

## **MEETING OF MAY 28, 2002**

(The meeting convened at 10:00 a.m. and adjourned at 11:46 a.m.)

PLEDGE OF ALLEGIANCE was led by County Administrator Roger J. Desjarlais.

MOMENT OF SILENCE In memory of Robert King "Red" Robinson, a 77-year resident of South Florida and member of IBEW Local 349 electrician's union. In memory of Marie Wray, former general counsel of Jamaica for the Southeastern United States, and mother of Rick Crooks, president of EAC Consulting.

CALL TO ORDER

### **CONSENT AGENDA**

#### **BOARD APPOINTMENTS**

1. A. MOTION TO NOMINATE Mr. Leon W. Jackson to be reappointed to the Tourist Development Council. (Commissioner Scott)

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

B. MOTION TO NOMINATE Karl B. Andersson to the Unsafe/Minimum Housing Code Appeals Board - as the Electrical Draw. (Commissioner Lieberman)

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

C. MOTION TO RE-APPOINT Linda Houston-Jones to the Multi-Ethnic Advisory Board. (Commissioner Eggelletion)

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

D. MOTION TO APPOINT Dennis S. Conklin to the Brownfields Redevelopment Task Force. (Commissioner Eggelletion)

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

### **PUBLIC WORKS DEPARTMENT**

#### **OFFICE OF GENERAL SERVICES**

#### **REAL PROPERTY SECTION**

2. MOTION TO ADOPT Resolution 2002-472 authorizing the conveyance by quit claim deed, of various tax deed properties that have escheated to Broward County for delinquent real estate taxes, to the municipalities in which land is located pursuant to Florida Statute 197.592. These particular properties are all within the City of Plantation and the City of Tamarac; authorize the Chair and Clerk to execute Deed and authorize acceptance and recordation of same. **(Commission Districts 1, 3, 5, 7, and 9)** MOTION TO ADOPT Re

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

## OFFICE OF TRANSPORTATION

### ENGINEERING DIVISION

3. MOTION TO APPROVE agreement between Broward County and Wynmoor Community Council, Inc. for trafficway beautification for improvements to Coconut Creek Parkway from Florida Turnpike to entry at NW 43<sup>rd</sup> Avenue, at a cost to the County not to exceed \$125,000; and authorize the Chair and Clerk to execute same. **(Commission District 2)**

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

4. MOTION TO ADOPT Resolution 2002-473 accepting a sidewalk easement for NW 31<sup>st</sup> Avenue otherwise known as Martin Luther King Jr. Avenue and Wingate Road at the northeast corner of the intersection with NW 19 Street, executed by Permanan Bachan and Goomtie Bachan; and authorize payment in the amount of \$300 to Permanan Bachan and Goomtie Bachan for expenses incurred in association with said easement and authorize payment of approximately \$3,925.20, for the removal and reconstruction of sidewalk MOTION TO ADOPT Resolution 2002-473 accepting a

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

5. MOTION TO APPROVE agreement between Broward County and Town of Davie for trafficway beautification for Pine Island Road from Nova Drive to I-595, at a cost to the County, not to exceed \$220,000; and authorize the Chair and Clerk to execute same. **(Commission District 7)**

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

6. MOTION TO APPROVE agreement Between Broward County and City of Miramar for trafficway illumination for improvements to Flamingo Road from approximately 25 feet north of Miramar Parkway to 4275 feet north of Miramar Parkway, at no cost to the County. **(Commission District 8)**

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

7. MOTION TO APPROVE Amendment Four to Contract AD131 for the maintenance and operation of internally illuminated street name signs; and authorize the Chair and Clerk to execute same.

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

## FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

### ACCOUNTING DIVISION

8. MOTION TO APPROVE list of computer checks issued from February 1, 2002 through February 28, 2002, and March 1, 2002 through March 31, 2002.

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

9. MOTION TO APPROVE travel for County employees on the attached list, in accordance with Administrative Code Chapter 3, Part II - County Employee Travel.

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

### **COUNTY RECORDS DIVISION**

10. A. MOTION TO APPROVE minutes of the 10:00 A.M. Board of Broward County Commission meetings of April 16, 2002 and April 23, 2002; and the minutes of the 2:00 P.M. Public Hearing of April 23, 2002.

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

B. MOTION TO APPROVE FOR FILING supplemental papers pertaining to the plats and other items that were approved in prior years.

***ACTION: (Time-10:11 AM) Approved. See Page \*\*\*\*\****

### **PURCHASING DIVISION**

Department of Planning and Environmental Protection

11. MOTION TO ADD to Qualified List (List) for preparing/sinking vessels as artificial reefs (re-Solicitation No. T401088B21) Resolve Marine Services, Inc. (Resolve Marine) and Resolve Towing & Salvage, Inc. (Resolve Towing) for the Marine Resources Division (Division), and authorize the Purchasing Director to add vendors who originally provided submittals but failed to provide requisite documentation, after submission of the completed documentation; delete vendors from the list if they fail to adequate MOTION TO ADD to Qualified List (List) for pre

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

For Port Everglades Department

12. MOTION TO APPROVE Work Authorization WA2-0011 (Task) authorizing the Port Everglades Department General Engineering Consultant, Craven Thompson & Associates, Inc., to engage the services of a qualified specialty consultant to prepare construction/bid documents, submit plans for permit review and assist the Port Everglades Department in the bidding phase and performance of site inspections for Building No. 27 Terminal Improvements, Phase II, to be completed by November 15, 2002, with the total amount MOTION TO APPROVE Work Authorization WA2-0011 (Task) authorizing the Port Everglades Depart

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

For Public Works Department

13. MOTION TO AWARD fixed contract to low bidder, Giannetti Contracting of Florida, Inc., for water and sewer Improvements - SW 46<sup>th</sup> Court and SW 47<sup>th</sup> Street, Bid No. H-2-02-039-CF, in the total base bid and alternates A1 - A5 amount of \$480,131.50, for the Environmental Engineering Division subject to receipt and acceptance of the Insurance/Performance and Payment Guarantee; and authorize the Chair and Clerk to execute same. (**Commission District 7**)

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

14. MOTION TO APPROVE agreement between Broward County and Camp, Dresser & McKee, Inc. for consultant services for the Nanofiltration For WTP 1A for a maximum-not-to-exceed price of \$95,190 and a lump sum of \$584,243 for a total of \$679,433 and a time period of 240 days; and authorize the Chair and Clerk to execute same. (RLI No.60601-RB) (BCOES Project Number 8965) **(Commission District 9 )**

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

## **HUMAN SERVICES DEPARTMENT**

### **FAMILY SUCCESS ADMINISTRATION DIVISION**

15. A. MOTION TO APPROVE Amendment No. 0001 to Agreement LK223 between the State of Florida Department of Children and Families and Broward County, for the purpose of increasing the funding level under the agreement by \$70,000, from \$510,858 to \$580,858; and authorize the Chair to execute the same. The purpose of the agreement is to provide employment and legal services to refugees, asylees, and Cuban/Haitian entrants. No County match is required.

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

B. MOTION TO ADOPT unanticipated revenue Resolution 2002-474 in the amount of \$70,000 within the Targeted Assistance for Refugees Fund for the purpose of providing employment and legal services to refugees, asylees, and Cuban/Haitian entrants.

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

### **HOMELESS INITIATIVE PARTNERSHIP ADMINISTRATION**

16. A. MOTION TO ADOPT Resolution 2002-475 of the Board of County Commissioners of Broward County, Florida, approving supportive housing program (SHP) funding from the U.S. Department of Housing and Urban Development (HUD) for Fiscal Year 2001/2002, for Nova Southeastern University; authorizing the County Administrator to execute the SHP grant agreement with HUD; approving the form agreements, and authorizing the County Administrator to authorize same and any time extensions, or project amendments; proviA. MOTION TO ADOPT Res

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

B. MOTION TO ADOPT unanticipated revenue Resolution 2002-476 within the HUD Homeless Fund (9760) in the amount of \$996,917 for the purpose of providing services to the homeless through the provider agencies selected and approved by HUD. These are HUD funds and no County match is required.

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

### **OFFICE OF HOUSING FINANCE**

17. MOTION TO ADOPT Resolution 2002-477 of the Board of County Commissioners of Broward County, Florida, approving the issuance of not to exceed \$13,300,000 of the Housing Finance Authority

of Broward County, Florida Multifamily Housing Revenue Bonds (Laguna Pointe Apartments Project) Series 2002, for the purpose of financing the acquisition and construction of a multifamily residential development in Broward County, Florida to provide housing for persons and families of low and moderate income; and authoriMOTION TO ADOPT Resolution 2002-477 of the Board of County Commissioners of Broward County, Florida, approving the issuance of not

***ACTION: (Time-10:13 AM) Approved. See Page \*\*\*\*\****

### **SUBSTANCE ABUSE AND HEALTH CARE SERVICES DIVISION**

18. MOTION TO APPROVE allocation of State of Florida, Department of Law Enforcement (FDLE) Edward Byrne State and Local Law Enforcement Assistance Formula Block Grant funding for the period of October 1, 2002 through September 30, 2003, in the amount of \$1,171,346 as recommended by the United Way Broward County Commission on Substance Abuse(UWBCCSA); and authorize the Chair and Clerk to execute same.

***ACTION: (Time-10:11 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Exhibit 1 - Grants 5 and 6 are incorrectly identified as municipality grants. The Broward Sheriff's Office is the unit of government for these two grants.)***

### **COMMUNITY SERVICES DEPARTMENT**

#### **LIBRARIES DIVISION**

19. MOTION TO APPROVE agreement between Broward County and Florida Atlantic University (FAU), acting on behalf of the Board of Trustees, for the purpose of defining terms and conditions under which Broward County Libraries Division will utilize \$444,184 for library resources to be included in the inventory of FAU housed at the Broward County Main Library for the period of July 1, 2002 through June 30, 2003; and to provide for automatic renewal of the contract for successive one-year terms, subject to changeMOTION TO APPROVE agreement between Broward County and Florida Atlantic University (FAU), acting on behalf of the Board of Trustees, for th

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

#### **PARKS AND RECREATION DIVISION**

20. MOTION TO APPROVE renewal agreement between Broward County and the Urban League of Broward County, Inc., for a Power Up computer lab program at Franklin Park, at no cost to County, for five additional years commencing June 5, 2002; and authorizing the Chair and the Clerk to execute same. (Commission District 7)

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

21. MOTION TO APPROVE first amendment to agreement between Broward County and City of Sunrise, Florida, (CITY), relating to public safety services and development within Markham Park, revising Article 3, "County Operation, Maintenance, and Development", adding language authorizing the use of a 0.4293 acres site (more or less) in the Broward Sheriff's Office (BSO) K-9/SWAT Area at the Markham Park Target Range for a shoot house for law enforcement tactical training and related purposes, requirMOTION TO APPROVE first amendment to agreement between Broward County and City of Sunrise, Florida, (CITY), relating to public safety services and development within Markham

Park, revising Article 3, "County Operation, Maintenance, and Development", adding language authorizing the use of a 0.4293 ac

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

22. MOTION TO APPROVE Amendment No.1 to an existing Contract between Broward County and the Florida Department of Environmental Protection (DEP) for the Front Porch Project Grant at Reverend Samuel Delevoe Memorial Park, to extend the project completion date from May 31, 2002, to December 31, 2002, to delete Paragraphs 6 and 7 requiring the State to inspect the project and reimburse within a certain time frame and for payment of interest, to modify Paragraph 14, authorizing the State to have access to project

MOTION TO APPROVE Amendment No.1 to an existing Contract between Broward County and the Florida Department of Environmental Protection (DEP) for the Front Porch Project Grant at Reverend Samuel Delevoe Memorial Park, to extend the project completion date from May 31, 2002, to December 31, 2002, to delete Paragraphs 6 and 7 requiring the State to inspect t

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

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

### **DEVELOPMENT MANAGEMENT DIVISION**

23. MOTION TO RECORD Notice of Lien for Impact Fees on a portion of the Snyder Plat - **Commission District 7**, 131-MP-90. (Deferred from May 21, 2002.

***ACTION: (Time-10:11 AM) Withdrawn. The applicant has paid the outstanding fees. See Page \*\*\*\*\****

### **POLLUTION PREVENTION AND REMEDIATION DIVISION**

24. A. MOTION TO ADOPT unanticipated revenue Resolution 2002-478 within the general fund in the amount of \$29,741 for the Petroleum Cleanup Program of the Pollution Prevention and Remediation Division.

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

B. MOTION TO AUTHORIZE Petroleum Cleanup Program contract manager to execute annual task assignments and any change orders that may be required throughout the term of the contract.

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

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

### **BUILDING CODE SERVICES DIVISION**

25. MOTION TO APPROVE interlocal agreement between Broward County and the City of Lighthouse Point, authorizing the Broward County Minimum Housing/Unsafe Structures Board to hear and dispose of cases on behalf of the City of Lighthouse Point. Services to be performed by the Broward County Building Code Services Division from the date of execution through April 9, 2004; and authorize the Chair and Clerk to execute same. **(Commission District 4)**

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

**PORT EVERGLADES DEPARTMENT**

26. MOTION TO APPROVE Revocable License Agreement with Broward County and the United States Coast Guard.

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

**BROWARD COUNTY PLANNING COUNCIL**

27. MOTION TO ADOPT Resolution 2002-479 revising the fee schedule for proposed Planning Council re-certification of municipal land use plan map amendments.

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

**COUNTY ATTORNEY**

28. MOTION TO DIRECT County Attorney to draft an amendment to Chapter 15, Article V, Section 15-75(c) of the Broward County Code of Ordinances relating to the Broward Emergency Medical Services Council (“EMS Council”); providing for a quorum to remain at 1/3 of the appointed members notwithstanding Section 1-233 (j) of the Broward County Code of Ordinances, which provides for a quorum to be 50%, plus one of the total appointed members.

***ACTION: (Time-10:14 AM) No Board action was taken. See Page \*\*\*\*\****

29. MOTION TO RATIFY selection of Conrad & Scherer, L.L.C., as special counsel to Broward County in the eminent domain case of Broward County, Florida v. Show Management, Inc., etc., et al., Case No. 01-13477(18).

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

**COUNTY COMMISSION**

30. MOTION TO FILE letter from the Broward League of Cities, providing their alternative proposal to the preliminary draft Charter provision concerning fire and rescue services. (Chair)

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

31. MOTION TO FILE Resolution No. 2002-118 of the Town of Davie, opposing the proposal of the Broward County Charter Review Commission to establish a Fire Services and Standards Council (FSSC), and to compile County-Wide Fire and Emergency Medical Service Standards. (Chair)

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

32. MOTION TO FILE Resolution No. 02-05-01 of the City of Cooper City, opposing the proposal of the Broward County Charter Review Commission to establish a Fire Services and Standards Council to compile County-wide Fire and Emergency Medical Service Standards. (Chair)

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

33. MOTION TO FILE Resolution No. 2002-11 of the City of Hallandale Beach, urging Broward County to allocate the division and distribution of proceeds from the Tourists Development Tax (Bed Tax) to offset coastal communities' costs of beach renourishment projects, maintenance and safety. (Chair)

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

34. MOTION TO FILE comprehensive Annual Financial Report of the South Florida Water Management District for Fiscal Year ended September 30, 2001. (Chair)

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

35. MOTION TO FILE 2001 Annual Report of the Florida Motor Vehicle Theft Prevention Authority. (Chair)

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

36. MOTION TO FILE Resolution No. 2002-60 of the City of Coconut Creek, proclaiming the City of Coconut Creek as the Butterfly Capital of the World. (Chair)

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

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

37. MOTION TO ADOPT Resolution 2002-480 directing the County Administrator to publish a Notice of Public Hearing to be held June 11, 2002 at 2:00 p.m. in Room 422 of the Governmental Center to consider an application from Lank Oil Company for a non-exclusive vessel bunkering service franchise to provide vessel bunkering service for a one-year term at Port Everglades.

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

38. MOTION TO ADOPT Resolution 2002-481 directing the County Administrator to publish a Notice of Public Hearing to be held June 11, 2002 at 2:00 p.m. in Room 422 of the Governmental Center to consider an application to renew the non- exclusive franchise of Rinker Materials of Florida, Inc., to provide cargo handler services for a ten-year term at Port Everglades.

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

39. MOTION TO ADOPT Resolution 2002-482 directing the County Administrator to publish a Notice of Public Hearing to be held June 11, 2002 at 2:00 p.m. in Room 422 of the Governmental Center to consider an application to renew the non- exclusive franchise of Rinker Materials of Florida, Inc., to provide stevedore services for a ten -year term at Port Everglades.

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

40. MOTION TO ADOPT Resolution 2002-483 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 11, 2002, at 2:00 p.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY,

FLORIDA; AMENDING ARTICLE III, ENTITLED "LOCAL OPTION GAS TAX," SECTIONS 31½-42, BROWARD COUNTY CODE OF ORDINANCES, RELATED TO THE BROWARD COUNTY ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL ORDINANCE; ADJUSTING THE SPLIT OF DISTRIBUTION OF THE PROCEEDS BETWEEN THE COUNTY AND THE MUNICIPALITIES; PROVIDING FOR SEVERABILITY;

PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR A CERTIFIED COPY TO BE SENT TO THE DEPARTMENT OF REVENUE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

41. MOTION TO ADOPT Resolution 2002-484 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 11, 2002, at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; AMENDING CHAPTER 9½, ARTICLE II, OF THE BROWARD COUNTY CODE, RELATING TO THE BROWARD COUNTY HOUSING FINANCE AUTHORITY; PROVIDING FOR AN AMENDMENT TO SECTION 9½-36, "MEMBERSHIP," TO INCREASE THE NUMBER OF MEMBERS TO NINE; PROVIDING FOR AN AMENDMENT TO SECTION 9½-37, "POWERS AND QUORUM OF AUTHORITY," TO INCREASE THE QUORUM; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

42. MOTION TO ADOPT Resolution 2002-485 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 11, 2002, at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; AMENDING CHAPTER 15, ARTICLE XII, OF THE BROWARD COUNTY CODE, RELATING TO THE BROWARD COUNTY HEALTH FACILITIES AUTHORITY; PROVIDING FOR AN AMENDMENT TO SECTION 175, "COMPOSITION, TERMS, QUALIFICATIONS AND COMPENSATION OF MEMBERS," TO REDUCE THE NUMBER OF MEMBERS TO FIVE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

43. MOTION TO ADOPT Resolution 2002-486 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, June 11, 2002 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

“AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 22-1/2 OF THE BROWARD COUNTY CODE OF ORDINANCES (MOTOR CARRIERS ORDINANCE), RELATING TO MOTOR CARRIERS IN THE BUSINESS OF PROVIDING “FOR-HIRE VEHICLE” SERVICES TO THE RESIDENTS OF BROWARD COUNTY; PROVIDING DEFINITIONS FOR LIMOUSINES; CLARIFYING EXECUTIVE LIMOUSINE PERMIT TRANSFER; PROVIDING FOR WHEELCHAIR ACCESSIBLE TAXICABS; AMENDING SECTION 8-1/2-16(d) ENTITLED “ALL MOTOR VEHICLE REPAIR” TO PROVIDE FOR ADDITIONAL VIOLATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.”

(Sponsored by the Board of County Commissioners)

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

44. MOTION TO ADOPT Resolution 2002-487 directing the County Administrator to publish notice of Public Hearing to be held on June 11, 2002, 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 99-5, in the City of Fort Lauderdale as part of the first annual 2002 proposed amendments to the Broward County Comprehensive Plan, the substance of which is as follows (**Commission District 7**):

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE FIRST ANNUAL 2002 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF FORT LAUDERDALE PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

45. MOTION TO ADOPT Resolution 2002-488 directing the County Administrator to publish notice of Public Hearing to be held on June 11, 2002 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an Ordinance adopting “Small-Scale” land use plan amendment, PC 99-16, in the City of Fort Lauderdale to the Broward County Comprehensive Plan, the substance of which is as follows (**Commission District 7**):

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF FORT LAUDERDALE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

46. MOTION TO ADOPT Resolution 2002-489 directing the County Administrator to publish notice of Public Hearing to be held on June 11, 2002 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an Ordinance adopting “Small-Scale” land use plan amendment, PC 02-5, in the City of North Lauderdale to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF NORTH LAUDERDALE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

47. MOTION TO ADOPT Resolution 2002-490 directing the County Administrator to publish notice of Public Hearing to be held on June 11, 2002 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an Ordinance adopting "Small-Scale" land use plan amendment, PC 02-4, in the City of Oakland Park to the Broward County Comprehensive Plan, the substance of which is as follows (**Commission District 9**):

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF OAKLAND PARK; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (Time-10:15 AM) Approved, as amended, with the inclusion of the letter Broward County Planning Council staff is sending to the Florida Department of Transportation (FDOT) requesting that at the same time the Small Scale Amendment is going through the adoption process that FDOT look at a residential component to the project (mixed used with Residential), in addition to setting up a mechanism similar to a Transportation Management Authority to enable people to drop off their vehicles to take advantage of public transportation. See Page \*\*\*\*\****

48. MOTION TO ADOPT Resolution 2002-491 directing the County Administrator to publish notice of Public Hearing to be held on June 11, 2002 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of an Ordinance adopting "Small-Scale" land use plan amendment, PC 02-6, in the City of Pembroke Pines to the Broward County Comprehensive Plan, the substance of which is as follows (**Commission District 8**):

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE 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: (Time-10:11 AM) Approved.***

49. MOTION TO ADOPT Resolution 2002-492 directing the County Administrator to publish notice of Public Hearing to be held on June 11, 2002, 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, PCT 02-1, as part of the first annual 2002 proposed 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 2002 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; BY AMENDING CHAPTER IV, PERMITTED USES BY THE CREATION OF THE "LOCAL ACTIVITY CENTER" LAND USE CLASSIFICATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

50. MOTION TO ADOPT Resolution 2002-493 directing the County Administrator to publish notice of Public Hearing to be held on June 11, 2002 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, PCT 02-2, as part of the first annual 2002 proposed 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 2002 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; BY AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN REGARDING COMPATIBILITY ISSUES WITH AIRPORT/HELIPORT

FACILITIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (Time-10:16 AM) Approved, as amended. Amendments submitted will travel with the proposed Ordinance and shall be considered at the public hearing. See Page \*\*\*\*\****

51. MOTION TO ADOPT Resolution 2002-494 directing the County Administrator to publish notice of Public Hearing to be held on June 11, 2002, 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, PCT 02-3, as part of the first annual 2002 proposed 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 2002 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; BY AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN REGARDING CONCURRENCY REQUIREMENTS FOR TRANSPORTATION FACILITIES WITHIN A REGIONAL ACTIVITY CENTER; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE

(Sponsored by the Board of County Commissioners)

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

52. MOTION TO ADOPT Resolution 2002-495 directing the County Administrator to publish notice of Public Hearing to be held on June 11, 2002 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, PCT 02-5, as part of the first annual 2002 proposed 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 2002 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; BY AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN REGARDING UTILIZATION OF FLEXIBILITY RULES FOR PARCELS LOCATED ADJACENT TO BROWARD COUNTY PARKS OR REGIONAL PARKS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (Time-10:11 AM) Approved. Amendments submitted will travel with the proposed Ordinance and shall be considered at the public hearing.***

**REGULAR AGENDA**

53. **COUNTY ADMINISTRATOR’S REPORT** County Administrator Roger J. Desjarlais asked the Board for confirmation whether they would conduct a Commission meeting on Tuesday, July 2, 2002.

***ACTION: (Time-10:19 AM) The County Commission confirmed that they will meet on Tuesday, July 2, 2002. See Page \*\*\*\*\****

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**AVIATION DEPARTMENT**

54. **MOTION TO DISCUSS:** Recommendation set forth by the Broward County Airport Task Force on May 14, 2002 for the Broward County Aviation Department to initiate the Master Plan Scoping for the Fort Lauderdale - Hollywood International Airport, including an initial runway alternatives analysis and an environmental review with the Clean Airport Partnership (CAP).

***ACTION: (Time-10:21 AM) The Board approved the recommendations as set forth by the Broward County Airport Task Force on May 14, 2002 for the Broward County Aviation Department to initiate the Master Plan Scoping for the Fort Lauderdale - Hollywood International Airport, including an initial runway alternatives analysis and an environmental review with the Clean Airport Partnership (CAP). Neither by action nor inaction will any existing alternatives be eliminated from future consideration due to the outcome of the scoping process, nor should any design or construction commence on the runway extension until the Master Plan is complete. See Page \*\*\*\*\****

**FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

**PURCHASING DIVISION**

For Greater Fort Lauderdale Convention and Visitors Bureau

55. **MOTION TO APPOINT** Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide advertising services, and approve RLI No. 20020227-0-PORT-01.

***ACTION: (Time-11:24 AM) Approved, as corrected. The following to serve on the Selection/Negotiation Committee: Commissioner Eggelletion; Director, Marketing, Aviation Department (Chair); Vice President, Communications, Convention and Visitors Bureau, and Manager, Corporate/Community Relations, Port Everglades Department. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.***

***(Scrivener's error - See County Administrator's report: This item should be listed under Port Everglade, not the Convention Bureau.)***

## **COMMUNITY SERVICES DEPARTMENT**

### **CULTURAL AFFAIRS DIVISION**

56. **MOTION TO ADOPT** Resolution 2002-496 of the Board of County Commissioners of Broward County, Florida, amending Chapter 12 of the Administrative Code concerning the Broward Cultural Affairs Council (BCAC) and the Public Art and Design (PAD) Committee; amending Chapter 29 of the Administrative Code concerning grant program guidelines; amending Chapter 24 of the Administrative Code regarding the Public Art and Design Program; and approving shell agreements to be used for the Public Art and Design Program; providing for the execution on behalf of the County by the County Administrator; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date.

***ACTION: (Time-11:25 AM) Approved.***

## **PORT EVERGLADES DEPARTMENT**

57. **MOTION TO APPROVE** termination for convenience of the agreement between Broward County and Weitnauer America Trading Services, Inc., for management and operation of retail duty free stores at Broward County's Port Everglades; and authorize the Port Director or his/her designee to give written notice pursuant to Section 10.1 of the agreement. (This item originally presented on May 14, 2002, Item No. 31, was approved for re-consideration on May 21, 2002, Item No. 73.)

***ACTION: (Time-11:25 AM) Deferred for up to thirty (30) days to enable the parties to attempt to negotiate a settlement to avoid litigation.***

***See Page \*\*\*\*\****

## **COUNTY ATTORNEY**

58. **DISCUSSION:** Broward County boards that do not have appointments made by each Commissioner.

***ACTION: (Time-11:34 AM) The Board unanimously voted to waive its board appointment policy and appoint Mr. David Cruise to the Central Examining Board - General Building Contractors - As a Consumer representative, with the understanding that Mr. Cruise's resume will be submitted to the County Attorney's Office to determine whether Mr. Cruise meets the criteria for the appointment. The Commissioners will fill their respective vacant At-Large board appointments. See Page \*\*\*\*\****

## **COUNTY COMMISSION**

59. MOTION TO DISCUSS: The Board's policy with regard to 72 hours notification of neighboring Counties, of potential business relations. (Commissioner Lieberman)

***ACTION: (Time-11:38 AM) The County Commission affirmed that Broward County will follow Section 288.075 of the Florida Statutes, whereby the economic development agency (The Broward Alliance) would assume the responsibility of the 72 hours notification of neighboring Counties of potential business relations. See Page \*\*\*\*\****

60. MOTION TO FILE Resolution adopted by the Executive Board of Service Employees International Union, Local 1199 Florida, supporting goal of raising base pay for employees of firms which contract for services with or receive economic assistance from local government in Broward County to 110% of the federal poverty level for a family of four and to provide health care benefits. (Chair)

***ACTION: (Time-10:11 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: This item should be transferred to the Consent Agenda.)***

### SUPPLEMENTAL AGENDA

#### COMMUNITY SERVICES DEPARTMENT

##### PARKS AND RECREATION DIVISION

61. MOTION TO DISCUSS options for funding the SWIM Central Program.

***ACTION: (Time-11:41 AM) The Board approved the staff's recommendations as outlined in the Agenda Report. See Page \*\*\*\*\****

#### COUNTY COMMISSION

62. MOTION TO FILE Resolution No. 2002-70 of the City of Coconut Creek, expressing support for the proposed Broward County Land Use Plan Text and Map Amendments relating to electrical generation facilities. (Chair)

***ACTION: (Time-11:41 AM) Approved.***

#### NON AGENDA

63. MOTION TO APPROVE the renaming of SW 172<sup>nd</sup> Avenue, between Sheridan Street and Griffin Road to "Red Robinson Road," contingent upon similar approvals by the Town of Southwest Ranches and the City of Pembroke Pines.

***ACTION: (Time-11:42 AM) Approved. See Page \*\*\*\*\****

##### 64. COMMENDED STAFF - COMMISSIONER LIEBERMAN

***ACTION: (Time-11:43 AM) Commissioner Lieberman commended Andrew Meyers, Assistant County Attorney, for the fine work he has done on the Citrus Canker issue protecting the rights of the citizens of Broward County.***

***See Page \*\*\*\*\****

65. SWIM PROGRAM - CITY OF PARKLAND - COMMISSIONER GRABER

*ACTION: (Time-11:44 AM) Commissioner Graber will approach the City of Parkland regarding a swimming program in their city. See Page \*\*\*\*\**

66. EXPERIENCE AT FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT - COMMISSIONER GUNZBURGER

*ACTION: (Time-11:45 AM) Commissioner Gunzburger commended Bill Sherry, Aviation Director and his staff on her recent travel experience at the FLL Airport; it was a very good, positive experience moving through the security checkpoints. See Page \*\*\*\*\**

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**MEETING/WORKSHOP REMINDER**

**SELECTION/NEGOTIATION COMMITTEE**

**Landscape Master Plan**

**RLI No. 20020109-0-AV-01**

Tuesday, May 28<sup>st</sup> at 9:00 AM in Room 430

**SELECTION/NEGOTIATION COMMITTEE**

**Midport Container Cranes**

**RLI No. 091400-RB**

Tuesday, May 28<sup>st</sup> at 9:30 AM in Room 430

**SELECTION/NEGOTIATION COMMITTEE**

**Engineering/Inspection Services**

**RLI No. 091500-RB**

Tuesday, May 28<sup>st</sup> at 9:40 AM in Room 430

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