

# MEETING OF MAY 25, 1999

(Meeting convened at 10:00 a.m. and adjourned at 12:20 p.m.)

PLEDGE OF ALLEGIANCE - David Monson, President, Paralyzed Veterans Association of Florida.

## CONSENT AGENDA

## BOARD APPOINTMENTS

1. MOTION TO APPROVE appointments of the following persons to the Broward County HIV Health Services Planning Council:

Veneta Burrell, Substance Abuse Provider

Ginny Jordan, Social Services Provider

Jessie Legros, Title V Representative

Theresa Parrish, Health Care Provider

A. Maurice Maddox, AIDS Service Organization/Community Based Organization

Tangela Johnson, Affected Community

Christina Crenshaw, Affected Community

Carmela Warren, Affected Community

Carla Cunningham, Affected Community

Leonard Quimbley, Alternate member

Rafael Aybar, Alternate member

Carmen Callahan, Alternate member

**ACTION: (A-670) Approved.**

## AVIATION DEPARTMENT

2. MOTION TO ADOPT Resolution 1999-714 authorizing acceptance and execution of a Federal Aviation Administration Grant Agreement, subject to review and approval by the Office of the County Attorney for the reimbursement of airport land acquisition costs for noise parcels and associated expenses at Fort Lauderdale-Hollywood International Airport in the amount up to \$2,000,000.00,

authorize the Chair and Clerk to execute same, and authorize the County Administrator to make the necessary administrative and budget actions to execute the grant.

## **ACTION: (A-670) Approved.**

3. A. MOTION TO AWARD pay telephone concession at the Fort Lauderdale- Hollywood International Airport and North Perry Airport to TCG Public Communications, Inc., a wholly owned separate subsidiary of AT&T commencing June 1, 1999 through June 30, 2004.

## **ACTION: (A-670) Approved.**

B. MOTION TO APPROVE agreement for pay telephone concession between Broward County, Florida and TCG Public Communications, Inc., a wholly owned separate subsidiary of AT&T, commencing June 1, 1999 through June 30, 2004, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-670) Approved.**

# **PUBLIC WORKS DEPARTMENT**

## **REAL PROPERTY SECTION**

4. MOTION TO APPROVE right of entry for Florida Department of Transportation (FDOT) to enter upon County land located at the southeast corner of Pine Island Road and Griffin Road to make grade differences blend and harmonize with their Griffin Road Project, as well as facilitating the State's relocation of physical items in the existing right-of-way that belongs to the County; authorize the Chair and Clerk to execute right of entry document and deliver same.

## **ACTION: (A-670) Approved.**

5. MOTION TO ADOPT Resolution 1999-715 exercising the second of three one-year lease options for Human Services Department (Alcohol and Drug Abuse Services Division), 1211 SE 2nd Avenue, 1216 SE 1st Avenue, Fort Lauderdale, Florida; 3,500 square feet at \$13.75, per square foot; \$4,010.41, per month. This is a 1.8% increase; Landlord: Bacardi Foundation; Term of Lease Option: September 1, 1999 through August 31, 2000; and authorize the Chair and Clerk to execute same.

## **ACTION: (A-670) Approved.**

6. MOTION TO APPROVE conveyance of an easement to Florida Power and Light Company (FPL) for the construction, operation and maintenance of overhead and underground electrical lines through a portion of Hollywood North Beach Park located in Section 1, Township 51 South, Range 42 East, also lying in a portion of Blocks 141, 60 and 59 of the plat of "Hollywood Central Beach" in the City of Hollywood, Broward County, Florida; and authorize the Chair and Clerk to execute easement.

**ACTION: (A-670) Approved.**

## **OFFICE OF TRANSPORTATION**

### **ENGINEERING DIVISION**

7. MOTION TO APPROVE amendment to the roadway improvement phasing agreement, between Broward County and Palm Vacation Group, a Florida Joint Venture, related to the Palm-Aire Plat (013-MP-96); and authorize the Chair and Clerk to execute same.

**ACTION: (A-670) Approved.**

8. A. MOTION TO APPROVE agreement between Broward County and the City of Oakland Park for funding the construction cost of an outfall line along NE 6th Avenue, from Oakland Park Boulevard to the north fork of the Middle River, and authorize the Chair and Clerk to execute same.

**ACTION: (A-670) Approved.**

B. MOTION TO APPROVE Joint Participation Agreement between Broward County and State of Florida Department of Transportation for funding the construction cost of an outfall line along NE 6th Avenue from Oakland Park Boulevard to the north fork of the Middle River (the cost to the County shall be \$73,258), and authorize the Chair and Clerk to execute same.

**ACTION: (A-670) Approved.**

9. MOTION TO APPROVE agreement between Broward County and the City of Margate for the joint funding of trafficways beautification for West Atlantic Boulevard from the west City limits of the City of Margate to State Road 7(at a maximum cost to the County of \$175,000), Project No. 5203; and authorize the Chair and Clerk to execute same.

**ACTION: (A-670) Approved.**

### **STREETS AND HIGHWAYS DIVISION**

10. A. MOTION TO ADOPT budget Resolution 1999-716 transferring funds within Streets and Highways' Capital Outlay Fund, as part of the Capital Improvement Program (CIP) for 1999 fiscal year, for Streets and Highways Division in the amount of \$65,000 to resurface Dixie Highway (Hillsboro Boulevard to Palm Beach County line) in the City of Deerfield Beach.

**ACTION: (A-670) Approved.**

B. MOTION TO ADOPT budget Resolution 1999-717 transferring funds within Streets and Highways' Capital Outlay Fund, as part of the CIP for 1999 fiscal year, for Streets and Highways Division in the amount of \$30,000 to mill and resurface the bridge approaches on Bass Creek Road over I-75 in the City of Miramar.

**ACTION: (A-670) Approved.**

C. MOTION TO ADOPT budget Resolution 1999-718 transferring funds within Streets and Highways' Capital Outlay Fund, as part of the CIP for 1999 fiscal year, for Streets and Highways Division in the amount of \$20,000 to mill and resurface NE 32nd Place (NE 15th Avenue to NE 17th Avenue) in the unincorporated area of Pompano Beach.

**ACTION: (A-670) Approved.**

D. MOTION TO ADOPT budget Resolution 1999-719 transferring funds within Streets and Highways' Capital Outlay Fund, as part of the CIP 1999 fiscal year, for Streets and Highways Division in the amount of \$37,000 to level and resurface NW 15th Avenue (Copans Road south for approximately 1,800 feet) in the City of Pompano Beach.

**ACTION: (A-670) Approved.**

E. MOTION TO ADOPT budget Resolution 1999-720 transferring funds within Streets and Highways' Capital Outlay fund, as part of the CIP 1999 fiscal year, for Street and Highways Division in the amount of \$120,000 to resurface NE 5th Avenue (Copans Road to Atlantic Boulevard) in the City of Pompano Beach.

**ACTION: (A-670) Approved.**

**FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

## **ACCOUNTING DIVISION**

11. MOTION TO APPROVE business travel for County employees in accordance with Administrative Order 105.

**ACTION: (A-670) Approved.**

12. MOTION TO ADOPT Resolution 1999-721 of the Board of County Commissioners of Broward County, Florida authorizing the acceptance of a donation of two silver bars and 28 silver coins from Mel Fisher Salvagers in Key West to the Broward County Historical Commission; authorizing the County Administrator to take administrative actions to implement same; and providing for an effective date.

**ACTION: (A-670) Approved.**

# COUNTY RECORDS DIVISION

13. MOTION TO APPROVE minutes of 10:00 a.m. Board of County Commission Meeting of April 13, 1999.

**ACTION: (A-670) Approved.**

## PURCHASING DIVISION

For Finance and Administrative Services Department

14. A. MOTION TO ADOPT Gartner Group's classifications as a County standard for establishing a qualified products list for microcomputers (Enterprise Tier), notebooks (Enterprise Tier) and servers (Magic Quadrant). The Gartner Group is an independent Consulting firm that provides unbiased assessments and ratings for major technology providers and their products. Consistent with the County's policy of Standardization, the Gartner's rating system will be utilized to establish a qualified products list for products that meet the County's requirements. As per agreement with the Gartner Group, they have provided research to the County since 1994.

**ACTION: (A-670) Approved.**

B. MOTION TO AWARD open-end contract to Dell Marketing L.P., low bidder for Group II and low responsive responsible bidder for Groups I and IV in the estimated amount of \$3,051,552.94, and ProSys Information Systems, low bidder for Group V subject to (for Group V only) receipt and acceptance of Performance and Payment Guarantee and low responsive responsible bidder for Group III in the estimated amount of \$150,919.10, for a total estimated amount of \$3,202,472.04, for the procurement of Microcomputers, Servers, Notebooks & Related Items to provide computer technology to the County (Bid No. A-9-98-204-B-1) for the Office of Information Technology Division and authorize the Purchasing Director to renew the contract(s) for two one-year periods. The initial contract period for Groups I - IV shall start on date of award and shall terminate one year after that date. The initial contract period for Group V shall start after receipt of the Payment and Performance Guarantee and shall terminate on the same ending date as Groups I - IV.

**ACTION: (A-670) Approved.**

15. MOTION TO AWARD Sole Brand Procurement to the low bidder, Strategic Technologies, Inc., for Reliability-Centered Maintenance Training (Bid No. J-3-99- 049-FF) with the purpose of putting in place a procedure to identify County water and wastewater plant equipment failure risks and suggested tasks to mitigate those risks for the Environmental Operations Division in the amount of \$167,200.

**ACTION: (A-670) Approved.**

For Public Works Department

16. A. MOTION TO ADOPT unanticipated revenue Resolution 1999-722 within the Capital Project Fund (315) for the Engineering Division in the amount of \$2,839,922 for the purpose of providing additional funding needed for construction of Wiles Road (No. 5153) between State Road 7 and Lyons Road. Broward County will be reimbursed for said amount by the City of Coconut Creek, adjacent property owners, Cocomar Drainage District and Florida Power & Light.

**ACTION: (A-670) Approved.**

B. MOTION TO AWARD fixed contract to Pan-American Construction, L.P., low bidder, in the amount of \$4,256,944 for the construction of Wiles Road (from State Road 7 to Lyons Road), Contract No. L098231FF, for the Engineering Division, subject to receipt and acceptance of Certificates of Insurance and Performance and Payment Guarantee, and authorize the Chair and Clerk to execute same.

**ACTION: (A-670) Approved.**

## **REVENUE COLLECTION DIVISION**

17. MOTION TO ADOPT Resolution 1999-723 Authorizing Cancellation of Warrants from Central Account No. 2079940003785.

**ACTION: (A-670) Approved.**

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

**ACTION: (A-670) Approved.**

## **RISK MANAGEMENT DIVISION**

19. MOTION TO ADOPT Resolution 1999-724 of the Board of County Commissioners of Broward County, Florida exempting from classified service, the position of Workers' Compensation Coordinator (BPN No. 05142) for the Broward County Risk Management Division.

**ACTION: (A-670) Approved.**

## **HUMAN SERVICES DEPARTMENT**

### **ALCOHOL & DRUG ABUSE SERVICES DIVISION**

20. MOTION TO APPROVE Amendment No. 2 to Agreement No. JH509 between the State of Florida Department of Children and Families and Broward County increasing the agreement by \$100,000 from \$2,865,826 to \$2,965,826 for the purpose of providing substance abuse treatment services to Broward County residents, and authorize the County Administrator to take the necessary administrative and

budgetary actions for implementation.

**ACTION: (A-670) Approved.**

## **HEALTH CARE MANAGEMENT DIVISION**

21. MOTION TO APPROVE Corrective Action Agreement between Broward County and Think Life, Inc. from date of execution through February 29, 2000 for the purpose of paying back \$42,000 to Broward County based on the findings of an audit performed by the Office of Management Services, (OMS) dated August 25, 1998, reference number 6104HC, and authorize the Chair and Clerk to execute same.

*ACTION: (A-670) Deferred to June 1, 1999 at the request of staff.*

## **COMMUNITY SERVICES DEPARTMENT**

### **CULTURAL AFFAIRS DIVISION**

22. MOTION TO ADOPT Resolution 1999-725 of the Board of County Commissioners of Broward County, Florida accepting an award of \$750 from the National Association of Counties; authorizing a donation of \$750 to the Cultural Foundation of Broward, Inc. for award to emerging artists in Broward County; and providing for an effective date.

**ACTION: (A-670) Approved.**

## **MASS TRANSIT DIVISION**

23. MOTION TO DIRECT Office of the County Attorney to draft all necessary new or amended ordinances and interlocal agreements with municipalities called for in Sections 336.021 and 336.025, Florida Statutes, that may be required based upon the Board's direction, in order to levy the additional two cents of local option gas tax before July 1, 1999, to be effective January 1, 2000.

*ACTION: (A-1895) Approved. Staff is to present information to the Board on the formation of an Ad Hoc Committee.*

## **DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

24. MOTION TO APPROVE settlement agreements between Broward County and the listed respondents for violations of Broward County Code of Ordinances for Department of Planning and Environmental Protection (DPEP) and authorize the Chair and Clerk to execute same. The Respondents were cited for violations of the Broward County Code of Ordinances for the attached violations and have agreed to pay Broward County for any penalties in full:

A. First Union Services, Inc., Marina Bay Yacht Sales & Management, Inc. and Frederick P. Sturgis

d/b/a Cerino's of Fort Lauderdale.

B. Gulfstream Park Racing Association, Inc.

C. P & S Ventures, Inc. d/b/a Best Roofing.

D. Seneca Land Company, Inc.

**ACTION: (A-670) Approved.**

## **BIOLOGICAL RESOURCES DIVISION**

25. A. MOTION TO APPROVE application to the Florida Communities Trust by Broward County and the City of Wilton Manors in the estimated amount of \$500,000 for the acquisition of a natural land in the City of Wilton Manors for conservation purposes; to authorize the County Administrator to execute same; and authorize the County Administrator to make necessary administrative and budgetary actions to execute the grant application, for the Biological Resources Division of the Department of Planning and Environmental Protection (DPEP).

**ACTION: (A-766) Approved.**

B. MOTION TO APPROVE concept of utilizing \$250,000 in unbudgeted interest earnings for the County's 25% match to the Florida Communities Trust grant for the acquisition of a natural land in the City of Wilton Manors for conservation purposes; and authorize the County Administrator to make necessary administrative and budgetary actions, for the Biological Resources Division of DPEP.

***ACTION: (A-766) Approved as amended with the county match coming from the Commission Reserve fund.***

## **DEPARTMENT OF SAFETY AND EMERGENCY SERVICES**

26. MOTION TO APPROVE interlocal agreement between Broward County and the City of Miramar to provide the City of Miramar South Florida Building Code inspection services/plan review to be performed by the Broward County Building Code Services Division from March 1, 1999 to February 28, 2001, and authorize the Chair and Clerk to execute same. Any costs incurred as a result of this request, will be recaptured through collection of revenues for the services provided.

**ACTION: (A-670) Approved.**

27. MOTION TO APPROVE agreement between Broward County and Broward Removal Service, Inc. to provide transportation services of deceased persons for the Broward County Division of Medical Examiner and Trauma Services, the cost for said services shall be \$85 per transport (apprx. \$145,000 per year based upon transport volume), with an annual adjustment utilizing the Consumer Price Index, not to exceed 3%, for an initial agreement period of three years and one two-year option to renew, and authorize the Chair and Clerk to execute same.

**ACTION: (A-670) Approved.**

## **ZONING CODE SERVICES DIVISION**

28. MOTION TO ADOPT Resolution 1999-726 of the Board of County Commissioners of Broward County declaring Lakeshore Estates Lake Restoration Project, a multi- jurisdictional effort to clean the lake centrally located between NW 17th Court and NW 17th Street adjacent to NW 31st Avenue, a valid expenditure of public funds for a public purpose.

**ACTION: (A-670) Approved.**

## **PORT EVERGLADES DEPARTMENT**

29. MOTION TO APPROVE Port Everglades Taxi/Limo/Bus Service Business Permits between Broward County, Florida and A&B Travel Business Corp.; Biological & Environmental Consulting, Inc. d/b/a Natural Environmental Travel & Tours; and Michael Leffew d/b/a A Ultimate Limousine, respectively, in accordance with Chapter 32 of the Broward County Administrative Code, effective from the date of approval, with an expiration date of December 31, 1999, and authorize the Chair and Clerk to execute same.

**ACTION: (A-670) Approved.**

30. MOTION TO APPROVE lease agreement between Broward County and the Hospice Care of Broward County, Inc. for use of 4.5 acres of land as a parking lot on Sunday, May 30, 1999, and authorize the Chair and Clerk to execute same.

**ACTION: (A-670) Approved.**

31. MOTION TO APPROVE renewal of a lease agreement between Broward County and Shoreside Florida, Inc. for 952 square feet of office space in Suite No. 306 of Building 611 at Port Everglades, for the period of June 1, 1999 through May 31, 2000, and authorize the Chair and Clerk to execute same.

**ACTION: (A-670) Approved.**

32. MOTION TO APPROVE one-year lease agreement between Broward County and Caribbean Ship Management (USA), Inc. for 500 square feet of office space in Suite No. 4 in Building 611 at Port Everglades, for the period beginning on the date of execution by both parties and ending one year thereafter, and authorize the Chair and Clerk to execute same.

**ACTION: (A-670) Approved.**

## **OFFICE OF BUDGET SERVICES**

33. MOTION TO ADOPT budget Resolution 1999-727 transferring within the General Fund the amount of \$140,750 from the Non-Departmental Restricted Reserve for the 17th Judicial District to provide funding reserved in anticipation of Local Government Criminal Justice Trust Fund revenues.

**ACTION: (A-670) Approved.**

## **OFFICE OF ECONOMIC DEVELOPMENT**

34. MOTION TO ADOPT Resolution 1999-728 authorizing the issuance of Industrial Development Revenue Bonds not to exceed \$2,200,000 by the Florida Development Finance Corporation to finance Vutec Corporation's acquisition and renovation of a manufacturing facility within Broward County.

**ACTION: (A-670) Approved.**

## **REQUEST TO SET FOR PUBLIC HEARING**

35. MOTION TO ADOPT Resolution 1999-729 directing the County Administrator to publish notice of public hearing to be held Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon a drainage easement, lying in Broward County, Florida, and located at 15898 Stirling Road in the Town of Davie. Petitioner: Stirling Road Associates, Inc. (Leigh Robinson Kerr & Associates - Agent) 7-V-99.

**ACTION: (A-670) Approved.**

36. MOTION TO ADOPT Resolution 1999-730 directing the County Administrator to publish notice of public hearing to be held Tuesday, June 8, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider an application to renew the franchise of Worldwide Shore Services, Inc. to provide steamship agent services at Port Everglades.

**ACTION: (A-670) Approved.**

37. MOTION TO ADOPT Resolution 1999-731 directing the County Administrator to publish notice of public hearing to be held Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Broward County Governmental Center to determine whether population increases in Broward County require the issuance of new taxicab and limousine permits.

**ACTION: (A-670) Approved.**

38. MOTION TO ADOPT Resolution 1999-732 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 8, 1999 at 2:00 p.m. in Room 422 of the Governmental

Center to consider 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 2, *AIRPORTS AND AIRCRAFT*; TO ADD A NEW ARTICLE IV, *CONSOLIDATED RENTAL CAR FACILITY AT THE FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT*; ADDING A NEW SECTION 2- 120, DEFINITIONS; ADDING A NEW SECTION 2-121 RELATING TO COMMON BUSING FOR ALL RENTAL CAR COMPANIES DOING BUSINESS OR PROVIDING SERVICES FOR CUSTOMERS AT THE FORT LAUDERDALE- HOLLYWOOD INTERNATIONAL AIRPORT; AND REQUIRING ALL OFF-AIRPORT OR ON-AIRPORT RENTAL

CAR COMPANIES TO USE AN AIRPORT-MANAGED COMMON BUS TO THE AIRPORT'S CONSOLIDATED RENTAL CAR FACILITY; ADDING A SECTION 2-122 PROVIDING FOR THE ESTABLISHMENT OF A RENTAL CAR CUSTOMER FACILITY CHARGE AND PROVIDING FOR AN EFFECTIVE DATE FOR IMPOSITION OF SUCH CUSTOMER FACILITY CHARGE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AMENDMENT TO THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

## **ACTION: (A-1615) Approved.**

39. MOTION TO ADOPT Resolution 1999-733 setting a Public Hearing on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to enact an ordinance changing the Zoning District of certain lands within the Unincorporated Area of Broward County, Florida. This is required by Section 125.66(4), Florida Statutes. The June 22, 1999 Public Hearing is to be Quasi-Judicial Hearing.

REZONING PETITION 5-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 13, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM R-3, LOW DENSITY MULTIPLE DISTRICT TO B-2, COMMUNITY BUSINESS DISTRICT; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THEREQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

## **ACTION: (A-670) Approved.**

40. MOTION TO ADOPT Resolution 1999-734 setting a Public Hearing on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to enact an ordinance changing the Zoning District of certain lands within the Unincorporated Area of Broward County, Florida. This is required by Section 125.66(4), Florida Statutes. The June 22, 1999 Public Hearing is to be a Quasi-Judicial Public Hearing.

REZONING PETITION 7-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 14, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM R-2, TWO-FAMILY DWELLING DISTRICT TO RM-10, MULTIPLE-FAMILY DWELLING DISTRICT; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (A-1818) Approved. The Chair requested that before the public hearing staff provide information dealing with the height differential in case these areas are redeveloped.***

41. MOTION TO ADOPT Resolution 1999-735 setting a Public Hearing on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to enact and ordinance changing the Zoning District of certain lands within the Unincorporated Area of Broward County, Florida. This is required by Section 125.66(4), Florida Statutes. The June 22, 1999 Public Hearing is to be a Quasi-Judicial Public Hearing.

REZONING PETITION 9-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 24, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM R-2P, TWO-FAMILY DWELLING-PARKING DISTRICT TO RM-10, MULTIPLE-FAMILY DWELLING DISTRICT; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

**ACTION: (A-670) Approved.**

42. MOTION TO ADOPT Resolution 1999-735 setting a Public Hearing on Tuesday, June 22, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to enact an ordinance changing the Zoning District of certain lands within the Unincorporated Area of Broward County, Florida. This is required by Section 125.66(4), Florida Statutes. The June 22, 1999 Public Hearing is to be Quasi-Judicial Public Hearing.

REZONING PETITION 11-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF

SECTION 31, TOWNSHIP 47 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM R-3, LOW-DENSITY MULTIPLE DISTRICT TO RM-10, MULTIPLE-FAMILY DWELLING DISTRICT; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (A-1818) Approved. The Chair requested that before the public hearing staff provide information dealing with the height differential in case these areas are redeveloped.***

## **REGULAR AGENDA**

### **43. COUNTY ADMINISTRATOR'S REPORT**

**ACTION: (A-1872) No report filed.**

## **QUASI-JUDICIAL HEARING**

Please be advised that the following items on the Commission's agenda are quasi-judicial in nature. If you wish to object or comment upon these items, please indicate the item number you would like to address when the announcement regarding the quasi-judicial item is made. All witnesses who will testify on any quasi-judicial item will be sworn. Participants who are members of the general public need not be sworn and will not be subject to cross examination if they are not sworn. The Commission shall not assign unsworn testimony the same weight or credibility as sworn testimony in its deliberations.

### **DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

## **DEVELOPMENT MANAGEMENT DIVISION**

44. DELEGATION: James Kahn regarding request to place a note on the Pompano Industrial Park Third Addition Plat (010-UP-81). (Deferred from October 20, 1998)

**ACTION: (A-1875) Withdrawn.**

45. DELEGATION: Gustavo X. Aguirre regarding request to change from sewers to septic tanks for the Miele-Simonson Estates Plat (018-MP-97). (Deferred from April 20, 1999)

***ACTION: (A-1875) Deferred, with the applicant's concurrence, to November 30, 1999 or sooner per staff's recommendation.***

# END OF QUASI-JUDICIAL HEARING

## FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

46. MOTION TO AUTHORIZE County staff to solicit Letters of Interest from firms providing financial underwriting services for the issuance of Resource Recovery Revenue Refunding Bonds.

**ACTION: (A-2424) Approved.**

47. A. MOTION TO AUTHORIZE County staff to solicit Letters of Interest from firms providing financial advisor services for the issuance of General Obligation Bonds.

**ACTION: (A-2438) Approved.**

B. MOTION TO AUTHORIZE County staff to solicit Letters of Interest from firms providing financial underwriting services for the issuance of General Obligation Bonds.

*ACTION: (A-2438) The Board deferred this item for up to two weeks pending a report from staff analyzing the county's last 10 year bond issues; as well as, the issues entailed with a negotiated process versus competitive bidding, and the time frame involved with each.*

C. MOTION TO APPROVE Selection/Negotiation Committee for both financial advisor services and financial underwriting for the issuance of General Obligation Bonds.

*ACTION: (A-2428) Approved a Selection Negotiation Committee for just the financial advisory services with the following appointments: Commissioners Abramowitz, Lieberman and Parrish; the County Administrator or his designee; the Director of Finance and Administrative Services Department, and the Director of the Community Services Department. Further, the Board deferred this item for up to two weeks pending a report from staff analyzing the county's last 10 year bond issues; as well as, and the issues entailed with a negotiated process versus competitive bidding, and the time frame involved with each.*

48. MOTION TO ADOPT Resolution 1999-737 of the Board of County Commissioners of Broward County, Florida approving an interlocal agreement providing for the issuance by the Capital Projects Finance Authority ("The Authority") of Solid Waste Disposal Revenue Bonds (Capital Projects Loan Program - Waste Corporation of Florida, Inc. Projects), Series 1999, in the aggregate principal amount not exceeding \$20,000,000 for the purpose of providing funds to Waste Corporation of Florida, Inc. (The "Borrower"), for financing or refinancing the acquisition, construction, refinancing the acquisition, construction, renovation, and equipping of certain "Projects" including one or more Solid Waste Facilities located in Broward County, Florida.

**ACTION: (A-3454) Approved.**

49. A. MOTION TO APPROVE IN CONCEPT development of a self-funded health insurance alternative for County employees and their dependents, beginning in the year 2001, if not sooner.

## **ACTION: (A-3468) Approved.**

B. MOTION TO APPROVE IN CONCEPT development of an exclusive provider organization (EPO) alternative for health insurance for County employees and their dependents for year 2001, if not sooner.

## **ACTION: (A-3468) Approved.**

C. MOTION TO APPROVE specific consideration of a partnership with the School Board, Broward Sheriff's Office (BSO) and other agencies in Motions A & B.

## **ACTION: (A-34687) Approved.**

### **ACCOUNTING DIVISION**

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

*ACTION: (A-3480) Approved as amended per staff's addendum.*

### **PURCHASING DIVISION**

For Finance and Administrative Services Department

51. MOTION TO APPROVE renewal of open-end contract with Sedgwick of Florida, Inc. for Airport Liability Insurance for Fort Lauderdale-Hollywood International and North Perry Airports (Bid No. D-2-98-006-B-1) in the premium amount of \$124,998 for the Risk Management Division and the Aviation Department for the period starting June 4, 1999 and ending June 4, 2000. (Deferred from May 18, 1999, Item 15)

## **ACTION: (A-3484) Approved.**

**DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

### **BIOLOGICAL RESOURCES DIVISION**

52. MOTION TO ADOPT Resolution 1999-738 naming an artificial reef ship in honor of the late Ken Vitale, a local dive instructor who made significant contributions to the Broward County sport diving community; providing for an effective date. (Deferred from May 18, 1999, Item 39)

## **ACTION: (A-3497) Approved.**

# OFFICE OF BUDGET SERVICES

53. MOTION TO ADOPT budget Resolution 1999-739 transferring within the General Fund the amount of \$1,100,000 from the County Commission Reserve for enhanced inspection services at the Fort Lauderdale-Hollywood International Airport.

**ACTION: (A-3504) Approved.**

## COUNTY COMMISSION

54. MOTION TO AUTHORIZE staff to formalize a contract for sale and purchase of 9.39 acres, known as the Hyde Parcel, adjacent to the Sunshine Ranches Equestrian Park site in unincorporated southwest Broward County. (Commissioner Parrish)

***ACTION: (A-3530) Approved this sale and purchase contingent upon the two appraisals on the property being presented to and accepted by the county commission prior to the purchase.***

55. MOTION TO DIRECT appropriate staff within, but not limited to, the departments of Zoning Code Services, Integrated Waste Management, the Office of Environmental Services to propose creative methods of expanding code enforcement services targeted to our unincorporated neighborhoods, including use of interns and cross-training of employees, as well as possible increase in staff for consideration within the presentation of 1999-2000 budget. (Commissioner Jacobs) (Deferred from May 18, 1999, Item 93)

***ACTION: (A-3726) Approved and suggested that staff contact the Municipal Services Advisory Board for neighborhood input. Further, consideration be given to staffing issues, alternative work hours for evening and weekends, and part-time positions versus full time positions.***

## SUPPLEMENTAL AGENDA

### OFFICE OF LEGISLATIVE AND INTERGOVERNMENTAL MANAGEMENT

56. A. MOTION TO DIRECT the Chair to send a letter to Governor Bush to veto CS/SB 748 relating to pretrial reslease.

**ACTION: (A-670) Approved.**

B. MOTION TO DIRECT the Chair to send letters to selection members of Congress opposing the Harbor Services Fund Act of 1999.

**ACTION: (A-670) Approved.**

C. MOTION TO DIRECT the Chair to send a letter in support of a federal appropriation request for increased staffing for Airport Custom Service.

# **ACTION: (A-670) Approved.**

## **NON AGENDA - DIRECTIVES**

57. NACO LEGISLATIVE ALERT: Commissioner Parrish commented on the NACo legislative alert with respect to the House Judiciary Committee Religious Liberty Protection Act, with the restriction of religious facilities.

***STAFF DIRECTIVE: (A-3895) Without objection, the Board directed Susan Pierce, Director, and Shirley Marler, Zoning Official, Zoning Code Services Division, to review this information, and, if it would affect the county's proposed ordinance, have them prepare a letter for the Chair's signature in opposition.***

58. PAY PHONES - ADA COMPLIANT: Commissioner Parrish commented on the Bridges pamphlet, distributed by the Office of Public and Governmental Relations, concerning a Public Service Workshop held in Miami and the issue of pay phones that are not ADA compliant.

***STAFF DIRECTIVE: (A-3937) Commissioner Parrish requested staff to investigate that the pay phones in the unincorporated area are ADA compliant.***

59. REPORT - GMEC: Commissioner Parrish commented on a letter from the Governmental Management and Efficiency Committee about presenting a report to the county commission.

***STAFF DIRECTIVE: (A-3953 & B-549) The Board directed staff to schedule a Special County Commission meeting with that committee.***

60. PROGRESS REPORTS - Y2K: Commissioner Parrish commented on a memorandum from Commissioner Cowan on the county's systems being Y2K compliant on January 1, 2000, and the response that a briefing would be provided to the Board on the status prior to its summer recess following the publication of the next preparedness report.

***STAFF DIRECTIVE: (A-4001) Commissioner Parrish requested the County Administrator instruct staff to provide the county commissioners with a status report monthly, by the first of every month, beginning June 1, 1999.***

61. TOBACCO MONEY - HOSPITAL DISTRICTS: Commissioner Gunzburger asked about the county obtaining part of the tobacco money to assist with expenses at the hospital districts for indigent care so the county does not have to continue funding the greater share. She remarked that a Florida county is suing the state for a share of the tobacco money to take care of the Medicaid dollars. She would like information on Broward County's Medicaid deficit and whether or not it would pay for the county to pursue a similar action.

***STAFF DIRECTIVE: (A-4107) The consensus of the Board was for staff to investigate these issues and report back to the Board.***

62. CODE ENFORCEMENT COSTS: The Chair stated that she has been following some of the costs incurred in prosecuting code enforcement cases, noting item 24 on this day's agenda, settlement agreements, indicating that the county spent \$5,066 in prosecution, while only recovering \$1,200 in administrative costs, leaving a deficit of \$3,866 on those four items. The Chair asked County Attorney

Edward Dion about the state statute allowing the county to charge an administrative fee and some of the fees that can be recouped are attorneys' costs in the prosecution.

***STAFF DIRECTIVE: (A-4215) The Chair directed staff to review, from time to time, the administrative charge and see what is really being incurred in costs in order to adjust the fee to recover the cost.***

## **DEFERRED ITEMS**

DEFERRED TO 6/1/99 - 21

DEFERRED - UP TO TWO WEEKS - 47B, 47C (portion on financial underwriters)

DEFERRED TO 11/30/99 - 45

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