

ACTION AGENDA

MEETING OF MAY 9, 2000

(The meeting convened at 10:00 a.m.; recessed at 11:30 a.m.; reconvened at 11:50 a.m.; recessed at 1:00 p.m.; reconvened at 1:20 p.m. and adjourned at 2:15 p.m.)

PLEDGE OF ALLEGIANCE was led by Broward County Commissioner Ilene Lieberman.

CALL TO ORDER

10 A.M. PUBLIC HEARING

- 1. MOTION TO ADOPT Resolution 200-562 establishing nine single member districts and direct the County Attorney's Office to prepare the necessary ordinance including district legal descriptions. (Continued from May 2, 2000 Public Hearing, Item 1)

ACTION: (A-0190) Approved. See Page 19 & 66.

END PUBLIC HEARING

CONSENT AGENDA

2. **BOARD APPOINTMENTS**

- A. MOTION TO APPOINT Mr. Scott E. Martin to serve on the Broward County Central Examining Board of General and Speciality Building Contractors. Mr. Martin will fill a vacant position.

ACTION: (A-0033) Approved.

AVIATION DEPARTMENT

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3. A. MOTION TO APPROVE rental car concession and lease agreement between Broward County, Florida and the following rental car companies for service at the Fort Lauderdale-Hollywood International Airport (“FLL”) from August 1, 2000 to no later than December 31, 2018, and authorize the Chair and Clerk to execute same:

1. Alamo Rent A Car, LLC
2. ARC Holdings Group, LLC
3. Avis Rent A Car System, Inc.
4. Budget Rent A Car Systems, Inc.
5. Capital Motors of Orlando, Inc. d/b/a Capital Rent A Car
6. Dollar Rent A Car Systems, Inc.
7. Enterprise Leasing Company d/b/a Enterprise Rent-A-Car
8. Interamerican Car Rental, Inc.
9. MAJ Rent-A-Car, Inc. d/b/a Thrifty Car Rental
10. National Car Rental System, Inc.
11. The Hertz Corporation

ACTION: (A-1646) Approved. See Page 44.

- B. MOTION TO APPROVE Amendment No. 1 to Lease Agreement between Broward County, Florida and Avis Rent-A-Car System, Inc., to provide for termination of the Lease Agreement on that date that is the earlier to occur of: (i) the Opening Date of the Consolidated Rental Car Facility, or (ii) the date of termination of the Rental Car Concession and Lease Agreement, or (iii) July 31, 2006, and authorize the Chair and Clerk to execute same.

ACTION: (A-1646) Approved. See Page 44.

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- C. MOTION TO APPROVE Amendment No. 3 to Lease Agreement between Broward County, Florida and Budget Rent-A-Car Systems, Inc., f/k/a Budget Rent-A-Car of Broward, Inc., to provide for the termination of the Lease Agreement on that date that is the earlier to occur of: (i) the Opening Date of the Consolidated Rental Car Facility, or (ii) the date of termination of the Rental Car Concession and Lease Agreement, or (iii) July 31, 2006, and authorize the Chair and Clerk to execute same.

ACTION: (A-1646) Approved. See Page 44.

PUBLIC WORKS DEPARTMENT

OFFICE OF INTEGRATED WASTE MANAGEMENT

4. MOTION TO APPROVE new classification of Applications & Accounting Assistant, Salary Grade W2800 (\$23,247.74-\$36,983.44).

ACTION: (A-0033) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

5. MOTION TO ADOPT Resolution 2000-548 accepting a quit claim deed, at no cost to the County, executed by the City of Tamarac for right-of-way for Commercial Boulevard (north side) located approximately 730 feet east of NW 88th Avenue.

ACTION: (A-0033) Approved.

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6. MOTION TO ADOPT Resolution 2000-549 accepting a road easement, at no cost to the County, executed by Central County Community Development Corp. for right-of-way for NW 8th Court (north side) located approximately 300 feet east of NW 29th Terrace.

ACTION: (A-0033) Approved.

7. MOTION TO ADOPT Resolution 2000-550 accepting a road easement, at no cost to the County, executed by 100 Black Men of Broward County, Inc. for right-of-way for NW 9th Court (south side) and NW 9th Street (north side) located approximately 150 feet east of NW 30th Avenue.

ACTION: (A-0033) Approved.

8. MOTION TO ADOPT Resolution 2000-551 accepting a road easement, at no cost to the County, executed by 100 Black Men of Broward County, Inc. for right-of-way for NW 9th Court (south side) and NW 9th Street (north side) located approximately 200 feet east of NW 30th Avenue.

ACTION: (A-0033) Approved.

9. MOTION TO ADOPT Resolution 2000-552 accepting a road easement, at no cost to the County, executed by 100 Black Men of Broward County, Inc. for right-of-way for NW 9th Street (south side) located approximately 250 feet west of NW 29th Terrace.

ACTION: (A-0033) Approved.

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FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

OFFICE OF INFORMATION TECHNOLOGY

10. MOTION TO APPROVE assignment agreement between Broward County and Town of Lauderdale-By-The-Sea consented to by Comcast Cablevision of Broward County, Inc. relating to the cable television franchise for certain areas annexed to the Town of Lauderdale-By-The-Sea, and authorize the Chair and Clerk to execute same. (Withdrawn from May 2, 2000, Item 5)

ACTION: (A-0033) Approved.

PURCHASING DIVISION

For Aviation Department

11. MOTION TO APPROVE first amendment to Work Authorization No. 3 in accordance with the agreement of August 23, 1994, as amended September 5, 1995, between Broward County and OHM Remediation Services Corp. (OHM) from the Library of Environmental Services, to provide professional services for the continuation of groundwater remediation and monitoring at the former Garsides Aircraft site (Parcel 1088) located in the Ravenswood area, for a change in time from 425 calendar days to 850 calendar days, with no change in the maximum total amount of \$127,695.42, and authorize the Chair and Clerk to execute the same.

ACTION: (A-0033) Approved.

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12. MOTION TO APPROVE deliberately phased consultant agreement between Broward County and Spillis Candela and Partners, Inc. for design services for the Consolidated Rental Car Facility, Part A - Planning and Schematic Design at the Fort Lauderdale-Hollywood International Airport for a maximum not-to-exceed amount of \$1,137,500 with a performance period of 168 days, and authorize the Chair and Clerk to execute same.

ACTION: (A-0033) Approved.

For Public Works Department

13. A. MOTION TO AWARD fixed contract to Icon Constructors, Inc., the low responsive/responsible bidder, for renovations of Broward County's Health Department Northwest Health Clinic (Bid No. H-5-99-096-CF) in the amount of \$301,717.50, for the Construction Management Division, subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Chair and Clerk to execute same.

ACTION: (A-0033) Approved.

- B. MOTION TO APPROVE change order contingency of 10% instead of the standard 5%.

ACTION: (A-0033) Approved.

14. MOTION TO AWARD fixed contract to the low bidder, Smith & Company, Inc., for construction of Wiles Road (from Lyons Road to west of Florida's Turnpike), Bid Number P-4-99-085-CF, in the total amount of \$4,828,276.86, for the Engineering Division, subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Chair and Clerk to execute same.

ACTION: (A-0033) Approved.

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15. MOTION TO APPROVE fixed contract to Nortrax Equipment Company for Crawler Tractor (bulldozer), at a price equivalent to General Services Agency (GSA) Contract No. GS-30F-1021D in the amount of \$201,549.76, plus \$16,197 for non GSA contract options, less \$30,000 trade in allowance for 1990 crawler tractor. The net price is \$187,746.76, for the Office of Integrated Waste Management.

ACTION: (A-0033) Approved.

HUMAN SERVICES DEPARTMENT

16. MOTION TO APPROVE addition of one grant position to the Homeless Initiative Partnership (HIP) Administration of the Human Services Department, to assist in the administration of grants under the 1999 U.S. Department of Housing and Urban Development (HUD) Continuum of Care award. This position will expire upon termination of funding, unless similar grants with equal administration fees are obtained by the Department.

ACTION: (A-0033) Approved.

17. A. MOTION TO APPROVE agreement between Broward County and HSI Development, Inc., from date of execution through April 30, 2001, in the amount of \$60,000 for consulting services for Single Room Occupancy (SRO) permanent affordable supported housing project for homeless persons; authorizing the Chair to execute the agreement; providing for severability and providing for an effective date.

ACTION: (A-0033) Approved.

- B. MOTION TO ADOPT budget Resolution 2000-553 within the Homeless Services Fund transferring \$60,000 from the Homeless Services Fund Reserve.

ACTION: (A-0033) Approved.

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FAMILY SUCCESS ADMINISTRATION

18. MOTION TO APPROVE Amendment No. 2 to Agreement No. 99-BCFS-1 between Broward County and 2065, Inc, d/b/a Fort Lauderdale Retirement Home, to extend the agreement to August 30, 2000 for the purpose of allowing the agency to meet its commitment to expend the funds remaining in the agreement of approximately \$10,000 to provide emergency shelter to homeless individuals. No additional funds required and all terms and conditions remain unchanged.

ACTION: (A-0033) Approved.

OFFICE OF HOUSING FINANCE

19. MOTION TO ADOPT Resolution 2000-554 of the Board of County Commissioners of Broward County, Florida amending Resolution 2000-419, adopted March 7, 2000; allowing for the sale of the Bonds described therein pursuant to a Composite Bond Purchase Contract with the Underwriter named therein and Fannie Mae; authorizing the execution and delivery of, and approving the form of such Composite Purchase Contract; and providing an effective date.

ACTION: (A-0033) Approved.

COMMUNITY SERVICES DEPARTMENT

CONSUMER AFFAIRS DIVISION

20. MOTION TO ADOPT Resolution 2000-555 of the Board of County Commissioners of Broward County, Florida exempting from the classified civil service the position of Systems Network Analyst III (BPN No. 07145) for the Consumer Affairs Division of the Community Services Department.

ACTION: (A-0033) Approved.

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LIBRARIES DIVISION

21. A. MOTION TO ADOPT Resolution 2000-556 exempting the positions of System Network Analyst II, III, and IV; Information System Analyst II and III; and a Librarian V, Head of Collection Management; Librarian III at the Southwest Regional Library; 13 Librarian II's at the Southwest and Northwest Regional Libraries; and 8 Librarian I's at the Southwest and Northwest Regional Libraries from the classified civil service for the Libraries Division.

ACTION: (A-0033) Approved.

- B. MOTION TO APPROVE adjusting upward the salary range of Librarian I, II, III, IV, and V, and Libraries Manager.

ACTION: (A-0033) Approved.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

AIR QUALITY DIVISION

22. A. MOTION TO APPROVE Contract AQ 157, Atmospheric Mercury Monitoring between Broward County Department of Planning and Environmental Protection, Air Quality Division and the Florida Department of Environmental Protection in the amount of \$40,036.00, and authorize the Chair and Clerk to execute same. The purpose of the contract is to provide atmospheric mercury monitoring for a period of one year from date of execution. The contract will not result in additional cost for the County.

ACTION: (A-0033) Approved. (Scrivener's Error see County Administrator's memorandum.)

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- B. MOTION TO ADOPT unanticipated revenue Resolution 2000-557 within the general fund for the Air Quality Division in the amount of \$40,036.00, and authorize the Chair and Clerk to execute same

ACTION: (A-0033) Approved. (Scrivener's Error see County Administrator's memorandum.)

PORT EVERGLADES DEPARTMENT

23. MOTION TO APPROVE Port Everglades Taxi/Limo/Bus Service Business Permits between Broward County, Florida and the companies listed on Schedule A, effective May 9, 2000 through December 31, 2000, and authorize the Chair and Clerk to execute same.

ACTION: (A-0033) Approved.

24. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida exempting one Project Manager I (BPN No. 40229) from the Classified Civil Service.

ACTION: (A-0033) Withdrawn for further staff review.

COUNTY COMMISSION

25. MOTION TO DIRECT County Attorney to draft an amendment to Section 31-2 of the Broward County Code of Ordinances to provide that notification to Broward County of sidewalks in need of repair or replacement may be made by electronic mail or facsimile, with written confirmation received from Broward County, and that an authorized agent of a homeowners association in addition to the abutting property owner may give notice to the County. (Commissioner Lieberman)

ACTION: (A-0033) Approved.

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REQUEST TO SET FOR PUBLIC HEARING

26. MOTION TO ADOPT Resolution 2000-558 directing the County Administrator to publish a notice of public hearing to be held May 23, 2000 at 2:00 p.m. in Room 422 of the Governmental Center to consider an application to renew the franchise of Starfleet, Inc. to provide vessel bunkering services at Port Everglades.

ACTION: (A-0033) Approved.

27. MOTION TO ADOPT Resolution 2000-559 directing the County Administrator to publish a notice of public hearing to be held May 23, 2000 at 2:00 p.m. in Room 422 of the Governmental Center to consider an application to renew the franchise of Sun Terminals, Inc. to provide steamship agent services at Port Everglades.

ACTION: (A-0033) Approved.

28. MOTION TO ADOPT Resolution 2000-560 directing the County Administrator to publish a notice of public hearing to be held May 23, 2000 at 2:00 p.m. in Room 422 of the Governmental Center to consider an application to renew the franchise of Worldwide Shore Services, Inc. to provide steamship agent services at Port Everglades.

ACTION: (A-0033) Approved.

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REGULAR AGENDA

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

ACTION: (A-2938) No Board action was necessary.

COUNTY ATTORNEY

- 30. **MOTION TO ADOPT** Resolution 2000-561 providing for a special referendum election to be held on June 6, 2000 for the purpose of incorporation of the Town of Southwest Ranches.

ACTION: (A-3187) Approved.

- 31. **MOTION TO AUTHORIZE** County Attorney to seek a formal legal opinion from the Attorney General concerning the following question: Whether the breeding of one or more mares for profit can be considered the production of farm/agricultural products useful to humans pursuant to Sections 823.14 and 604.15(3), Florida Statutes. (Deferred from April 11, 2000, Item 40)

ACTION: (A-3240) See Page 68.

PUBLIC WORKS DEPARTMENT

OFFICE OF GENERAL SERVICES

- 32. **MOTION TO APPROVE** amendment to the agreement between Broward County and Las Olas Riverfront (formerly Historic Brickell) transferring responsibility for non-business hours operation of the Governmental Center 1,200 Car Parking Garage to the County in order to initiate paid parking by the general public; to provide for a limited number of paid public parking spaces during the business day; further providing that the County will assume full responsibility for the

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administration of collections, citations, security, cleaning, and maintenance of the Garage to be paid for from the revenue generated from the paid parking operations, and authorize the Chair and Clerk to execute same.

ACTION: (B-0027) Deferred to Tuesday, May 23, 2000. (Scrivener's Error see County Administrator's memorandum.) See Page 72 & 103.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

33. MOTION TO ADOPT Resolution 2000-563 of the Board of County Commissioners of Broward County, Florida authorizing the negotiation of a loan in an aggregate amount not to exceed \$18,000,000 from the First Florida Governmental Financing Commission; approving the refinancing on a taxable basis of certain outstanding First Florida Governmental Financing Commission Refunding Revenue Bonds, Series 1992C and certain outstanding Broward County Sales Tax Revenue Commercial Paper Notes, Series C (Taxable); approving the execution of and delivery of a Loan Agreement with the First Florida Governmental Financing Commission; providing certain other matters in connection with the making of such Loan; approving the execution of and delivery of an Escrow Deposit Agreement or Escrow Deposit Agreements with the Escrow Agent thereunder and the First Florida Governmental Financing Commission; approving the execution of and delivery of a Continuing Disclosure Certificate; providing for reading of this Resolution by title only; and providing an effective date.

ACTION: (A-5207) Approved. See Page 95.

34. MOTION TO ADOPT Resolution 2000-564 of the Board of County Commissioners of Broward County, Florida (The "Board") providing for the issuance of Industrial Development Revenue Bonds of Broward County in the aggregate principal amount not to exceed \$2,140,000; expressing the intent of Broward County, Florida, to enter into a loan arrangement for the acquisition, rehabilitation and equipping of a manufacturing facility to be located in Pompano Beach, Florida; providing for the lending of funds for such purpose to Increte Holdings, LLC or its successors or assigns; authorizing the execution of an agreement pertaining to the issuance of such bonds and the equipping of the project facilities; and providing certain other details with respect thereto.

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JAB/LR/PL

05/09/00

10:00 A.M. 00-57 A & B

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ACTION: (A-5216) Approved. (Scrivener’s Error see County Administrator’s memorandum.)

ACCOUNTING DIVISION

- 35. MOTION TO APPROVE travel for County employees in accordance with Administrative Code Chapter 3, Part II - County Employee Travel.

ACTION: (A-5239) Approved.

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

- 36. DISCUSSION: of Legislative issues.

ACTION: (A-5200) See Page 96.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

- 37. DELEGATION: Richard G. Coker, Jr. regarding waiver of hearing officer provisions for vested rights hearing for West Broward Community Church - District 5.

ACTION: (A-2055) Deferred to Tuesday, May 23, 2000. See Page 50.

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

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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.

- 38. DELEGATION: Courtney A. Callahan regarding request to amend the note on the McNab Industrial Park Plat - District 3, (188-MP-81). (Deferred from October 5, 1999, Item 37)

ACTION: (A-5808) Denied per staff's recommendation. See Page 102.

END OF QUASI-JUDICIAL HEARING

SUPPLEMENTAL AGENDA

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

- 39. MOTION TO DIRECT County Administrator to enter into an agreement on behalf of Broward County with the Livingston Group, LLP providing for Washington lobbyist services in the amount of \$120,000 from May 10, 2000 through May 9, 2001, and authorize the Chair and Clerk to execute same.

ACTION: (A-0033) Approved.