

MEETING OF MAY 21, 2002

(The meeting convened at 10:00 a.m.; recessed at 12:17 p.m.;

reconvened at 12:25 p.m. and adjourned at 1:11 p.m.)

PLEDGE OF ALLEGIANCE was led by William Laystrom, Esquire.

MOMENT OF SILENCE for Arthur Deutsch, the father of United States Congressman Peter Deutsch. Moment of Silence for Marie C. Reynolds, who was a leader in Broward County's efforts to rehabilitate drug addicts and alcoholics.

CALL TO ORDER

CONSENT AGENDA

1. BOARD APPOINTMENTS

A.MOTION TO RE-APPOINT Mrs. Mae Walberg Schreiber to the Commission on the Status of Women. (Commissioner Graber)

ACTION: (Time-10:11 AM) Approved.

AVIATION DEPARTMENT

2.

MOTION TO APPROVE mutual termination of a Terminal Services Permit between Broward County, Florida, and Raytheon Aircraft Services, Inc., effective upon Board approval; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

3. MOTION TO APPROVE mutual termination of a Terminal Services Permit between Broward County, Florida, and Waner Aviation, Inc., effective upon Board approval; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

4. MOTION TO APPROVE Pipeline License Agreement between Broward County, Florida and Aircraft Service International, Inc., for the operation and maintenance of an underground liquid jet fuel petroleum pipeline at the Fort Lauderdale-Hollywood International Airport to be effective June 1, 2002, and terminating on May 31, 2007, with a 180 day written notice of termination by either party, for an annual revenue of \$9,826; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

5. MOTION TO ADOPT Resolution 2002-447 authorizing acceptance and execution of a Federal Aviation Administration Grant Agreement for AIP, Project No. 3-12-0025-042-2002; compensation in the amount of \$1,400,557 for a portion of the direct costs associated with new, additional, or revised

security requirements imposed on the aviation operator at Fort Lauderdale-Hollywood International Airport on or after September 11, 2001; and authorize the County Administrator to make the necessary administrative and budgMOTION TO ADOPT Resolution 2002-4

ACTION: (Time-10:11 AM) Approved.

6. MOTION TO ADOPT Resolution 2002-448 authorizing acceptance and execution of a Supplemental Joint Participation Agreement between Broward County and Florida Department of Transportation Financial Project No. 236128-1-94-01, in the amount of \$3,100,000 (State’s share) for avigation easements and voluntary sales assistance and concourse throat widening at Fort Lauderdale-Hollywood International Airport; and authorize the County Administrator to make the necessary administrative and budgetary actions MOTION TO ADOPT Res

ACTION: (Time-10:11 AM) Approved.

7. MOTION TO ADOPT Resolution 2002-449 authorizing acceptance and execution of a Joint Participation Agreement between Broward County and Florida Department of Transportation Item No. 413304-1-94-01, in the amount of \$957,236 (State’s share) to widen the concourse throats at Fort Lauderdale/Hollywood International Airport, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

ACTION: (Time-10:11 AM) Approved.

8. MOTION TO ADOPT Resolution 2002-450 authorizing acceptance and execution of a Supplemental Joint Participation Agreement between Broward County and Florida Department of Transportation Financial Project No. 405832-1-94-01 in the amount of \$552,000 (State’s share) to construct additional runway pavements and security improvements at North Perry Airport; and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

ACTION: (Time-10:11 AM) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF GENERAL SERVICES

REAL PROPERTY SECTION

/B<9.> MOTION TO APPROVE granting an underground utility easement to Florida Power and Light Company (FPL) over and across a portion of “Broward County Plat No. 2,” Parcel “E,” to obtain underground electric service for the North Homeless Assistance Center located at 1700 North Blount Road, Pompano Beach, Florida. The Construction Management Division has requested Real Property Section to prepare the easement for Board approval; authorize the Chair and Clerk to execute easement; and authoriMOTION TO APPROVE granting an underground utility easement to Flo

ACTION: (Time-10:14 AM) Approved. See Page *****

/B<10.> MOTION TO DECLARE surplus to the County’s needs in accordance with Florida Statute 125.35, a property legally described as Broward Park, Plat Book 25, Page 49B, Lot 8, Block 1 of the Broward County Records, located at 216 NW 27th Terrace in Fort Lauderdale,

Florida; and further direct staff to set a minimum acceptable bid amount of \$24,100 in accordance with the Property Appraiser's assessed value; and further authorize staff to advertise and conduct such sale according to Florida Statute 125.MOTION TO DECLARE surplus to the County's needs in ac

ACTION: (Time-10:15 AM) Approved. See Page *****

11. MOTION TO ADOPT Resolution 2002-451 authorizing the conveyance by quit claim deed, of various tax deed properties that have escheated to Broward County for delinquent real estate taxes, to the municipalities in which land is located pursuant to Florida Statute 197.592. These particular properties are all within the City of Coral Springs and the City of Deerfield Beach; authorize the Chair and Clerk to execute deed; and authorize acceptance and recordation of same. **(Commission Districts 1, 2 and 3)**

ACTION: (Time-10:11 AM) Approved.

12. MOTION TO APPROVE second amendment to that lease agreement for the Century Plaza Library located at 1856A Hillsboro Boulevard, Deerfield Beach, Florida, establishing 120 days for the completion of landlord's renovations from the date this second amendment has been duly executed by landlord and tenant; and authorize the Chair and Clerk to execute same. **(Commission District 2)**

ACTION: (Time-10:11 AM) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

13. MOTION TO ADOPT Resolution 2002-452 accepting a quit claim deed, at a nominal cost of \$10 to the County, executed by the School Board of Broward County, Florida, for right-of-way for Indian Trace Road (west side) located approximately 240 feet north of SW 180th Avenue (Tequesta Trace Boulevard) **(Commission District 8)**.

ACTION: (Time-10:11 AM) Approved.

14. A. MOTION TO ADOPT Resolution 2002-453 accepting a warranty deed, at a nominal cost of \$10 to the County, executed by Fort Lauderdale Lincoln Mercury, Inc. for right-of-way for Andrews Avenue (east side) located approximately 170 feet North of NE 8th Street. **(Commission District 7)**

ACTION: (Time-10:11 AM) Approved.

B. MOTION TO ADOPT Resolution 2002-454 accepting a quit claim deed, at a nominal cost of \$10 to the County, executed by Fort Lauderdale Lincoln Mercury, Inc. for right-of-way for Andrews Avenue (east side) located approximately 80 feet North of NE 8th Street. **(Commission District 7)**

ACTION: (Time-10:11 AM) Approved.

15. A. MOTION TO ADOPT Resolution 2002-455 accepting a road easement, at a nominal cost of \$1 to the County, executed by Publix Supermarkets, Inc., for right-of-way for Pine Island Road (Broward

County Capital Project No. 5144) (west side) located approximately 1400 feet north of Sheridan Street. **(Commission District 5)**

ACTION: (Time-10:11 AM) Approved.

B.MOTION TO ADOPT Resolution 2002-456 accepting a drainage easement, at a nominal cost of \$1 to the County, executed by Publix Supermarkets, Inc., for drainage purposes for Sheridan Street, a County arterial road, located approximately 1080 feet north of Sheridan Street. **(Commission District 5)**

ACTION: (Time-10:11 AM) Approved.

C.MOTION TO ADOPT Resolution 2002-457 accepting a drainage flowage and storage retention easement, at a nominal cost of \$1 to the County, executed by Publix Supermarkets, Inc., for drainage, flowage and storage retention purposes for Sheridan Street, a County arterial road, located approximately 1080 feet north of Sheridan Street. **(Commission District 5)**

ACTION: (Time-10:11 AM) Approved.

D.MOTION TO ADOPT Resolution 2002-458 accepting a utility easement, at a nominal cost of \$1 to the County, executed by Publix Supermarkets, Inc., for a well site located approximately 550 feet north of Sheridan Street and 50 feet west of Pine Island Road. **(Commission District 5)**

ACTION: (Time-10:11 AM) Approved.

16. MOTION TO ADOPT Resolution 2002-459 of the Board of County Commissioners of Broward County, Florida Providing Notice of Intent to Terminate a Revocable License Agreement between Broward County and Town Foundation Incorporated for the installation and maintenance of landscaping and related improvements but not limited to irrigation and berm within various arterial rights-of-way within the City of Weston, at no cost to the County. **(Commission District 8)**

ACTION: (Time-10:11 AM) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

REVENUE COLLECTION DIVISION

17. MOTION TO APPROVE AND EXECUTE Satisfactions of Claims of Lien.

ACTION: (Time-10:11 AM) Approved.

PURCHASING DIVISION

For Aviation Department

18. MOTION TO APPROVE ninth amendment to agreement between Broward County and O'Brien Kreitzberg, Inc. (OBK), for program management services for the Airport Expansion Program at the Fort Lauderdale/Hollywood International Airport, RLI 032495-RB, which adds three new exhibits pertaining to key on-site staff, optional services and revising salary costs, with no change in the total cost and no change in contract time; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

19. MOTION TO APPROVE amendment to agreement between Broward County and Sunshine Cleaning Services, Inc. for janitorial services at the Fort Lauderdale-Hollywood International Airport, RFP No. G07953836, in the estimated monthly amount of \$475,000 to extend the term of the existing contract on a month-to-month basis, not to exceed six months for the Aviation Department; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

For Finance and Administrative Services Department

20. MOTION TO APPROVE agreement among Broward County, Telcom Corporation, and Utility Audit Inc., RLI No. 053101-RB, to conduct a utility rate audit for a period not to exceed 18 months, for a fee based on a percentage of overcharges recovered which cannot be quantified in advance because of the inability to predict the recovered amounts; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

21. MOTION TO AWARD open-end Co-op contract to low bidder Petroleum Traders Corporation in the estimated amount of \$3,209,041.50, for petroleum products, Diesel Fuel No.2 , low sulfur, transport, Bid No. D-3-02-058-B1 for various County agencies, and authorize the Purchasing Director to renew the contract for a one-year period. The initial contract period shall begin on June 1, 2002 and shall terminate one year from that date.

ACTION: (Time-10:11 AM) Approved.

For Port Everglades Department

22. A. MOTION TO ADOPT budget Resolution 2002-460 transferring funds within the Port Everglades Capital Fund (4710) for the Port Everglades Department in the amount of \$186,078 for repairs to the vehicular ramp in Terminal 29, Phase II Improvements Project.

ACTION: (Time-10:11 AM) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 2002-461 within the Port Everglades Bond Construction Fund (4720) for the Port Everglades Department in the amount of \$186,078 for repairs to the vehicular ramp in Terminal 29, Phase II Improvements Project.

ACTION: (Time-10:11 AM) Approved.

C. MOTION TO ADOPT budget Resolution 2002-462 transferring funds within the Port Everglades Capital Fund (4710) for the Port Everglades Department in the amount of \$186,079 for repairs to the vehicular ramp in Terminal 29, Phase II Improvements Project.

ACTION: (Time-10:11 AM) Approved.

D. MOTION TO ADOPT unanticipated revenue Resolution 2002-463 within the Port Everglades Bond Construction Fund (4730) for the Port Everglades Department in the amount of \$186,079 for repairs to the vehicular ramp in Terminal 29, Phase II Improvements Project.

ACTION: (Time-10:11 AM) Approved.

E. MOTION TO APPROVE Change Order No. 5 to Danville-Findorff, Inc., Contract No. P200041CF, in the amount of \$372,157.00, from \$7,134,755.19, to \$7,506,912.19, with no increase in time, for the purpose of finalizing Terminal 29, Phase II Project; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

23. MOTION TO APPROVE third amendment to the agreement between Broward County and Pace Communications Group, Inc., d/b/a Green Advertising Associates for advertising, promotion and publicity services for the Greater Fort Lauderdale Convention and Visitors Bureau and the Port Everglades and Aviation Departments from June 17, 2002 through September 30, 2002 with a value not to exceed \$14,000 for that period; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

24. MOTION TO APPROVE Work Authorization WA2-0001 (Task) authorizing the Port Everglades General Engineering Consultant, Craven Thompson & Associates, Inc., to engage the services of a qualified specialty consultant to prepare construction/bid documents, submit plans for permit review, assist Port Everglades Department in the bidding phase, perform site inspections and serve as architect/engineer of record, for the loading bridge site improvements at Terminal Nos. 1, 4, 19, 21, 24, and 27, with the total MOTION TO APPROVE Work Authorization WA2-0001 (Task) authorizing the Port Everglades General Engineering Consultant, Craven Thompson & Associates, Inc., to engage the se

ACTION: (Time-10:11 AM) Approved.

For Public Works Department

25. MOTION TO AWARD open-end contract to low bidder Polydyne, Inc. for polymer for belt filter presses, Bid No. C102002B1 in the estimated amount of \$1,281,150 for the Office of Environmental Services, and authorize the Purchasing Director to renew the contract for one-year. The initial contract period shall start on June 10, 2002 and shall terminate one year from that date.

ACTION: (Time-10:11 AM) Approved.

26. MOTION TO APPROVE first renewal period of agreement between Broward County and Waste Management Inc. of Florida for the purpose of providing recycling services to Broward County schools, parks and governmental facilities with an estimated annual cost of \$392,000 for the term of July 1, 2002 through June 30, 2003; and authorize the Purchasing Director to renew the contract for the final one-year period.

ACTION: (Time-10:18 AM) Approved. See Page *****

HUMAN SERVICES DEPARTMENT

COMMUNITY DEVELOPMENT DIVISION

27. MOTION TO FILE quarterly reports for foreclosures, satisfactions of mortgages, releases of restrictive covenants and subordination agreements for the Housing Rehabilitation Programs administered by the Community Development Division. (Commission Districts 1, 2, 3, 4, 7, and 9)

ACTION: (Time-10:11 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Exhibit 1, page 4, Court Order/Final Judgment - change date - Broward County answered complaint on 3/13/02, not 3/13/01.)

FAMILY SUCCESS ADMINISTRATION DIVISION

28. **MOTION TO APPROVE** non-financial agreement between Broward County and the National Council on Aging, Inc., from date of execution to June 30, 2002, providing for automatic renewal of agreement for consecutive 12 month terms thereafter, beginning on July 1 and ending on June 30 of the following year, for the purpose of designating Broward County as a "Training Site Agency" to provide on-the-job training and work experience to qualified individuals age 55 and older; and authorize the Chair and **CIMOTION TO APPROVE**

ACTION: (Time-10:11 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: An exhibit entitled Memorandum of Understanding was inadvertently attached to this contract. Please remove said exhibit.)

HOMELESS INITIATIVE PARTNERSHIP

/B<29.> A. MOTION TO APPROVE Agreement No. JFZ00, between the State of Florida, Department of Children and Families, and Broward County, in the amount of \$250,000 from date of execution until June 30, 2002, for the purpose of providing permanent affordable housing under Supportive Housing Program (SHP) for homeless persons with disabilities; authorizing County Administrator to execute same. No County Match is required.

ACTION: (Time-10:19 AM) Deferred to Tuesday, June 4, 2002.

See Page *****

B.MOTION TO ADOPT unanticipated revenue Resolution in the amount of \$250,000 within the Human Services Grant Fund (9760) for the purpose of providing permanent affordable housing under Supportive Housing Program (SHP) for formerly homeless persons with disabilities. No County Match is required.

ACTION: (Time-10:19 AM) Deferred to Tuesday, June 4, 2002.

See Page *****

C.MOTION TO APPROVE agreement between Yettie's Outreach and Development d/b/a Chez Papillons and Broward County from date of execution through June 30, 2002, in the amount of \$250,000 for the purpose of providing permanent housing for formerly homeless individuals with disabilities; authorizing County Administrator to execute same.

ACTION: (Time-10:19 AM) Deferred to Tuesday, June 4, 2002.

See Page *****

COMMUNITY SERVICES DEPARTMENT

CULTURAL AFFAIRS DIVISION

30. MOTION TO APPROVE second amendment to the agreement between Broward County and Harries/Heder Collaborative, Inc. for the regional park site in the City of Miramar to increase the contract amount by \$21,500 from \$126,500 to \$148,000; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

PARKS AND RECREATION DIVISION

31. MOTION TO APPROVE agreement between the School Board of Broward County, Florida, (SBBC) and Broward County, to provide food services at 15 sites for the County's Summer Recreation Program as administered by the Broward County Parks and Recreation Division, for a term from June 24, 2002 to August 16, 2002; and authorize the Chair and Clerk to execute same. (**Commission Districts 1, 2, 4, 7, 8, and 9**)

*ACTION: (Time-10:19 AM) Approved. See Page ******

SAFETY AND EMERGENCY SERVICES DEPARTMENT

FIRE RESCUE DIVISION

32. MOTION TO ADOPT Resolution 2002-464 of the Board of County Commissioners of Broward County, Florida welcoming the Union of Iberoamerican Capital Cities Fire Chiefs' Conference to be held in Broward County from September 8, 2002 through September 12, 2002; and providing for an effective date.

ACTION: (Time-10:11 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Exhibit 1, Section 5 - the word "the" should be removed before "Africa" and the word "the" should be inserted before "Caribbean.")

PORT EVERGLADES DEPARTMENT

33. MOTION TO APPROVE consent to transfer a partial interest, including obligations, in an existing Bulk Product Line License Agreement from Chevron Products Company to Dynegy Operating Partners, L.P. effective upon Board approval; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

OFFICE OF EQUAL OPPORTUNITY

34. MOTION TO APPROVE agreement between Broward County and Watson Rice LLP, in the amount of \$60,000 for Human Rights Division/Human Rights Board Management Audit Consultant Services, for the period of 120 days, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved.

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

35. MOTION TO APPROVE second amendment to the agreement between Broward County and The Ferguson Group providing for federal lobbying services for 2003 and 2004 in the amount of \$495,000;

and authorizing the Chair and Clerk to execute same.

ACTION: (Time-10:11 AM) Approved, as corrected. (Scrivener's error - Summary Explanation/Background in Agenda Report. The amount of the increase in compensation should be \$75,000, not \$75,00.

CLERK OF THE COURTS

36. MOTION TO DIRECT County Attorney to draft an Ordinance amending Section 10-81 of the Broward County Code in order to increase service charges for actions filed in Civil Court.

ACTION: (Time-10:27 AM) Approved, with amended service charges. "Small claims \$100 to \$500, the filing fee will be \$55. Small claims \$500 to \$2500, the filing fee will be \$125." See Page *****

COUNTY COMMISSION

37. MOTION TO FILE and acknowledge receipt of the City of Lauderdale Lakes Annual Financial Audit Fiscal Year ended September 30, 2001, reflecting the City's Community Redevelopment Area (CRA) activity. (Chair)

ACTION: (Time-10:11 AM) Approved.

38. MOTION TO FILE Executive Airport Master Plan Fact Sheet as prepared by Commissioner Gloria Katz, City of Fort Lauderdale. (Chair)

ACTION: (Time-10:33 AM) Approved. See Page *****

39. MOTION TO FILE Resolution of the International Union of Operating Engineers, Local No. 487, supporting the adoption of the proposed Living Wage Ordinance for Broward County employees and those designated service contracts. (Chair)

ACTION: (Time-10:11 AM) Approved.

40. MOTION TO FILE Resolution No. 2002-1226 of the City of Lighthouse Point, Florida, opposing the proposal of the Broward County Charter Review Commission to establish a Fire Services and Standards Council to compile County-wide Fire and Emergency Medical Service Standards. (Chair)

ACTION: (Time-10:11 AM) Approved.

REQUEST TO SET FOR PUBLIC HEARING

41. MOTION TO ADOPT Resolution 2002-465 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 11, 2002 at 2:00 p.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 9, ARTICLE 1, CERTIFICATES OF COMPETENCY AND CHAPTER 9, ARTICLE VIII, UNCERTIFIED CONTRACTORS; CREATING SUBSECTIONS 9-23 (d) AND 9-1209(f) RELATING TO REQUIRED INFORMATION ON A PRIVATE MOTOR

VEHICLE BEING USED FOR CONSTRUCTION, SERVICE OR MAINTENANCE WORK AT SINGLE AND MULTI-FAMILY RESIDENCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:11 AM) Approved.

42. MOTION TO ADOPT Resolution 2002-466 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 11, 2002, at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 15, ARTICLE XIV, OF THE BROWARD COUNTY CODE PERTAINING TO ENVIRONMENTAL HEALTH; PROVIDING FOR CHANGES TO THE BROWARD COUNTY HEALTH AND SANITARY CONTROL BOARD ("BOARD"); PROVIDING FOR AN INCREASE IN THE MEMBERSHIP OF THE BOARD TO REFLECT AN APPOINTMENT BY EACH OF THE NINE (9) COUNTY COMMISSIONERS; PROVIDING FOR THE IMPOSITION OF ADMINISTRATIVE COSTS FOR THE SUCCESSFUL PROSECUTION OF VIOLATIONS OF THE COUNTY CODE; PROVIDING FOR HOUSEKEEPING REVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:11 AM) Approved.

43. MOTION TO ADOPT Resolution 2002-467 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 11, 2002, at 2:00 p.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 4 OF THE BROWARD COUNTY CODE RELATING TO ANIMAL CARE AND REGULATION; AMENDING SECTION 4-2 CLARIFYING THE DEFINITION OF SEVERE INJURY; CREATING SECTION 4-14.5 RELATING TO ANIMAL BITES WITH SERIOUS INJURIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Ben Graber)

ACTION: (Time-10:34 AM) Approved with revised Fiscal Impact Statement. Amendments submitted will travel with the proposed ordinance and shall be considered at the public hearings. See Page *****

44. MOTION TO ADOPT Resolution 2002-468 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 11, 2002, at 2:00 p.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 3½, ARTICLE I, OF THE BROWARD COUNTY CODE

RELATING TO EMERGENCY MEDICAL SERVICES AND NONEMERGENCY MEDICAL TRANSPORTATION SERVICES; PROVIDING FOR REVISIONS TO THE DEFINITIONS, CLASSIFICATIONS OF SERVICE AND EMERGENCY CALL ZONES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Ben Graber)

ACTION: (Time-10:11 AM) Approved, as corrected. (Scrivener’s error - See County Administrator’s report: Exhibit 2 of proposed ordinance, page 9, line 6 - holders should be “holder.”)

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

PLANNING SERVICES DIVISION

45. MOTION TO APPROVE Amendment No. 3 to Cooperative Agreement No. C-9899 between the South Florida Water Management District (SFWMD or the District) and Broward County, relating to restoration of the North Fork New River, to amend the Statement of Work and extend the period of performance under the agreement to December 29, 2003; and authorize the Chair and Clerk to execute same. (Commission Districts 7 and 9)

ACTION: (Time-10:11 AM) Approved.

DEVELOPMENT MANAGEMENT DIVISION

46.

MOTION TO RECORD Notice of Lien for impact fees on a portion of the Snyder Plat - **Commission District 7**, 131-MP-90.

ACTION: (Time-10:11 AM) Deferred to May 28, 2002 at the request of the property owner.

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QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

47. DISCUSSION: of plat entitled “SMRT Estates Plat” - **Commission District 5**, 012-MP-02.

ACTION: (Time-10:11 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

48. DISCUSSION: of plat entitled “Pines-Hiatus Plat” - **Commission District 5**, 051-MP-01.

ACTION: (Time-10:11 AM) Deferred to January 7, 2003 or sooner, under Section 5-181(j) of the Land Development Code, to study transportation concurrency.

49. DISCUSSION: of plat entitled "Memorial Hospital Miramar" - **Commission District 8**, 034-MP-01.

ACTION: (Time-10:11 AM) Deferred to January 7, 2003 or sooner, under Section 5-181(j) of the Land Development Code, to study transportation concurrency.

50. DELEGATION: Sarah Stewart regarding request to amend the note on the C & F Plat - **Commission District 4**, 017-MP-97.

ACTION: (Time-10:11 AM) Approved subject to staff's recommendations.

51. DELEGATION: Paul Lovesky regarding request to revise the note on the Henderson Mental Health Center Plat - **Commission District 7**, 026-MP-01.

ACTION: (Time-10:11 AM) Approved subject to staff's recommendations.

52. DELEGATION: Genevra Ferrero regarding request to amend the note on the Oakland Park Towers Plat - **Commission District 9**, 020-MP-81).

ACTION: (Time-10:11 AM) Approved subject to staff's recommendations.

53. DELEGATION: Genevra Ferrero regarding request to place a note on the Sumcot Executive Plaza Plat - **Commission District 2**, 042-UP-81. (Deferred from May 7, 2002.)

ACTION: (Time-10:11 AM) Approved, as amended, and subject to staff's recommendations. Staff recommended deletion of the requirement for an easement for a bus shelter; no additional right-of-way is required.

54. DELEGATION: John D. Voigt regarding request to amend the note on the Main Street Plat - **Commission District 7**, 049-MP-85.

ACTION: (Time-10:11 AM) Deferred to January 7, 2003 or sooner, under Section 5-181(j) of the Land Development Code, to study transportation concurrency.

55. DELEGATION: Richard G. Coker regarding request to relocate an access opening on the Lyons Corporate Park Plat - **Commission District 2**, 080-MP-90.

ACTION: (Time-10:11 AM) Approved subject to staff's recommendations.

56. DELEGATION: Michael Gai regarding request to amend the non-vehicular access line on the Miramar Plaza Plat - **Commission District 8**, 069-MP-96.

ACTION: (Time-10:11 AM) Approved subject to staff's recommendations.

57. DELEGATION: Karen Lynch, representing the School Board of Broward County, regarding request to amend the non-vehicular access line on the Minto - Margate I Plat - **Commission District 2**, 014-MP-89.

ACTION: (Time-10:11 AM) Deferred to January 7, 2003 or sooner, under Section 5-181(j) of the Land Development Code, to study consistency of proposed use with notation on plat.

58. **DELEGATION:** Dawn Sonneborn regarding request to amend the non-vehicular access line on the Miramar Lakes Plat - **Commission District 8**, 041-MP-99.

ACTION: (Time-10:11 AM) Approved subject to staff's recommendations.

END OF QUASI-JUDICIAL CONSENT HEARING

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.

59. **DELEGATION:** Stephanie Toothaker-Walker regarding request for partial waiver of impact fees and administrative fees on the Tennis Club II Plat - **Commission District 9**, 042-MP-96. (Deferred from May 7, 2002.)

ACTION: (Time-10:39 AM) Approved subject to staff's recommendations and adopted Resolution 2002-469. See Page *****

60. **DELEGATION:** G. H. Usman regarding request for waiver of 6 month time frame to record note amendment agreement for the West Atlantic Plat - **Commission District 2**, (025-MP-85).

ACTION: (Time-10:11 AM) Withdrawn at the applicant's request.

END OF QUASI-JUDICIAL HEARING

REGULAR AGENDA

61. **COUNTY ADMINISTRATOR'S REPORT** County Administrator Roger J. Desjarlais introduced Marlene Wilson, director, Human Services Department, who proceeded to brief the Board on the Human Service's Business Plan.

ACTION: (Time-10:44 AM) The Board commended the County Administrator, Ms. Wilson and her

*entire staff for the fine job they did on the Human Services Business Plan. See Page ******

HUMAN SERVICES DEPARTMENT

62. MOTION TO APPROVE conceptually, the Human Services Department’s Business Plan, 2003 being the first year of the three year plan for the purpose of establishing a comprehensive and integrated Human Services Department Business Plan to address the housing, health, human services and community development needs of Broward County residents, as well as to research into best practice models and effective services delivery systems.

ACTION: (Time-11:10 AM) Approved.

AVIATION DEPARTMENT

63. MOTION TO ADOPT Resolution 2002-470 of the Board Of County Commissioners Of Broward County, Florida, amending Chapter 26, Broward County Administrative Code, "OPERATIONAL POLICY, AVIATION," adding Sections 26.5 and 26.6 to provide procedures for protest of solicitations and procurements of concessions And consumer service privileges at the Airport; adding Section 26.7, to provide provisions for emergency procurement of concessions and consumer service privileges at the Airport; and to make other modific
MOTION TO ADOPT Resolution 2002-470 of the Board Of County Commissioners Of Broward County, Florida, amending Chapter 26, Broward County Administrative Code, "OPERATIONAL POLICY, AVI

ACTION: (Time-10:13 AM) Approved, as amended. The Board deleted the retroactive language in Section 5. from the Resolution.

Further, the Board waived the concession policy (Chapter 26) and will reconvene the Selection/Negotiation Committee for the Limousine Service (shared-ride services) at the Fort Lauderdale-Hollywood International Airport RLI #020502BM. The board reaffirmed that the Cone of Silence policy remains in place. Commissioners Graber and Scott were appointed to serve on the Selection/Negotiation Committee, in addition to current Selection/Negotiation Committee members Eggelletion, Gunzburger Rodstrom, Wasserman-Rubin and appropriate staff. See Page *****

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Finance and Administrative Services

64. A. MOTION TO ADOPT budget Resolution transferring within the General Capital Outlay Fund the amount of \$260,000 from the Reserve to Future Capital Outlay for the purpose of providing funding for the Permitting and Licensing Integration Project (PLIP) management services.

ACTION: (Time-10:11 AM) Withdrawn - awaiting comments from Commission Auditor.

B.MOTION TO APPROVE sole source agreement between Broward County and IKON Office Solutions, Inc. for Information Technology Project Management Services for Permitting and Licensing Integration Project, in the amount of \$260,000; plus \$26,000 for additional services required to complete the project of relocating various County agencies and entities from their present location to One University Drive for a total estimated amount not to exceed \$286,000 for the Office of Information Technology (OIT); and authorize the Chair and Clerk to execute same. The contract period shall begin on the date it is fully executed and terminate upon completion of the scope of services not to exceed July 31, 2003.

ACTION: (Time-10:11 AM) Withdrawn - awaiting comments from Commission Auditor.

COMMUNITY SERVICES DEPARTMENT

CULTURAL AFFAIRS DIVISION

65. **MOTION TO ADOPT** Resolution of the Board of County Commissioners of Broward County, Florida, amending Chapter 12 of the Administrative Code concerning the Broward Cultural Affairs Council (BCAC) and the Public Art and Design (PAD) Committee; amending Chapter 29 of the Administrative Code concerning grant program guidelines; amending Chapter 24 of the Administrative Code regarding the Public Art and Design Program; and approving shell agreements to be used for the Public Art and Design Program; providing **MOTION TO ADOPT** Resolution of the Board of County Commissioners of Broward County, Florida, amending Chapter 12 of the Administrative Code concerning the Broward Cultural Affairs Council

ACTION: (Time-10:11 AM) Withdrawn to Tuesday, May 28, 2002 for further staff review.

OFFICE OF BUDGET SERVICES

66. **MOTION TO ADOPT** Resolution 2002-471 amending Section 20.9 (Cash Reserve Policy) and adding Section 20.10 (Fund Balance Policy) of the Broward County Administrative Code.

ACTION: (Time-12:30 PM) Approved.

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

67. **MOTION TO ACKNOWLEDGE** to Broward County Board of County Commissioners that in accordance with Section 6.8(g)(12) of the Administrative Code, the Office of General Services, Real Property Section intends to present for consideration on or after June 18, 2002, a Purchase and Sale Contract for real property known as Conservation Land Site 19.1 (12.2 acres; 531,595 square feet) in the Broward County Land Preservation Inventory, located at the northwest corner of Hillsboro Boulevard and Lyons Road, Coconut **MOTION TO ACKNOWLEDGE** to Broward County Board of County Commissioners that in accord

ACTION: (Time-12:31 PM) Approved, as corrected. (Scrivener's error - See memorandum from Dick Brossard, director of Public Works Department, dated May 21, 2002: Under Fiscal Impact, 3rd to the last line should state: . . . include 15% of the purchase price, \$510,000. . .) See Page *****

COMMISSION AUDITOR

68. A. MOTION TO FILE Commission Auditor's report on the Fire Rescue Division's Municipal Purchasing Program.

*ACTION: (Time-12:31 PM) Approved. See Page ******

B. MOTION TO IMPLEMENT recommendations contained in the report.

*ACTION: (Time-12:31 PM) Approved. Without objection, the Board directed the County Attorney to draft an amendment to the policy to enable the named cities to purchase equipment as recommended by the Commission Auditor. See Page ******

COUNTY ADMINISTRATOR

69. MOTION TO APPROVE County Administrator's nominee, Ken Krauter, for the position of Director of Port Everglades, effective August 12, 2002.

ACTION: (Time-12:32 PM) Approved with amended employment agreement.

*See Page ******

COUNTY COMMISSION

70. MOTION TO FILE Resolution No. 2002-152 of the City of Hollywood, supporting the proposed amendments to the Broward County Land Use Plan and Future Unincorporated Area Land Use Plan to create an Electrical Generating Facility Land Use Category to the Broward County Land Use Plan. (Chair)

ACTION: (Time-10:11 AM) Approved. (Transferred to the Consent Agenda.)

BOARD OF COUNTY COMMISSIONERS

SITTING AS THE GOVERNING BOARD OF

THE COCOMAR WATER CONTROL DISTRICT

71. A. MOTION TO OPEN meeting as the Governing Board of Cocomar Water Control District.

ACTION: (Time-12:47 PM) Approved.

B. MOTION TO APPROVE appointment of Mr. Reddy Chitepu, P.E., replacing the vacating Mr. Emil C. Esteban, P.E., to the Cocomar Water Control District Advisory Board, completing Mr. Esteban's two-year term through June 2003.

ACTION: (Time-12:47 PM) Approved.

C.MOTION TO CLOSE meeting as the Governing Board of Cocomar Water Control District.
(Commission District 2)

ACTION: (Time-12:47 PM) Approved.

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

72. DISCUSSION: TreyPort letter received. (Chair)

ACTION: (Time-12:48 PM) The Chair, on behalf of the Board of County Commissioners, will notify Treyball Development that the Board did not have an interest in sole sourcing the Convention Center Hotel, and will encourage the firm to participate in the County's competitive process. An item regarding the Convention Center Hotel plans will be placed on the Tuesday, June 11, 2002 Commission agenda. See Page *****

73. MOTION TO RECONSIDER Item No. 31 from May 14, 2002, regarding an agreement between Broward County and Weitnauer America Trading Services, Inc. (Commissioner Lieberman)

ACTION: (Time-12:53 PM) Approved. An item will be placed on the Tuesday, May 28, 2002 Commission agenda. See Page *****

NON AGENDA

74. REMEDIES - TAXI/LIMOUSINE PROBLEMS AT THE AIRPORT - COMMISSIONER EGELLETON

ACTION: (Time-12:57 PM) The Board directed the Aviation director to research the problems occurring at the Fort Lauderdale-Hollywood International Airport as it relates to the dispatching of taxis versus limousines to airport travelers and report back to the Selection/Negotiation Committee with recommendations. See Page *****

75. FIRE RESCUE TASK FORCE UPDATE - COMMISSIONER WASSERMAN-RUBIN

ACTION: (Time-12:58 PM) No Board action was taken. See Page *****

76. MYSTERY TRAVELER AT FORT LAUDERDALE-HOLLYWOOD AIRPORT - COMMISSIONER LIEBERMAN

ACTION: (Time-12:59 PM) The Board directed the Aviation staff to use mystery taxi/limousine riders at the airport to report their travel experiences.

See Page *****

77. AMENDMENT TO PROTEST POLICY - COMMISSIONER LIEBERMAN

ACTION: (Time-1:01 PM) *The Board authorized staff that if in the course of investigating a protest, staff determines that there have been false statements made, they are to contact the County Attorney's Office for prosecution of false statements under Florida law. See Page ******

78. SELECTION/NEGOTIATION COMMITTEE - REFERENCE CHECK - COMMISSIONER LIEBERMAN

ACTION: (Time-1:02 PM) *The Board directed staff to provide a statement that they have checked the references provided by a vendor and are able to confirm that the references are as stated and whether or not there is any threatened litigation. See Page ******

79. SWIM CENTRAL - SUMMER PROGRAMS - COMMISSIONER LIEBERMAN

ACTION: (Time-1:06 PM) *The Board directed staff to research and return before the Board with options for funding the SWIM Central Summer Program. A supplemental item will be placed on the Tuesday, May 28, 2002 Commission agenda. See Page ******

80. REVISIT ITEM 67 - COMMISSIONER LIEBERMAN

ACTION: (Time-1:07 PM) *Commissioner Lieberman requested that her vote on item 67 be changed to a "No" vote. See Page ******

81. CREATION OF SUBCOMMITTEE TO REVIEW SELECTION/NEGOTIATION PROCEDURES - COMMISSIONER GUNZBURGER

ACTION: (Time-1:09 PM) *The Board voted to create a subcommittee to review Selection/Negotiation procedures and return before the County Commission with recommendations. The following will serve on the subcommittee: Commissioner Graber (Chair); Commissioners Eggelation, Lieberman and appropriate staff, including staff from the County Attorney's Office and Commission Auditor's office. See Page ******

82. BULLET TRAIN PETITION - THE CHAIR

ACTION: (Time-1:10 PM) *The Board agreed to circulate petitions in opposition of the bullet train at the request of the Honorable Burt Aaronson, Palm Beach County Commissioner. See Page ******

83. COMMENDED CHIEF LORENZO - THE CHAIR

ACTION: (Time-1:10 PM) *The Chair, on behalf of the Board, thanked Chief Lorenzo, director, Safety & Emergency Services Department, for his work on promoting Broward County tourism with respect to item 32 and the recruitment of the Union of Iberoamerican Capital Cities Fire Chiefs' to hold their annual conference in Broward County. See Page ******

84. COMMISSIONER WASSERMAN-RUBIN WILL ASSUME RESPONSIBILITIES OF CHAIR FROM CLOSE OF BUSINESS MAY 28, 2002 TO OPENING OF BUSINESS ON JUNE 3, 2002

ACTION: (Time-1:11 PM) *No Board action was taken. See Page ******

85. CLARIFICATION - ITEM 59 - BUDGET RESOLUTION - COUNTY ATTORNEY

ACTION: (Time-1:11 PM) The County Attorney clarified that budget Resolution 2002- 469 traveled with Item 59. See Page *****

MEETING/WORKSHOP REMINDER

SELECTION/NEGOTIATION COMMITTEE

Janitorial Services at the Airport

RLI No. 2002116-0-AV-01

Tuesday, May 21st at 9:30 AM in Room 430

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