

MEETING OF MAY 13, 1997

(Meeting convened at 10:00 a.m. and adjourned at 12:35 p.m.)

PLEDGE OF ALLEGIANCE - Led by Edith Lederberg, Executive Director, Area Agency on Aging

CONSENT AGENDA

AVIATION DEPARTMENT

1. MOTION TO APPROVE consent to sublease between Sheltair Fort Lauderdale International, Inc. and Air Support and Parts, Inc. at Sheltair Fort Lauderdale International, Inc.'s leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved.

2. MOTION TO APPROVE consent to sublease, attornment and nondisturbance agreement and addendum to consent to sublease, attornment and nondisturbance agreement between Broward County, Florida, Embraer Aircraft Corporation, and H. Aviation, Inc., with the joinder of H. Wayne Huizenga for 10.773 acres at the Embraer leasehold site at the Fort Lauderdale-Hollywood International Airport, and authorize Chair and Clerk to execute same.

ACTION: (A-1135) Approved.

3. MOTION TO APPROVE consent to sublease between Sheltair Fort Lauderdale International, Inc. and South Florida Marketing, Inc. at Sheltair Fort Lauderdale International, Inc.'s leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

4. MOTION TO ADOPT Resolution 1997-436 accepting lease agreement for Fire Rescue Division, Fire Station No. 48, 3800 SW 41st Avenue, Hollywood, Florida for 2,400 square feet, \$2,150.04, annually (\$179.17, monthly). Term of Lease: Five years commencing on June 1, 1997 and terminating May 31, 2002. Landlord: Lake Forest Volunteer Fire Department, Inc., and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

5. MOTION TO ADOPT Resolution 1997-437 accepting a special warranty deed executed by Arvida/JMB Partners, donating right-of-way for Weston Road in Section 17, Township 50 South, Range 40 East.

ACTION: (A-1135) Approved.

6. MOTION TO APPROVE joint project agreement between Broward County and BellSouth Telecommunications, Inc. whereby BellSouth agrees to fund actual increased construction costs (estimated to be \$51,000) caused by its facilities, located in the right-of-way of McNab Road between University Drive and West of Pine Island Road, which are economically infeasible to relocate, and authorize the Chair and Clerk to execute same. (BCED Project No. 5117)

ACTION: (A-1135) Approved.

7. MOTION TO ADOPT Resolution 1997-438 releasing a right-of-way agreement unto James B. Chaplin, Trustee affecting lands in Section 25, Township 50 South, Range 40 East, and authorize the Chair and Clerk to execute and deliver a recorded right-of-way agreement.

ACTION: (A-1135) Approved.

8. A. MOTION TO ADOPT Resolution 1997-439 accepting a warranty deed executed by Net Realty Holding Trust, donating right-of-way for Sample Road and U.S. 1 (S.R. No. 5) in Section 19, Township 48 South, Range 43 East.

ACTION: (A-1135) Approved.

B. MOTION TO ADOPT Resolution 1997-440 accepting a bus shelter easement executed by Net Realty Holding Trust, donating right-of-way for U.S. 1 (S.R. No. 5) in Section 19, Township 48 South, Range 43 East.

ACTION: (A-1135) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

9. MOTION TO ADOPT Resolution 1997-441 of the Board of County Commissioners of Broward County, Florida relating to the County's Multi-Purpose Commercial Paper Program, providing for an extension of the expiration date under the Credit Agreement for the County's Multi-Purpose Commercial Paper Program; authorizing County staff to approve further extensions for additional six-month periods not to exceed two years in the aggregate; authorizing the execution and delivery of (i)

Amendment No. 1 to the Credit Agreement, dated as of August 1, 1994 between the County and the Bank of Tokyo-Mitsubishi, Ltd., New York Branch, successor by merger to the Mitsubishi Bank, Limited, acting through its New York Branch, and (ii) amended Dealer Agreements with Goldman, Sachs & Co.; authorizing conversion of the Commercial Paper notes to Book-Entry-Only form; and providing an effective date.

ACTION: (A-1135) Approved.

OFFICE OF HOUSING FINANCE

10. A. MOTION TO APPROVE loan purchase agreement between Broward County and SunTrust Bank/South Florida, National Association for the purchase of two loans from SunTrust in the State Housing Incentives Partnership (S.H.I.P.) Lease/Purchase Program.

ACTION: (A-1135) Approved.

B. MOTION TO APPROVE agreement of deed restrictions among Broward County, Broward County Community Development Corporation and SunTrust Bank/South Florida, National Association for the purpose of placing deed restrictions on two properties (5260 NE 6th Avenue, Oakland Park, Florida and 8450 Lagos de Campo Boulevard, No. 210, Tamarac, Florida) purchased through the S.H.I.P. Lease/Purchase Program.

ACTION: (A-1135) Approved.

ACCOUNTING DIVISION

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

ACTION: (A-1135) Approved.

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

ACTION: (A-1135) Approved.

13. MOTION TO APPROVE satisfactions and releases of land clearance liens and releases of Notices of Non-compliance with the Land Clearing Code of Broward County.

ACTION: (A-1135) Approved.

14. MOTION TO APPROVE satisfactions and releases of liens levied for swale drainage maintenance.

ACTION: (A-1135) Approved.

COUNTY RECORDS DIVISION

15. MOTION TO APPROVE FOR FILING supplemental papers pertaining to the plats and other items that were approved in prior years.

ACTION: (A-1135) Approved.

16. MOTION TO APPROVE minutes of the 10:00 a.m. Board of County Commission meeting of April 1, 1997, and the minutes of the Cocomar Water Control District of April 15, 1997.

ACTION: (A-1135) Approved.

HUMAN RESOURCES DIVISION

17. MOTION TO ADOPT Resolution 1997-442 authorizing the position of Director of the Office of Economic Development to be included in the Senior Management Service Class of the Florida Retirement System effective April 21, 1997.

ACTION: (A-1135) Approved as amended per staff's addendum.

PURCHASING DIVISION

For Aviation Department

18. MOTION TO APPROVE third amendment to agreement between Broward County and HNTB Corporation for consultant services for the preparation of the Environmental Impact Statement (EIS) for the Fort Lauderdale/Hollywood International Airport Proposed Runway (RW) 9R/27L Extension for the additional alternatives analyses, graphics preparation, and air quality analyses. Exhibit B, Optional Services, is being decreased by a total of \$74,314.00. New tasks are being added to Exhibit B, Optional Services for \$6,199 resulting in a net decrease in Exhibit B, Optional Services of \$68,115.00. Exhibit A, Basic Services, is being increased by \$68,115 in new tasks. This results in Exhibit A, Basic Services total being increased from \$852,302 to \$920,417 and Exhibit B, Optional Services, being decreased from \$245,555 to \$177,440 for no net increases to the contract amount or time, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Deferred to May 27, 1997 for further study per staff's addendum.

For Finance and Administrative Services Department

19. MOTION TO AWARD fixed contract to low bidder, Central Audio Visual, for computerized video/rear screen projection system (No. D-01-97-02-36 - Group 1 and Alternate Items 1A, 1D, and 1G) in the amount of \$104,175 for County Records Division and Telecommunications Division of the Office

of Information Technology.

ACTION: (A-1135) Approved.

REVENUE COLLECTION DIVISION

20. MOTION TO APPROVE AND EXECUTE Satisfactions of Claim of Lien(s).

ACTION: (A-1135) Approved.

21. MOTION TO ADOPT Resolution 1997-443 authorizing cancellation of warrants from Central Operating Account No. 96442522, Court Trustee Account No. 95035370, Payroll Account No. 96442530 (NationsBank).

ACTION: (A-1135) Approved.

HUMAN SERVICES DEPARTMENT

CHILDREN'S SERVICES ADMINISTRATION

22. MOTION TO APPROVE Amendment No. 1 to Agreement No. 97-11 between Broward County and Children's Home Society of Florida, Inc. from January 1, 1997 through September 30, 1997 changing the definition of a unit of service to allow for billing for each separate session of therapeutic services provided to families, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved as amended at the request of Commissioners Parrish and Lieberman per staff's addendum.

23. MOTION TO APPROVE Agreement No. 97-63 between Broward County and Early Childhood Development Association of Broward County, Inc. from April 1, 1997 to September 30, 1997 in the amount of \$330,000 for the purpose of providing child care services to parents who are recipients of Aid to Families with Dependent Children (AFDC) and are in the Work and Gain Economic Self-Sufficiency (WAGES) Educational and Training Programs, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Withdrawn per staff's request.

GRANTS MANAGEMENT, RESEARCH AND DEVELOPMENT

24. MOTION TO APPROVE agreement between Broward County and the Areawide Council on Aging of Broward County, Inc. from October 1, 1996 to September 30, 1997, in the amount of \$170,676 to provide the mandated 10% local match funding for the Community Care for the Elderly (CCE) program which provides county-wide senior citizen programs and services and a policy waiver allowing 180 days for submission of financial statements, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved as amended to \$260,000 per staff's addendum.

25. MOTION TO APPROVE agreement between Broward County and the Areawide Council on Aging of Broward County, Inc. from October 1, 1996 to September 30, 1997, in the amount of \$262,094 to provide for local match funding mandated by the agency's federal and state allocations for the purpose of providing planning, coordinating and funding programs and services for senior residents of Broward County and a policy waiver allowing 180 days for the submission of financial statements, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved as amended to \$170,676 per staff's addendum.

26. A. MOTION TO APPROVE agreement between Broward County and the Coordinating Council of Broward County, Inc. from the date of execution to June 30, 1997 in the amount of \$30,000 for facilitating education, health and human services planning activities, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved as amended per staff's addendum.

B. MOTION TO ADOPT unanticipated revenue Resolution 1997-626 transferring funds from Commission Reserve to Human Services Department in the amount of \$30,000 to facilitate education, health and human services planning activities, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved.

HEALTH CARE MANAGEMENT

27. MOTION TO APPROVE Agreement No. 97FS-HPC between Broward County and the Broward Regional Health Planning Council from February 1, 1997 through February 28, 1998 in the amount of \$306,557 for the purpose of providing administrative support services under Ryan White Title I, C.A.R.E. Act FY97 Formula\Supplemental Grants, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Withdrawn at staff's request.

28. MOTION TO APPROVE Agreement No. 97H-PC01 between Broward County and Poverello Center, Inc. from March 1, 1997 to June 30, 1997 in the amount of \$39,422 from the Housing Opportunities for Persons with AIDS (HOPWA) FY95 funding for the purpose of providing nutritional services, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved.

COMMUNITY SERVICES DEPARTMENT

LIBRARIES DIVISION

29. MOTION TO APPROVE Amendment No. 3 to Agreement between Broward County and Joseph

Middlebrooks and Associates, Inc. for consultant services for addition to and renovation of the Collier City Learning Library to increase the lump sum compensation amount by \$400 for a total lump sum compensation amount of \$57,925 and to provide for reimbursables not to exceed \$12,000 for a total contract amount of \$69,925 for a period of time not to exceed 545 calendar days, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved.

MASS TRANSIT DIVISION

30. A. MOTION TO ADOPT budget Resolution 1997-444 transferring within the General Fund the amount of \$47,840 from the Commission Reserve for additional security at the Broward Terminal.

ACTION: (A-1135) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 1997-445 within the operating fund (450) for the Mass Transit Division in the amount of \$47,840 for additional security at the Broward Terminal.

ACTION: (A-1135) Approved.

PARKS AND RECREATION DIVISION

31. MOTION TO APPROVE State of Florida Department of Environmental Protection (DEP) Florida Boating Improvement Program (FBIP) Development Project Grant Agreement between Broward County and the Florida DEP in the amount of \$600,000 for the FBIP 1997 Multi-Site Boating Project, and authorize the Chair and Clerk to execute same. (No County monies required)

ACTION: (A-1135) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

BIOLOGICAL RESOURCES DIVISION

32. MOTION TO ACCEPT conservation easement from Sawgrass Land Corporation for wetlands mitigation associated with Sawgrass Lakes development, over approximately 24.798 acres of real property in the City of Sunrise, for the Biological Resources Division.

ACTION: (A-1135) Approved.

DEPARTMENT OF STRATEGIC PLANNING

& GROWTH MANAGEMENT

33. MOTION TO APPROVE satisfaction of mortgage on a benefit payment loan in the amount of \$32,000 made to Lottie Peterson, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved.

34. MOTION TO APPROVE fourth amendment to agreement between Broward County and Broward County Housing Authority for Rental Rehabilitation Tenant Assistance Program; extending the term by one year from May 31, 1997 to May 31, 1998 with no change to the original funding allocation of \$150,000 and to further amend the agreement in order to bring its terms into compliance with the Broward County Administrative Code and policies regarding the submission of annual financial statements, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved.

PORT EVERGLADES DEPARTMENT

35. MOTION TO APPROVE Port Everglades Taxi/Limo/Bus Service Business Permit between Broward County, Florida, and Bel-Air Limousine Service, Inc. in accordance with Chapter 32 of the Broward County Administrative Code, effective from the date of approval, with an expiration of December 31, 1997, and authorize the Chair and Clerk to execute same.

ACTION: (A-1135) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

36. MOTION TO APPROVE business travel and trips in accordance with Administrative Order 105.

ACTION: (A-1135) Approved.

37. MOTION TO ADOPT budget Resolution 1997-446 transferring within the General Fund the amount of \$206,270 from the Non-Departmental Restricted Reserve for the 17th Judicial District to provide funding reserved in anticipation of Local Government Criminal Justice Trust Fund revenues.

ACTION: (A-1135) Approved.

38. MOTION TO ADOPT unanticipated revenue Resolution 1997-447 within the Law Enforcement Trust Fund in the amount of \$31,770 to provide funding for the purchase of radar units to be loaned to the Florida Highway Patrol.

ACTION: (A-1135) Approved.

COMMISSION AUDITOR

39. MOTION TO APPROVE Commission Auditor attendance at the Government Finance Officers Association (GFOA) conference in Fort Lauderdale June 1, 1997 through June 4, 1997.

ACTION: (A-1135) Approved.

BOARD APPOINTMENTS

40. MOTION TO APPROVE appointment of Ms. Renee Smoley to the Broward County Commission on the Status of Women. (Commissioner Abramowitz)

ACTION: (A-1135) Approved.

41. MOTION TO APPROVE reappointment of Mr. Michael B. Mattox to the Broward Cultural Affairs Council. (Commissioner Parrish)

ACTION: (A-1135) Approved.

42. MOTION TO APPROVE appointment of Fritz Richter, Jr. to the Advisory Board for Persons with Disabilities. (Commissioner Lieberman)

ACTION: (A-1135) Approved.

REQUEST TO SET FOR PUBLIC HEARING

43. MOTION TO ADOPT Resolution 1997-448 directing the County Administrator to publish notice of public hearing to be held on Tuesday, May 27, 1997, at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the title which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 12, ARTICLE III, SECTION 12-61 OF THE BROWARD COUNTY CODE OF ORDINANCES TO PROVIDE FOR THE INCLUSION OF ANY MUNICIPALITY WITHIN THE MUNICIPAL SERVICE BENEFIT UNIT CREATED FOR BROWARD COUNTY FIRE PROTECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-1135) Approved.

44. MOTION TO ADOPT Resolution 1997-449 directing the County Administrator to publish notice of public hearing to be held on Tuesday, May 27, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the title which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 4(d) OF ORDINANCE NO. 95-14, AS AMENDED BY SECTION 3 OF ORDINANCE NO. 95-38, AND SECTION 1 OF ORDINANCE NO. 95-47 TO PROVIDE FOR AN EXTENSION OF TIME FOR THE CITY OF WESTON TO ENTER INTO AN INTERLOCAL AGREEMENT AND TO FILE AN ORDINANCE WITH THE BOARD OF COUNTY COMMISSIONERS CONSENTING TO THE MUNICIPALITY'S INCLUSION IN THE MUNICIPAL SERVICE BENEFIT SUBUNIT FOR EMERGENCY MEDICAL SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-1135) Approved.

45. MOTION TO ADOPT Resolution directing the County Administrator to publish notice of public hearing to be held on Tuesday, May 27, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; AMENDING SUBSECTION 39-238(10), "OUTDOOR EVENT PERMITS, PERFORMANCE BONDS," PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Sylvia Poitier)

ACTION: (A-1135) Withdrawn at staff's request.

46. MOTION TO ADOPT Resolution 1997-450 directing the County Administrator to publish notice of public hearing to be held on Tuesday, May 27, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of proposed ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING ARTICLE III, LOCAL OPTION GAS TAX, SECTION 31½ - 35 OF THE BROWARD COUNTY CODE; AMENDING THE DISTRIBUTION OF THE LOCAL OPTION GAS TAX; AMENDING DIVISION 2, ADDITIONAL TAX (1993), SECTION 31½ - 42 OF THE BROWARD COUNTY CODE; AMENDING THE DISTRIBUTION OF THE ADDITIONAL LOCAL OPTION GAS TAX; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE, AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-1135) Approved.

REGULAR AGENDA

COUNTY ADMINISTRATOR'S REPORT

47. JAIL REPORT: Filed indicating that the jail population is 4,014 (278 over) which is 107 percent of capacity.

ACTION: (A-1194) No action taken.

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. You must be sworn before addressing the Commission, and if you wish to address the Commission, you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider what you have said in its final deliberations.

DEPARTMENT OF STRATEGIC PLANNING

& GROWTH MANAGEMENT

DEVELOPMENT MANAGEMENT DIVISION

48. DELEGATION: Gregory S. Mire regarding request to modify conditions of plat approval on the Raintree Villas Plat (031-MP-95). (Deferred from April 8, 1997)

ACTION: (A-1208) Deferred to May 20, 1997 for further information.

END OF QUASI-JUDICIAL HEARING

49. DELEGATION: Debbie Orshefsky, Esq., Greenberg Traurig, regarding Northport/Broward County Convention Center Development of Regional Impact.

ACTION: (A-1135) Deferred to May 20, 1997 at the request of the applicant.

PUBLIC WORKS DEPARTMENT

OFFICE OF INTEGRATED WASTE MANAGEMENT

50. MOTION TO APPROVE assignment agreement between Broward County, City of Weston and Browning-Ferris Industries of Florida, Inc. covering Solid Waste Collection, Recyclable Materials Collection and Multi-family Recyclable Materials Collection Service Agreements between Broward County and Browning-Ferris Industries of Florida, Inc. for a portion of unincorporated Solid Waste District 7 in the City of Weston.

ACTION: (A-1599) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

51. MOTION TO APPROVE appointment of Managing Underwriters and Co-Managers for the proposed Water & Sewer Utility Revenue Bonds as follows: *For the first series of bonds:* J.P. Morgan & Co., Senior Manager with book; Jackson Securities, Inc., Co-Senior Manager; Merrill Lynch, Co-Manager; Raymond James & Associates, Co-Manager; Siebert Brandford Shank & Co., Co-Manager; and Samuel A. Ramirez & Co., Co-Manager; *For the second series of bonds:* Merrill Lynch, Senior Manager with book; Raymond James & Associates, Co-Senior Manager; J.P. Morgan & Co., Co-Manager; Jackson Securities, Inc., Co-Manager; Siebert Brandford Shank & Co., Co-Manager; and Samuel A. Ramirez & Co., Co-Manager.

ACTION: (A-2411) Approved.

52. A. MOTION TO APPROVE recommendation of the Selection/Negotiation Committee for the selection of a financial advisor to assist in the issuance of the proposed Airport System Revenue Bonds.

ACTION: (A-2420) Approved.

B. MOTION TO DIRECT Selection/Negotiation Committee to commence negotiations of a contract for approval by the County Commission with the first ranked firm in the following order: 1.) William R. Hough & Co.; 2.) Rauscher Pierce Refsnes, Inc.; 3.) Evensen Dodge, Inc. and Fidelity Financial Services, L.C. (Joint Proposal).

ACTION: (A-2420) Approved.

PURCHASING DIVISION

For Public Works Department

53. MOTION TO APPROVE amendment extending the time of performance from 120 days to 240 days, at no additional cost, for the Work Authorization with Trauner Consulting Services, Inc., and authorize the Chair and Clerk to execute same for Public Works Department.

ACTION: (A-2428) Approved.

HUMAN SERVICES DEPARTMENT

CHILDREN'S SERVICES ADMINISTRATION

54. MOTION TO AUTHORIZE County Attorney to commence an action against Haitian American Civic Association, Inc., (hereinafter known as "HACAI"), a non-profit Florida Corporation, Executive Director, Ricot Fertil, and the Board of Directors for misappropriation of funds.

ACTION: (A-2481) Approved.

COMMUNITY SERVICES DEPARTMENT

LIBRARIES DIVISION

55. MOTION TO ADOPT unanticipated revenue Resolution 1997-451 within the General Capital Outlay Fund for the Libraries Division in the amount of \$11,525 for the receipt of an insurance settlement for water damage to the Main Library. (Deferred from May 6, 1997)

ACTION: (A-3175) Approved.

PARKS AND RECREATION DIVISION

56. MOTION TO ADOPT Resolution 1997-452 of the Board of County Commissioners of Broward County, Florida establishing a policy relating to the performance of mitigation activities on County property; establishing a trust fund to be known as "The Natural Areas Trust Fund" for receipt of long term resource management dollars; amending Section 5.38, Broward County Administrative Code, providing authority for the Director of the Parks and Recreation Division to expend trust fund monies; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (A-3180) Approved.

PORT EVERGLADES DEPARTMENT

57. MOTION TO AUTHORIZE Port staff to commence negotiations between the Port Everglades Department of Broward County and Discovery Cruises, Inc. and Maritime Entertainment, Ltd. for passenger wharfage agreements covering their daily cruise operations at the Port. Such agreements to be reviewed and approved by the Broward County Board of County Commissioners prior to becoming

effective.

ACTION: (A-3186) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-4821) Approved as amended per staff's addendum.

59. A. MOTION TO APPROVE four-party agreement among Broward County, Broward Sheriff's Office, Sails Foundation, Inc. and Broward Community College Foundation, Inc. to provide a perpetual scholarship for at-risk youths.

ACTION: (A-4818) Withdrawn per staff's addendum.

B. MOTION TO ADOPT budget Resolution within the Pay Telephone Trust Fund in the amount of \$753,000 for a perpetual scholarship for at-risk youths.

ACTION: (A-4818) Withdrawn per staff's addendum

C. MOTION TO ADOPT unanticipated revenue Resolution within the Law Enforcement Trust Fund in the amount of \$753,000 for a perpetual scholarship for at-risk youths.

ACTION: (A-4818) Withdrawn per staff's addendum.

COUNTY ATTORNEY

60. MOTION TO APPROVE memorandum of understanding (mediation agreement) with Kajima International, Inc. relating to County and contractor claims resulting from the Broward County Judicial Center expansion project, and authorize the Chair and Clerk to execute same.

ACTION: (97-64A-453 and 97-65A-4119) Deferred to May 27, 1997.

61. MOTION TO APPROVE settlement agreement and general release in the case Garon v. Broward County, Case No. 96-6370-CIV-ZLOCH, in the U.S. District Court, Southern District of Florida, an Americans with Disability Act case relating to disabled parking at the Fort Lauderdale-Hollywood International Airport.

ACTION: (A-4829) Approved. Commissioner Parrish requested the County Attorney to look at the ethics relating to actions taken by county's ADA consultant.

62. MOTION TO APPROVE settlement agreement in the amount of \$21,418.91, in the case Dixie Metal Products, Inc., v. Broward County, Case No. 96-010057 (21), related to relocation claims arising

from the Fort Lauderdale-Hollywood International Airport expansion program.

ACTION: (A-4878) Approved.

63. MOTION TO APPROVE execution of a Stipulated Final Judgment in the amount of \$10,400,000 in the eminent domain case, Broward County v. MMSA Real Property Corp., et al., Case No. 95-8934 (14), Parcel 1406 for full compensation, inclusive of business damages, severance damages and immoveable trade fixtures, and exclusive of defendants' attorneys' fees, expert witness fees and costs.

ACTION: (A-4886) Approved.

COUNTY ADMINISTRATOR

64. A. MOTION TO TERMINATE license agreement between Broward County and AAmerican Driver Improvement Schools, Inc. for Pilot Project relating to the installation of dedicated telephones in County Courthouses to aid in the disposition of traffic court citations.

ACTION: (A-4952) Approved.

B. MOTION TO TERMINATE license agreement between Broward County and *100 Florida Locations* Driver Improvement Schools, Inc. for Pilot Project relating to the installation of dedicated telephones in County Courthouses to aid in the disposition of traffic court citations.

ACTION: (A-4952) Approved.

COUNTY COMMISSION

65. DISCUSSION: Reaffirm County Commission's position as stated in Resolution 1997-0395 requesting Florida Marine Fisheries Commission (MFC) to adopt a rule for improved management of fisheries resources associated with artificial reefs offshore of Broward County, and authorize the Chair to send a letter to MFC reaffirming this position. (Commissioner Parrish)

ACTION: (A-4955) Approved.

NON AGENDA

66. PROCLAMATION: Commissioner Abramowitz read into the record a proclamation declaring the month of May as Older Americans Month in Broward County.

ACTION: (A-40) Edith Lederberg, Executive Director for the Area Agency on Aging of Broward County accepted the proclamation. Ms. Lederberg introduced members of the agency and others associated with agency who were present in the meeting room.

67. PROCLAMATION: Commissioner Lieberman read into the record the Florida's League of Cities Proclamation marking the 75th anniversary of the association.

ACTION: (A-315) City of Fort Lauderdale Mayor Jim Naugle, current President of the Florida League of Cities, and Walter Falck, Past Executive Director of the Broward League of Cities, accepted the proclamation.

68. PRESENTATION: Representative Debby Sanderson, on behalf of Sandy Barringer Morthman, Secretary of State, presented a check in the amount of \$1,488,477 to Sam Morrison, Director, Libraries Division, for Library State Aid.

ACTION: (A-1054) Mr. Morrison accepted the check.

[Back to previous page](#)