

MEETING OF MAY 26, 1998

(The meeting convened at 10:05 a.m. and adjourned at 1:20 p.m.)

PLEDGE OF ALLEGIANCE - *led by the local 4-H Club Foundation Members*

CALL TO ORDER

CONSENT AGENDA

AVIATION DEPARTMENT

1. MOTION TO APPROVE Amendment No. 2 to the lease agreement between Broward County, Florida and Budget Rent-A-Car Systems Inc. f/k/a Budget Rent-A-Car of Broward Inc. reflecting a relocation of leased premises, and authorize the Chair and Clerk to execute same.

ACTION: (A-618) Approved.

2. MOTION TO ADOPT Resolution 1998-500 providing for an exemption from the mandatory site plan approval for specific aviation related facilities operated and maintained by the Federal Aviation Administration (FAA) including the Airport Surveillance Radar (ASR), the Remote Transmitter (RT) and the Remoter Receiver (RR) for the Fort Lauderdale-Hollywood International Airport; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (A-618) Approved.

3. MOTION TO APPROVE the submittal of an application form to the Florida Department of Community Affairs, Division of Emergency Management, Bureau of Recovery and Mitigation, for the Airport Rescue Fire Fighting Facility door reinforcement at the Fort Lauderdale-Hollywood International Airport in an amount up to \$100,000.

ACTION: (A-618) Approved.

4. A. MOTION TO AUTHORIZE the Aviation Department to file a grant application to the Federal Aviation Administration (FAA) in an amount up to \$3,500,000 in FAA discretionary funds for the acquisition of an Airport Rescue and Fire Fighting (ARFF) Vehicle, ARFF building design, installation of Precision Approach Path Indicator (PAPI) and reimbursement of airport land acquisition costs for noise parcels and associated expenses at the Fort Lauderdale-Hollywood International Airport.

ACTION: (A-618) Approved.

B. MOTION TO ADOPT Resolution 1998-501 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 acquisition of an Airport Rescue and Fire Fighting (ARFF) Vehicle, ARFF building design, installation of Precision Approach Path Indicator (PAPI's) and reimbursement of airport land acquisition costs for noise parcels and associated expenses at the Fort Lauderdale-Hollywood International Airport in the amount up to \$3,500,000; 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-618) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

5. MOTION TO APPROVE a contract for sale and purchase executed by Gene Raymond Shepard and Erma L. Shepard, his wife, in the amount of \$116,000 for the purchase of Parcel 7, Sistrunk Boulevard Project (Northwest 6 Street), Engineering Division authorizes the Real Property Section to acquire this property using Engineering Division funds; authorize the Chair and Clerk to execute contract for sale and purchase, and authorize acceptance and recordation of deed.

ACTION: (A-739) Approved.

6. MOTION TO ADOPT Resolution 1998-502 accepting lease renewal for Libraries Division, Century Plaza, 1800 West Hillsboro Boulevard, Bays 25-31, Deerfield Beach, Florida; 6,182 square foot at \$14.97, per square foot; \$7,710.86, monthly; \$92,530.32, yearly for first year; \$15.49, per square foot; \$7,980.75, monthly; \$95,769, yearly for second year; \$16.03, per square foot; \$8,260.08, monthly; \$99,120.96, yearly for third year; Term of Lease Renewal: October 1, 1998 through September 30, 2001; Landlord: Century Plaza Investments Inc., and authorize the Chair and Clerk to execute same.

ACTION: (A-618) Approved.

7. MOTION TO ADOPT Resolution 1998-503 accepting lease option for Human Services Department, 1211 Southeast 2 Avenue and 1216 Southeast 1 Avenue, Fort Lauderdale, Florida; 3,500 square foot at \$13.50, per square foot; \$3,937.50, monthly with two one-year options remaining; Term of Lease Option: September 1, 1998 through August 8, 1999; Landlord: Bacardi Foundation, and authorize the Chair and Clerk to execute same.

ACTION: (A-618) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

8. MOTION TO ADOPT Resolution 1998-504 accepting a road easement executed by Willie Westbrook, donating right-of-way for Northwest 7 Street in Section 5, Township 50 South, Range 42 East.

ACTION: (A-618) Approved.

9. MOTION TO ADOPT Resolution 1998-505 concerning road improvements related to Ravenswood Commercial FLL Airport Plat (Plat 1) (004-MP-93) and Ravenswood FLL Redevelopment Plat (Plat 2) (011-UP-93).

ACTION: (A-618) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

10. MOTION TO APPROVE the check lists issued from April 1, 1998 through April 30, 1998 in accordance with Florida Statute 136.06.

ACTION: (A-618) Approved.

COUNTY RECORDS DIVISION

11. MOTION TO APPROVE the minutes of the 10:00 a.m. Board of County Commissioners meeting April 28, 1998; and minutes of the 2:00 p.m. Public Hearing of April 28, 1998.

ACTION: (A-618) Approved.

PURCHASING DIVISION

For Aviation Department

12. A. MOTION TO ADOPT budget Resolution 1998-506 transferring \$2,000,000 from Replacement Parking Fund 401 422 3608 6500 to Ravenswood Parking Project Fund 401 422 3317 6500 for the purpose of funding the award of the Airport Expansion Program - Ravenswood Parking Lot (Bid P-01-98-13-CF).

ACTION: (A-618) Approved.

B. MOTION TO AWARD a fixed contract to Southeastern Engineering Contractors Inc., low bidder, for the Airport Expansion Program - Ravenswood Parking Lot (P-01-98-13-CF) for the grand total bid amount of \$4,039,831.70, for the Aviation Department, subject to receipt and acceptance of

insurance/performance and payment guarantee.

ACTION: (A-618) Approved.

13. MOTION TO APPROVE the transfer of Optional Services and Reimbursable funds in the agreement between Broward County and O'Brien Kreitzberg Inc. for Program Management Services for the Airport Expansion Program at the Fort Lauderdale- Hollywood International Airport, transferring from Optional Services: \$32,500 from Category 3, Airport and/or Airfield Planning Studies; \$15,000 from Category 5, Baggage System and Major Airline Equipment Consulting; \$30,000 from Category 6, Parking Facility Consulting; \$15,000 from Category 7, Signage (Static and Dynamic) for Terminal and Parking Areas; \$18,700 from Category 10, Maintenance of Traffic; \$25,000 from Category 11, ADA Design Review; \$8,000 from Category 12, Critique Committee to Optional Services Category 13, Extended Design Management/ Construction Management, in the total transferred amount of \$144,200; and from Reimbursables: \$10,000 from Category 1, Program Office Relocation; \$25,000 from Category 2, Construction Equipment and Rental; and \$14,153 from Category 3 Trailers and Maintenance (Administration Building) to reimbursable Category 6 Radio Equipment \$3,000; Category 11 Specialty Office Supplies \$24,153; and Category 13 Computer Software \$22,000; total transferred amount in Reimbursables is \$49,153.

ACTION: (A-618) Approved.

For Port Everglades Department

14. MOTION TO AWARD an open-end contract to the low responsive, responsible bidder, Florida Blacktop Inc. for asphalt pavement repair and striping (Bid No. N-01-98-07-12) in the estimated amount of \$131,887.50, for the Port Everglades Department, subject to receipt and acceptance of payment and performance bonds, and authorize the Purchasing Division Director to renew the contract for a one-year period. The initial contract period shall start May 26, 1998 and terminate May 25, 1999.

ACTION: (A-618) Approved.

HUMAN SERVICES DEPARTMENT

CHILDREN'S SERVICES ADMINISTRATION

15. MOTION TO APPROVE the assignment of an agreement from Pathways for Youth and Family Services Inc. to Outreach Broward Inc., the latter being the surviving entity who assumed all the assets, liabilities and obligations of the former entity. As such, the surviving entity is expressly assuming the contractual responsibilities to Broward County.

ACTION: (A-618) Approved.

COMMUNITY SERVICES DEPARTMENT

EMERGENCY MANAGEMENT DIVISION

16. A. MOTION TO APPROVE a grant agreement between Broward County and the State of Florida, Department of Community Affairs, in the amount of \$164,000 to enhance risk and vulnerability assessment, from date of execution through June 30, 1998, and authorize the Chair and Clerk to execute the grant agreement. (No county match is required.)

ACTION: (A-618) Approved as corrected.

B. MOTION TO ADOPT unanticipated revenue Resolution 1998-507 within the grant fund for the Emergency Management Division in the amount of \$164,000 for the purpose of enhancing Broward County's risk and vulnerability assessment.

ACTION: (A-618) Approved as corrected.

LIBRARIES DIVISION

17. MOTION TO APPROVE an agreement between Broward County and Florida Atlantic University, acting on behalf of the Board of Regents, for the purpose of defining terms and conditions under which the Broward County Library System will utilize \$468,845 for library resources to be included in the inventories of Florida Atlantic University and Florida International University for Fiscal Year 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-618) Approved.

PARKS AND RECREATION DIVISION

18. A. MOTION TO APPROVE the submission of a grant application for participation to the State of Florida Department of Education in the amount of \$218,185.99, for the 1998 Summer Food Service Program for Children, and authorize the County Administrator to take the necessary administrative and budgetary actions to execute the grant. (No county monies required.)

ACTION: (A-618) Approved as corrected.

B. MOTION TO APPROVE an agreement between Broward County and the Florida Department of Education in the amount of \$218,185.99, to operate a Summer Food Service Program for Children from June 22, 1998 through August 14, 1998, and authorize the Chair and Clerk to execute same.

ACTION: (A-618) Approved as corrected.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

19. MOTION TO APPROVE an agreement between Broward County and Lois Schmatz for \$24,000 to provide assistance with beautification matters to Broward Beautiful and Broward County Department of Natural Resource Protection. Tasks include review, evaluation, and research of local, state, and national programs of relevance to the county and assistance with plan development and project implementation

as it relates to environmental and beautification matters.

ACTION: (A-618) Approved.

DEPARTMENT OF STRATEGIC PLANNING AND GROWTH MANAGEMENT COMMUNITY DEVELOPMENT DIVISION

20. MOTION TO APPROVE the fifth amendment to an agreement between Broward County and the Broward County Housing Authority for Rental Rehabilitation Tenant Assistance Program; extending the term by one year from May 31, 1998 to May 31, 1999, with no change to the original funding allocation of \$150,000, and authorize the Chair and Clerk to execute same.

ACTION: (A-976) Approved. The Board directed staff to provide information on the type of people the loans are extended to.

PORT EVERGLADES DEPARTMENT

21. MOTION TO APPROVE the Bulk Petroleum Product Pipeline License Agreement between Broward County and Florida Power & Light Company for underground pipelines at Port Everglades for a ten-year period effective May 26, 1998 through May 25, 2008, and authorize the Chair and Clerk to execute same.

ACTION: (A-1022) Deferred to June 9, 1998 or sooner at the Chair's request for further review by Florida Alliance Inc. The Board directed the County Attorney's Office to provide the Board with a list of the expiration dates and companies who are operating at the Port Everglades' property under the county's agreements.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-618) Approved as corrected.

23. A. MOTION TO ADOPT budget Resolution transferring within the General Fund in the amount of \$125,000 from the reserve for the Sheriff to fund negotiated settlements as a result of litigation.

ACTION: (A-1090) Deferred to June 2, 1998 for the County Attorney's Office and the Special

Counsel to the Sheriff to review the appropriate advertisement for public notice of a settlement that exceed the requirements of state law. The Board additionally directed the County Attorney's Office to review the practices and procedures that other constitutional officers follow when said settlements are more than \$5,000.

B. MOTION TO ADOPT unanticipated revenue Resolution 1998-508 within the General Fund for the Broward Sheriff's Office in the amount of \$550,000 to fund additional special details expenditures based on increased demand for these services.

ACTION: (A-618 & A-1222) Approved.

OFFICE OF ECONOMIC DEVELOPMENT

24. MOTION TO ADOPT Resolution 1998-509 authorizing the issuance of Industrial Development Revenue bonds not to exceed \$2,200,000 by the Florida Development Finance Corporation to finance a manufacturing facility within Broward County.

ACTION: (A-1810) Approved.

BOARD APPOINTMENTS

25. MOTION TO APPROVE the appointment of Mr. John Emerick to the Homeless Initiative Partnership Board. (Commissioner Cowan)

ACTION: (A-618) Approved.

26. MOTION TO APPROVE the appointment of Ms. Phyllis Berry to the Broward County Management and Efficiency Study Committee. (Commissioner Poitier)

ACTION: (A-618) Approved.

REQUEST TO SET FOR PUBLIC HEARING/MEETING SCHEDULE

27. MOTION TO REAPPOINT Ms. Janet Caron to serve on the Advisory Board for Persons with Disabilities. She had been absent due to illness. (Commissioner Rodstrom)

ACTION: (A-618) Approved.

28. MOTION TO APPROVE the County Commission's meeting schedule for June 1998.

ACTION: (A-618) Approved.

29. MOTION TO ADOPT Resolution 1998-510 directing the County Administrator to publish notice of

public hearing to be held on Tuesday, June 9, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider the application of Worldwide Shore Services Inc. for a steamship agent franchise at Port Everglades.

ACTION: (A-618) Approved.

30. MOTION TO ADOPT Resolution 1998-511 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 23, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider adoption of a resolution prescribing an amendment to the schedule of rates, fees and charges for retail water and wastewater services rendered by the Broward County Office of Environmental Services to waive the first Equivalent Residential Unit of Wastewater Capital Recovery Charge per customer, and providing for an effective date.

ACTION: (A-618) Approved.

31. MOTION TO ADOPT Resolution 1998-512 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 9, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance amending the Deepwater Port Component of the Coastal Management Element as part of the first annual 1998 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1998 AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE DEEPWATER PORT COMPONENT OF THE COASTAL MANAGEMENT ELEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-618) Approved.

32. MOTION TO ADOPT Resolution 1998-513 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 9, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan Text amendment PCT 98-1 as part of the first annual 1998 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1998 AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT, AN AMENDMENT TO FUTURE LAND USE CATEGORIES REGARDING "REGIONAL ACTIVITY CENTERS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-618) Approved.

33. MOTION TO ADOPT Resolution 1998-514 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 9, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan amendment PCNRM 98-1 as part of the first annual 1998 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1998 AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN, BY AMENDING THE WETLANDS MAP OF THE NATURAL RESOURCE MAP SERIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-618) Approved.

34. MOTION TO ADOPT Resolution 1998-515 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 9, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan Text amendment PCT 98-2 as part of the first annual 1998 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1998 AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT, AMENDING THE GOALS, OBJECTIVES AND POLICIES PERTAINING TO PROMOTING URBAN INFILL AND REDEVELOPMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-618) Approved.

35. MOTION TO ADOPT Resolution 1998-516 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 9, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance

adopting Broward County Land Use Plan Text amendment PCT 98-3 as part of the first annual 1998 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1998 AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT, AMENDING THE EXISTING POLICIES PERTAINING TO NATURAL RESOURCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-618) Approved.

36. MOTION TO ADOPT Resolution 1998-517 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 9, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan amendment PC 98-5 in the City of Pembroke Pines as part of the first annual 1998 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1998 AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF PEMBROKE PINES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-618) Approved.

37. MOTION TO ADOPT Resolution 1998-518 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 9, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan Text amendment PCT 98-5 as part of the first annual 1998 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1998 AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT, TO INCLUDE LIVE-ABOARD VESSELS WITHIN THE

DEFINITIONS AND PROVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-618) Approved.

38. MOTION TO ADOPT Resolution 1998-519 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 9, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan amendment PC 98-7 in the Town of Davie as part of the first annual 1998 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1998 AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP

IN THE TOWN OF DAVIE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-618) Approved.

39. MOTION TO ADOPT Resolution 1998-520 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 9, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan amendment PC 98-10 in the City of Weston, an amendment related to a proposed change to the development order for the Indian Trace Development of Regional Impact, to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP SERIES TO REDESIGNATE THE LAND USE OF THE INDIAN

TRACE DEVELOPMENT OF REGIONAL IMPACT LOCATED IN THE CITY OF WESTON; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-618) Approved.

40. MOTION TO ADOPT Resolution 1998-521 directing the County Administrator to publish notice of public hearing to be held on Tuesday, June 9, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an ordinance adopting Broward County Land Use Plan amendment PC 98-11 in the City of Miramar as part of the first annual 1998 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 1998 AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE

1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF MIRAMAR; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-618) Approved.

REGULAR AGENDA

COUNTY ADMINISTRATOR'S REPORT

41. REPORT County Administrator Roger J. Desjarlais stated that he has nothing to report.

ACTION: (A-1863) No action was taken.

QUASI-JUDICIAL HEARING

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

DEPARTMENT OF STRATEGIC PLANNING

AND GROWTH MANAGEMENT

DEVELOPMENT MANAGEMENT DIVISION

42. DELEGATION: Ms. Bonnie Miskel, regarding request to amend the note on the Caravel Village Plat (097-UP-80). (Deferred from May 19, 1998)

ACTION: (A-1865) Approved subject to staff's recommendations.

43. DELEGATION: Ms. Bonnie Miskel regarding:

A. DESIGNATION as an affordable housing project for Caravel Village Plat (097-UP-80).

ACTION: (A-1988) Approved with addenda to include the partial waiver of educational impact fees subject to staff's recommendations and amended the Affordable Housing Projects map.

B. PARTIAL WAIVER of impact fees for Caravel Village Plat (097-UP-80). (Deferred from May 19, 1998)

ACTION: (A-1988) Approved with addenda to include the partial waiver of educational impact fees subject to staff's recommendations and amended the Affordable Housing Projects map.

END OF QUASI-JUDICIAL HEARING

PUBLIC WORKS DEPARTMENT

44. MOTION TO ADOPT Resolution 1998-522 of the Board of County Commissioners of Broward County authorizing the June 11, 1998 harvesting of the lychee nuts on county-owned property located at

the Main Courthouse, 201 Southeast 6 Street, Fort Lauderdale, FL 33301; with proceeds, estimated at \$500 going to the 4-H Program Foundation supporting Broward County 4-H members participation in state level educational activities, such as 4-H Congress and 4-H Legislature.

ACTION: (A-136) Approved. The Board thanked the 4-H Club Foundation members; Mr. Collins Forman, who initiated the program, and staff.

REAL PROPERTY SECTION

45. MOTION TO DECLARE surplus to the county's needs all property contained within the Plat "Alpha 250," as recorded in Plat Book 156, Page 26, of the Public Records of Broward County, Florida, less and except Parcels 21, 22 and 23; direct staff to set a minimum bid amount at \$10,745,000, and direct staff to publish notice of sale

calling for bids in accordance with Section 125.35 (1)(b) of the Florida Statutes; require that the successful bidder post a \$50,000 non-refundable earnest deposit and a \$500,000 revocable letter of credit.

ACTION: (A-2094) Approved.

OFFICE OF INTEGRATED WASTE MANAGEMENT

46. A. MOTION TO ADOPT budget Resolution 1998-523 transferring within the Resource Recovery Fund the amount of \$1,000,960 from the Reserve for Fund Balance for legal expenses resulting from the defense of the Coastal Carting Flow Control Case; a Special Assessment Study for the Resource Recovery Board, and various other expenses of the Resource Recovery Board. (Deferred from May 12, 1998)

ACTION: (A-2143) Approved as amended to reflect the actual legal expenses incurred by Mintz Levin in defending the Coastal Carting Flow Control case through filing of a motion for summary judgement, plus an additional amount not to exceed five percent, without county commission approval. Further the Board directed the County Attorney to bring back a recommendation to the Board regarding this law firm after receiving the summary judgement motion.

OFFICE OF GENERAL SERVICES

47. MOTION TO AUTHORIZE the County Administrator to execute four development agreement documents for the New River Village mixed use project on the East Annex property to provide information and confirmation of certain terms and conditions of the lease agreement between Broward County and New River Associates and to provide consent to two assignment and assumption ground leases to the lender, purchaser and assignee/transferee for the purpose of initiation of construction on the property.

ACTION: (A-3221 & B-680) At the 2:00 p.m. public hearing, the Board approved the item as

corrected replacing Exhibits 2, 4, 6, and 7.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

48. MOTION TO FILE a Contraband Forfeiture Semi-Annual Report for the six-month period ending March 31, 1998, and direct the County Attorney to notify the Sheriff's Office that all reported funds should be deposited into the Law Enforcement Trust Fund. (Deferred from May 12, 1998)

ACTION: (A-618) Deferred to June 23, 1998 at the request of the Broward Sheriff's Office for further information.

PURCHASING DIVISION

For Finance and Administrative Services Department

49. MOTION TO APPOINT a Selection/Negotiation Committee to recommend the most qualified firm to provide general professional engineering and utility financial services for the Environmental Operations, Water Management and Fiscal Operations Divisions of Office of Environmental Services (OES). (Deferred from May 12, 1998)

ACTION: (A-3434) Approved with the appointments of Commissioners Gunzburger, Poitier, Lieberman, Abramowitz, and Parrish; Office of Environmental Services (OES), Environmental Engineering Division Director, Chair; OES, Environmental Operations Division Director, and the Department of Natural Resource Protection Director. Also, administrative support staff from the County Attorney's Office, Commission Auditor's Office, Office of Equal Opportunity, Risk Management Division and Purchasing Division.

For Public Works Department

50. A. MOTION TO REJECT the single bid for Item No. 36.

ACTION: (A-3447) Deferred to June 2, 1998 for further information.

B. MOTION TO AWARD an open-end contract to Artistic Lawn Service, low responsive/responsible bidder, for Items 25 and 30 in the estimated amount of \$32,760; Green Acres Lawn Service, low responsive/responsible bidder, for Items 12 and 13 in the estimated amount of \$25,984; Hines Landscaping, low responsive/responsible bidder, for Items 1, 2, 5, 6, 14, 16, 26 and 32 in the estimated amount of \$28,392; Maximum Maintenance, low responsive/responsible bidder, for Items 3, 4, 7, 8, 11, 15, 17, 19, 21, 22, 23, 24, 27, 28, 29, 31, 33, 34 and 35 in the estimated amount of \$79,774.80; Top Value Professional Landscaping, low responsive/responsible bidder, for Items 9, 10, 18, and 20 in the estimated amount of \$41,524 (Bid No. H-09-97-32-12), for the Facilities Management Division, and authorize the Purchasing Division Director to renew this contract for two one-year periods. This initial contract period shall start on May 12, 1998 and shall terminate one year from that date.

ACTION: (A-3447) Deferred to June 2, 1998 for further information.

COMMUNITY SERVICES DEPARTMENT

51. A. MOTION TO ADOPT budget Resolution 1998-524 transferring within the General Fund \$16,025 from the Commission Reserve for fuel and improvements for the Society for the Prevention of Cruelty to Animals Inc. a/k/a Wildlife Care Center.

ACTION: (A-3956) Approved with addendum.

B. MOTION TO APPROVE Amendment No. 1 to an agreement between Broward County and the Society for the Prevention of Cruelty to Animals Inc. a/k/a Wildlife Care Center for fuel and improvements for the Wildlife Care Center to increase the contract amount by \$16,025 with no change in term, and authorize the Chair and Clerk to execute same.

ACTION: (A-3956) Approved with addendum.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-3961) Approved with addendum.

53. MOTION TO ADOPT unanticipated revenue Resolution 1998-525 within the Law Enforcement Trust Fund in the amount of \$707,060 to provide funding for the purchase of new radios, self defense supplies and new equipment.

ACTION: (A-3970) Approved.

OFFICE OF URBAN AFFAIRS

54. MOTION TO NOTE FOR THE RECORD the appointments to the Management and Efficiency Study Committee as of May 18, 1998. (Deferred from May 19, 1998)

ACTION: (A-3978) Approved as amended to reflect the county commission appointments, Messrs. Tom McDonald and Paul Tanner, subject to confirmation from the county commission and the Broward County Legislative Delegation, on stationery letterhead, of the representatives to be provided to the Board.

GREATER FORT LAUDERDALE

CONVENTION AND VISITORS BUREAU

55. MOTION TO RECONVENE the Selection and Negotiation Committee for the expansion of the Broward County Convention Center to review the project design and budget.

ACTION: (A-4050) Approved.

COUNTY ATTORNEY

56. MOTION TO APPROVE the payment of out-of-pocket expenses incurred by Panza, Maurer, Maynard & Neel, P.A. in rendering legal services to Broward County before the Administration Commission in Economic Development Council of Broward County, et al., v. Department of Community Affairs and Broward County, et al., Division of Administrative Hearings Case Numbers 96-6138GM and 97-1875GM (the Broward County School Concurrency Cases) in an amount not to exceed \$2,175.87, over the \$5,000 amount originally approved by the Board of County Commissioners on January 20, 1998.

ACTION: (A-618) Deferred at the County Attorney's request for further review.

COMMISSION AUDITOR

57. DISCUSSION: Broward Sheriff's Office Self Insurance Fund.

ACTION: (A-4060) Deferred to June 2, 1998 at staff's request for further revision.

COUNTY ADMINISTRATOR

58. MOTION TO ADOPT Resolution 1998-526 amending Chapter 13 of the Broward County Administrative Code to add Part V. Office of Justice System Services to include the Office in the Code and document the responsibilities and functions of the Office.

ACTION: (A-4128) Approved as amended to reflect all the positions as non civil service.

59. A. MOTION TO ADOPT Resolution 1998-527 directing the County Administrator to publish notice of public hearing to be held on Tuesday, September 15, 1998 at 7:00 p.m. to adopt the tentative budget and millage rates, and final special assessments and fees for Fiscal Year 1999.

ACTION: (A-4196) Approved.

B. MOTION TO ADOPT Resolution 1998-528 directing the County Administrator to publish notice of public hearing to be held on Thursday, September 24, 1998 at 7:00 p.m. to adopt final budgets and millage rates for Fiscal Year 1999, to adopt the Fiscal Year 1999-2003 capital program and to make corresponding amendments to the capital improvement element of the comprehensive plan.

ACTION: (A-4196) Approved.

C. DISCUSSION: Public Hearing locations.

ACTION: (A-4196) The Board directed County Administration to select east and west locations.

60. DISCUSSION of negotiations with Florida Power & Light Company for revisions to the existing franchise agreement to provide for franchise fee payment, on electric services in the unincorporated areas, to the county.

ACTION: (A-4280) The Board granted 30 days to reach an accord on negotiations and after that period, the county commission agreed to schedule a public hearing to consider rescinding Ordinance 83-20 that enacted the current franchise agreement.

COUNTY COMMISSION

61. DISCUSSION: Status Report, Broward County Civic Arena; Art in Public Places Ordinance. (Chair) (Deferred from May 12, 1998)

ACTION: (A-4692) Directed the County Administrator to place a recommendation on the item for the June 9, 1998 agenda.

62. DISCUSSION: GBV International Ltd. and Patel v. Broward County 4th DCA Case No. 97-20448. (Commissioner Poitier) (Deferred from May 19, 1998)

ACTION: (A-638) Deferred to June 2, 1998 at Commissioner Poitier's request.

63. DISCUSSION: Commission Auditor's recommendations for payment of additional sales tax to the State of Florida (Agenda Item 26, December 9, 1997 Commission Meeting). (Chair)

ACTION: (B-964) At the 2:00 p.m. Public Hearing, the Board approved the Commission Auditor's recommendation to direct the County Administrator to prepare an amendment to the Administrative Code.

64. DISCUSSION: Appointment of interim County Attorney.

ACTION: (B-980) At the 2:00 p.m. Public Hearing, the Board designated Ms. Sharon Cruz, Deputy County Attorney, to serve as the interim County Attorney, effective June 1, and 2, 1998, pending the acceptance from John Milledge Esquire, Attorney at John N. Milledge, P. A. Further the Board approve that he would receive the same salary as the existing County Attorney divided by the number of working days paid. The Board directed Mr. Norman Thabit, Commission Auditor, to prepare the benefits issues under the contract terms for Mr. Milledge and bring back same to the Board for ratification.

If Mr. Milledge does not accept the appointment, the Board agreed to appoint Ms. Sharon Cruz, Deputy County Attorney, as the interim County Attorney and approved that she would receive the same salary as the existing County Attorney divided by the number of working days paid.

SUPPLEMENTAL AGENDA

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

65. MOTION TO ADOPT Resolution 1998-529 of the Board of County Commissioners of Broward County, Florida, supplementing and amending Resolution No. 1998-377 adopted by the Board of Broward County Commissioners on May 5, 1998, to provide for the application of proceeds of the Subordinate Bonds to repay all or a portion of a temporary County Advance; and providing an effective date.

REASON FOR SUPPLEMENTAL: Resolution on Port Everglades Subordinate Debt.

ACTION: (B-319) Approved.

COUNTY COMMISSION

66. MOTION TO APPROVE the appointment of Mr. Thomas M. McDonald to the Management and Efficiency Study Committee, representing District 3 appointee. (Commissioner Abramowitz)

ACTION: (A-618) Approved.

67. MOTION TO APPOINT Mr. Paul Tanner to serve on the Broward County Government Management and Efficiency Study Committee. (Commissioner Rodstrom)

ACTION: (A-618) Approved with addendum.

BOARD APPOINTMENTS

68. MOTION TO APPROVE the reappointment of Mr. Anthony Krayter to the Broward Regional Health Planning Council. (Commissioner Lieberman)

ACTION: (A-618) Approved as amended. The Board noted that the appointment expiring in November 1998 would “go into a hat” to be chosen by any commissioner who still has one appointment.

GOOD AND WELFARE

69. PROCLAMATION on behalf of the Board, Commissioner Gunzburger read into the record a proclamation designating May 30, 1998 as *Hurricane Preparedness and Mitigation Day* and the month of June 1998 as *Hurricane Awareness Month* in Broward County.

ACTION: (A-337) Mr. Sherman “Tony” Carper Jr., Emergency Management Division Director, accepted the proclamation, thanked the Board, and invited the county commissioners to attend the Fourth Annual South Florida Hurricane Conference on Thursday, May 28 and Friday, May 29 and for the first time to the public a free Exposition on Saturday, May 30, 1998.

70. PRESENTATION Dr. Earlean Smiley, Ely High School Principal, thanked the Board for allowing

the students to gain real world experiences. She introduced Mr. Richard Patz, Classroom Broward Director, Ely High School, who expressed gratitude to Mr. Willie Horton, Office of Environmental Services (OES) Director, for the opportunity provided to the students. Mr. Patz acknowledged OES to be deserving of receiving the “*Silver School-to-Work Zone Award*” which was given as one of the most outstanding organizations and businesses that participate with the students in the outreach programs.

ACTION: (A-431) Mr. Anthony Jaglal and Ms. Nernyle Jiminez, Ely High School students, expressed gratitude to Messrs. Horton and Joe Finley, Utilities Superintendent, for the opportunity afforded to participate in various programs at OES and noted the personal impacts and experiences.

NON AGENDA

71. IN MEMORIAM The Board held a moment of silence in memory of Ms. Marjorie Stoneman Douglas, a national leader, environmentalist and renown activist for the Florida Everglades, and Mr. Alfred Della Penta, a previous county employee of the former Equipment Management Division, both of whom passed away recently.

ACTION: (A-576) No action was necessary.

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