

MEETING OF APRIL 23, 2002

(The meeting convened at 10:00 a.m. and adjourned at 1:16 p.m.)

PLEDGE OF ALLEGIANCE was led by Dana Abrams, senior at Taravella High School, and Jerome Kopensky, senior at Coral Springs High School, Coral Springs, Florida, participants in the Broward School Board's Ground Hog Job Shadowing Program.

MOMENT OF SILENCE in memory of Jon Marc Henning, husband of Judge Pattie L. Englander-Henning and brother-in-law of Nicki E. Grossman, President, Greater Fort Lauderdale Convention and Visitors Bureau. In memory of Eugene A. Cipolloni, former City of Lauderhill Councilman.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Jerry Cristodero to the Broward Beautiful Committee. (Commissioner Wasserman-Rubin)

ACTION: (Time-10:09 AM) Approved.

B. MOTION TO APPOINT Carla J. Albano to the Health Facilities Authority. (Commissioner Lieberman)

ACTION: (Time-10:09 AM) Approved.

C. MOTION TO APPROVE appointment of Charles E. Grob to the Health and Sanitary Control Board. (Commissioner Gunzburger)

ACTION: (Time-10:09 AM) Approved.

D. MOTION TO APPROVE re-appointment of Representative Nan Rich to the Children's Services Board. (Commissioner Gunzburger)

ACTION: (Time-10:09 AM) Approved.

E. MOTION TO APPOINT Kevin Tynan to the Alcohol and Drug Abuse Advisory Board. (Commissioner Scott)

ACTION: (Time-10:09 AM) Approved.

F. MOTION TO RE-APPOINT Michael Everett to the Multi-Ethnic Advisory Board. (Commissioner Lieberman)

ACTION: (Time-10:09 AM) Approved.

AVIATION DEPARTMENT

2. MOTION TO ADOPT budget Resolution 2002-328 transferring funds from the Aviation Discretionary Fund for Edgewood Passive Park to SW 9th Avenue/State Road 84 Turn Lane project in the amount of \$53,627.50, to meet a requirement of the interlocal agreement with the City of Fort Lauderdale.

ACTION: (Time-10:09 AM) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

3. A. MOTION TO APPROVE settlement agreement between Broward County and Lanzo Construction Company, Florida in the amount of \$139,292.65, for delays caused by a City of Fort Lauderdale watermain located on SW 17th Street. (BCOES Project No. 1144/8405, Riverland Village Neighborhood Improvement Project) **(Commission District 4)**

ACTION: (Time-10:09 AM) Approved.

B. MOTION TO AUTHORIZE Office of the County Attorney to begin proceedings to recover the settlement amount from the City of Fort Lauderdale.

ACTION: (Time-10:09 AM) Approved.

OFFICE OF GENERAL SERVICES

FACILITIES MANAGEMENT DIVISION

4. MOTION TO APPROVE first amendment to the agreement between Broward County and the City of Fort Lauderdale, Florida for lease of the City parking lot at the Broward County Governmental Center. **(Commission District 7)**

*ACTION: (Time-10:14 AM) Deferred for further staff review. See Page ******

REAL PROPERTY SECTION

5. MOTION TO ADOPT Resolution 2002-329 authorizing the conveyance by quit claim deed, of a tax deed property that has escheated to Broward County for delinquent real estate taxes, to the municipality in which land is located pursuant to Florida Statute 197.592. This particular property is within the City of Lauderdale-by-the-Sea; authorize the Chair and Clerk to execute deed; and authorize acceptance and recordation of same. **(Commission District 4)**

ACTION: (Time-10:09 AM) Approved.

INTEGRATED WASTE MANAGEMENT

RECYCLING AND CONTRACT ADMINISTRATION DIVISION

6. MOTION TO ADOPT budget Resolution 2002-330 transferring \$200,000 from the Mandatory (Unincorporated Area Waste) Collections Fund Reserves (Fund 4900-128-3000-9440) to cover attorney charges related to the BFI Waste Systems of North America, Inc. (BFI) vs. Broward County Flow Control lawsuit.

ACTION: (Time-10:09 AM) Approved.

OFFICE OF TRANSPORTATION

7. A. MOTION TO APPROVE nineteenth amendment to the interlocal agreement between Broward County and the municipalities, providing for new division and distribution of the proceeds of the six cent original local option gas tax; authorize the Chair and Clerk to execute same after execution by the municipalities and approval of the County Attorney's Office.

ACTION: (Time-10:09 AM) Approved.

B. MOTION TO APPROVE 2002 Amendment to the Interlocal Agreement between Broward County and the municipalities, providing for new division and distribution of the proceeds from the three cent additional local option gas tax on motor fuel; authorize the Chair and Clerk to execute same after execution by the municipalities and approval of the County Attorney's Office.

ACTION: (Time-10:09 AM) Approved.

C. MOTION TO APPROVE 2002 Amendment to the Interlocal Agreement between Broward County and the municipalities, providing for new division and distribution of the proceeds of the one cent additional local option gas tax for transit; authorize the Chair and Clerk to execute same after execution by the municipalities and approval of the County Attorney's Office.

ACTION: (Time-10:09 AM) Approved.

ENGINEERING DIVISION

8. A. MOTION TO ADOPT Resolution 2002-331 accepting a road easement, at a nominal cost of \$1 to the County, executed by Assistance Unlimited, Inc. for right-of-way for NW 19th Street (north side) located approximately between 250 to 350 feet west of NW 24th Avenue. (**Commission District 9**)

ACTION: (Time-10:09 AM) Approved.

B. MOTION TO ADOPT a Resolution 2002-332 accepting a Bus Shelter Easement, at a nominal cost of \$1 to the County, executed by Assistance Unlimited, Inc. for NW 19th Street (north side) located approximately 290 feet west of NW 24th Avenue (**Commission District 9**)

ACTION: (Time-10:09 AM) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

9. MOTION TO APPROVE AND EXECUTE agreement between Broward County and Public Resources Advisory Group, Inc. to provide financial advisory services for the issuance of the proposed Water and Sewer Utility Revenue Bonds and potential refundings (RLI No. 062701-RB).

ACTION: (Time-10:29 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Section 2.2 of the agreement. The RLI # should be "120301-ML," not "062701-RB.") See Page *****

ACCOUNTING DIVISION

10. **MOTION TO FILE** Quarterly Financial Report for the Children's Services Council of Broward County for the quarter ending March 31, 2002.

ACTION: (Time-10:09 AM) Approved.

PURCHASING DIVISION

For Finance and Administrative Services Department

11. **MOTION TO AWARD** open-end Co-op contract to low bidder Macmillan Oil Company of Florida, Inc., Group I, in the estimated amount of \$382,670 low bidder B.V. Oil Company, Inc., Group II, in the estimated amount of \$15,552 and low responsive responsible bidder B.V. Oil Company, Inc., Group III, in the estimated amount of \$15,211 for a total estimated amount of \$413,433 for petroleum products, Diesel Fuel No.2 and Biodiesel (alternative fuel), tankwagon, Bid No. D-X-01-228-B1 for various County agencies; and **MOTION TO AWARD** open-end Co-op contract to low bidder Macmillan Oil Company of Florida, Inc., Group I, in the estimated amount of \$382,670 low bidder B.V. Oil Company, Inc., Gro

ACTION: (Time-10:09 AM) Approved.

HUMAN SERVICES DEPARTMENT

SUBSTANCE ABUSE AND HEALTH CARE SERVICES

12. **MOTION TO APPROVE** agreement between the State of Florida, Agency for Health Care Administration and Broward County for the purpose of re-enrollment of the Substance Abuse and Health Care Services Division as a Florida Medicaid Provider; and authorize the Chair to execute same.

ACTION: (Time-10:09 AM) Approved.

13. **MOTION TO APPROVE** Amendment No. 1 to Agreement No. 02-SAHCS-8491-14 between Broward County and Family Service Agency, Inc., increasing the value of the agreement from \$15,000 to \$17,220; which is a total increase of \$2,220 for the purpose of providing substance abuse/domestic violence intervention counseling services to clients receiving treatment at the Substance Abuse and Health Care Services Division, Broward Addiction Recovery Center; and authorize the Cha**MOTION TO APPROVE** Amendment

ACTION: (Time-10:09 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

PARKS AND RECREATION DIVISION

14.A.MOTION TO ADOPT Resolution 2002-333 of the Board of County Commissioners of Broward County, Florida, authorizing acceptance of a grant from the United States Golf Association Foundation, Inc., (USGA) for \$14,000 for the use and benefit of the Parks and Recreation Division to fund a Summer Youth Golf program including contract(s) for 381 hours of youth golf instruction, tournament play for 120 youth on a regulation 18-hole golf course, and 80 youth golf sets; and providing for an effective date. U>MOTION TO ADOPT Resol

ACTION: (Time-10:31 AM) Approved. See Page *****

B.MOTION TO APPROVE revised general terms and conditions for United States Golf Association Foundation Grant to Broward County for the Parks and Recreation Division Summer Youth Golf Program; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:31 AM) Approved. See Page *****

C.MOTION TO ADOPT unanticipated revenue Resolution 2002-334 within the Municipal Service District Fund (Fund 0020) for the Parks and Recreation Division in the amount of \$14,000 for the Summer Youth Golf Program.

ACTION: (Time-10:31 AM) Approved. See Page *****

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

MEDICAL EXAMINER AND TRAUMA SERVICES DIVISION

15.MOTION TO APPROVE agreement between Broward County and the City of Fort Lauderdale from date of execution through September 30, 2002 in the amount of \$52,623 for the purchase of semi-automatic external defibrillation equipment and automatic ventilators, and authorize the Chair and Clerk to execute same. (Commission Districts 4, 7 and 9)

ACTION: (Time-10:09 AM) Approved.

16.A.MOTION TO ACCEPT nomination of Nicole Hahn for appointment to the Broward Regional Emergency Medical Services (EMS) Council.

ACTION: (Time-10:09 AM) Approved.

B.MOTION TO ACCEPT nomination of Roberto Hernandez for appointment to the Broward Regional Emergency Medical Services (EMS) Council.

ACTION: (Time-10:09 AM) Approved.

17.A.MOTION TO ACCEPT nomination of Walter J. Dix for reappointment to the Broward Regional Emergency Medical Services (EMS) Council.

ACTION: (Time-10:09 AM) Approved.

B.MOTION TO ACCEPT nomination of Harry Wayne Lee, M.D. for reappointment to the Broward Regional Emergency Medical Services (EMS) Council.

ACTION: (Time-10:09 AM) Approved.

C. MOTION TO ACCEPT nomination of George Minnich for reappointment to the Broward Regional Emergency Medical Services (EMS) Council.

ACTION: (Time-10:09 AM) Approved.

D. MOTION TO ACCEPT nomination of Francis Porcella for reappointment to the Broward Regional Emergency Medical Services (EMS) Council.

ACTION: (Time-10:09 AM) Approved.

PORT EVERGLADES DEPARTMENT

18. MOTION TO FILE Quarterly Report for Business Permits issued at Port Everglades for the period January 1, 2002 through March 31, 2002.

ACTION: (Time-10:09 AM) Approved.

OFFICE OF BUDGET SERVICES

19. MOTION TO ADOPT unanticipated revenue Resolution 2002-335 within the General Fund for the Broward Sheriff's Office in the amount of \$1,450,000 for the purpose of increasing the contract for police services at Port Everglades.

ACTION: (Time-10:09 AM) Approved.

20. MOTION TO ADOPT budget Resolution 2002-336 within the General Fund in the amount of \$330,000 from the Non-Departmental Reserve for the 17th Judicial District to provide funding reserved in anticipation of Local Government Criminal Justice Trust Fund revenues.

ACTION: (Time-10:09 AM) Approved.

21. MOTION TO ADOPT Resolution 2002-337 re-authorizing the optional format utilized by the County for the notice of proposed property taxes to enable the inclusion of detailed information on the tax levies of special districts and to enable the inclusion of non-ad valorem assessments. State Statutes require that the Board of County Commissioners adopt this Resolution annually.

ACTION: (Time-10:09 AM) Approved.

22. A. MOTION TO ADOPT budget Resolution 2002-338 transferring within the General Fund the amount of \$97,570 from the Clerk of Courts Enhancement Reserve in order to provide funding for the expansion of the Clerk's driver's license reinstatement program.

ACTION: (Time-10:09 AM) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 2002-339 within the General Fund for the Clerk of Courts in the amount of \$134,226 in order to provide funding for the expansion of the Clerk's driver's license reinstatement program.

ACTION: (Time-10:09 AM) Approved.

C. MOTION TO APPROVE increasing the Clerk of Courts personnel cap by eight positions from 704 to 712, to hire personnel for the Oakbrook, Margate and Deerfield Beach, State of Florida Department of Highway Safety and Motor Vehicles' (DHSMV) locations for the purpose of reinstating suspended driver's licenses.

ACTION: (Time-10:09 AM) Approved.

PLANNING COUNCIL

23. MOTION TO ADOPT Resolution 2002-340 revising the fee schedule for proposed amendments to the Broward County Land Use Plan Map and for Broward County Trafficways Plan amendments and waiver requests.

ACTION: (Time-10:09 AM) Approved.

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

24. MOTION TO APPROVE second amendment to the agreement with Ericks Consultants, Inc. for lobbying services for the 2002 Legislative Session.

ACTION: (Time-10:09 AM) Approved.

COURT ADMINISTRATION

25. MOTION TO APPROVE grant-in-aid agreement between the Justice Administrative Commission and the Broward County Board of County Commissioners on behalf of the Seventeenth Judicial Circuit, in the amount of \$269,592 for Fiscal Year 2002, for juvenile dependency representation.

ACTION: (Time-10:09 AM) Approved.

COUNTY COMMISSION

26. MOTION TO FILE attached letter from Chase Manhattan Mortgage Corp., notifying Broward County of their intent to close its mortgage servicing departments at 1400 E. Newport Center Drive, Deerfield Beach, Florida. (Chair)

ACTION: (Time-10:09 AM) Approved.

27. MOTION TO FILE Resolution No. 2002-79 of the City of Hollywood, urging federal and state elected officials to enact legislation requiring substantial reductions in nitrogen oxide, sulfur dioxide air pollutions from Power Plants. (Chair)

ACTION: (Time-10:09 AM) Approved.

28. MOTION TO FILE recommendation of the Municipal Services Advisory Board, requesting the Board of County Commissioners to meet with the Broward County Legislative Delegation and develop procedures for the annexation of all remaining unincorporated properties. Such procedures should include incentives to assist the annexation of lower income areas and must include tax and fee stability

for all areas awaiting annexation. (Chair)

ACTION: (Time-10:09 AM) Approved.

29. MOTION TO FILE Resolution No. 2002-1536 of the Town of Lauderdale-By-The-Sea, urging the Board of County Commissioners to amend the Broward County Greenways System Plan to add State Road A1A as a priority corridor for the funding of pedestrian and bicycle pathways. (Chair)

ACTION: (Time-10:09 AM) Approved.

30. MOTION TO FILE Resolution No. 02R-04-73 of the City of Lauderhill, requesting that the Broward County Board of Commissioners approve the development of a Cultural Center/Arts Park in the 96+ acre park in the City of Lauderhill as unanimously recommended by the Cultural Center/Arts Park Selection Negotiation Committee. (Chair)

ACTION: (Time-10:09 AM) Approved.

31. MOTION TO FILE Resolution No. 02R-04-74 of the City of Lauderhill, recommending that the Broward County Board of Commissioners purchase those properties in the City of Lauderhill more commonly known as Water-Boggan, Rent-A-Center and Prepart Holdings. (Chair)

ACTION: (Time-10:09 AM) Approved.

32. MOTION TO ADOPT Resolution 2002-341 in support of South Florida Regional Planning Council applying for and accepting designation as a U.S. Economic Development Agency Economic Development District. (Chair)

ACTION: (Time-10:09 AM) Approved.

33. MOTION TO ADOPT Commission Policy whereby Commissioners commit their availability for commission business on Tuesdays and Thursdays. (Board)

ACTION: (Time-10:09 AM) Approved and adopted Resolution 2002-342.

34. MOTION TO FILE attached letter from Agency Workforce Innovation, notifying Broward County of The Brown School's permanent layoff of 51 employees on or about May 24, 2002, in Broward County, Florida. (Chair)

ACTION: (Time-10:09 AM) Approved.

35. MOTION TO FILE Resolution No. 9534 of the City of Margate, opposing the proposed legislation contained in Committee Substitute for Senate Bill 1926 and House Bill 1539, concerning the Citrus Canker Eradication Program. (Chair)

ACTION: (Time-10:09 AM) Approved.

36. MOTION TO APPROVE travel for Commissioner Diana Wasserman-Rubin to attend the United States Hispanic Contractors Association (USHCA) Conference in Austin, Texas on August 1 - 3, 2002. (Commissioner Wasserman-Rubin)

ACTION: (Time-10:09 AM) Approved.

REQUEST TO SET FOR PUBLIC HEARING

37. MOTION TO ADOPT Resolution 2002-343 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 14, 2002 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, RELATING TO KOSHER FOOD SALES CONSUMER PROTECTION, AMENDING CHAPTER 20, ARTICLE VII OF THE BROWARD COUNTY CODE OF ORDINANCES; AMENDING SECTION 20-165 BY DELETING THE SAID SECTION AND CREATING A NEW SECTION 20-165; PROVIDING FOR DEFINITIONS; PROVIDING FOR POSTING OF INFORMATION; PROVIDING FOR UNLAWFUL PRACTICE; PROVIDING FOR PRESUMPTIONS; PROVIDING FOR INSPECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:09 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Page 9, section C, line 7 should be basis, not bases.

38. MOTION TO ADOPT Resolution 2002-344 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, May 14, 2002 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, RELATING TO CIVIL PENALTIES FOR VIOLATION OF KOSHER FOOD SALES CONSUMER PROTECTION ORDINANCE; AMENDING CHAPTER 8½, ARTICLE II OF THE BROWARD COUNTY CODE OF ORDINANCES; AMENDING SECTION 8½-16 BY CREATING A NEW SUBSECTION 8½-16(h); PROVIDING CIVIL PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:09 AM) Approved.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

39. MOTION TO APPROVE settlement agreement in the total amount of \$1,600 between Broward County and the listed respondent for violation of Broward County Code of Ordinances for Department of Planning and Environmental Protection (DPEP); and authorize the Chair and Clerk to execute same. **(Commission District 7)**

ACTION: (Time-10:09 AM) Approved.

AIR QUALITY DIVISION

40. A. MOTION TO ACCEPT Fiscal Year 2002 Section 105 grant award by the U.S. Environmental

Protection Agency (USEPA) in the amount of \$579,240 to fund part of Broward County's air quality program for which the County contributes an in-kind match of \$293,300; and authorize the County Administrator to take necessary administrative and budgetary actions to execute the grant for the Department of Planning and Environmental Protection.

ACTION: (Time-10:09 AM) Approved.

B.MOTION TO ADOPT unanticipated revenue Resolution 2002-345 within Fund 8300 for the Department of Planning and Environmental Protection in the amount of \$579,240 for the purposes of recognizing the Fiscal Year 2002 Section 105 grant funds received from the USEPA.

ACTION: (Time-10:09 AM) Approved.

41. MOTION TO ADOPT budget Resolution 2002-346 transferring funds within the Air Trust Fund (1080) from the Air Trust Reserve in the amount of \$23,450 for the purchase and installation of additional compressed natural gas fueling equipment for County alternative fueled vehicles for the Department of Planning and Environmental Protection.

ACTION: (Time-10:09 AM) Approved.

BIOLOGICAL RESOURCES DIVISION

42. MOTION TO ADOPT Resolution 2002-347 requesting easements and consents of use from the State of Florida over certain State-owned lands needed for construction of the Broward County Shore Protection Project.

ACTION: (Time-10:09 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: See "Summary Explanation/Background"; The following changes should be made: "In the current project, sand will be placed on John U. Lloyd Beach State Park and Hugh Taylor Birch State Park ~~and pipeline corridors.~~ Pipeline corridors and staging/storage areas will be temporarily required at John U. Lloyd Beach State Park."

43.MOTION TO APPROVE Conceptual Approval Agreement among the Florida Communities Trust (FCT), Broward County, and the City of Miramar to preserve Conservation Land No. 257A, and Green Spaces No. 257 B and C, which comprise the Miramar Pineland Environmentally Sensitive Land (ESL) Addition, and use them for conservation and recreational purposes; and authorize the Chair and Clerk to execute the agreement. **(Commission District 8)**

ACTION: (Time-10:09 AM) Approved.

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

44.DELEGATION: Stephanie Toothaker-Walker regarding request for partial waiver of impact fees and administrative fees on the Tennis Club II Plat - **Commission District 9**, 042-MP-96. (Deferred from March 19, 2002.)

ACTION: (Time-10:09 AM) Deferred to Tuesday, May 7, 2002 at the applicant's request. See Page *****

END OF QUASI-JUDICIAL CONSENT HEARING

**

REGULAR AGENDA

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

ACTION: (Time-10:36 AM) No Board action was taken.

AVIATION DEPARTMENT

46. MOTION TO APPROVE Amendment No. 4 to the amended and restated agreement for news and retail merchandise concession between Broward County, Florida and Paradies-Fort Lauderdale, Inc., providing for additional assigned areas for the construction and operation of a retail area in Terminal 1, Concourse B ("Concourse B") with a minimum capital expenditure of \$1.1 million, establishing an annual Minimum Annual Guarantee ("MAG") for Concourse B equal to the greater of 12.5% of gross revenue
MOTION TO APPROVE Amendment No. 4 to the amended and restated agreement for news and retail merchandise concession between Broward County, Florida and Paradies-Fort Lauderdale, Inc., providing for additional assigned areas for the construction and operation of a retail area in Terminal 1, Concourse B ("Concourse B") with a minimum capital expenditure of \$1.1 million, establishing an ann

ACTION: (Time-10:09 AM) Withdrawn at the request of the vendor for modifications.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

REVENUE COLLECTION DIVISION

47. MOTION TO DISCUSS pilot project to enter into an interlocal agreement with the Cities of Coconut Creek, Hollywood, Fort Lauderdale, Pembroke Pines and Pompano Beach for the purpose of

providing municipal collection of County occupational license fees.

ACTION: (Time-10:09 AM) Deferred at the request of Commissioner Lieberman. See Page *****

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

48. A. **MOTION TO DIRECT** County Administrator to publish Notice of Public Hearing to be held Tuesday, May 28, 2002 at 2:00 P.M. in Room 422 of the Governmental Center, to consider the purchase of GOB Safe Parks and Land Preservation Bond Issue Sites 104 A&B (6.45 acre green space) and Site 105 (6.38 acre conservation land) pursuant to Florida Statute 125.355.

ACTION: (Time-11:04 AM) Approved, as amended. The Board directed staff to provide an estimate as to what the cost will be and the percent of the bond dollars set aside for the restoration of Site 105.

See Page *****

B.MOTION TO ACKNOWLEDGE to the Broward County Board of County Commissioners that in accordance with Section 6.8(g)(12) of the Administrative Code, the Office of General Services, Real Property Section intends to present for consideration on or after May 28, 2002, a Purchase and Sale Contract for real estate located at (Sites 104 A/B; 280,759 square feet; 6.45 acres) the southeast corner, Northwest 49th Avenue and Northwest 26th Street, Lauderdale Lakes, Florida and (Site 105; 277,904 square feet; 6.38 acres) located on the west side of Northwest 49th Avenue, across from Northwest 24th Court, Lauderdale Lakes, Florida at a combined total purchase price of \$1,561,875. (**Commission District 9**)

ACTION: (Time-11:04 AM) Approved, as amended. The Board directed staff to provide an estimate as to what the cost will be and the percent of the bond dollars set aside for the restoration of Site 105.

See Page *****

49. A. **MOTION TO DIRECT** County Administrator to publish Notice of Public Hearing to be held Tuesday, June 11, 2002 at 2:00 P.M. in Room 422 of the Governmental Center, to consider the purchase of GOB Safe Parks and Land Preservation Bond Issue Site 433.2 (1.41 acre Conservation Land) pursuant to A. **MOTION TO DIRECT**

ACTION: (Time-11:05 AM) Approved. See Page *****

B.MOTION TO ACKNOWLEDGE to the Broward County Board of County Commissioners that the Office of General Services, Real Property Section intends to present for consideration on June 11, 2002 a Purchase and Sale Contract for real estate Site 433.2 (61,395 square feet, 1.41 acres) located between the New River Sound and the Atlantic Ocean, along Hollywood Beach, approximately 525 feet north of the terminus of Dania Beach's paved beach road and parking, Hollywood, Florida at a total purchase price of \$199,000. (Commission District 6)

ACTION: (Time-11:05 AM) Approved. See Page *****

COUNTY COMMISSION

50. **DISCUSSION:** Status report on Tree Canopy Replacement Program in conjunction with the

Broward League of Cities. (Chair)

ACTION: (Time-11:11 AM) Tabled to the 2:00 p.m. Public Hearing meeting.

See Page *****

ACTION: (Time-3:18 PM) No Board action was taken. An item will be placed on the Tuesday, May 7, 2002 Commission agenda. See Page *****

51. A. MOTION TO NOMINATE Theresa Griffin as the District 4 candidate to attend the Neighborhoods USA Conference (NUSA Conference), May 22 - 25, 2002 in Houston. (Commissioner Scott)

ACTION: (Time-10:09 AM) Approved. (Transferred to the Consent Agenda.)

A.MOTION TO APPROVE nomination of Mary Kendrick to represent District 8 at the Annual Neighborhood USA (NUSA) Conference 2002, in Houston, Texas, May 22-25, 2002 as Commissioner Wasserman-Rubin's representative. (Commissioner Wasserman-Rubin)

ACTION: (Time-10:09 AM) Approved. (Transferred to the Consent Agenda.)

B.MOTION TO APPROVE Nomination of Clarence Wright to represent District 9 at the Annual Neighborhood USA (NUSA) Conference 2002, in Houston, Texas, May 22-25, 2002 as Commissioner Eggelletion's Representative. (Commissioner Eggelletion)

ACTION: (Time-10:09 AM) Approved. (Transferred to the Consent Agenda.)

1. MOTION TO APPROVE: nomination of John Sommerer to attend the Annual Neighborhoods USA (NUSA) Conference, Houston, Texas from May 22-25, 2002, as Commissioner Graber's representative. (Commissioner Graber)

ACTION: (Time-10:09 AM) Approved. (Transferred to the Consent Agenda.)

SUPPLEMENTAL AGENDA

COUNTY ATTORNEY

53. MOTION TO APPROVE settlement agreement between Broward County and AFCO Constructors, Inc. in "AFCO Constructors, Inc. v. Broward County," Circuit Court Case No. 01-11716 (18).

ACTION: (Time-11:13 AM) Approved. See Page *****

COUNTY COMMISSION

54. MOTION TO RECONSIDER action taken on April 9, 2002, Item No. 9, including debarment proceedings against Broward County Community Development Corporation, Inc. ("Broward CDC"), discontinuation of any and all contractual relationships with Broward CDC, and rescind the 25th and 26th HOME federal program funding year awards to the Broward CDC. (Commissioner Wasserman-Rubin)

ACTION: (Time-11:14 AM) Approved. An item will be placed on the Tuesday, May 7, 2002 Commission agenda for discussion. If staff is unable to do so, the Board will be advised accordingly. See Page *****

55. MOTION TO DIRECT appropriate staff to draft a letter to the Charter Review Commission for signature by all County Commissioner's expressing the Broward County Commission's opposition to the Charter Review Commission's proposal to prevent the independent election of the Supervisor of Elections as a Constitutional Officer under the Broward County Charter. (Commissioner Jacobs)

ACTION: (Time-11:20 AM) The Board directed staff to send a copy of the portion of the transcript relating to item 55's discussion to all members of the Charter Review Commission. Further, the County Commissioners requested that they each receive a copy of the minutes from the Charter Review Commission meetings. See Page *****

56. A. MOTION TO DIRECT County Attorney to draft an amendment to the Tree Preservation and Abuse Ordinance to allow for shaping and reduction of the canopy of Ficus trees for the purpose of protecting property. (Commissioner Lieberman)

ACTION: (Time-10:36 AM) Approved, as amended. Staff will incorporate the amendment in the rewrite of the Tree Preservation and Abuse Ordinance. See Page *****

B. MOTION TO DIRECT staff to hold in abeyance any pending or future enforcement regarding Ficus tree pruning until the Board of County Commissioners has the opportunity to deliberate on proposed amendments to the Tree Preservation and Abuse Ordinance.

ACTION: (Time-10:36 AM) Approved. See Page *****

57. MOTION TO APPROVE fourth amendment to Large User Wastewater Agreement between Broward County and North Springs Improvement District relating to customer's service area, and authorize the Chair and Clerk to execute same. (**Commission District 3**) (Commissioner Lieberman and Commissioner Graber)

ACTION: (Time-12:00 PM) Approved.

58. MOTION TO DISCUSS: Reciprocal Interlocal Agreement. (Commissioner Lieberman)

ACTION: (Time-12:00 PM) Commissioner Lieberman gave the Board an update regarding the status of the Reciprocal Interlocal Agreement among The Miami-Dade County Beacon Council, The Broward Alliance, Inc., and the Business Development Board of Palm Beach County. See Page *****

59. DISCUSSION: To direct staff to investigate the feasibility of creating a Clean Airport Partnership at our airport. (Chair)

ACTION: (Time-12:08 PM) The Board directed staff to investigate the feasibility of creating a Clean Airport Partnership at the Fort Lauderdale-Hollywood International Airport. Staff will return with recommendations in four (4) weeks. See Page *****

60. MOTION TO APPOINT Personnel Review Committee to review the County Administrator's nominee for Port Director, Ken Krauter. The Committee shall consist of the following: (Chair)

- A. All County Commissioners who wish to serve;
- B. A member of the Port Everglades Association;
- C. The District State Senator for Port Everglades, Steve Geller;
- D. The District State Representative for Port Everglades, Tim Ryan;
- E. The Mayors of the Cities of Fort Lauderdale, Dania Beach and Hollywood;
- F. A union representative from Port Everglades Firefighters and the Federation of Public Employees;
- G. A member of the Broward Alliance

The meeting of the committee will be held on April 30th, 2002, at 2:00 p.m.

ACTION: (Time-12:11 PM) Approved, as presented and outlined by the Chair. A representative of the International Longshoreman's Association (ILA) will be included in the composition of the Committee. The meeting will commence promptly at 3:00 p.m. on Tuesday, May 7, 2002 in Room 430 and conclude promptly at 4:30 p.m. The County Administrator's nomination, along with Mr. Krauter's résumé will be sent to each Committee member outlining the format to be followed. Each committee member will be given the opportunity to ask the candidate one question, if they wish to, and participate in the process. An item will be placed on an upcoming Commission agenda for the Board's consideration of the candidate. See Page *****

(Scrivener's error - See County Administrator's report: The date and time for the committee to meet has been revised from April 30th to May 7th, at 3:00 p.m.)

61. MOTION TO DISCUSS: The Challenge of CS/HB 715 Transportation (Outdoor Advertising).
(Commissioner Lieberman)

ACTION: (Time-1:11 PM) The Board directed the County Attorney to perform an analysis on the feasibility of filing legal action to challenge CS/HB 715 Transportation (Outdoor Advertising) and report back to the Board on Tuesday, May 7, 2002. See Page *****

AVIATION DEPARTMENT

62. A.MOTION TO WAIVE review and approval by the Selection/Negotiation Committee of the fifth amendment to the agreement with Limousines of South Florida.

ACTION: (Time-1:15 PM) Approved.

A.MOTION TO APPROVE fifth amendment to the agreement between Broward County and Limousines of South Florida for Shuttle Bus Services on a month to month basis at Fort Lauderdale - Hollywood International Airport.

ACTION: (Time-1:15 PM) Approved.

* * *

MEETING REMINDER

SELECTION/NEGOTIATION COMMITTEE

North Regional Wastewater Treatment Plant Update (RLI No. 071194-RB)

Tuesday, April 23rd at 9:00 a.m. in Room 430

SELECTION/NEGOTIATION COMMITTEE

North County Neighborhood Improvement Project (RLI No. 071601-RB)

Tuesday, April 23rd at 9:30 a.m. in Room 302A

* * * * *
* * *

[Back to previous page](#)