to Craven in the lump sum amount of \$861,000 to perform Part B, Phase II Improvement Design Services, and Part C, Construction Management Services; (ii) additional compensation in an amount not to exceed \$60,000 for additional services contemplated by the agreement and identified by the Contract Administrator, and (iii) payment to Craven of an amount not to exceed \$40,000 for reimbursables, for a total not to exceed amount of \$961,000 with additional time of 285 days, for the complete build-out of the regional park site in Miramar based on the current master plan for the Parks and Recreation Division, and authorize the Chair and Clerk to execute same. **(Commission District 8)**

***ACTION: (Time-10:11 AM) Approved.***

For Finance and Administrative Services Department

9. A. MOTION TO AWARD open-end contract to Southern Sanitation Services, Division of Waste Management Inc. of Florida, low bidder, Items 20, 29, 31, 32 and 44 and low responsive, responsible bidder, Items 6, 19 and 21 in the estimated amount of \$29,556.00, to Earth Resource Management of South Florida, Inc., low bidder, Items 3, 12, 14, 15, 18, 43 and 45 and low, responsive, responsible bidder, Item 27 in the estimated amount of \$122,589.72, and to Republic Services of Florida, LP d/b/a All Service Refuse Company, Inc., low bidder, Items 22-25, 28, 30, 33, 34, 36-42, 46-64, 67, 69 and 70 and low responsive, responsible bidder, Items 1, 2, 5, 7-11, 13, 16, 17, 35, 65, 66 and 68 in the estimated amount of \$475,490.52 ,for trash pick-up services at various County facilities (Re-Bid), Bid No.

GX01226B3, for a total estimated amount of \$627,636.24, for various County agencies, and authorize the Purchasing Director to renew the contract for two, one-year periods. The contract shall start on date of award and shall terminate three years from that date. For the Board's information, this award may be modified for Local Preference as outlined on page 3 of this agenda report.

***ACTION: (Time-10:14 AM) Approved. See Page \*\*\*\*\****

B. MOTION TO AMEND quantity and price for Item 1A, awarded to Republic Services of Florida, LP d/b/a All Service Refuse Company, Inc., from three pick-ups per week at \$197.20, per month to one pick-up per week at \$67.72, per month; and location address of Item 54 from 27<sup>th</sup> Avenue and Broward Boulevard, Fort Lauderdale to 100 West Dania Beach Boulevard, Dania.

***ACTION: (Time-10:14 AM) Approved. See Page \*\*\*\*\****

For Public Works Department

10. A. MOTION TO ADOPT budget Resolution transferring funds within the Capital Project Fund (3150) for the Engineering Division in the amount of \$2,290,000 for the purpose of funding the Pembroke Road Project No. 5169.

***ACTION: (Time-10:11 AM) Withdrawn at the request of the vendor for additional information.***

B. MOTION TO AWARD fixed contract to low bidder, Solo Construction Corp., for Pembroke Road Improvements from Flamingo Road to Douglas Road, Bid No. H-6-01-140-CF, in the amount of \$11,279,707.85, for the Engineering Division subject to receipt and acceptance of the Insurance/Performance and Payment Guarantee, and authorize the Chair and Clerk to execute same. **(Commission District 8)**

***ACTION: (Time-10:11 AM) Withdrawn at the request of the vendor for additional information.***

11. MOTION TO APPROVE increase change order allowance from \$615,920 (5%) by \$307,960 to \$923,880 which is 7.5% of the original contract amount of \$12,318,400 for South County Neighborhood Improvement Project, Bid Package No. 9, Contract No. L-6-00-152-CF, with Lanzo Construction Company Florida, for the Environmental Engineering Division. (BCOES Project No. 1148/8600) **(Commission District 8)**

***ACTION: (Time-10:11 AM) Approved.***

12. MOTION TO AWARD open-end contract to low responsive, responsible bidder, Shenandoah General Construction Company for sewer cleaning, televising, grouting and video capture, Bid No. L601156B3, in the estimated amount of \$1,587,582 for the Environmental Operations Division, subject to receipt and acceptance of insurance certificate and authorize the Purchasing Director to renew the contract for one two-year period. The initial contract shall start upon receipt and acceptance of insurance certificate and shall terminate three years from that date.

***ACTION: (Time-10:11 AM) Approved.***

13. MOTION TO APPROVE Work Authorization No. 4, in accordance with the agreement between Broward County and Saltz Michelson Architects dated January 15, 2002, RLI 031401-RB, to provide an architectural and engineering design for improved Household Hazardous Waste Drop-off Facility for the

Office of Integrated Waste Management in the amount of \$45,397.04, for a time period of 180 calendar days, and authorize the Chair and Clerk to execute same. **(Commission District 2)**

***ACTION: (Time-10:11 AM) Approved.***

## **REVENUE COLLECTION DIVISION**

14. MOTION TO APPROVE AND EXECUTE Satisfactions of Claims of Lien.

***ACTION: (Time-10:11 AM) Approved.***

## **HUMAN SERVICES DEPARTMENT**

### **OFFICE OF HOUSING FINANCE**

15. MOTION TO ADOPT Resolution 2002-313 of the Board of County Commissioners of Broward County, Florida approving the issuance of not to exceed \$9,075,000 of the Housing Finance Authority of Broward County, Florida Multifamily Housing Revenue Bonds (Colonial Apartments Project) Series 2002, of which up to \$8,575,000 of the bonds shall be tax-exempt and up to \$500,000 of the bonds shall be taxable bonds, for the purpose of financing the acquisition and construction of a multi-family residential development in Broward County, Florida to provide housing for persons and families of low and moderate income; determining the need for a negotiated sale of the bonds; approving and authorizing the execution of a Trust Indenture; approving and authorizing the execution of a loan agreement; approving and authorizing the execution of an Intercreditor Agreement; approving and authorizing the execution of a Land Use Restriction Agreement for the bonds; approving and authorizing the execution of an Assignment of Note and Mortgage with respect to the bonds; designating a trustee, paying agent and registrar for the bonds and approving and authorizing the execution of a Trustee Fee Agreement for the bonds; approving and authorizing the execution of a Bond Purchase Agreement for the bonds; and authorizing other actions, agreements, certificates or instruments required to issue and deliver the bonds. **(Commission District 2)**

***ACTION: (Time-10:11 AM) Approved.***

16. MOTION TO ADOPT Resolution 2002-314 of the Board of County Commissioners of Broward County, Florida approving the issuance of not to exceed \$13,700,000 of the Housing Finance Authority of Broward County, Florida Multifamily Housing Revenue Bonds (Laguna Pointe Apartments Project) Series 2002, of which up to \$12,550,000 of the Bonds shall be tax-exempt and up to \$1,150,000 of the bonds shall be taxable bonds, for the purpose of financing the acquisition and construction of a multi-family residential development in Broward County, Florida to provide housing for persons and families of low and moderate income; determining the need for a private placement of the bonds; approving and authorizing the execution of a Trust Indenture; approving and authorizing the execution of a Loan Agreement; approving and authorizing the execution of a Land Use Restriction Agreement for the bonds; approving and authorizing the execution of an Intercreditor Agreement; approving and authorizing the execution and delivery of an Assignment of First Mortgage and Security Agreement, UCC Financing Statement, Promissory Note, and assignment of leases, rents and other income; designating a trustee, paying agent and registrar for the bonds and approving and authorizing the execution of a Trustee Fee Agreement for the bonds; approving and authorizing the execution of a Bond Purchase Agreement for the bonds; and authorizing other actions, agreements, certificates or instruments required to issue and deliver the bonds. **(Commission District 9)**

***ACTION: (Time-10:14 AM) Approved. See Page \*\*\*\*\****

17. MOTION TO ADOPT Resolution 2002-315 of the Board of County Commissioners of Broward County, Florida approving the issuance of not to exceed \$9,130,000 of the Housing Finance Authority of Broward County, Florida Multifamily Housing Revenue Bonds (The Meridian Apartments Project) Series 2002, of which up to \$8,630,000 of the bonds shall be tax-exempt and up to \$500,000 of the bonds shall be taxable bonds, for the purpose of financing the acquisition and construction of a multi-family residential development in Broward County, Florida to provide housing for persons and families of low and moderate income; determining the need for a negotiated sale of the bonds; approving and authorizing the execution of a Trust Indenture; approving and authorizing the execution of a Loan Agreement; approving and authorizing the execution of an Intercreditor Agreement; approving and authorizing the execution of a Land Use Restriction Agreement for the bonds; approving and authorizing the execution of an Assignment of Note and Mortgage with respect to the bonds; designating a trustee, paying agent and registrar for the bonds and approving and authorizing the execution of a Trustee Fee Agreement for the bonds; approving and authorizing the execution of a Bond Purchase Agreement for the bonds; and authorizing other actions, agreements, certificates or instruments required to issue and deliver the bonds. **(Commission District 6)**

***ACTION: (Time-10:11 AM) Approved.***

18. MOTION TO ADOPT Resolution 2002-316 of the Board of County Commissioners of Broward County, Florida approving the Substitution of Credit Enhancement in connection with the mandatory tender and remarketing of the outstanding Housing Finance Authority of Broward County, Florida Multifamily Housing Revenue Bonds (Sawgrass Pines Apartments Project), 1993 Series A; approving the form of and authorizing the execution and delivery of a First Supplemental Trust Indenture to, among other things, facilitate the remarketing of such bonds; approving and authorizing the execution and distribution of a supplement to Remarketing Circular for the remarketing of such bonds; approving the form of and authorizing the execution and delivery of a Supplemental Remarketing Agreement providing for the remarketing of such bonds; authorizing certain Officials of the Authority to take all actions required in connection with the Substitution of Credit Enhancement in connection with the mandatory tender and remarketing of such bonds; providing certain other details with respect thereto; and providing an effective date. **(Commission District 2)**

***ACTION: (Time-10:11 AM) Approved.***

19. MOTION TO ADOPT unanticipated revenue Resolution 2002-317 within the Broward County Affordable Housing Assistance Trust Fund (8410) for the Office of Housing Finance in the amount of \$19,220 for the purpose of funding the State Housing Initiatives Partnership (SHIP) Purchase Assistance strategy.

***ACTION: (Time-10:11 AM) Approved.***

## **COMMUNITY SERVICES DEPARTMENT**

### **MASS TRANSIT DIVISION**

20. A. MOTION TO ADOPT Resolution 2002-318 of the Board of County Commissioners of Broward County, Florida, authorizing the Commission Chair to execute and file an application for federal assistance for Fiscal Year 2002 with the Federal Transit Administration, pursuant to 49 U.S.C. Section 5309 Funding in the amount of \$535,057 under the Federal Transit Act as amended; providing funding

assistance to the Broward County Mass Transit Division for construction of a Transit Support Services Facility and other site improvements at the bus maintenance site located at 3201 West Copans Road, Pompano Beach, Florida; and providing for an effective date. (**Commission District 2**)

***ACTION: (Time-10:11 AM) Approved.***

B. MOTION TO ADOPT unanticipated revenue Resolution 2002-319 to increase the Capital Fund (4510) for the Mass Transit Division, in the amount of \$535,057 providing for construction costs associated with the division's proposed Transit Support Services Facility and other site improvements at its Copans Road site in Pompano Beach, Florida.

***ACTION: (Time-10:11 AM) Approved.***

## **DEPARTMENT OF SAFETY AND EMERGENCY SERVICES**

### **BUILDING CODE SERVICES DIVISION**

21. A. MOTION TO ADOPT Resolution 2002-320 of the Board of County Commissioners of Broward County, Florida, amending Chapter 41 of the Broward County Administrative Code, "Fees and Other Charges, Safety and Emergency Services," Part VII "Building Code Services" amending Section 41.37 (b), fees and charges for certain permits and services of the Building Code Services Division related to elevator safety; providing for severability; providing for inclusion in the Broward County Administrative Code and providing for an effective date.

***ACTION: (Time-10:11 AM) Approved.***

B. MOTION TO ADOPT budget Resolution 2002-321 transferring within the Building Code Services Fund (0030) the amount of \$228,105 from the Building Code Services Elevator Reserve for rate stabilization for personnel and operating costs for five additional positions for the remainder of Fiscal Year 2002.

***ACTION: (Time-10:11 AM) Approved.***

22. A. MOTION TO APPROVE agreement between Broward County and the School Board of Broward County to provide the School Board with supplemental Florida Building Code inspection, plan review, building official and clerical support services from January 1, 2002 to December 31, 2004, or when fees for all assigned work reaches \$750,000; whichever occurs first; and authorize the Chair and Clerk to authorize same. Revenues collected from fees charged to the School Board cover the cost of services provided.

***ACTION: (Time-10:11 AM) Approved.***

B. MOTION TO ADOPT unanticipated revenue Resolution 2002-322 within the Building Code Services Division's Building Code Services Fund (0030) in the amount of \$243,900 to provide supplemental Florida Building Code-related services to the School Board for the remaining six months of Fiscal Year 2002.

***ACTION: (Time-10:11 AM) Approved.***

C. MOTION TO ADOPT unanticipated revenue Resolution 2002-323 within the Fire Rescue Division's

Fire Protection Fund (0440) in the amount of \$ 41,600 to provide supplemental fire prevention plan review and inspection services required by the Florida Building Code to the School Board for the remaining six months of Fiscal Year 2002.

***ACTION: (Time-10:11 AM) Approved.***

D. MOTION TO INCREASE Personnel Cap within the Fire Rescue Division's Fire Protection Fund (0440) by one position in the Fire Marshal's Office to provide supplemental fire prevention plan review and inspection services required by the Florida Building Code to the School Board for the remaining six months of Fiscal Year 2002.

***ACTION: (Time-10:11 AM) Approved.***

23. MOTION TO APPROVE interlocal agreement between Broward County and the City of Miramar to provide Florida Building Code inspection, plan review, and building official services to the City from October 1, 2001 through September 30, 2002, for an estimated amount of \$1,747,700, and authorize the Chair and Clerk to execute same. Broward County will recapture the cost of providing these services through revenues collected from fees charged to the City. (**Commission District 8**)

***ACTION: (Time-10:11 AM) Approved.***

#### **TELECOMMUNICATIONS DIVISION**

24. MOTION TO APPROVE final retainage payment to Motorola, Inc. in the amount of \$349,601 for the satisfactory completion of the TeNsr Channel Bank portion of the Year 2000 upgrade of Trunked Communications System.

***ACTION: (Time-10:11 AM) Approved.***

#### **PORT EVERGLADES DEPARTMENT**

25. MOTION TO APPROVE granting an underground utility easement to Florida Power and Light Company over and across a portion of "Port Everglades Plat No. 3", located east of the Port Everglades Public Safety Building; and authorize the Chair and Clerk to execute easement, and authorize acceptance and recordation of easement.

***ACTION: (Time-10:14 AM) Approved. See Page \*\*\*\*\****

26. MOTION TO APPROVE granting an underground utility easement to Florida Power and Light Company over and across a portion of "Port Everglades Plat No. 7", located at Berth No. 28 ; and authorize the Chair and Clerk to execute easement, and authorize acceptance and recordation of easement.

***ACTION: (Time-10:14 AM) Approved. See Page \*\*\*\*\****

27. MOTION TO ADOPT Resolution 2002-324 providing for a waiver of dockage charges for participating vessels in Fleet Week Celebration 2002 (April 29 - May 6, 2002), in an amount not to exceed \$120,000.

***ACTION: (Time-10:11 AM) Approved.***

## COUNTY ATTORNEY

28. MOTION TO DIRECT County Attorney to draft an Ordinance amending Chapter 15, Article XIV, of the Broward County Code relating to the Broward County Health and Sanitary Control Board; providing for an increase in the membership of the Board to reflect an individual appointment by each of the nine County Commissioners; providing authority for the Health and Sanitary Control Board to impose administrative costs for the successful prosecution of violations of the County Code as established by Resolution of the Board of County Commissioners; and providing for housekeeping revisions.

***ACTION: (Time-10:11 AM) Approved.***

29. MOTION TO ADOPT budget Resolution 2002-325 transferring within the General Fund in the amount of \$200,000 from the Commission Reserve for outside legal costs.

***ACTION: (Time-10:11 AM) Approved.***

## COUNTY COMMISSION

30. MOTION TO FILE attached letter from Motorola notifying Broward County of their decision to outsource its facilities function in Plantation, Florida. (Chair)

***ACTION: (Time-10:11 AM) Approved.***

31. MOTION TO FILE Resolution No. 2002-041 of the City of Dania Beach, Florida, urging the Broward County Commission to modify the distribution of proceeds from the tourist development tax (bed tax) to offset coastal communities' costs for beach renourishment projects, maintenance and safety. (Chair)

***ACTION: (Time-10:11 AM) Approved.***

32. MOTION TO FILE Resolution No. 2002-77 of the Town of Davie, requesting that the Florida Department of Transportation replace the proposed connecting bridge between Griffin Road and Orange Drive, west of Nob Hill Road with a bridge designed for pedestrians and equestrians. (Chair)

***ACTION: (Time-10:11 AM) Approved.***

33. MOTION TO FILE Resolution No. 02-056 of the City of Lauderdale Lakes, recognizing the week of April 1<sup>st</sup> through April 7<sup>th</sup>, 2002, as "National Community Development Week". (Chair)

***ACTION: (Time-10:11 AM) Approved.***

34. MOTION TO DIRECT County Administration to investigate the financial feasibility of exploring the possibility of waiving all impact fees from affordable housing projects, and determining the necessity of the School Board's involvement in the process of approving or denying commission action with reference to this waiver. (Commissioner Wasserman-Rubin)

***ACTION: (Time-10:11 AM) Approved.***

## DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

35. MOTION TO FIND application 02-CF-01 for the allocation of 14 acres of Commercial Flexibility in the City of Weston compatible with adjacent land uses and, that impacts upon public school facilities have been adequately considered. (**Commission District 8**)

***ACTION: (Time-10:11 AM) Approved.***

36. MOTION TO FIND application 02-CF-02 for the allocation of 1.6 acres of Commercial Flexibility in the City of Sunrise compatible with adjacent land uses and, that impacts upon public school facilities have been adequately considered. (**Commission District 9**)

***ACTION: (Time-10:11 AM) Approved.***

**DEVELOPMENT MANAGEMENT DIVISION**

37. MOTION TO APPROVE agreement by and between Broward County and the City of Weston for the transfer of public records (Conditional Use/Special Exception, variance, and site plan files).

***ACTION: (Time-10:11 AM) Approved.***

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**QUASI-JUDICIAL CONSENT HEARING**

**DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

**DEVELOPMENT MANAGEMENT DIVISION**

38. DISCUSSION: of plat entitled “Athina and Jose F. Font Estate” - **Commission District 5**, 088-MP-01.

***ACTION: (Time-10:11 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.***

39. DISCUSSION: of plat entitled “Khalil Plat” - **Commission District 5**, 050-MP-01.

***ACTION: (Time-10:11 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.***

40. DISCUSSION: of plat entitled “Annie’s Plat” - **Commission District 2**, 090-MP-01.

***ACTION: (Time-10:11 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.***

41. DISCUSSION: of plat entitled “Signature Estates” - **Commission District 5**, 092-MP-01.

***ACTION: (Time-10:11 AM) Approved the plat subject to staff’s recommendations as outlined in the***

***Development Review Report.***

42. DISCUSSION: of plat entitled “Deerfield No. 1 Plat” - **Commission District 4**, 065-MP-01.

***ACTION: (Time-10:11 AM) Deferred to December 3, 2002 or sooner, under Section 5-181(i) of the Land Development Code, to study transportation concurrency.***

43. DISCUSSION: of plat entitled “Riviera Isles III “ - **Commission District 8**, 087-MP-01.

***ACTION: (Time-10:11 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.***

44. DISCUSSION: of plat entitled “Harmony Village Community” - **Commission District 5**, 055-MP-01.

***ACTION: (Time-10:11 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.***

45. DELEGATION: Jeff S. Hodapp regarding request to amend the note on the Corrigan Plat - **Commission District 2**, 042-MP-95.

***ACTION: (Time-10:11 AM) Deferred to December 3, 2002 or sooner, under Section 5-181(i) of the Land Development Code, to study transportation concurrency.***

46. DELEGATION: Paul D'Arelli regarding request to amend the note on the Centrum- Robaina Plat - **Commission District 1**, 020-UP-85.

***ACTION: (Time-10:11 AM) Approved subject to staff’s recommendations.***

47. DELEGATION: Bonnie L. Miskel regarding request to amend the note on the L. B. C. Plat - **Commission District 9**, 066-MP-85. (Deferred from September 4, 2001)

***ACTION: (Time-10:11 AM) Denied per staff’s recommendations.***

48. DELEGATION: David W. Harris regarding request to amend the non-vehicular access line on the Wyndham Heights Plat - **Commission District 3**, 028-MP-94.

***ACTION: (Time-10:11 AM) Approved subject to staff’s recommendations.***

49. DELEGATION: Terry McCaghren regarding request to amend the non-vehicular access line on the Young World Plat - **Commission District 7**, 104-MP-83.

***ACTION: (Time-10:11 AM) Deferred to December 3, 2002 or sooner, under Section 5-181(i) of the Land Development Code, to study access.***

50. DELEGATION: Stephanie J. Toothaker-Walker regarding request to amend the Environmental Impact Report for the Masparo Plat - **Commission District 2**, 100-MP-87.

***ACTION: (Time-10:11 AM) Approved subject to staff’s recommendations.***

**END OF QUASI-JUDICIAL CONSENT HEARING**

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**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. All witnesses who will testify on any quasi-judicial item will be sworn. Participants who are members of the general public need not be sworn and will not be subject to cross examination if they are not sworn. The Commission shall not assign unsworn testimony the same weight or credibility as sworn testimony in its deliberations.

51. DELEGATION: Genevre Ferrero regarding MOTION TO APPROVE agreement among Broward County, City of Pompano Beach and Ashton Ventures Three, L.L.C. and 94-45 Roosevelt Avenue Corp. relating to the issuance of building permits while platting is in progress for the Fog - Harness Plat - **Commission District 9**, 045-MP-00. (Deferred from April 2, 2002.)

***ACTION: (Time-10:11 AM) Deferred to May 7, 2002 at the applicant’s request.***

**END OF QUASI-JUDICIAL HEARING**

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**REGULAR AGENDA**

52. COUNTY ADMINISTRATOR’S REPORT County Administrator Roger J. Desjarlais informed the Board there was nothing to report.

***ACTION: (Time-11:29 AM) No Board action was taken.***

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**PORT EVERGLADES DEPARTMENT**

53. MOTION TO APPROVE Pipeline License Agreement between Broward County and Everglades Pipe Line Company, L.P., granting four separate right-of-way segments totaling 345.6 linear feet for the operation and maintenance of existing underground fuel pipelines located at Port Everglades, for the

period of May 1, 2002 through April 30, 2012, with a license fee in the approximate amount of \$137,567 over the agreement term, and authorize the Chair and Clerk to execute same.

***ACTION: (Time-11:30 AM) Approved.***

### **OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS**

54. MOTION TO DIRECT the Chair to send a letter to Governor Bush requesting a veto of SB 1554-Transportation/Driver Improvement.

***ACTION: (Time-11:30 AM) Approved.***

### **COUNTY COMMISSION**

55. MOTION TO RATIFY Broward County's three representatives to the Regional Activity Center (RAC) Subarea Mobility Study for Downtown Broward, as approved on February 19, 2002 from each of the following categories: (Commissioner Eggelletion and Commissioner Rodstrom)

A. Mr. Bill Keith - representing a person with technical skills and technical educational background related to the subject matter of this study.

B. Mr. Jerry Sternstein - representing the Downtown Development Authority.

C. Mr. Francois LeConte - representing a citizen working or living within and near, but not exceeding one mile from the Study Area.

***ACTION: (Time-10:14 AM) Approved, as amended. (Scrivener's error - See County Administrator's report: The list of representatives should be: a.) Commissioner Josephus Eggelletion - Representing a Commissioner. b.) Mr. Bill Keith - Representing a person with technical skills and technical educational background related to the subject matter of this study. c.) Mr. Jerry Sternstein - Representing a citizen working or living within and near, but not exceeding one (1) mile from the Study area.) (Transferred to the Consent Agenda.)***

***See Page \*\*\*\*\****

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

#### **PURCHASING DIVISION**

For Finance and Administrative Services Department

56. MOTION TO APPOINT Selection/Evaluation Committee (S/EC) to evaluate various furniture manufacturers for standardization at One University Drive, with the exception of agencies that may bring their own furniture to the location, with purchases to be made from existing Florida State contracts, current Broward County contracts or other governmental contracts whichever is in the best interest of the County. (**Commission District 4**)

***ACTION: (Time-11:31 AM) Deferred for further study.***

For Aviation Department

57. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide program management assistance, and an option for construction management with the Airport Expansion Program Phase III, and approve RLI 102301-RB. (Deferred from April 2, 2002 - Item No. 78)

***ACTION: (Time-11:32 AM) Approved the following to serve on the Selection/Negotiation Committee: Commissioners Eggelton, Graber, Gunzburger, Lieberman, Parrish, Rodstrom, and Wasserman-Rubin; Director, Aviation Department (Chair); Director, Public Works Department, and Interim Director, Port Everglades Department. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency. See Page \*\*\*\*\****

58. A. MOTION TO ADOPT budget Resolution 2002-326 transferring within the Facilities Improvement & Development Capital Outlay Fund the amount of \$3,500,000 from the Grade Separated Pedestrians Bridges for the purpose of preparing a Project Development & Environmental Study (P D & E) for an Automated People Mover (APM) system and Intermodal Center, and development of a Design/Build Criteria Package (DB Package) and procurement documents for an APM System linking Port Everglades and Fort Lauderdale-Hollywood International Airport. (Deferred from April 2, 2002 - Item No. 79)

***ACTION: (Time-11:33 AM) Approved.***

B. MOTION TO ADOPT budget Resolution 2002-327 transferring funds within the Port Everglades Capital Fund (4710) for the Port Everglades Department in the amount of \$3,500,000 for the purpose of preparing a Project Development & Environmental Study (P D & E) for an Automated People Mover (APM) system and Intermodal Center, and development of a design/build criteria package (DB Package) and procurement documents for an APM System, linking Port Everglades and Fort Lauderdale-Hollywood International Airport.

***ACTION: (Time-11:33 AM) Approved.***

C. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide professional services to perform a Project Development and Environmental Study (PD & E), and to develop a DB Package for an APM system, and to approve RLI No. 20020201-0-AV-04.

***ACTION: (Time-11:33 AM) Approved the following to serve on the Selection/Negotiation Committee: Commissioners Eggelton, Graber, Gunzburger, Lieberman, Parrish, and Rodstrom; Director, Aviation Department (Chair); Director, Planning & Development Division, Aviation Department, and Director, Construction Management, Port Everglades Department. Plus, administrative staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.***

#### **NON AGENDA**

59. UPDATE - ELECTION LAWSUITS - COMMISSIONER SCOTT

***ACTION: (Time-11:34 AM) Commissioner Scott informed the Board that he would not be able to attend one or two upcoming Commission meetings due to his pre-existing commitment as an attorney for the Florida Senate in the matter of state redistricting. See Page \*\*\*\*\****

60. NAACP - REDISTRICTING - COMMISSIONER EGGELETTION

***ACTION: (Time-11:38 AM) No Board action was taken. See Page \*\*\*\*\****

61. ADD TO SELECTION/NEGOTIATION COMMITTEE - COMMISSIONER WASSERMAN-RUBIN

***ACTION: (Time-11:33 AM) Without objection, Commissioner Wasserman- Rubin was added to the Selection/Negotiation Committee relating to RLI #2002-02-01-0-AV-02 - Redesign of Terminal 4. See Page \*\*\*\*\****

62. ANNEXATION ALTERNATIVES - COMMISSIONER LIEBERMAN

***ACTION: (Time-11:47 AM) The Board directed staff to research how where the County locates its governmental facilities it can attract cities to annex unincorporated areas. See Page \*\*\*\*\****

63. CONGRATULATIONS TO COMMISSIONER JACOBS - THE CHAIR

***ACTION: (Time-11:47 AM) The Chair, on behalf of the Board, congratulated Commissioner Jacobs on receiving the Best Elected Official Award from the Broward Community Development Corporation for her advocacy regarding Living Wage, and the Children's Consortium Heart Award in recognition for her contribution as the Elected Official of the Year. See Page \*\*\*\*\****

64. PIT BULL DOGS - COMMISSIONER GRABER

***ACTION: (Time-11:48 AM) The County Attorney was asked to forward information to Commissioner Graber regarding pit bull dogs and the County's Pet Ordinance. See Page \*\*\*\*\****

65. CENTRAL EXAMINING BOARD - ADD CONSUMER REPRESENTATIVES - COMMISSIONER LIEBERMAN

***ACTION: (Time-11:49 AM) The Board directed staff to place an item on the Tuesday, April 23, 2002 agenda for the Board to consider whether to add two (2) additional consumer representatives to the Central Examining Board.***

***See Page \*\*\*\*\****

66. POWER PLANT SITES - THE CHAIR

***ACTION: (Time-11:50 AM) The Board directed staff to place a phone call and follow up with a written letter to city managers to ensure that their elected officials understand the intent of the placement of power plant sites.***

***See Page \*\*\*\*\****

67. LOCAL ANNEXATION BILLS - THE CHAIR

***ACTION: (Time-11:52 AM) Without objection, the Board agreed to continue its existing policy to prepare local annexation bills upon written request of bonafide representatives of Homeowner's Associations that meet the criteria set forth by the County, and submit the bills to the members of the***

*Legislative Delegation. Further, staff was directed to send a letter to the Homeowners Associations confirming the continuation of the Board's policy.*

*See Page \*\*\*\*\**

68. REMINDER - AIDES AND ADMINISTRATIVE STAFF - PROCUREMENT CARD PURCHASES - THE CHAIR

*ACTION: (Time-11:58 AM) The Chair reminded the Board that the Commission Aides and Administrative staff must send copies of all procurement card purchases to the Commissioner Auditor and Accounting Division, simultaneously. See Page \*\*\*\*\**

69. SEEKING VOLUNTEER TO SERVE ON VOCATIONAL ADULT AND COMMUNITY EDUCATIONAL ADVISORY COMMITTEE - THE CHAIR

*ACTION: (Time-11:58 AM) No Board action was taken. See Page \*\*\*\*\**

70. COMMISSION AUDITOR - RETIREMENT DATE UNDER DROP PROGRAM

*ACTION: (Time-12:00 PM) The Commission Auditor informed the Board that under the DROP Program, he would be retiring no later than June 30, 2003. See Page \*\*\*\*\**

71. UPDATE/DISCUSSION - FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT - SOUTH RUNWAY/FUTURE PLANS - COMMISSIONER RODSTROM

*ACTION: (Time-12:01 PM) The Board directed the staff to schedule a workshop regarding the long range direction of the Fort Lauderdale-Hollywood International Airport prior to the Commission leaving for summer hiatus.*

*See Page \*\*\*\*\**

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**\*\* MEETING REMINDER**

**SELECTION/NEGOTIATION COMMITTEE MEETING**

**Dry Dock Facility (RLI No. 061201-RB)**

Tuesday, April 16<sup>th</sup> at 9:30 a.m. in Room 430

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