

MEETING OF MAY 23, 1995

(Meeting convened at 10 a.m. and adjourned at 10:37 a.m.)

PLEDGE OF ALLEGIANCE - Led by Commissioner Lori Parrish

CALL TO ORDER

CONSENT AGENDA

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

1. MOTION TO APPROVE a developer's agreement between Broward County and Richard Mancini and Gilda Mancini, providing for utility installation by the developer with an estimated installation cost of \$16,272 at no cost to the County, to furnish water distribution and wastewater collection services for the proposed two industrial buildings, and authorize the Chair and Clerk to execute same. BCOES Project 8648.

ACTION: (A-544) Approved.

2. MOTION TO APPROVE payment of \$9,439.21 to Virginia-Carolina, a joint venture (developer) for additional work performed in excess of the works contemplated in the developer's agreement dated March 1, 1994, Official Records Book 21816, pages 432-447.

ACTION: (A-544) Approved.

OFFICE OF GENERAL SERVICES

3. MOTION TO APPROVE an agreement between Broward County and Florida Power & Light Company to provide for an 11% rebate to Broward County for the replacement of a water-cooled chiller at the West Regional Court-house, and authorize the Chair and Clerk to execute same.

ACTION: (A-544) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

4. **MOTION TO APPROVE AND EXECUTE** the first amendment to the financial advisory agreement between the County and Clayton Brown & Associates, Inc., as assigned to Rauscher Pierce Refsnes to provide financial advisory services for the issuance of the proposed Broward County Port Acquisition Revenue Bonds.

ACTION: (A-544) Approved.

OFFICE OF HOUSING FINANCE

5. **MOTION TO ADOPT** Resolution 95-425 of the Board of County Commissioners of Broward County, Florida approving the form of an assignment of a financial advisory agreement between the Housing Finance Authority of Broward County, Florida and Lewis, de Rozario & Co. Incorporated to Fortson & Associates; and providing for an effective date.

ACTION: (A-544) Approved.

6. **MOTION TO ADOPT** Resolution 95-426 of the Board of County Commissioners of Broward County, Florida approving a First Supplemental Trust Indenture in the matter of the Housing Finance Authority of Broward County, Florida Adjustable Rate Demand Multifamily Housing Revenue Bonds, 1984 Series A (Harbour Town of Jacaranda Project), in the original principal amount of \$16,000,000; authorizing release of the Letter of Credit and surety bond under certain circumstances; approving certain actions of Authority Officers; providing an effective date.

ACTION: (A-544) Approved.

7. **MOTION TO ADOPT** Resolution 95-427 of the Board of County Commissioners of Broward County, Florida approving the form of an assumption and program compliance agreement in connection with the redemption and full payment by Crystal Pointe, Limited, of the balance due on the Housing Finance Authority of Broward County Housing Development Revenue Bonds (Ticor Insured Program), 1985 Series B; approving certain actions of the Authority.

ACTION: (A-544) Approved as amended per staff's addendum.

COUNTY RECORDS DIVISION

8. MOTION TO APPROVE for filing supplemental papers pertaining to the plats and other items that were approved in prior years.

ACTION: (A-544) Approved.

9. MOTION TO ADOPT budget resolution 95-428 transferring within the Special Purpose Fund 011 the amount of \$41,000 from the Value Adjustment Board Reserve for the purpose of paying Special Hearing Masters for services rendered.

ACTION: (A-544) Approved.

OFFICE OF INFORMATION TECHNOLOGY

10. MOTION TO APPROVE an interlocal agreement for funding and maintenance of new enhanced 9-1-1 equipment for the City of Deerfield Beach.

ACTION: (A-544) Approved.

PURCHASING DIVISION

For Aviation Department

11. MOTION TO APPROVE third amendment to the agreement between Broward County and Leigh Fisher Associates for additional consultant services for Fort Lauderdale-Hollywood International Airport in the amount of \$78,000, increasing the not-to-exceed amount for fiscal year 1994-95 from \$903,400 to \$981,400, and authorize the Chair and Clerk to execute same.

ACTION: (A-544) Approved.

For Department of Natural Resource Protection

12. MOTION TO APPROVE Work Authorization No. 1 in accordance with the agreement between Broward County and Techno's Inc., approved by the Board of County Commissioners on August 23, 1994, to provide environmental consulting services for a total guarantee maximum of \$130,196 and a time period of 215 calendar days, and authorize the Chair and Clerk to execute same.

ACTION: (A-544) Approved.

For Public Works Department

13. MOTION TO AWARD fixed contract to low bidder, Americool Air Conditioning & Refrigeration, Inc. (Bid #P-01-95-04-OF), rehabilitation of Lift Station 50F and construction of 6" force main for the grand total bid amount of \$107,429.50 for the Environmental Engineering Division, subject to receipt and acceptance of insurance and payment and performance guaranty.

ACTION: (A-544) Approved.

14. MOTION TO APPROVE destandardization of Seiscor Model USR 16 and 64 repairs by Seiscor South Eastern Distributor Service Corp., approved by the Board of County Commissioners as a sole brand/sole source procurement on August 6, 1991, Item 40 for the Office of Environmental Services, Water Supply Division.

ACTION: (A-544) Approved.

15. MOTION TO APPROVE a change in Board standardization, sole source procurement of replacement units, major components, repair parts and services for Morris/Gould pumps from C. Thomas Ahrens to the MACK Company.

ACTION: (A-544) Approved.

REVENUE COLLECTION DIVISION

16. MOTION TO APPROVE AND EXECUTE satisfaction of claim of liens against Charles C. Coyle and Jordan Ramalice.

ACTION: (A-544) Approved.

17. MOTION TO ADOPT Resolutions 95-429 and 95-430 authorizing cancellation of warrants from Court Trustee Account #95035370, Payroll Account #303427504, #96442530 and Central Account #96442522.

ACTION: (A-544) Approved.

18. MOTION TO APPROVE Tabulation of Investments for the month of April 1995.

ACTION: (A-544) Approved.

COMMUNITY SERVICES DEPARTMENT

PARKS AND RECREATION DIVISION

19. MOTION TO APPROVE a State of Florida Department of Environmental Protection (DEP) Florida Boating Improvement Program (FBIP) Tri-Party Development Project grant agreement among Broward County, the City of Fort Lauderdale, and the Florida DEP in the amount of \$20,000 for the Birch Las Olas Pump-out Station Upgrade, FBIP Project, and authorize the Chair and Clerk to execute same. (No County monies required).

ACTION: (A-544) Approved.

20. MOTION TO APPROVE the third amendment to project agreement between Broward County and the Florida Department of Environmental Protection (DEP) to extend the project construction completion date of the Florida Recreation Development Assistance Program (FRDAP) grant for the Anne Kolb Nature Center at West Lake Park from November 1, 1994 to November 1, 1995, and authorize the Chair and Clerk to execute same.

ACTION: (A-544) Approved.

21. MOTION TO APPROVE a State of Florida Department of Environmental Protection (DEP) Florida Boating Improvement Program (FBIP) Tri-Party Retroactive Project grant agreement among Broward County, the Florida Inland Navigation District (FIND), and the Florida DEP in the amount of \$45,025.52 for the boating safety signs, FBIP Project, and authorize the Chair and Clerk to execute same. (No County monies required).

ACTION: (A-544) Approved.

DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT

COMMUNITY DEVELOPMENT DIVISION

22. MOTION TO APPROVE an agreement between Broward County and Miami Rescue Mission, Inc. for the Broward Outreach Center in the amount of \$420,000, and authorize the Chair and Clerk to execute same.

ACTION: (A-544) Approved.

PORT EVERGLADES DEPARTMENT

23. MOTION TO APPROVE lease agreement between Broward County and Eller & Company, Inc. for 7,800 square feet of storage, maintenance facility, and office space in Building No. 68 at Port Everglades, for the period of June 1, 1995 through May 31, 1996, and authorize the Chair and Clerk to execute same.

ACTION: (A-544) Approved.

24. MOTION TO APPROVE a one-year lease agreement between Broward County and Manaco International Forwarders, Inc. for Suite Nos. 8 and 9 in Building 611 at Port Everglades, consisting of 1,040 square feet, for the period of June 1, 1995 through May 31, 1996, and authorize the Chair and Clerk to execute same.

ACTION: (A-544) Approved.

25. MOTION TO APPROVE 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, 1995 through May 31, 1996, and authorize the Chair and Clerk to execute same.

ACTION: (A-544) Approved.

26. MOTION TO APPROVE a one-year lease agreement between Broward County and Vialoma Trading Corporation for Bay No. 6 in Building "E" in Foreign Trade Zone No. 25 at Port Everglades, consisting of 2,993 square feet, for a period of one year effective May 1, 1995 through April 30, 1996, and authorize the Chair and Clerk to execute same.

ACTION: (A-544) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

27. MOTION TO APPROVE business travel and trips on the approved travel list for county employees in accordance with Administrative Order 105.

ACTION: (A-544) Approved.

28. MOTION TO ADOPT unanticipated revenue resolution within the General Fund in the amount of \$600,000 to provide funding for additional special details pay due to higher than anticipated requests for special detail deputies for the Broward Sheriff's Office.

ACTION: (A-544) Withdrawn for further review.

COUNTY ATTORNEY

29. MOTION TO APPROVE Offer of Judgment in the amount of \$25,000, in the matter of Carolyn Kelly, as Personal Representative of the Estate of Oscar W. Lowe, deceased, vs. Broward County, Case No. 94-01735-02.

ACTION: (A-544) Approved.

30. MOTION TO RATIFY the selection of the law firm of Akerman, Senterfitt & Eidson, P.A., as Special Counsel, to provide legal services relating to employment and ethics-related matters.

ACTION: (A-544) Approved.

31. MOTION TO APPROVE travel of County Attorney John J. Copelan, Jr. to attend the National Association of Counties Annual Conference in Atlanta, Georgia.

ACTION: (A-544) Approved.

BOARD APPOINTMENTS

32. MOTION TO APPROVE appointment of Judge Melanie G. May to the Broward County Alcohol & Drug Abuse Advisory Board. Judge May's appointment will fill an existing vacancy.
(Comm. Hart)

ACTION: (A-544) Approved.

REQUEST TO SET PUBLIC HEARING

33. MOTION TO ADOPT Resolution 95-431 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 13, 1995 at 2:00 p.m. to vacate and abandon rights-of-way and utility easements, lying and being in Broward County, Florida, and located west of State Road 7, south of NW 59 Avenue and north of NW 57 Terrace in the City of Margate. Petitioner: Great Horizons Development Corp. (Craig Smith & Assoc. - Agent) 13-V-95.

ACTION: (A-544) Approved.

34. MOTION TO ADOPT Resolution 95-432 directing the County Administrator to publish notice of public hearing to be held on Monday, June 26, 1995 at 10 a.m. to consider adoption of two "Small-Scale" amendments to the Broward County Comprehensive Plan per Chapter 163, Section 163.3187(1)(c), Florida Statutes.

ACTION: (A-544) Approved.

35. MOTION TO ADOPT Resolution 95-433 directing the County Administrator to publish notice of public hearing to be held on Monday, June 26, 1995 at 10 a.m. to consider adoption of a proposed amendment to the 1989 Broward County Comprehensive Plan which would alter the land use designation of the Chapel Trail Development of Regional Impact in the City of Pembroke Pines.

ACTION: (A-544) Approved.

36. MOTION TO ADOPT Resolution 95-434 directing the County Administrator to publish notice of public hearing to be held on Monday, June 26, 1995 at 10 a.m. to consider transmittal to the State of Florida Department of Community Affairs the second proposed 1995 amendments to the Broward County Comprehensive Plan.

ACTION: (A-544) Approved.

REGULAR AGENDA

10 A.M. PUBLIC HEARING

INDUSTRIAL DEVELOPMENT REVENUE BONDS

37. A. MOTION TO CONDUCT public hearing on the proposed issuance of Broward County Industrial Development Revenue Bonds for (Fast Real Estate Partners, Ltd. Project in an amount not to exceed \$6,000,000.

ACTION: (A-584) Approved.

- B. MOTION TO WAIVE audited financial statements required if the bonds are in private sale or require compliance with the Broward County Industrial Code Compliance if the bonds are in public sale.

ACTION: (A-584) Approved as amended per staff's addendum.

- C. MOTION TO ADOPT Resolution 95-435 approving and authorizing the execution of a Memorandum of Agreement between Broward County and Fast Real Estate Partners, Ltd. Project for Industrial Development Revenue Bonds for an amount not to exceed \$6,000,000.

ACTION: (A-584) Approved.

END OF PUBLIC HEARING

COUNTY ADMINISTRATOR'S REPORT

38. JAIL UPDATE - County Administrator B. Jack Osterholt submitted written jail report listing the population at 3,519, and at 96 percent of cap.

ACTION: (A-575) No action taken.

39. DELEGATION: Dolph DuMont, President, Navy League of the United States regarding Broward Navy Days. (Chair)

ACTION: (A-601) Withdrawn.

PORT EVERGLADES DEPARTMENT

40. A. MOTION TO APPROVE an agreement between Broward County and Broward Navy Days, Inc.

ACTION: (A-603) Approved as amended.

- B. MOTION TO ADOPT Resolution 95-436 allowing for the waiver of dockage fees pursuant to Sec. 415 of the Port Everglades Tariff No. 11 of the Broward County Administrative Code for visiting military vessels participating in Fleet Week '95, in an amount not to exceed \$100,000.

ACTION: (A-603) Approved as amended.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-799) Approved as amended per staff's addendum

SUPPLEMENTAL AGENDA

**DEPARTMENT OF STRATEGIC PLANNING
& GROWTH MANAGEMENT**

DEVELOPMENT MANAGEMENT DIVISION

QUASI-JUDICIAL HEARING

Please be advised that the following items on the Commission's agenda are quasi-judicial in nature. If you wish to object or comment upon these items, please indicate the item number you would like to address when the announcement regarding the quasi-judicial item is made. You must be sworn before addressing the Commission, and if you wish to address the Commission, you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider what you have said in its final deliberations.

42. MOTION TO APPROVE amendment to notation on the Wyndham Lakes North Plat (83-MP-94).

ACTION: (A-809) Approved.

END OF QUASI-JUDICIAL HEARING

COUNTY COMMISSION

43. MOTION TO REPLACE Linda Sonenstahl on the Urban Wilderness Advisory Board with Victor Giannoble. (Comm. Parrish)

ACTION: (A-544) Approved.

44. MOTION TO APPOINT Susan Harry to the Urban Wilderness Advisory Board to fill an existing vacancy in the Environmental Science category. (Comm. Rodstrom)

ACTION: (A-544) Approved.

45. MOTION TO APPROVE the appointment of Judith L. Wingerd to the Multi-Ethnic Advisory Committee. (Comm. Thompson)

ACTION: (A-544) Approved.

NON AGENDA

46. PRESENTATION: Commissioner Gunzburger presented the Association of Municipal Sewage Agencies 1995 Public Service Award to Willie Horton, OES Director, and Gary Fox, Wastewater Management Director, representing the Broward County Office of Environmental Services for the Science Mentor Program. This is the second consecutive year, OES has co-sponsored a Career Mentorship Program with Ely High School. Approximately 35 OES staff members serve as career mentors for Ely sophomores, juniors, and seniors who visit the OES facility monthly.

ACTION: (A-40) Mr. Horton and Mr. Fox accepted the award and introduced school officials, students, and staff who participated in the program.

47. PROCLAMATION AND AWARD: Commissioner Cowan read into the record a proclamation declaring May 23, 1995 as John Touchstone Day in Broward County. Mr. Touchstone was recently selected by the American Public Works Association for the 1995 Top Ten Public Works Leaders of the Year Award.

ACTION: (A-187) Mr. Touchstone accepted the proclamation and the award and commented that it is a pleasure to work with County Commissioners and County Administrator that are supportive. He hopes that when he leaves the department it will be in better shape than when he arrived. He strives to do something better every day.

48. EMPLOYEE SERVICE AWARDS: Chair Gunzburger and County Administrator B. Jack Osterholt presented service pins to the following employees in recognition of 30, 25, and 20 years of county service:

	30 Years Service	
David Felton		Streets & Highways

	25 Years Service	
George R. Browning		OES-Fiscal
Willie Griffin		OFC/Integrated Waste Mngt.

	20 Years Service	
Jean M. Rayner		Consumer Affairs
James C. McNabb Jr.		Mass Transit
Charles Wiggins		Streets & Highways
Roosevelt Wright		Streets & Highways
Marie Charbonneau		Aviation
Sidney L. McMenemy		Family Development
James A. Anderson		Equipment Management
David E. Newton		Streets & Highways

ACTION: (A-346) The employees accepted their pins and were told they could take off a day of their choice.

49. DISCUSSION - POLICY: Commissioner Cowan suggested that, when there are five Tuesdays in the month, the fifth Tuesday be scheduled as a workshop day instead of a county commission meeting day, and the staff schedule any workshop necessary for those days.

ACTION: (A-845) The County Attorney's Office will prepare the necessary resolution to adopt this new policy.

50. DISCUSSION: Commissioner Parrish commented on a phone call and letter from John F. Coleman concerning the county turning over North Beach Park to the city of Hollywood. Commissioner Gunzburger advised that she will be discussing this with the county administrator.

County Administrator B. Jack Osterholt responded that staff is far from completing negotiations with the city. There must be concurrence by the state of Florida for the transfer. The county has concerns about this large investment of public dollars being properly maintained. There are other issues still to be resolved with the city on other matters before it will come before the commission for ratification.

ACTION: (A-885) No action taken at this time.