

# MEETING OF MAY 20, 1997

*(The meeting convened at 10:00 a.m. and adjourned at 12:45 p.m.)*

PLEDGE OF ALLEGIANCE - *was led by Representative Tracy Stafford, Broward County Legislative Delegation.*

## CONSENT AGENDA

### PUBLIC WORKS DEPARTMENT

### OFFICE OF ENVIRONMENTAL SERVICES

### ENVIRONMENTAL ENGINEERING DIVISION

1. MOTION TO APPROVE a developer's agreement between Broward County and JM Properties of South Florida Inc., a Florida Corporation, providing for utility installations by the Developer at an estimated installation cost of \$20,874 (at no cost to the county) to furnish water and sewer services to an 11,200 square foot single-story merchandising building and a 2,100 square foot single-story merchandising building, and authorize the Chair and Clerk to execute same. (BCOES Project No. 8717)

**ACTION: (A-1268) Approved.**

### FISCAL OPERATIONS DIVISION

2. MOTION TO ADOPT Resolution 1997-627 assessing liens for unpaid water and/or sewer charges.

**ACTION: (A-1268) Approved.**

### FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

### COUNTY RECORDS DIVISION

3. MOTION TO APPROVE the minutes of the 10:00 a.m. Board of County Commission meeting of March 18, 1997.

**ACTION: (A-1268) Approved.**

# OFFICE OF INFORMATION TECHNOLOGY

4. MOTION TO ADOPT Resolution 1997-628 transferring \$85,000 from reserve within the General Capital Outlay Fund for the Office of Information Technology to purchase a monopole tower and microwave equipment for the new Emergency Operations Center.

**ACTION: (A-1268) Approved.**

## PURCHASING DIVISION

For Finance and Administrative Services Department

5. MOTION TO AWARD an open-end contract to the low responsive and responsible bidder, option B, Broward Truck and Equipment Co. Inc. for dump trucks stake body (Bid No. C-10-96-24-06) in the approximate amount of \$180,770.14, for the Streets and Highways and Parks and Recreation Divisions. The contract period shall start May 20, 1997 and shall terminate November 19, 1997.

**ACTION: (A-1268) Approved.**

For Public Works Department

6. MOTION TO AWARD an open-end contract to the low bidder, Group 1, Broward Truck and Equipment Co. Inc. for aerial platform lift truck (Bid No. C-09-96-14-06) in the approximate amount of \$1,225,500 for the Traffic Engineering Division and to authorize the Purchasing Division Director to renew the contract for a six-month period. The initial contract period shall start May 20, 1997 and shall terminate November 19, 1997.

**ACTION: (A-1268) Approved.**

## HUMAN SERVICES DEPARTMENT

### CHILDREN'S SERVICES ADMINISTRATION

7. MOTION TO APPROVE Amendment No. 1 to Agreement No. 97-70 between Broward County and The Young Men's Christian Association of Broward County Inc. from January 1, 1997 through September 30, 1997 for the purpose of changing the cost per unit of service in Exhibit E, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1268) Approved.**

8. MOTION TO APPROVE Amendment No. 1 to Agreement No. 97-72 between Broward County and The Young Men's Christian Association of Broward County Inc. from January 1, 1997 through

September 30, 1997 for the purpose of changing the cost per unit of service in Exhibit E, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1268) Approved.**

## **ALCOHOL AND DRUG ABUSE SERVICES DIVISION**

9. MOTION TO APPROVE a grant application to the Department of Community Affairs through the Broward County Commission on Substance Abuse in the amount of \$72,088 Federal funds and \$31,552 county funds, a total program cost of \$103,640 for the continuation of the Intensive Evening Outpatient Program from October 1, 1997 through September 30, 1998, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

**ACTION: (A-1268) Approved.**

## **HEALTH CARE MANAGEMENT DIVISION**

10. 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 Fiscal Year 1997 Formula\Supplemental Grants, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1268) Approved.**

## **COMMUNITY SERVICES DEPARTMENT EMERGENCY MANAGEMENT DIVISION**

11. MOTION TO APPROVE the modification to an agreement between the State of Florida and Broward County to implement and administer Broward County's Emergency Management and Preparedness Program, to add provisions for consistency with the Immigration and Nationality Act with no change in amount or term of original agreement, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1268) Approved.**

## **PARKS AND RECREATION DIVISION**

12. MOTION TO APPROVE a non-financial agreement between Broward County and the School Board

of Broward County, Florida to allow for reciprocal use of facilities for a five-year term, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1268) Approved.**

13. MOTION TO ADOPT Resolution 1997-629 of the Board of County Commissioners of Broward County, Florida authorizing the County Administrator to make application for grant assistance under the Florida Inland Navigation District Waterways Assistance Program for \$75,000 for a project entitled "Secret Woods Nature Center Exhibit Building Improvements"; providing for an effective date; and authorize the County Administrator to take the necessary administrative and budgetary action to execute the grant. (County match required.)

**ACTION: (A-1268) Approved.**

14. A. MOTION TO APPROVE the submission of an application for participation to the State of Florida Department of Education in the amount of \$211,908.44, for the 1997 Summer Food Service Program for Children, and authorize the County Administrator to take the necessary administrative and budgetary actions to execute the grant. (No county monies required.)

**ACTION: (A-1268) Approved.**

B. MOTION TO APPROVE an agreement between Broward County and the Florida Department of Education in the amount of \$211,908.44, to operate a Summer Food Service Program for Children from June 23, 1997 through August 15, 1997, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1268) Approved.**

**DEPARTMENT OF NATURAL RESOURCE PROTECTION**

15. MOTION TO APPROVE a grant agreement between the State of Florida Department of Environmental Protection and the county to reimburse the Department of Natural Resource Protection (DNRP) \$50,000 for their work to restore the North Fork of the New River, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant for the Water Resources Division of DNRP.

**ACTION: (A-1268) Approved.**

**DEPARTMENT OF STRATEGIC PLANNING**

**AND GROWTH MANAGEMENT**

**COMMUNITY DEVELOPMENT DIVISION**

16. MOTION TO APPROVE an agreement between Broward County and the Oaks at Pompano, Ltd. in the amount of \$375,000 in HOME Investment Partnerships Program (HOME) funding for new construction of a 224 unit rental development located in the City of Pompano Beach, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1268) Approved.**

## **PORT EVERGLADES DEPARTMENT**

17. MOTION TO APPROVE the Port Everglades Taxi/Limo/Bus Service Business Permit between Broward County, Florida and A Economy Limousine of Florida 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-1268) Approved.**

18. 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 land at Port Everglades for the period of June 1, 1997 through May 31, 1998, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1268) Approved.**

19. MOTION TO APPROVE the renewal of a lease agreement between Broward County and FLFZ Inc. for Bays No. 2 and 3 in Building "E" in Foreign Trade Zone No. 25 at Port Everglades, consisting of 5,968 square feet of warehouse space, for the period of June 1, 1997 through May 31, 1999, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1268) Approved.**

20. MOTION TO APPROVE the renewal of a lease agreement between Broward County and Manaco International Forwarders Inc. for Suites No. 8 and 9 in Building 611 at Port Everglades, consisting of 1,040 square feet, for the period of June 1, 1997 through May 31, 2000, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1268) Approved.**

21. A. MOTION TO APPROVE an agreement between Broward County and the Seamen's Church Institute of Florida d/b/a Seafarers' House for the period May 20, 1997 through November 30, 1997 to present Port Everglades' 16th Annual Golf and Tennis Tournament, and authorize the Chair and Clerk to execute same.

***ACTION: (A-1295) Deferred to May 27, 1997 for further information on the Port Everglades Department staff's participation.***

B. MOTION TO WAIVE Section 1.11.bb.1 of the Broward County Administrative Code relating to non-profit organization audits to allow for an audit of the event and not the entire organization.

*ACTION: (A-1295) Deferred to May 27, 1997.*

## **OFFICE OF BUDGET AND MANAGEMENT POLICY**

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

**ACTION: (A-1268) Approved.**

23. MOTION TO ADOPT budget Resolution 1997-630 transferring funds within the General Fund in the amount of \$35,613 from the Reserve for Litigation for the Clerk of Courts for reimbursement of lawsuit expenses.

**ACTION: (A-4880) Approved.**

24. MOTION TO ADOPT unanticipated revenue Resolution 1997-631 within the Law Enforcement Trust Fund in the amount of \$96,000 to provide funding for the Florida Atlantic University, the Coordinating Council of Broward, and Kids in Distress for crime prevention programs.

**ACTION: (A-1268) Approved.**

## **BOARD APPOINTMENTS**

25. MOTION TO APPROVE the appointment of Mayor Jim Naugle to serve on the Broward County Planning Council Board. Mayor Naugle will fill a vacant position on this Board. (Commissioner Rodstrom)

**ACTION: (A-1268) Approved.**

### **REQUEST TO SET FOR PUBLIC HEARING/MEETING SCHEDULE**

26. MOTION TO APPROVE the budget workshop schedule for August 1997.

**ACTION: (A-1268) Approved.**

27. MOTION TO ADOPT Resolution 1997-632 directing the County Administrator to publish notice of public hearing to be held Tuesday, June 10, 1997 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 2001 Barcelona Terrace in the City of Margate. Petitioner: Pedrito Benevides, et al. (Craig A. Smith &

Associates Inc. - Agent) 18-V-97.

## **ACTION: (A-1268) Approved.**

28. MOTION TO ADOPT Resolution 1997-633 directing the County Administrator to publish notice of public hearing to be held on June 10, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to consider adoption of two "Small Scale" amendments, in the City of Pembroke Pines and the City of Hallandale, to the Broward County Comprehensive Plan per Chapter 163, Section 163.3187(1)(c), Florida Statutes.

## **ACTION: (A-1268) Approved.**

29. MOTION TO ADOPT Resolution 1997-634 directing the County Administrator to publish notice of public hearing to be held on June 10, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to consider adoption of the first annual 1997 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING THE FIRST ANNUAL 1997 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN IN THE TOWN OF DAVIE; AMENDING THE BROWARD COUNTY LAND USE PLAN TO REVISE AND UPDATE THE WETLANDS MAP OF THE NATURAL RESOURCE MAP SERIES; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT RELATING TO URBAN INFILL, URBAN REDEVELOPMENT, DOWNTOWN REVITALIZATION AND CHAPTER 163 REDEVELOPMENT AREAS; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT TO UPDATE REFERENCES, CLARIFY LANGUAGE AND REFORMAT TEXT AS APPROPRIATE; AMENDING THE DEEPWATER PORT COMPONENT OF THE COASTAL MANAGEMENT ELEMENT; AMENDING THE HOUSING ELEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

## **ACTION: (A-1268) Approved.**

30. MOTION TO ADOPT Resolution directing the County Administrator to publish notice of public hearing to be held Tuesday, June 24, 1997 at 2:00 p.m. and Tuesday, July 8, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to consider adoption of a proposed ordinance, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CREATING CHAPTER 21, ARTICLE IV, "GRAFFITI," OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR APPLICATION; PROVIDING FOR DEFINITIONS; PROVIDING FOR PROHIBITION OF GRAFFITI; PROVIDING FOR PENALTIES FOR VIOLATIONS; PROVIDING THAT PARENTS AND LEGAL GUARDIANS BE JOINTLY AND SEVERABLY LIABLE FOR FINES AND RESTITUTION ASSESSED AGAINST THEIR MINORS; PROVIDING FOR GRAFFITI REMOVAL; AMENDING CHAPTER 39, ARTICLE XVIII, "SIGN REGULATIONS," OF THE BROWARD COUNTY ZONING CODE BY PROHIBITING GRAFFITI;

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

(Sponsored by the Board of County Commissioners)

*ACTION: (A-1268) Withdrawn at staff's request for additional study.*

## **REGULAR AGENDA**

### **COUNTY ADMINISTRATOR'S REPORT**

31. REPORT County Administrator B. Jack Osterholt submitted a copy of the Jail Report dated May 19, 1997 reflecting the population at 3,989.

*ACTION: (A-1541) No Board action was necessary.*

### **COUNTY ATTORNEY**

32. DISCUSSION: Notice of Intent to file a verified complaint pursuant to Section 163.3125 Florida Statute by the City of Plantation.

*ACTION: (A-1545) The Board took no action on the item; however, a copy of the City of Plantation's Executive Summary submitted for the record does not reflect the opinion of Broward County's staff or the Board of County Commissioners.*

### **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 STRATEGIC PLANNING**

### **AND GROWTH MANAGEMENT**

### **DEVELOPMENT MANAGEMENT DIVISION**

33. DISCUSSION of Plat entitled "Modica Plat" - District 4, (106-MP-96).

*ACTION: (A-2421) Approved subject to staff's recommendations as outlined in the Development*

***Review Report.***

34. DISCUSSION of Plat entitled “Albertsons - Lighthouse Point” - District 2, (090-MP-96).

***ACTION: (A-2437) Approved subject to staff’s recommendations as outlined in the Development Review Report.***

35. DISCUSSION of Plat entitled “Pines Flamingo Park” - District 5, (110-MP-96).

***ACTION: (A-2450) Approved subject to staff’s recommendations as outlined in the Development Review Report with addendum and verbal addendum to Staff Recommendation #8, Traffic Concurrency Requirement, to add the following language: “. . . or a resolution must be received from the City (of Pembroke Pines), prior to plat recordation, which commits funding for this improvement within the next two years.”***

36. DISCUSSION of Plat entitled “Washington Court Villas” - District 6, (061-MP-96).

***ACTION: (A-2491) Approved subject to staff’s recommendations as outlined in the Development Review Report.***

37. DELEGATION: Mr. Christopher Cutro regarding request to place a note on the Davie - 39th Street Plat (004-MP-80).

***ACTION: (A-2508) Approved, with addendum, subject to staff’s recommendations.***

38. MOTION TO ADOPT revised Resolution 1997-635 relating to the Pembroke Meadows Development of Regional Impact (DRI).

**ACTION: (A-2561) Approved.**

39. DELEGATION: Ms. Shelley Eichner regarding request to revise the note on the Pembroke Falls Parcel C Plat (045-MP-95).

***ACTION: (A-2570) Approved, staff’s verbal addendum, subject to staff’s recommendations.***

40. DELEGATION: Ms. Shelley Eichner regarding request to amend the note on the Pembroke Falls Phase 1 Plat (068-MP-94).

***ACTION: (A-2590) Approved, with addendum and staff’s verbal addendum, subject to staff’s recommendations.***

41. DELEGATION: Mr. Francisco Rojo regarding request to amend the non-vehicular access line on the Stirlingwood Plat (127-CP-79).

***ACTION: (A-2607) Approved subject to staff’s recommendations.***

42. DELEGATION: Mr. Robert S. Cohn regarding request to amend the non-vehicular access line on the University Hospital Replat (086-MP-94).

***ACTION: (A-2624) Approved subject to staff's recommendations.***

43. DELEGATION: Mr. James Thiele regarding request to amend the non-vehicular access line on the Pembroke Shores Plat (065-MP-92). (Deferred from May 6, 1997)

***ACTION: (A-2624) Approved, with addendum, subject to staff's recommendations. Further the Board approved the applicant's request that staff make minor modifications to match Florida Department of Transportation's approval and clarify the approval of right turns IN and right turns OUT.***

44. DELEGATION: Ms. Bonnie L. Miskel regarding request to modify conditions of plat approval on the Regency Lakes at Coconut Creek Plat (075-MP-93).

***ACTION: (A-2700) Approved subject to staff's recommendations.***

45. DELEGATION: Mr. Leigh R. Kerr regarding request to modify conditions of plat approval on the North Broward School Plat (009-UP-96).

***ACTION: (A-2717) Approved, with addendum, subject to staff's recommendations. The applicant committed to the construction of the sidewalk along Northwest 74 Street if needed in future.***

46. DELEGATION: Mr. Willie Sellers regarding request for waiver of paved access requirements for a single family residence in the unincorporated area.

***ACTION: (A-2817) Approved subject to staff's recommendations.***

47. DELEGATION: Dennis D. Mele, Esq. regarding motion to approve school agreement among Broward County, School Board of Broward County, and Sunset Lakes Associates relating to the Sunset Lakes Plat (093-MP-95).

***ACTION: (A-2841) Approved subject to staff's recommendations.***

48. DELEGATION: Mr. Gregory S. Mire regarding request to modify conditions of plat approval on the Raintree Villas Plat (031-MP-95). (Deferred from May 13, 1997)

***ACTION: (A-2854) Deferred up to six months for the applicant to provide a study showing the impact on the intersection of Pine Island Road and Northwest 52 Street, in the City of Lauderhill, including the traffic generated by the proposed project.***

## **END OF QUASI-JUDICIAL HEARING**

49. DELEGATION: Ms. Debbie Orshefsky, Esq., Greenberg Traurig, regarding Northport/Broward County Convention Center Development of Regional Impact. (Deferred from May 13, 1997)

***ACTION: (A-2960) Withdrawn at the applicant's request.***

### **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

50. MOTION TO APPROVE the appointment of Managing Underwriters and Co- Managers for the

proposed Airport System Revenue Bonds as follows: *For the first series of bonds:* Lehman Brothers Inc., Senior Manager with book; AIBC Municipal Securities, Co-Senior Manager; Goldman Sachs & Co., Co-Manager; Artemis Capital Group, Co-Manager; Mesirow Financial Inc., Co-Manager; M.R. Beal & Company, Co-Manager; and SunTrust Capital Markets, Co-Manager; *For the second series of bonds:* Goldman Sachs & Co., Senior Manager with book; Artemis Capital Group, Co-Senior Manager; Lehman Brothers Inc., Co-Manager; AIBC Municipal Securities, Co-Manager; Mesirow Financial Inc., Co-Manager; M.R. Beal & Company, Co-Manager; and SunTrust Capital Markets, Co-Manager.

**ACTION: (A-2962) Approved.**

## **OFFICE OF HOUSING FINANCE**

51. MOTION TO ADOPT Resolution 1997-636 of the Board of County Commissioners of Broward County, Florida approving the issuance and sale of Multi-family Housing Revenue Bonds (Pompano Oaks Apartments Projects-GNMA Collateralized), Series 1997, in an aggregate principal amount not to exceed \$9,500,000 to be issued in one series; providing for certain details thereof; and approving the execution of the documents relating thereto.

**ACTION: (A-2972) Approved.**

52. MOTION TO ADOPT Resolution 1997-637 of the Board of County Commissioners of Broward County, Florida authorizing the issuance of Multi-family Housing Revenue Bonds (Heron Pointe Apartments Project), Series 1977, in an aggregate principal amount not to exceed \$1,500,000; authorizing the issuance and sale of Multi-family Housing Revenue Bonds (Heron Pointe Apartments Project), Series 1977, in an aggregate principal amount not to exceed \$10,250,000 to be issued simultaneously in two series; providing for certain details thereof; and approving the execution of the documents relating thereto.

**ACTION: (A-2979) Approved.**

## **PURCHASING DIVISION**

For Finance and Administrative Services Department

53. MOTION TO APPOINT a Selection/Negotiation Committee to recommend the most qualified firm to provide professional marine biological consulting services for the Broward County Beach Renourishment Project.

*ACTION: (A-2984) Approved with the appointment of Commissioner Sylvia Poitier, Department of Natural Resource Protection Director, Chair; Biological Resources Division Director; Community Development Division Director, and administrative support staff from the offices of the County Attorney, Commission Auditor, Equal Opportunity, and the Purchasing Division.*

## **REVENUE COLLECTION DIVISION**

54. MOTION TO AUTHORIZE the Chair and Clerk to execute and deliver Quit Claim Deed from Broward County to Ruthie Payton Newkirk and Willie James Newkirk, regarding property previously posted as a criminal property bond in Broward County Circuit Court, Case No 82-7008 CF-B. (Defendant: Mr. Jeffrey Newkirk) (Deferred from May 6, 1997)

**ACTION: (A-3012 & 3371) Approved.**

## **HUMAN SERVICES DEPARTMENT**

### **HEALTH CARE MANAGEMENT DIVISION**

55. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida amending the Broward County Administrative Code Section 12.108 and Section 12.109 relating to the Broward County HIV Health Services Planning Council; amending the requirements for membership; amending the provisions for terms of office; amending the duties of the Council; providing for severability; providing for inclusion in Administrative Code; and providing for an effective date.

*ACTION: (A-3077) Deferred. The Board requested that the County Administrator report back with recommendations.*

56. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida amending the Broward County Administrative Code Section 23.54 relating to review procedures from the Grant Applications for Ryan White CARE Act Title I; amending the review procedure and creating an appeals procedure; including within the appeals procedure provisions for appeals of funding recommendations to a grievance committee and for submission of committee decisions to binding arbitration; deleting from the review procedure grant applications under the Housing Opportunities for Persons With AIDS (HOPWA) program; providing for severability; providing for inclusion in Administrative Code; and providing for an effective date.

*ACTION: (A-3077) Withdrawn at staff's request for further review.*

## **COMMUNITY SERVICES DEPARTMENT**

### **PARKS AND RECREATION DIVISION**

57. MOTION TO AUTHORIZE the County Attorney to commence legal action against Blue Marlin Construction Corporation relating to Hillsboro Pineland natural area for breach of developer's agreement between Broward County and Blue Marlin Construction Corporation executed on October 29, 1992.

**ACTION: (A-3428) Approved.**

58. A. MOTION TO APPROVE a contract for sale and purchase as executed by the owners of the "Vinkemulder Plat" in the amount of \$2,107,600 for the purchase of 35 plus acres of real estate adjacent to the northwest corner of Tradewinds Regional Park, and authorize the Chair and Clerk to execute same

with acceptance and recordation of warranty deed.

## **ACTION: (A-3586) Approved.**

B. MOTION TO ADOPT budget Resolution 97-638 transferring within the General Capital Outlay Fund for the Parks and Recreation Division the amount of \$420,000 to fund the first of five annual payments to purchase the "Vinkemulder Plat" adjacent to the northwest corner of Tradewinds Regional Park.

## **ACTION: (A-3586) Approved.**

# **OFFICE OF BUDGET AND MANAGEMENT POLICY**

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

*ACTION: (A-3593) Approved with addendum.*

60. MOTION TO APPROVE a grant application to the U.S. Department of Justice for the Broward Sheriff's Office in the amount of \$1,930,176 for the Community Oriented Policing Services (COPS) Program (includes \$1,030,176 in county match over three years).

## **ACTION: (A-3602) Approved.**

61. A. MOTION TO APPROVE a 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-3613) Deferred for 90 days and directed staff to review the guidelines on the expenditure of excess funds with the Broward Sheriff's Office input, and report back to the Board for consideration.*

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-3613) Deferred for 90 days.*

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-3613) Deferred for 90 days.*

# **OFFICE OF EQUAL OPPORTUNITY**

62. DISCUSSION: Status of Broward County Civic Arena Small Disadvantaged Business Enterprise (SDBE).

*ACTION: (A-4643) County Administrator B. Jack Osterholt updated the Board on staff's meetings with representatives from Centex Rooney Inc. and the Arena Development Corporation Inc. and conveyed the Office of Equal Opportunity staff's belief that significant progress is being made. The Board concurred with his request to continue to have such meetings and bring back a firm recommendation within three weeks.*

## **GREATER FORT LAUDERDALE**

### **CONVENTION AND VISITORS BUREAU**

63. A. MOTION TO WAIVE the Broward County Procurement Code, Section 21.6c for good cause to amend the agreement between Broward County and Harris Drury Cohen for advertising services to extend the agreement from September 30, 1997 to September 30, 1999 with two additional one-year options to extend.

**ACTION: (A-4679) Approved.**

B. MOTION TO APPROVE the second amendment to an agreement between Broward County and Harris Drury Cohen for advertising services to extend the agreement until September 30, 1999 with two additional one-year options to extend, and authorize the Chair and Clerk to execute same.

**ACTION: (A-4679) Approved.**

64. A. MOTION TO WAIVE the Broward County Procurement Code, Section 21.6c for good cause to amend the agreement between Broward County and M. Silver Associates Inc. for public relations services to extend the agreement until September 30, 1999 with two one-year options to extend.

**ACTION: (A-4811) Approved.**

B. MOTION TO APPROVE the first amendment between Broward County and M. Silver Associates Inc. for public relations services to extend the agreement until September 30, 1999 with two additional one-year options to renew, and authorize the Chair and Clerk to execute same.

**ACTION: (A-4811) Approved.**

### **COUNTY COMMISSION**

65. MOTION TO ACCEPT nominations for appointment to the Tri-County Commuter Rail Authority for the business representative. (Commissioner Parrish)

# **ACTION: (A-4826) Approved.**

A. MOTION TO NOMINATE Mr. James Cummings to serve on the Tri-County Commuter Rail Authority filling the Broward County citizen representative seat. (Commissioner Rodstrom)

*ACTION: (A-4826) Approved. The Board directed staff to send Mr. Cummings an agenda for the TCRA meeting on Friday, May 23, 1997.*

## **SUPPLEMENTAL AGENDA**

### **COUNTY COMMISSION**

66. MOTION TO APPROVE an Ad Hoc Agricultural Study Committee consisting of staff members from Broward County, Town of Davie and the Cities of Cooper City, Pembroke Pines and Weston, and request the Broward County Planning Council to provide staff support to same. (Commissioner Parrish)

*ACTION: (A-4861) By unanimous consent, the Board directed County Administration to write a letter to the Planning Council Administrator requesting that they meet with the Committee -- which should include members of the Florida Nursery and Growers Association, with the Comprehensive and Neighborhood Planning Division staff participating -- to address concerns on the various kinds of business activities in the southwestern area Broward County and the impacts of future annexations. Further the county commission agreed that the Committee provide a recommendation to the Board in its final report before November 1, 1997.*

67. MOTION TO AUTHORIZE a voting delegate to pick up Broward County's voting credentials for National Association of Counties' (NACo's) Annual Election of Officers at NACo's 62nd Annual Conference to be held July 11 through 15, 1997 in Baltimore County (City of Baltimore), Maryland and pay for registrant for the Conference so the State Association Representative can pick up the county's Credentials Materials in the event a County Commissioner does not attend the Conference. (Commissioner Parrish)

*ACTION: (A-4958) Approved designating Commissioner John E. Rodstrom as the voting delegate and Commissioner Sylvia Poitier as the alternate and directed the Office of Public and External Affairs to prepare as soon as possible a letter for signature identifying the county commission's voting delegate and alternate to the Credentials Committee in Washington, D.C.*

68. MOTION TO RECONSIDER AND AMEND Item 4C of May 13, 1997 County Commission Public Hearing Agenda, that is, a standard agreement between Broward County and participating auto dealers for participation in an electronic filing system for Motor Vehicle Titling and Registration Services. (Commissioners Parrish and Lieberman)

*ACTION: (A-5037) The county commission agreed to reconsider this item at a future meeting. Commissioner Parrish will work with the County Attorney's Office and provide the appropriate amendments to the agreement to the Board.*

## **NON AGENDA**

69. PROCLAMATION On behalf of the Board, Commissioner Lieberman read into the record a proclamation designating the month of June 1997 as “*Hurricane Awareness Month*” in Broward County. The Board urged the residents to take this opportunity to educate themselves regarding the proper preparations and procedures necessary to protect themselves from the devastating effects of a hurricane.

***ACTION: (A-117) Mr. Art St. Amand, Emergency Management Division Director, accepted the proclamation and expressed appreciation to all those who have been working with him.***

70. PROCLAMATION On behalf of the Board, the Vice Chair read into the record a proclamation designating the week of May 18 through 24, 1997 as “*Public Works Week*” in Broward County. The Board called upon all citizens and civic organizations to acquaint themselves with the issues involved in providing our public works and to recognize the contributions that public works personnel make every day to our health, safety, comfort, and quality of life.

***ACTION: (A-230) Mr. Lee E. Billingsley, Public Works Department Deputy Director, accepted the proclamation and thanked the Board.***

71. PROCLAMATION On behalf of the Board, Commissioner Gunzburger read into the record a proclamation designating the week of May 18 through 24, 1997 as “*Emergency Medical Services*” in Broward County.

***ACTION: (A-269) Mr. Mike Haygood, Fire Rescue Division Assistant Chief, accepted the proclamation and thanked the Board for the recognition.***

72. PROCLAMATION On behalf of the Board, Commissioner Abramowitz read into the record a proclamation designating May 23 through 26, 1997 as “*Imagen Del Peru Days*” in Broward County and urged all residents to extend their best wishes to our Peruvian neighbors and a warm welcome to their visiting dignitaries.

***ACTION: (A-352) Dr. Jose Donayre, Cultural Affairs Director; Messrs. Carlos Flores, President, and Carlos Guerinoni, Public Relations with the Association of Peruvian Institutions in the United States and Canada Inc. accepted the proclamation, thanked the Board and invited the county commission to attend its XIII Conference and Peruvian paintings and exhibits event at the Art and Cultural Center in Hollywood on Saturday, May 24, 1997.***

73. PRESENTATION Representative Tracy Stafford and Senator Howard Forman, Chair of the Broward County Legislative Delegation, read into the record the State of Florida House of Representatives Resolution Number 9025, sponsored by the House Members of the Broward County Legislative Delegation honoring the Broward County Division of Libraries for winning the 1996-1997 National Library of the Year Award.

Commissioner Abramowitz read into the record a portion of a letter dated May 9, 1997 received from Mr. Dennis W. Harmon, Office of Tourism, Trade and Economic Development, informing that the application for a Tourism Development Grant of \$200,000 has been approved for the construction of the African American Research Library and Cultural Center.

***ACTION: (A-464 & 1045) On behalf of the Board, Commissioner Poitier expressed appreciation to the Governor’s Office for the grant. Mr. Sam Morrison, Libraries Division Director, accepted the resolution and thanked the Legislative Delegation for the recognition. He also gave credit to County***

***Administration, Ms. Nicki E. Grossman, Greater Fort Lauderdale Convention and Visitors Bureau President, and the Jewish Development Group who were responsible for the subject grant.***

***Representative Josephus Eggelton, Legislative Delegation, was later recognized by the Board who thanked him personally for his commitments and the entire Delegation for their efforts in sponsoring said resolution.***

74. RECOGNITION The Vice Chair introduced the Ely High School students to the Board who previously received certificates of completion for the Mentorship Program between Office of Environmental Services (OES) and Ely High School.

***ACTION: (A-703) On behalf of Ely High School, the City of Pompano Beach and the School Board of Broward County, Dr. Earlean Smiley, Ely High School Principal, addressed the determination of the students and staff on the “Essence of Question (EQ)” to make tracks toward the 21st Century.***

***Mr. Willie R. Horton, OES Director, recognized OES’ intent to participate in the “Classroom Broward” program; noted the strategy for students to enter a four-day school week, and mentioned the plan for OES to sponsor students to work on special projects in the corporate community on the fifth day.***

75. PROCLAMATION On behalf of the Board, Commissioner Rodstrom read into the record a proclamation designating Tuesday, May 20, 1997 as “Shell Air and Sea Show and Mickey Markoff Appreciation Day” in Broward County.

***ACTION: (A-845) After the Board conveyed its appreciation to Mr. Markoff, MDM Group Ltd, for his efforts on the show’s tremendous success, he accepted the proclamation and thanked the Board. Mr. Markoff presented a token of his appreciation to the Board.***

76. PRESENTATION Ms. Iris Whittaker, Volunteer Coordinator for the Community Participation Program, introduced Mr. James Maultsby, former Citizens Services Director, who retired in 1993 after 38 years of county service and has since contributed more than 1,000 hours of continued service to help citizens in solving their problems. Ms. Alicia Del Toro, Volunteer Site Coordinator, nominated Mr. Maultsby for said award and has also been recognized as “Volunteer of the Month for May 1997”.

***ACTION: (A-1095) The Vice Chair presented the Certificate of Appreciation to Mr. Maultsby in recognition of his devotion to the community and his untiring efforts to promote a more prosperous and vital environment for all the people in Broward County. He thanked the Board for the opportunity to continue to do what he likes doing best, to help people solve their problems.***

77. CHAIR’S ABSENCE The Vice Chair recognized the absence of Commissioner Scott I. Cowan who is in Europe.

***ACTION: (A-1204) For information purposes.***

78. AWARD RECIPIENT Commissioner Poitier announced the National Association of Black County Officials (NABCo) award she received on Friday, May 16, 1997, for outstanding county official.

***ACTION: (A-1251) The Board congratulated Commissioner Poitier.***

79. MOTION TO DIRECT the Office of Public and External Affairs to prepare a letter for signature by

the Board of County Commissioners to Governor Lawton Chiles to support the appointment of Commissioner Ilene Lieberman to the Constitutional Revision Commission. (Commissioner Lieberman)

## **ACTION: (A-5230) Approved.**

80. DISCUSSION Commissioner Lieberman referred to the Lobbying Activities in Broward County Ordinance 79-85; the Board's appointment at its March 30, 1997 meeting of the law firm, Ronald L. Book, P.A., as special counsel to represent the county's position on many legislative issues, and her concerns with respect to a possible conflict due to the number of clients he represented before the Board.

***ACTION: (A-5266) Commissioner Lieberman will work with the County Attorney's Office on the subject ordinance.***

81. MOTION TO DIRECT the County Attorney and County Administrator to resolve as soon as possible safety issues surrounding the walkbridge connecting the Walter C. Young Resource Center and C. B. Smith Park, in the City of Pembroke Pines, and send the county's Americans with Disabilities Act consultant to inspect the bridge to ensure that it is in compliance with the ADA law. (Commissioner Parrish)

***ACTION: (A-5675) The Board had no objections.***

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