

MEETING OF MAY 18, 1999

(The meeting convened at 10:00 a.m.; recessed at 12:49 p.m.; reconvened at 3:50 p.m. and adjourned at 4:50 p.m.)

PLEDGE OF ALLEGIANCE *led by Wayne McGaughey Minor, son of Ms. Melissa McGaughey, resident of Hillsboro Pines*

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. MOTION TO APPROVE the appointment of Ms. Marnie Allen to the Commission on the Status of Women. (Chair)

ACTION: (A-970) Approved.

A. MOTION TO NOMINATE Mr. E. Scott Allsworth for the appointment to the Community Action Agency Advisory Board in the “civic activist” category. (Commissioner Parrish)

ACTION: (A-970) Approved.

B. MOTION TO NOMINATE Ms. Mary Jean Williams Watts for the appointment to the Housing Finance Authority to fill the unexpired term of her deceased husband, Leon Watts. (Commissioner Parrish)

ACTION: (A-970) Withdrawn at Commissioner Parrish’s request.

C. MOTION TO APPROVE the appointment of Ms. Dianne E. Johnson to the Parks and Recreation Advisory Board to fill an existing vacancy to become effective June 14, 1999. (Commissioner Parrish)

ACTION: (A-970) Approved.

D. MOTION TO APPROVE the appointment of Mr. Eugene Franklin to serve on the Municipal Services Advisory Board. Mr. Franklin will fill a vacant position. (Commissioner Rodstrom)

ACTION: (A-970) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE the first amendment to an agreement between Broward County and Leigh Fisher Associates for consulting services related to Broward County-owned airports at Broward County, Florida (RLI 101697-RB), deleting Task 9, Lease Management and Billing Systems (\$113,500), and Task 11, Shared Tenant Services (\$60,700); reducing Task 2, On-Call Services, by \$20,000; adding new Task 9, Consolidated Rent-A-Car Implementation Plan (\$80,000), and new Task 11, Passenger Facility Charge Application Assistance (\$50,000); increasing Task 1, General Advisory Services, by \$64,200; making minor changes to Exhibits B and D; for no net change to the contract amount or time, and authorize the Chair and Clerk to execute the same.

ACTION: (A-970) Approved.

3. MOTION TO APPROVE a Memorandum of Understanding between United States Customs Service and Broward County for Enhanced Inspection Services at Fort Lauderdale-Hollywood International Airport, and authorize the Chair to execute same.

ACTION: (A-970) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

4. MOTION TO ADOPT Resolution 1999-677 accepting a five-year lease with William R. Scherer, Trustee, under an unrecorded Trust Agreement known as Scherer Trust No. 2 for the Public Defender's Office at 408 Southeast 6 Street, Fort Lauderdale, Florida; (the lease is for 8,000 square feet for a total rental of \$751,360 (base rent plus pass through expenses) lease to commence on a final Certificate of Occupancy), and authorize the Chair and Clerk to execute same.

ACTION: (A-1148) Approved as amended.

5. MOTION TO ADOPT Resolution 1999-678 exercising the first of three two-year lease options for the Broward County Health Department (BCHD) at 2700 West Cypress Creek Road, Suites D 131 and 133, Fort Lauderdale, Florida for 2,303 square feet at \$12 per square foot (psf); \$2,303 per month for first year; \$12.50, psf; \$2,398.96, per month for second year (this is a four percent increase per year and is 100 percent reimbursable at no cost to Broward County; term of lease option: two years commencing October 1, 1999 and terminating September 30, 2001; landlord: Cypress Creek Limited Partnership), and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Approved.

6. MOTION TO APPROVE a contract for sale and purchase executed by Pembroke Park Church of Christ, Broward County Inc. in the amount of \$12,950 for the purchase of property for the South County Neighborhood Improvement Project, Parcel 7; authorize the Chair and Clerk to execute contract for sale and purchase, and authorize acceptance and recordation of deed.

ACTION: (A-970) Approved.

7. MOTION TO APPROVE AND EXECUTE a partial release of easement to Sample 95-Industrial Park located at 3201 North Andrews Avenue, Oakland Park, Florida; and authorize the Chair and Clerk to record same. (Parcel 99-8)

ACTION: (A-970) Approved.

8. MOTION TO ADOPT Resolution 1999-679 accepting a three-year lease for the Human Services Department (Alcohol and Drug Abuse Services Division) with Taft Associates Joint Venture, a Florida General Partnership for 3,700 square feet at offices located at 6491 to 6499 Taft Street, Hollywood, Florida; terms for first year: \$12.88, per square foot; \$3,971.33, monthly commencing July 1, 1999 through June 30, 2002 (rental rate reflects a three percent annual increase from termination of the original lease expiring June 30, 1999), and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

9. MOTION TO ADOPT Resolution 1999-680 of the Board of County Commissioners declaring certain county owned property to be public road right-of-way; subject property was used for the construction of Pine island Road, and the subject parcel is identified as Parcel 112 of Capital Improvement Program Project No. 5080.

ACTION: (A-970) Approved.

10. MOTION TO ADOPT Resolution 1999-681 accepting a road easement executed by Toys “R” US - Delaware Inc., donating right-of-way for Atlantic Boulevard at the southeast corner of Atlantic Boulevard and University Drive.

ACTION: (A-970) Approved.

11. MOTION TO ADOPT Resolution 1999-682 accepting a warranty deed executed by Park Central Industrial, a Florida General Partnership, by: Anastasia Investments Inc. and Sea Grape Investments Inc., donating right-of-way for North Andrews Avenue Extension approximately 100 feet south of North Park Central Boulevard.

ACTION: (A-970) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

12. MOTION TO APPROVE business travel for county employees in accordance with Administrative Order 105.

ACTION: (A-970) Approved.

13. MOTION TO FILE the state mandated reports as follows:

A. Florida E-911 Fund Audited Report for the year ended September 30, 1998, pursuant to Florida Statute, Section 365.171(13)(a)(3).

B. North Regional Transmission, Treatment and Disposal System -- Broward County, Florida -- Large User Wastewater Agreements.

C. Schedule of Activity of Landfill Management Escrow Account for the period ended September 30, 1998, pursuant to Florida Administrative Code, Section 62-701.630(c)(1).

D. Raw Water Regional System Large User Report-Bond Resolution Requirements.

E. Statement of Conflict Counsel Expenses and Costs for the year ended September 30, 1998, pursuant to Florida Statute, Section 925.037(5)(a).

F. Statement of Revenues, Expenditures and Allocation of Funds, additional Court Costs for the year ended September 30, 1998, pursuant to Florida Statute, Section 27.3455(4).

G. Port Everglades Department Broward County, Florida Joint Participation Agreement -- Section 7.60 of Joint Participation Agreement between Florida Department of Transportation and Port Everglades.

H. Broward County, Florida Passenger Facility Charge Program -- Section 158.67 of Federal Aviation Administration Regulation.

I. Broward County, Florida Report on the Schedule of Expenditures of Federal and State Awards in accordance with U.S. Office of Management and Budget (OMB), Circular A-133.

J. Broward County, Florida, Mass Transit Division, Urbanized Area Formula Statistics Form (901) -- required by the Federal Transit Administration (FTA) -- National Transit Database -- Title 49, USC 5335(a).

K. Port Department Broward County, Florida-Statement of Project Expenditures -- Bond Resolution Requirements.

L. Broward County, Florida Annual Use Fees of Special License Plates pursuant to Florida Statute, Section 320.08062(1)(b).

M. Port Department-Port Everglades Parking Facility -- Interlocal Agreement between Port Everglades Authority and Broward County executed May 10, 1988.

ACTION: (A-970) Approved.

COUNTY RECORDS DIVISION

14. MOTION TO APPROVE the minutes of 2:00 p.m. Board of County Commission Public Hearing of February 23, 1999.

ACTION: (A-970) Approved.

PURCHASING DIVISION

For Finance and Administrative Services Department

15. MOTION TO APPROVE the renewal of an open-end contract with Sedgwick of Florida Inc. for Airport Liability Insurance for Fort Lauderdale-Hollywood International and North Perry Airports (Bid No. D-2-98-006-B-1) in the premium amount of \$124,998 for the Risk Management Division and the Aviation Department for the period starting June 4, 1999 and ending June 4, 2000.

ACTION: (A-1222) Deferred to the May 25, 1999 meeting for further information.

For Port Everglades Department

16. A. MOTION TO ADOPT Budget Resolution 1999-683 transferring \$11,100 from Port Building Improvements Account No. 4710-470-6515-6500 to Cruise Terminal No. 1 Phase II Improvements Account No. 4710-470-6475-6310.

ACTION: (A-970) Approved.

B. MOTION TO APPROVE an increase of the contingency from five percent to 6.63 percent.

ACTION: (A-970) Approved.

17. MOTION TO APPROVE the first amendment to an agreement between Broward County and G.F.C. Crane Consultants Inc. for additional services to provide preservative care of Samsung low profile container Gantry Crane numbers 5 and 6 with compensation for the additional services being \$30,000 per month as reflected in the amendment, and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Approved.

For Public Works Department

18. MOTION TO NOTE FOR THE RECORD an emergency procurement of HVAC Equipment Replacement at the Broward County Judicial Complex Room 760 in the amount of \$117,400 (Quote No.

N183699) to the low quoter, Americool A/C & Ref. Inc. for the Construction Management Division.

ACTION: (A-970) Approved.

19. MOTION TO APPROVE an open-end contract for the procurement of tires to the Goodyear Tire and Rubber Company in the estimated amount of \$650,000 (State of Florida Department of Management Services Contract No. 863-000-99-1) for various county vehicles (cars, trucks, and tractors) for the Fleet Services Division. The contract will start on date of award and end on March 14, 2002.

ACTION: (A-970) Approved.

REVENUE COLLECTION DIVISION

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

ACTION: (A-970) Approved.

21. MOTION TO ADOPT Resolution 1999-684 authorizing Cancellation of Warrants from Tax and License No. 2090002760916 and Court Trustee Account No. 2090002760550.

ACTION: (A-970) Approved.

HUMAN SERVICES DEPARTMENT

BUREAU OF CHILDREN AND FAMILY SERVICES

22. MOTION TO APPROVE Amendment No. 1 to Agreement No. 99-BCFS-2 between Broward County and Family Central Inc. increasing the value of the agreement by \$84,480 from \$172,320 to \$256,800 for the period October 1, 1998 to September 30, 1999 for the purpose of providing subsidized day care to eligible families in Broward County, and authorize the Chair and Clerk to execute same. Funding for this program is provided by the State of Florida through the Department of Community Affairs' Community Services Block Grant (CSBG). This is additional funding provided by the state and was not available to the county when the original funding resolution was approved. No county funds required.

ACTION: (A-970) Approved.

ELDERLY AND VETERANS SERVICES

DIVISION

23. MOTION TO APPROVE Amendment No. 1 to Agreement No. JC801 between Broward County and City of Margate for the purpose of incorporating fiscal audit requirements as part of the provision of Adult Day Care Services at the Northwest Focal Point Senior and Adult Day Care Center, and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Approved.

24. MOTION TO APPROVE Agreement No. 99-011 between Broward County and Nova Southeastern University from February 1, 1999 to June 30, 1999 in the amount of \$19,380 for the purpose of providing non-clinical residential/housing service to older adult consumers of mental health services, and authorize the Chair and Clerk to execute same. Funding for this service is provided through an agreement between Broward County and the Florida Department of Children and Families and no additional county funds are required.

ACTION: (A-970) Approved as corrected.

OFFICE OF HOUSING FINANCE

25. MOTION TO ADOPT unanticipated revenue Resolution 1999-685 within the Broward County Affordable Housing Assistance Trust Fund for the Fiscal Year 1999-2000 in the amount of \$4,014,438 to be used for implementing affordable housing strategies described in the 1999-2001 Joint Local Housing Assistance Plan as required by the State Housing Initiatives Partnership Act.

ACTION: (A-970) Approved.

26. MOTION TO ADOPT unanticipated revenue Resolution 1999-686 within the Broward County Affordable Housing Assistance Trust Fund for the Office of Housing Finance in the amount of \$555,000 for the purpose of funding the State Housing Initiatives Partnership Act (SHIP) Purchase Assistance Strategy within the Local Housing Assistance Plan. The unanticipated revenue is recycled income generated from principal; and interest paid on second mortgages, revenues generated from rental rehabilitation program implemented by Community Development and interest on cash invested.

ACTION: (A-970) Approved.

27. MOTION TO ADOPT Resolution 1999-687 of the Board of County Commissioners of Broward County, Florida adopting the second amendment to the 1996-1998 Local Housing Assistance Plan; certifying consistency with the county's Comprehensive Plan; providing for severability; and providing for an effective date.

ACTION: (A-970) Approved.

28. MOTION TO APPROVE the Satisfaction of Mortgage for a Home Investment Partnership Project (HOME) First-Time Homebuyers Assistance deferred loan in the amount of \$10,000 to Joseph and Dorothy Mae Carter, and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Deferred at the County Administrator's request for further staff review.

29. MOTION TO APPROVE the Satisfaction of Mortgage for a Home Investment Partnership Project (HOME) First-Time Homebuyers Assistance deferred loan in the amount of \$5,000 to Erik S. Andrews, and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Deferred at the County Administrator's request for further staff review.

30. MOTION TO FILE the Quarterly Foreclosure Report for the State Housing Initiatives Partnership Act (SHIP) Single Family Second Mortgage Program administered by the Office of Housing Finance.

ACTION: (A-970) Approved.

31. MOTION TO ADOPT Resolution 1999-688 of the Board of County Commissioners of Broward County, Florida approving the form of a Discretionary Investment Management Agreement between the Housing Finance Authority of Broward County, Florida and Karpus Investment Management; approving the appointment of CitiBank, N.A. as custodian and approving the form of a Custody Agreement; and providing for an effective date.

ACTION: (A-1327) Approved. The Board directed the County Attorney's Office to research with the Attorney General's Office the county commission's policies on the Conflict of Interest issue and apprise the Board accordingly.

32. MOTION TO ADOPT Resolution 1999-689 of the Board of County Commissioners of Broward County, Florida approving and authorizing the form of the Assignment, Assumption, Consent and Release Agreements for the Los Prados Apartments and Banyan Bay Apartments among the Housing Finance Authority of Broward County, Florida, Consolidated Apartments Ventures, L.P., the trustee, the purchaser, and the Housing Finance Authority of Broward County, Florida; providing for an effective date.

ACTION: (A-970) Approved.

33. MOTION TO APPROVE AND EXECUTE a subordination agreement for John and Brenda Sobczyk to subordinate Broward County's second mortgage lien, on a State Housing Initiatives Partnership Act (SHIP) forgivable deferred payment loan in the amount of \$15,000, to new refinancing with Atlantic Pioneer Mortgage Inc., and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Deferred at the County Administrator's request.

34. MOTION TO APPROVE AND EXECUTE subordination agreement for Carla Place- Wilson to subordinate Broward County's second mortgage lien, on a State Housing Initiatives Partnership Act (SHIP) forgivable deferred payment loan in the amount of \$10,000, to new refinancing with First Financial of Boston Inc., and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Withdrawn at the County Administrator's request due to the satisfaction of mortgage.

35. MOTION TO APPROVE AND EXECUTE a subordination agreement for Kenneth and Patricia Smith to subordinate Broward County's second mortgage lien to a third position, on a State Housing Initiatives Partnership Act (SHIP) forgivable deferred payment loan in the amount of \$10,000, to new second mortgage with BankAtlantic, and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Withdrawn at the County Administrator's request for additional study.

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE AND REGULATION DIVISION

36. MOTION TO ADOPT budget Resolution 1999-690 transferring from the Pre-Paid Rabies Fund the amount of \$4,000 to the Animal Care and Regulation Division for the purpose of funding temporary data entry services.

ACTION: (A-970) Approved.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

37. MOTION TO ADOPT Resolution 1999-691 of the Board of County Commissioners of Broward County, Florida authorizing the acceptance of a donation of \$500 from Commissioner Kristin D. Jacobs to Broward Beautiful; authorizing the County Administrator to take administrative actions to implement same; and providing for an effective date.

ACTION: (A-970) Approved.

WATER RESOURCE DIVISION

38. MOTION TO DIRECT the County Attorney to draft an ordinance amending portions of Chapter 34, Article 11.5, Sections 34-42 through 34-51 (Water and Septic Tank Ordinance) of the Broward County Code, pertaining to the requirements for installing sanitary sewer facilities based on development lot size. The intent of this ordinance is to maintain the stricter standard previously held in Broward County and the State of Florida.

ACTION: (A-970) Approved.

BIOLOGICAL RESOURCES DIVISION

39. MOTION TO ADOPT Resolution naming an artificial reef ship in honor of the late Ken Vitale, a local dive instructor, who made significant contributions to the Broward County sport diving community; providing for an effective date.

ACTION: (A-970) Deferred to the May 25, 1999 meeting at the family's request.

PORT EVERGLADES DEPARTMENT

40. MOTION TO APPROVE the Port Everglades Taxi/Limo/Bus Service Business Permit between Broward County, Florida, and Accurate Limousine Co., in accordance with Chapter 32 of the Broward County Administrative Code, effective from the date of approval, with an expiration date of December 31, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Approved.

41. MOTION TO APPROVE the renewal of a one-year lease agreement between Broward County and Eller & Company Inc. for 7,800 square feet of warehouse and operational space in Building No. 68 at Port Everglades, effective June 1, 1999 through May 31, 2000, and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Approved.

42. MOTION TO APPROVE the renewal of a one-year lease agreement between Broward County and Southern Waste Services Inc. for 10,890 square feet of vacant land at Port Everglades, for the period of June 1, 1999 through May 31, 2000, and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Approved.

43. MOTION TO APPROVE a lease agreement between Broward County and Florida Transportation Services Inc. for 11,643 square feet of vacant land; 4,691 square feet of warehouse space; and 3,363 square feet of office space located at the OTD Building at Port Everglades effective on the first day of the month following execution of the lease by both parties, with an expiration date of September 30, 2002, and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Approved.

44. MOTION TO ADOPT Resolution 1999-692 amending Volume Three, Fees and Other Charges, Chapter 42, Part 1, Broward County Administrative Code to provide legislative findings; title change; restricted access permit and Port Everglades Identification Card Policy; definitions; issuance and renewal factors; general administration and temporary issuance; appeal and hearing examiner; fees; rules, regulations and penalties; emergency restrictions; exemptions; revocation; and severability.

ACTION: (A-970, A-1315, and A-1477) Approved. The Board directed staff to examine the issuance of a temporary identification license to an employee who had previously convicted a crime, while undergoing a criminal background investigation and without any loss in health or employment

benefits, until the outcome of the appeal process.

45. MOTION TO APPROVE the Consent to Transfer of Interest in a lease agreement to and Assumption of Obligations by ACP Office I LLC and a Landlord-Lessor Estoppel Certificate in connection with a lease agreement between Broward County and Highwoods/Florida Holdings, L.P., and authorize the Chair and Clerk to execute same.

ACTION: (A-970) Deferred at the County Attorney's request.

OFFICE OF BUDGET SERVICES

46. MOTION TO ADOPT unanticipated revenue resolution 1999-693 within the Law Enforcement Trust Fund in the amount of \$6,500 for Broward Sheriff's Office (BSO) District IV (City of Lauderdale Lakes) for purchase of computer equipment and funding for annual "Night Out Against Crime" program.

ACTION: (A-970) Approved.

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

47. MOTION TO ADOPT Resolution 1999-694 of the Board of County Commissioners of Broward County, Florida exempting from the classified civil service, the vacant position of Administrative Coordinator I (BPN No. 08043) for the Office of Public and Governmental Relations.

ACTION: (A-970) Approved.

COURT ADMINISTRATION

48. MOTION TO APPROVE the annual purchase of a service agreement between Broward County and the State of Florida Department of Revenue, Office of Child Support Enforcement, for the period July 1, 1999, through June 30, 2000, to reimburse Broward County for 66 percent of personnel costs of General Masters and their Secretaries for time devoted to Title IV-D Child Support Enforcement cases, in an amount not to exceed \$118,965.

ACTION: (A-970) Approved.

COUNTY COMMISSION

49. MOTION TO FILE the City Commission of the City of Hollywood, Florida's Resolution No. R-99-168, dated May 5, 1999, entitled:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, URGING THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY TO ADOPT AN ORDINANCE LIMITING INTEREST RATES ON MOTOR VEHICLE TITLE LOANS.

(Chair)

ACTION: (A-970) Approved.

REQUEST TO SET FOR PUBLIC HEARING

50. MOTION TO ADOPT Resolution 1999-695 directing the County Administrator to publish notice of public hearing to be held Tuesday, June 8, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon a utility easement, lying in Broward County, Florida, and located at 2412 to 2500 Northwest 9 Avenue in the City of Wilton Manors. Petitioner: Berta's Court Realty Inc. (Patricia Dalton, Esquire - Agent) 24-V-98.

ACTION: (A-970) Approved.

51. MOTION TO ADOPT Resolution 1999-696 directing the County Administrator to publish notice of public hearing to be held Tuesday, June 8, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon a canal and ingress/egress easements, lying and being in Broward County, Florida and located at 8401 Stirling Road in the City of Cooper City. Petitioner: Sterling Road Retail Sales Inc. (Calvin, Giordano & Associates - Agent) 26-V-98.

ACTION: (A-970) Approved.

52. MOTION TO ADOPT Resolution directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 8, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider transmittal to the State of Florida Department of Community Affairs a proposed amendment consisting of revisions to the Broward County Land Use Plan to address Section 163.3177, Florida Statutes, pertaining to public school locational requirements.

ACTION: (A-970) Withdrawn at staff's request.

53. MOTION TO ADOPT Resolution 1999-697 of the Board of County Commissioners of Broward County, Florida directing the County Administrator to publish notice of public meeting to consider approval of an agreement between Broward County and First Security National Bank, a National Banking Association not individually but solely as owner trustee for the Aviation Sales Trust 1998-1 (Aviation Sales) to four- lane the segment of Flamingo Road from approximately 1,350 feet south of the Homestead Extension of the Florida Turnpike to approximately 500 feet south of Miramar Parkway; providing for publication of a public notice at least 14 days prior to the public meeting scheduled to be held June 8, 1999 at 10:00 a.m. in Room 422 of the Governmental Center; providing for the public notice to identify a project and a cost estimate for the project; providing for the public notice to specify the purpose of the public meeting; and providing for an effective date.

ACTION: (A-970) Approved.

54. MOTION TO ADOPT Resolution 1999-698 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental

Center to consider enactment of an ordinance adopting Broward County Land Use Plan Amendment PCNRM 99-1 as part of the first annual 1999 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

ACTION: (A-970) Approved.

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1999 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; BY AMENDING THE WETLANDS MAP OF THE NATURAL RESOURCE MAP SERIES OF THE BROWARD COUNTY LAND USE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-970) Approved.

55. MOTION TO ADOPT Resolution 1999-699 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan Amendment PCT 99-2 as part of the first annual 1999 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1999 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT, TO INCLUDE REVISIONS TO GOALS, OBJECTIVES AND POLICIES AND PERMITTED USES IN FUTURE LAND USE CATEGORIES PERTAINING TO "FLEXIBILITY" PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-970) Approved.

56. MOTION TO ADOPT Resolution 1999-700 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan Amendment PCT 99-3 as part of the first annual 1999 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1999 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT TO INCLUDE POLICY PERTAINING TO SEAWALL CONSTRUCTION, AND ADDITION OF RELATED DEFINITIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-970) Approved.

57. MOTION TO ADOPT Resolution 1999-701 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan Amendment PCT 99-4 as part of the first annual 1999 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1999 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT CONSISTING OF REVISIONS PERTAINING TO HAZARDOUS LIQUID PIPELINES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-970) Approved.

58. MOTION TO ADOPT Resolution 1999-702 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan Amendment PCT 99-5 as part of the first annual 1999 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1999 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT PERTAINING TO MODIFICATION OF THE EXISTING EMPLOYMENT CENTER LAND USE CATEGORY AND ADDITION OF A NEW EMPLOYMENT CENTER (LOW) LAND USE CATEGORY; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-970) Approved.

59. MOTION TO ADOPT Resolution 1999-703 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan Text Amendment PCT 99-6 as part of the first annual 1999 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1999 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT CONSISTING OF AN ADDITION TO CH. IV., PLAN IMPLEMENTATION REQUIREMENTS, B.1. PERMITTED USES IN FUTURE LAND USE CATEGORIES, REGIONAL ACTIVITY CENTERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE

DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-970) Approved.

60. MOTION TO ADOPT Resolution 1999-704 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan Text Amendment PCT 99-7 as part of the first annual 1999 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1999 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT CONSISTING OF AN ADDITION TO CH. IV., PLAN IMPLEMENTATION REQUIREMENTS, B.1. PERMITTED USES IN FUTURE LAND USE CATEGORIES, REGIONAL ACTIVITY CENTERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-970) Approved.

61. MOTION TO ADOPT Resolution 1999-705 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance

adopting Broward County Land Use Plan Map Amendment PC 98-12 as part of the first annual 1999 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1999 AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE TOWN OF DAVIE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-970) Approved.

62. MOTION TO ADOPT Resolution 1999-706 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan Map Amendment PC 99-6 as part of the first annual 1999 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1999 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF FORT LAUDERDALE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-970) Approved.

63. MOTION TO ADOPT Resolution 1999-707 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan Map Amendment PC 99-9 as part of the first annual 1999 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1999 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF FORT LAUDERDALE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-970) Approved.

64. MOTION TO ADOPT Resolution 1999-708 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan Map Amendment PC 99-10 as part of the first annual 1999 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1999 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF FORT LAUDERDALE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-970) Approved.

65. MOTION TO ADOPT Resolution 1999-709 directing the County Administrator to publish notice of quasi-judicial public hearing to be held on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider adoption of two "Small Scale" amendments, in the City of North Lauderdale and Unincorporated Broward County, to the Broward County Comprehensive Plan (Broward County Land Use Plan and Unincorporated Area Future Land Use Plan) per Chapter 163,

Section 163.3187(1)(c), Florida Statutes.

ACTION: (A-970) Approved.

REGULAR AGENDA

10:00 A.M. PUBLIC HEARING

66. MOTION TO CONSIDER enactment of an ordinance, the title of which is as follows: (Continued from May 11, 1999, 2:00 p.m. Public Hearing, Item 7)

AN ORDINANCE CREATING A SECTION IN THE CODE OF ORDINANCES OF BROWARD COUNTY, FLORIDA, RELATING TO ACCESS TO BROADBAND INTERNET ACCESS TRANSPORT SERVICES; REQUIRING CABLE TELEVISION FRANCHISEES TO PROVIDE SUCH ACCESS ON RATES, TERMS, AND CONDITIONS AT LEAST AS FAVORABLE AS THOSE ON WHICH IT PROVIDES SUCH ACCESS TO ITSELF; CREATING A PRIVATE CAUSE OF ACTION AND ENFORCEMENT BY COUNTY; PROVIDING A MOST FAVORED NATIONS CLAUSE; PROVIDING FOR SEVERABILITY, INCLUSION IN CODE, AND EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners).

(Note: The portion of the Public Hearing for public input was closed May 11, 1999 and only the portion for commission deliberation is continued.)

ACTION: (A-1600) Continued up to six months and directed staff to provide the Board with a 30-day written status report.

END PUBLIC HEARING

COUNTY ADMINISTRATOR

67. REPORT County Administrator Roger J. Desjarlais advised that he has nothing to report at this time.

ACTION: (A-2913) No Board action was necessary.

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.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

68. DISCUSSION: of plat entitled "Encore Senior Village of Sunrise" - District 4, (052-MP-98).

ACTION: (A-970) Deferred to December 28, 1999 or sooner, under Section 5-181(i) of the Land Development Code, to study regional road concurrency.

69. DISCUSSION: of plat entitled "Carib Plat No. 2" - District 6, (076-MP-98).

ACTION: (A-2981) Approved subject to staff's recommendations as outlined in the Development Review Report.

70. DISCUSSION: of plat entitled "Country Market Place Plat" - District 4, (062-MP-97).

ACTION: (A-970) Deferred to December 28, 1999 or sooner, under Section 5-181(i) of the Land Development Code, to study regional road concurrency.

71. DELEGATION: Mr. Robert B. Lochrie regarding request to amend the note on the Center Port Plat (112-MP-96).

ACTION: (A-3000) Approved subject to staff's recommendations.

72. DELEGATION: Mr. James Kahn regarding:

A. MOTION TO APPROVE an agreement regarding the Allocation of Reserved Trip Capacity for the Levine Plat. (009-UP-95).

ACTION: (A-3016) Approved.

B. REQUEST TO AMEND the note on the Levine Plat (009-UP-95). (Deferred from May 4, 1999.)

ACTION: (A-3016) Approved subject to staff's recommendations.

73. DELEGATION: Mr. James Kahn regarding:

A. MOTION TO APPROVE the Traffic Concurrency Agreement among Broward County, City of Margate, and A.E.P. Margate, L.L.C., relating to the Alexander Plat (002-MP-96).

ACTION: (A-3060) Approved.

B. REQUEST TO AMEND the note on the Alexander Plat (002-MP-96).

ACTION: (A-3060) Approved subject to staff's recommendations.

74. DELEGATION: Mr. Gerald L. Knight regarding request to amend the note on the Halvorsen Real

Estate Corp. Plat (077-MP-96).

ACTION: (A-3076) Approved staff's verbal addendum of approval.

75. DELEGATION: Mr. Howard Jablon regarding request to revise the note on the Country Woods Plat (059-MP-98).

ACTION: (A-3309) Approved.

76. DELEGATION: Mr. Larry Justiz regarding request to amend the non-vehicular access line on the Jacaranda Parcel 817 Plat (092-MP-88).

ACTION: (A-3135) Approved.

77. DELEGATION: Mr. Ed Ploski regarding request to amend the non-vehicular access line on the Holy Cross Hospital Plat (062-MP-87).

ACTION: (A-3156) Approved subject to staff's recommendations with the deletion of number 8, Right-of-Way Requirement from the memorandum dated May 3, 1999 from the Traffic Engineering and Engineering Divisions.

78. DELEGATION: Mr. Jonathan W. Keith regarding request to amend the non-vehicular access line on the Turtle Run Plat (109-MP-86).

ACTION: (A-3175) Approved subject to staff's recommendations.

79. DELEGATION: Mr. Courtney A. Callahan regarding request to amend the non-vehicular access line on the West Park-West Parcel Plat (078-MP-86).

ACTION: (A-3197) Approved subject to staff's recommendations.

80. DELEGATION: Mr. Charlie C. Winningham regarding request to revise the non-vehicular access line on the Spielman-Margolis Replat (006-MP-96). (Deferred from April 20, 1999.)

ACTION: (A-3213) Approved, with the applicant's verbal addendum to include under Section 5b, Agreement Requirements: “. . . on an existing light pole or proposed flag pole on the property.”, subject to staff's recommendations.

81. DELEGATION: Mr. Lou-Ching Dong regarding request for waiver of sidewalk requirement for a single family residence.

ACTION: (A-3257) Approved subject to staff's recommendations.

82. DELEGATION: Mr. Jorge A. Gonzalez regarding request for partial waivers of impact, administrative, and application fees on the Prospect Road Plat (024-UP-90).

ACTION: (A-3278) Approved subject to staff's recommendations.

END OF QUASI-JUDICIAL HEARING

COUNTY ADMINISTRATOR

83. DELEGATION: Ms. Melissa McGaughey, resident of Hillsboro Pines.

ACTION: (A-5490) The Board took no action on the item.

PUBLIC WORKS DEPARTMENT

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

84. A. MOTION TO WAIVE the Broward County Procurement Code.

ACTION: (B-107) Approved to reflect in accordance with Section 21.6(c).

B. MOTION TO ADOPT Resolution 1999-710 accepting a Drainage, Flowage and Storage Retention Easement executed by General Charter Corporation and Hawks Landing Property Owners Association Inc., donating said easement for Hiatus Road drainage. Said easement is located on the east side of Hiatus Road and connects into a lake system at three points, approximately 900', 1500' and 2450' south of Broward Boulevard.

ACTION: (B-107) Approved.

C. MOTION TO APPROVE an agreement among Broward County, General Charter Corporation, and Hawks Landing Property Owners Association for joint participation in the improvement of Hiatus Road, from I-595 to Broward Boulevard, Project 5143; at no recurring cost to the county, but with a payment of \$85,556 to General Charter Corporation, and authorize the Chair and Clerk to execute same.

ACTION: (B-107) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

85. MOTION TO APPROVE travel for county employees on the attached list, in accordance with Administrative Order 105.

ACTION: (B-116) Approved with addendum.

REQUEST TO SET FOR PUBLIC HEARING

86. A. MOTION TO WAIVE by a majority plus one vote, the Public Hearing after 5:00 p.m. for a rezoning ordinance as required by section 125.66(4), Florida Statutes.

ACTION: (B-156) Approved.

B. MOTION TO ADOPT Resolution 1999-711 setting two Public Hearings on Tuesday, June 22, 1999 at 2:00 p.m. and Tuesday, July 13, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to enact an ordinance changing the Zoning District of certain lands within the Unincorporated Area of Broward County, Florida. This is required by Section 125.66(4), Florida Statutes.

In order to schedule the Public Hearing at 2:00 p.m., the Board of County Commissioners must approve this proposed resolution by a majority plus one vote. The June 22, 1999 and July 13, 1999 Public Hearings are to be Quasi- Judicial Public Hearings.

REZONING PETITION 2-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTIONS 31 AND 32, TOWNSHIP 50 SOUTH, RANGE 42 EAST; FROM R-1C, ONE-FAMILY DWELLING DISTRICT; R-2, TWO-FAMILY DWELLING DISTRICT; R-2U, TWO-FAMILY DWELLING DISTRICT; R-3U, ROW HOUSE DISTRICT AND A-1, AGRICULTURAL ESTATE DISTRICT, TO RS-3, ONE-FAMILY DETACHED DWELLING DISTRICT, RD-10, DUPLEX AND ATTACHED ONE-FAMILY DWELLING DISTRICT; RM-15, MULTIPLE-FAMILY DWELLING DISTRICT; R-1T, MOBILE HOME DWELLING DISTRICT AND A-3, UTILITY DISTRICT; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-160) Approved.

87. A. MOTION TO WAIVE by a majority plus one vote, the Public Hearing after 5:00 p.m. for a proposed ordinance changing permitted land uses, as required by section 125.66(4), Florida Statutes.

ACTION: (B-166) Approved.

B. MOTION TO ADOPT Resolution 1999-712 setting two Public Hearings on Tuesday, June 8, 1999 at 2:00 p.m. and Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to enact an ordinance amending Chapter 39, of the Code of Ordinances (Broward County Zoning Code).

This is required by Section 125.66(4), Florida Statutes. In order to schedule the Public Hearing at 2:00 p.m., the Board of County Commissioners must approve this proposed resolution by a majority plus one vote.

TEXT CHANGE NO. 7-T-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 39 OF THE BROWARD COUNTY CODE OF ORDINANCES, "BROWARD COUNTY ZONING CODE," AMENDING SECTION 39-4, "TERMS DEFINED" BY ADDING AND AMENDING CERTAIN TERMS; AMENDING ARTICLE XIV, "AGRICULTURAL ESTATE A-1 AND GENERAL AGRICULTURAL A-2 DISTRICTS," AMENDING SECTION 39-245 (9), "GENERAL PROVISIONS," BY ADDING AND AMENDING LIMITATIONS FOR NONRESIDENTIAL AND NONAGRICULTURAL USES; AMENDING SECTION 39-249, "USES PERMITTED," BY ADDING ESSENTIAL SERVICES AS A PERMITTED USE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Lori Nance Parrish)

ACTION: (B-169) Approved.

88. A. MOTION TO WAIVE by a majority plus one vote, the Public Hearing after 5:00 p.m. for a proposed ordinance changing permitted land uses, as required by section 125.66(4), Florida Statutes.

ACTION: (B-174) Approved.

B. MOTION TO ADOPT Resolution 1999-713 setting two Public Hearings on Tuesday, June 8, 1999 at 2:00 p.m. and Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to enact an ordinance amending Chapter 39, of the Code of Ordinances (Broward County Zoning Code).

This is required by Section 125.66(4), Florida Statutes. In order to schedule the Public Hearing at 2:00 p.m., the Board of County Commissioners must approve this proposed resolution by a majority plus one vote.

TEXT CHANGE NO. 8-T-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; AMENDING CHAPTER 39 OF THE BROWARD COUNTY CODE OF ORDINANCES (ZONING CODE), REPEALING ARTICLE XV, "SPECIAL DISTRICT REGULATIONS," IN ITS ENTIRETY; CREATING A NEW ARTICLE XV, ENTITLED "RURAL AND ESTATE DISTRICTS;" CREATING A NEW SECTION 39-260, ENTITLED "GENERAL PROVISIONS," PROVIDING GENERAL PROVISIONS FOR RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-261, ENTITLED "PURPOSE OF DISTRICTS," PROVIDING FOR THE PURPOSE OF RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-262, ENTITLED "RURAL AND ESTATE ZONING DISTRICTS," ESTABLISHING RURAL AND ESTATE ZONING DISTRICT CATEGORIES; CREATING A NEW SECTION 39-263, ENTITLED "PERMITTED USES," SETTING FORTH PERMITTED USES IN RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-264, ENTITLED "PROHIBITED USES," SETTING FORTH PROHIBITED USES IN

RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-264, ENTITLED “PROHIBITED USES,” SETTING FORTH PROHIBITED USES IN RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-265, ENTITLED “PLOT SIZE,” PROVIDING MINIMUM PLOT SIZES FOR RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-266, ENTITLED “LIMITATIONS FOR NONRESIDENTIAL AND NONAGRICULTURAL USES,” SETTING FORTH LIMITATIONS FOR NONRESIDENTIAL AND NONAGRICULTURAL USES IN RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-267, ENTITLED “PLOT COVERAGE,” PROVIDING FOR MAXIMUM PLOT COVERAGES IN RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-268, ENTITLED “HEIGHT,” ESTABLISHING MAXIMUM HEIGHTS FOR STRUCTURES IN RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-269, ENTITLED “YARD SETBACKS,” SETTING FORTH REQUIRED YARD SETBACKS IN RURAL AND ESTATE DISTRICTS; CREATING A NEW SECTION 39-270, ENTITLED “MINIMUM FLOOR AREA,” SETTING FORTH MINIMUM FLOOR AREAS FOR RESIDENTIAL BUILDINGS IN RURAL AND ESTATE DISTRICTS; REPEALING ARTICLE XXXIV, “ESTATE E-1 DISTRICT; REPEALING ARTICLE XXXV, “AGRICULTURAL ESTATE E-2 DISTRICT”; REPEALING ARTICLE LXXXII, “RURAL ESTATES DISTRICT”; REPEALING ARTICLE LXXXIII, “RURAL RANCHES DISTRICT”; PROVIDING FOR

SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Code and Zoning Enforcement Division)

ACTION: (B-179) Approved.

COUNTY COMMISSION

89. DISCUSSION: a letter from Dale Ross, Chief Judge of the Seventeenth Judicial Circuit in and for Broward County, Florida, dated April 20, 1999. (Chair)

ACTION: (B-184) The Board directed Ms. Pam Madison, Office of Public and Governmental Relations Director, to communicate with the Chief Judge regarding joint participation with the county on legislative issues providing they have no direct conflict with each other.

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

90. MOTION TO FILE the Broward County Historical Commission Resolution No. 99-1. (Chair)

ACTION: (A-970) Approved.

91. MOTION TO APPROVE the funding in an amount not to exceed \$75,000 in the form of a “Challenge Grant” for the purpose of relocating the historic Sample- McDougald House from its present

location to the property made available by the City of Pompano Beach. Funds to be allocated upon certification of verifiable matching funds as held by the "Sample and McDougald House Preservation Society Inc." at a date no later than October 1, 2000. The Challenge Grant is a one-to-one match from the county. (Commissioner Jacobs)

ACTION: (B-200) Approved to be part of the fiscal year 1999/2000 budget.

92. MOTION TO DIRECT the appropriate staff within, but not limited to, the Departments of Planning and Environmental Protection and Finance and Administrative Services to develop an ordinance for the licensing of all persons who engage in tree trimming or who are owners of a tree trimming service, with a condition of licensing being granted only after completing training to National Arbor Standards as provided by the Agriculture Extension Service. (Commissioner Jacobs)

ACTION: (A-970) Approved. The Board requested that the County Attorney's Office provide progress reports as a result of previous direction from the county commission.

93. MOTION TO DIRECT the appropriate staff within, but not limited to, the Division of Zoning Code Services and the Offices of Integrated Waste Management and Environmental Services to propose creative methods of expanding code enforcement services targeted to Broward County's unincorporated neighborhoods, including use of interns and cross-training of an employees, and possible increase in staff for consideration within the presentation of 1999-2000 budget. (Commissioner Jacobs)

ACTION: (B-492) Deferred to the May 25, 1999 meeting for further information.

94. MOTION TO APPROVE the contract terms between Broward County and the Broward Partnership for the Homeless Inc. (Commissioner Rodstrom)

ACTION: (A-5569) Approved.

95. MOTION TO RECONSIDER Item 2 from the May 11, 1999 5:30 p.m. Public Hearing to enact an ordinance amending the Broward County Comprehensive Plan to adopt a "Small-Scale" amendment in the City of Fort Lauderdale, PC 99-20. (Commissioner Rodstrom)

ACTION: (B-1030) Approved and directed the County Attorney's Office to publish notice of the public hearing to be heard at a future date.

COUNTY ATTORNEY

96. MOTION TO RATIFY the selection of Snow, Christensen & Marten as Special Counsel to provide legal services about Trillium USA, Inc. V. Board of County Commissioners, Broward County, Florida, State of Utah, Case No. 99-0904664, as lead attorneys subject to execution of the standard agreement.

REASON FOR SUPPLEMENTAL: This lawsuit involves an alleged breach of contract involving a Utah-based plaintiff. The County Attorney's Office seeks to have the case presently pending in Utah transferred to Broward County.

ACTION: (A-970) Approved.

GOOD AND WELFARE

97. PROCLAMATION On behalf of the Board, Commissioner Gunzburger read into the record a proclamation designating the week of May 16 through 22, 1999 as “*NATIONAL AQUATIC WEEK*” in Broward County, Florida.

ACTION: (A-156) Mr. Bob Harbin, Parks and Recreation Division Director, accepted the proclamation with much appreciation and introduced Ms. Kim Swank, the division’s Aquatic Coordinator, who gave an update of existing non profit aquatic programs in the county.

98. PROCLAMATION On behalf of the Board, Commissioner Abramowitz read into the record a proclamation designated the week of May 24 through the 30, 1999 as “*WIRELESS SAFETY WEEK*” in Broward County, Florida.

ACTION: (A-301) The proclamation was accepted with gratitude by Ms. Mirtha Orue Muller, AT & T.

99. PROCLAMATION On behalf of the Board, the Chair read into the record a proclamation designating Saturday, May 22, 1999 as “*MASS CARDIOPULMONARY RESUSCITATION (CPR) DAY*” in Broward County, Florida.

ACTION: (A-397) Dr. Maureen Campbell, Chapter of the Florida College of Emergency Physicians, thanked the Board for the proclamation; addressed the importance of administering CPR when needed, and invited those present to attend the Mass CPR Day events at Nova Southeastern University Medical Complex in Broward County.

100. SPECIAL PRESENTATION Ms. Nicki Grossman, Greater Fort Lauderdale Convention and Visitors Bureau (GFLCVB) President and Chief Executive Officer, announced the record number of visitors in 1998 to Greater Fort Lauderdale representing \$3,672,000,000; anticipated greater numbers for 1999, and reported the increase in the number of sales, meetings, and the leisure market.

ACTION: (A-599) Ms. Grossman, Dennis Edwards, GFLCVB’s Sales/Marketing, and Ms. Francine Mason, GFLCVB’s Communications/Public Relations, extended heart felt appreciation to the Board for its consistent support.

101. PROCLAMATION On behalf of the Board, Commissioner Parrish submitted for the record a proclamation designating Tuesday, May 18, 1999 as “*SUNRISE MIDDLE SCHOOL JUNIOR ACHIEVEMENT CLASS “HAWKS TEAM A” DAY*”, in Broward County Florida. She introduced Messrs. David Johnson, Sunrise Middle School Teacher; Gary Donaldson, Development Management Division, and the eighth grade students; referred to her recent visit to their school, and recognized their poster board project on the “*Lakota Sioux*”, Native-American tribe, which was presented to Commissioner Parrish.

ACTION: (A-710) Mr. Donaldson thanked the commission for such recognition and continued support over the years. The proclamation was accepted by Mr. Johnson, the eighth grade students listed below, and Ms. Melissa Aiello, on behalf of the President of Junior Achievement of South Florida Board of Directors, who expressed much appreciation:

Lisa Berkowitz Hollanda Charles

Shanika Gadson Dominic Hamel

Esnel Jean Latalia Lovies

Lisandro Martinez Vardan Patel

Rodney Robertson Teresa Sherrod

Khamerel Simpkins Jeremy Womack

NON AGENDA

102. DISCUSSION County Administrator Roger J. Desjarlais advised, in response to Commissioner Cowan's inquiry, that he will provide a report confirming the county's position on its Year 2000 (Y2K) compliance for computers.

ACTION: (B-1121) No action was necessary.

103. DIRECTIVE Commissioner Parrish referred to the Board's discussion at its May 11, 1999 5:30 p.m. public hearing regarding correspondence from the County Attorney's Office marked "confidential" as it contained exempt information and addressed the formal opinion from Mr. Edward A. Dion, County Attorney.

ACTION: (B-1137) The Board requested that Mr. Dion provide recommendations on appropriate restrictions when requests for documents are made to the commissioners.

104. DISCUSSION Commissioner Gunzburger referred to the Legislative Alert dated May 17, 1999 from Mary Kay Cariseo, Florida Association of Counties (FAC), regarding Senate Bill (SB) 318, Intangibles Tax/County Revenue dealing primarily with the intangibles tax reduction which does not include a "hold harmless" provision for the County Revenue Sharing Program. She recognized from FAC's list that Broward County would be affected by the intangibles tax cut of \$7,488,726 for 1999/2000 and acknowledged the overall reduction of \$101.5 million or 25 percent in revenue sharing funds.

ACTION: (B-1606) By unanimous consent, the Board requested that the Chair write a letter to the Governor expressing displeasure to said reduction and requesting that Senate Bill 318 be vetoed.

105. DISCUSSION The Chair pointed out previous discussions on Broward County being designated as a millennium community, officially endorsed by the President of the United States; referred to her attendance at the May 17, 1999 Florida Building Codes Commission voicing the county commission's concerns on the proposed Florida Building Code weakening the current hurricane provisions and the

county's South Florida Building Code, and addressed her intent to place on a future agenda concerns in this regard, especially as it pertains to the public hearing process.

ACTION: (B-1687) No action was necessary.

106. MOTION TO DIRECT the County Attorney to draft an ordinance to prohibit the division of plat approvals to avoid concurrency for a five-year period. (Chair).

ACTION: (B-1740) Approved by unanimous consent.

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