

# MEETING OF JUNE 15, 1999

(Meeting convened at 10:00 a.m. and adjourned at 1:45 p.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

## CONSENT AGENDA

## BOARD APPOINTMENTS

1. There were no Board appointments.

## AVIATION DEPARTMENT

2. MOTION TO APPROVE consent to sublease between Sheltair Aviation Center, Inc. and Planet Airways, Inc. at Sheltair Aviation Center, Inc.'s leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1348) Approved.**

3. MOTION TO APPROVE building lease between Broward County, Florida and Spirit Airlines, Inc. for 2.94 acres of land, including a 7,500 square foot building and two adjacent trailers for the period commencing upon Board approval through December 31, 1999, with an option to extend the lease for 60 days, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1348) Approved.**

4. MOTION TO APPROVE Amendment No. 5 to the Airline-Airport Lease and Use Agreement between Broward County, Florida and United Airlines, Inc. at the Fort Lauderdale-Hollywood International Airport which extends the County's right to use 94 square feet of United Airlines' customer service podium in holdroom D-6 upon written notice from the Director of Aviation effective upon Board approval, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1348) Approved.**

## PUBLIC WORKS DEPARTMENT

## OFFICE OF ENVIRONMENTAL SERVICES

# ENVIRONMENTAL ENGINEERING DIVISION

5. MOTION TO APPROVE developer's agreement between the County and The Hertz Corporation, a Delaware Corporation authorized to transact business in the State of Florida, providing for utility installations located on the north side of Sample Road and about 667 feet east of the centerline of Powerline Road, Unincorporated Pompano Beach, by the developer at an estimated installation cost of \$53,540 (at no cost to the County) to furnish water and sewage collection services to a single story car sales building, and authorize the Chair and Clerk to execute same. (BCOES Project No. 8829)

**ACTION: (A-1348) Approved.**

# FISCAL OPERATIONS DIVISION

6. MOTION TO APPROVE AND EXECUTE Satisfactions of Claim of Lien to release liens recorded for unpaid water and/or sewer charges in the amount of \$8,468.81.

*ACTION: (A-1354) Directed that on all standard forms in Broward County, the verbiage "Know all men by these presents" shall be changed to "Know all by these presents".*

# WATER MANAGEMENT DIVISION

7. MOTION TO APPROVE First Amendment to the Grant Agreement, Contract No. C-10260 with South Florida Water Management District, approved by the Broward County Board of County Commissioners on April 6, 1999 (at no cost to the County) modifying the proposed schedule to reflect a Testing and Final Acceptance date of July 2000 for the construction of pump station S-46 at Cocomar Water Control District's C-7 Canal, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1348) Approved.**

## FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

# ACCOUNTING DIVISION

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

**ACTION: (A-1348) Approved.**

# COUNTY RECORDS DIVISION

9. MOTION TO APPROVE minutes of 10:00 a.m. Board of County Commission Meeting of March 16, 1999.

**ACTION: (A-1348) Approved.**

## **OFFICE OF INFORMATION TECHNOLOGY**

10. MOTION TO ADOPT Resolution 1999-805 exempting the position of Network Systems Analyst II (BPN No. 02372) from the Classified Civil Service.

**ACTION: (A-1348) Approved.**

11. MOTION TO ADOPT Resolution 1999-806 exempting the position of Network Systems Analyst III (BPN No. 03978) from the Classified Civil Service.

**ACTION: (A-1348) Approved.**

12. MOTION TO ADOPT Resolution 1999-807 exempting the position of Network Systems Analyst II (BPN No. 05707) from the Classified Civil Service.

**ACTION: (A-1348) Approved.**

## **PURCHASING DIVISION**

For Community Services Department

13. MOTION TO AWARD Fixed contract to the sole source GFI Genfare for Transit Coach Farebox Upgrade Group 1 (QR No. C-3-99-061-SF) in the amount of \$1,697,330 for the Mass Transit Division. The upgrade consists of equipment to permit electronic ticketing, issue receipts, revise system software, hardware, correct Y2K issues, refurbish change counting mechanisms and spare parts.

**ACTION: (A-1348) Approved.**

For Planning and Environmental Protection Department

14. A. MOTION TO APPROVE Agreement between Broward County and Nova Southeastern University, to provide professional services to conduct unincorporated neighborhood annexation studies for a period of 90 calendar days, with the cost of any individual study not to exceed \$50,000; and authorize the Chair and Clerk to execute same.

**ACTION: (A-1348) Approved.**

B. MOTION TO APPROVE Work Authorization No. 1 in accordance with the Scope of Services approved by the Selection/Negotiation Committee on April 27, 1999 to provide professional services to prepare an Unincorporated Neighborhood Annexation Study for the South Central County Area for a maximum amount not to exceed \$49,880.00, for a time period of 90 calendar days, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1348) Approved.**

For Port Everglades Department

15. A. MOTION TO ADOPT budget Resolution 1999-808 transferring funds within the Port Everglades Capital Fund (4710) in the amount of \$450,259 from the Capital Reserve Fund to Midport Crane Improvements - Construction (\$412,759) and Midport Crane Improvements - Contingency (\$37,500) in order to fund Midport Crane Improvements.

**ACTION: (A-1348) Approved.**

B. MOTION TO AWARD fixed contract to the single bidder, First Metro Builders, Inc. for repair of Midport Container Cranes, (Bid No. N-7-98-160-CF) for the total bid amount of \$750,000 for the Port Everglades Department subject to receipt and acceptance of Payment and Performance Guarantee, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1348) Approved.**

## **HUMAN SERVICES DEPARTMENT**

### **HEALTH CARE MANAGEMENT DIVISION**

16. MOTION TO APPROVE Amendment No. 0001 to Agreement No. 99-SAT-001 between Broward County and EMSA Military Services, Inc. from October 1, 1998

to September 30, 2000, increasing the value of the Agreement from \$360,000 to \$427,600 which is an increase of \$67,600 for the purpose of providing forensic medical examinations to victims of child physical and sexual abuse, and authorize the Chair and Clerk to execute same. No County match is required for this increased amount and the funding for this agreement is from a previously approved grant award from Department of Children and Families.

**ACTION: (A-1348) Approved.**

## **COMMUNITY SERVICES DEPARTMENT**

### **CULTURAL AFFAIRS DIVISION**

17. A. MOTION TO APPROVE Amendment No.1 to Phase II agreement between Broward County and Jody Pinto for the light cylinder project at Fort Lauderdale-Hollywood International Airport to increase the contract amount by \$88,040 for a total of \$788,040 in order to meet life/safety requirements, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1348) Approved.**

B. MOTION TO APPROVE Amendment No.1 to Phase III agreement between Broward County and Jody Pinto for the garage roof canopies at Fort Lauderdale-Hollywood International Airport to increase the contract amount by \$24,500 for a total of \$257,500 in order to meet life/safety requirements, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1348) Approved.**

18. MOTION TO ADOPT Resolution 1999-809 of the Board of County Commissioners of Broward County, Florida pursuant to section 24.16 (I) of the Broward County Administrative Code; adopting shell agreements to be used for the Public Art and Design Program; providing for execution on behalf of the County by the County Administrator; providing for severability; and providing for an effective date.

**ACTION: (A-1348) Approved.**

## **PARKS AND RECREATION DIVISION**

19. MOTION TO ADOPT Resolution 1999-810 of the Board of County Commissioners of Broward County, Florida pursuant to Chapter 24, Part VI, Sections 24.36 through 24.39 of the Broward County Administrative Code, approving the revised standard shell agreement for the Enhanced Marine Law Enforcement Grant (EMLEG) program; providing for execution by the County Administrator on behalf of the County; providing for severability; and providing for an effective date.

**ACTION: (A-1348) Approved.**

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

20. MOTION TO APPROVE Saltwater Intrusion Management Program Agreement (C-10726) between Broward County and the South Florida Water Management District (SFWMD) in the amount of \$30,000 for a period of 18 months for the Water Resources Division to perform monitoring of coastal saltwater intrusion in the Biscayne Aquifer in Broward County, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1348) Approved.**

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

## TELECOMMUNICATIONS DIVISION

21. MOTION TO ADOPT unanticipated revenue Resolution within the Broward County General Fund for the Department of Safety & Emergency Services in the amount of \$154,744.08, for the purpose of funding the Y2K upgrade of telephone switches.

**ACTION: (A-1333) Deferred.**

## PORT EVERGLADES DEPARTMENT

22. A. MOTION TO APPROVE agreement between Broward County and the Seamen's Church Institute of Florida d/b/a Seafarers' House, for the period June 15, 1999 through November 30, 1999, to present Port Everglades' 18th Annual Golf and Tennis Tournament, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1348) Approved.**

B. MOTION TO WAIVE Section 1.11.bb.1 of the Broward County Administrative Code, relating to non-profit organization audits to allow for an audit of the event and not the entire organization.

**ACTION: (A-1348) Approved.**

## OFFICE OF BUDGET SERVICES

23. MOTION TO ADOPT budget Resolution transferring within the Pay Telephone Commissions Trust Fund 0220 the amount of \$75,370 from the Trust Fund Reserve to the Broward Sheriff's Office (BSO) Truancy Reduction and Intervention Program.

*ACTION: (A-1383) Deferred until an agreement is received from the School Board.*

24. MOTION TO ADOPT unanticipated revenue Resolution 1999-811 within the General Fund in the amount of \$367,000 to cover Special Detail expenditures for the Broward Sheriff's Office for the remainder of Fiscal Year 1999.

**ACTION: (A-1348) Approved.**

## COUNTY ATTORNEY

25. MOTION TO NOTE FOR THE RECORD: Notice of settlement in the amount of \$11,000 in Ruth Wiler v. Broward County and the City of Hollywood, 17th Circuit Court Case No. 98-10681-11.

**ACTION: (A-1348) Approved.**

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

26. MOTION TO ADOPT Resolution 1999-812 directing the County Administrator to publish notice of public hearing to be held on Tuesday, July 13, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider transmittal to the State of Florida Department of Community Affairs, the second proposed 1999 amendments to the Broward County Comprehensive Plan.

**ACTION: (A-1348) Approved.**

27. MOTION TO ADOPT Resolution 1999-813 of the Board of County Commissioners of Broward County, Florida directing the County Administrator to publish a public notice of public meeting to consider approval of a development Agreement among Broward County, Arvida/JMB Partners, Cleveland Clinic Foundation, South Broward Drainage District, and Isaac Tormo providing for the design, planning, funding, and construction of Griffin Road to a four-lane divided section, from SW 184th Avenue (Bonaventure Boulevard) to SW 160th Avenue (Weston Road), providing for publication of a public notice at least 14 days prior to the public meeting scheduled to be held Tuesday, July 6, at 10:00 a.m. in Room 422 of the Governmental Center; providing for the public notice to identify a project and a cost estimate for the project; providing for the public notice to specify the purpose of the public meeting; and providing for an effective date.

**ACTION: (A-1348) Approved.**

## **REGULAR AGENDA**

28. **COUNTY ADMINISTRATOR'S REPORT** - The County Administrator advised that on Thursday, June 17, 1999, the State of the Airport Presentation is scheduled to be presented at the West Terminal Conference Room at the Airport. It is a \$334 million project and the Commissioners are formally invited and urged to attend.

*ACTION: (A-2502) For informational purposes.*

## **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

29. DISCUSSION: of plat entitled "Southgate at Nob Hill Plat" - District 3, (058-MP-98).

***ACTION: (A-1304) Deferred to July 6, 1999 at applicant's request.***

30. DISCUSSION: of plat entitled "Clem Plat" - District 6, (078-MP-98).

***ACTION: (A-2588) Approved plat subject to staff recommendations as outlined in the Development Review Report.***

31. DISCUSSION: of plat entitled "Sessoms Plat" - District 5, (081-MP-97). (Deferred from June 1, 1999)

***ACTION: (A-1309) Deferred to January 11, 2000 or sooner, under Section 5- 181(i) of the Land Development Code, to study access.***

32. DELEGATION: John Forbes regarding request to place a note on the Sunrise Industrial Park Phase I Plat (035-MP-81).

***ACTION: (A-2611) Approved, subject to staff recommendations.***

33. DELEGATION: Richard G. Coker, Jr., regarding request to amend the note on the Sunrise Industrial Park, Parcels 9 & 25 Plat (078-MP-84).

***ACTION: (A-2632) Approved, subject to staff recommendations.***

34. DELEGATION: Hugh R. Davis regarding request to amend the note on the Poe's Plat (070-MP-95).

***ACTION: (A-2646) Approved, subject to staff recommendations.***

35. DELEGATION: Hugh R. Davis regarding request to amend the non-vehicular access line on the Louis & Geneva Sambataro Plat (064-MP-90).

***ACTION: (A-2663) Approved, subject to staff recommendations.***

36. DELEGATION: Ed Ploski regarding request to amend the non-vehicular access line on the Golfview Plaza Plat (190-MP-81).

***ACTION: (A-2702) Approved, subject to staff recommendations.***

37. DELEGATION: David E. Rohal, representing the City of Weston, regarding request to amend the non-vehicular access line on the Sector 2 Boundary Plat (103-MP-96).

***ACTION: (A-2717) Approved, subject to staff recommendations.***

38. DELEGATION: Elizabeth Pulice regarding request to amend the non-vehicular access line on the Wedgewood at Cooper City Plat (160-MP-86). (Deferred from May 4, 1999)

***ACTION: (A-2734) Approved, subject to staff recommendations.***

39. DELEGATION: Charlie C. Winningham regarding request to revise the non-vehicular access line on the Spielman-Margolis Replat (006-MP-96).

***ACTION: (A-2772) Approved, subject to staff recommendations.***

40. DELEGATION: Pastor George Elleson regarding request for waiver of paved access requirements for a proposed site plan for the Deliverance Pentacost Church, Inc. (Deferred from May 4, 1999)

***ACTION: (A-1315) Withdrawn at applicant's request.***

41. DELEGATION: Doug De Feis regarding MOTION TO APPROVE Traffic Concurrency Agreement between Broward County and Lighthouse Inn, Inc., relating to the Lighthouse Inn Site Plan (035-SP-96).

***ACTION: (A-2789) Approved, subject to staff recommendations.***

## **END OF QUASI-JUDICIAL HEARING**

**FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

### **ACCOUNTING DIVISION**

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

***ACTION: (A-3556) Approved, as amended.***

### **HUMAN RESOURCES DIVISION**

43. MOTION TO APPROVE recommendation of the Broward County Personnel Advisory Board (PAB) that the PAB be disbanded and that the County Attorney be directed to draft the necessary resolution.

***ACTION: (A-3588) Deferred to the agenda of June 22, 1999.***

### **PURCHASING DIVISION**

For Finance and Administrative Services Department

44. MOTION TO APPOINT replacement voting staff member of a Selection/Negotiation Committee for Telephone System Maintenance, RLI No. 060597-RB.

**ACTION: (A-3615) Approved.**

## **COMMUNITY SERVICES DEPARTMENT**

### **MASS TRANSIT DIVISION**

45. DISCUSSION: Creation of a special committee to develop recommendations for an equitable distribution of proceeds from a one-cent local option gas tax, to be used and shared with cities for the expansion and improvement of public transportation services. (Deferred from June 8, 1999, Item 53)

***ACTION: (A-3624) The following were appointed to the Advisory Committee: Commissioner Jacobs, representing the County Commission and David Marshall, representing the Broward County Bicycle Advisory Committee (BAC). Amended the League of Cities representation from one to two members and one MPO member is to be added to the Committee membership.***

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

46. A. MOTION TO DECREASE personnel cap within the General Fund for the Human Services Department by one position and the Planning and Environmental Protection Department by 11 positions. (Deferred from June 8, 1999, Item 54)

**ACTION: (A-4250) Approved.**

B. MOTION TO INCREASE personnel cap within the General Fund for the Safety and Emergency Services Department by 12 positions.

**ACTION: (A-4250) Approved.**

C. MOTION TO ADOPT budget Resolution 1999-814 within the General Fund for the Department of Safety and Emergency Services in the amount of \$27,950 from the Human Services Department for cost reallocation due to departmental reorganization.

**ACTION: (A-4250) Approved.**

D. MOTION TO ADOPT budget Resolution 1999-815 within the General Fund for the Department of Safety and Emergency Services in the amount of \$287,390 from the Planning and Environmental Protection Department for cost reallocation due to departmental reorganization.

**ACTION: (A-4250) Approved.**

E. MOTION TO APPROVE establishment of new classifications of Assistant Director of Safety and Emergency Services and Internal Review Manager and accompanying pay ranges.

## **ACTION: (A-4250) Approved.**

F. MOTION TO RECLASSIFY BPN 02958 from Director of Planning and Information Technology to Internal Review Manager, BPN 00071 from Director of Fire Rescue Division to Assistant Director of Safety, Emergency Services for the Department of Safety and Emergency Services, BPN 02500 from Information Systems Analyst I to Information Systems Manager.

## **ACTION: (A-4250) Approved.**

G. MOTION TO APPROVE exempting Internal Review Manager, Administrative Coordinator II and Administrative Manager I classifications and positions from the Classified Civil Service.

## **ACTION: (A-4250) Approved.**

## **COUNTY ATTORNEY**

47. MOTION TO ADOPT Resolution 1999-816 relating to Domestic Partnerships implementing fee for registration, termination, and amendment of domestic partnerships, and other services provided by the Broward County Records Division; and providing procedures for implementation of contractor bid preference.

## **ACTION: (A-4356) Approved, as amended.**

48. MOTION TO APPROVE execution of Joint Motion for Entry of Agreed Order Taxing Attorney's Fees and Costs in the amount of \$70,953.81, in the eminent domain case Broward County v. Mobil Oil Corporation, et al., Case No. 97-01236.08. (Deferred from June 8, 1999, Item 56)

## **ACTION: (A-5086) Approved.**

49. A. MOTION TO RATIFY County Attorney's appointment of six firms to perform labor and employment counsel services for Broward County.

*ACTION: (A-1299) Withdrawn at request of County Attorney.*

B. MOTION TO AUTHORIZE the Chair of the Board of County Commissioners to execute all necessary contracts between Broward County and conflict counsel for legal services. (Deferred from June 1, 1999, Item 25)

*ACTION: (A-1299) Withdrawn at request of the County Attorney.*

## **OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS**

50. DISCUSSION: Lobbyist issue regarding Mr. Ron Book. (Deferred from June 8, 1999, Item 57)

***ACTION: (A-5100) The Board directed that any time an amendment or an appropriation is presented, that has any impact on Broward County, it would be identified by the Lobbyist to the County staff.***

51. MOTION TO APPROVE agreement between Broward County and The Ferguson Group, LLC providing for Washington Lobbyist Services from June 15, 1999 through September 30, 2002 or the end of the 107th Congress, whichever is later, and authorize the Chair and Clerk to execute same.

***ACTION: (B-98) Approved agreement and reappointed Commissioner Cowan to the Committee for Washington Lobbyists.***

## **BROWARD COUNTY PLANNING COUNCIL**

52. MOTION TO ADOPT Resolution 1999-818 revising the fee schedule for proposed amendments to the Broward County Land Use Plan map and for Broward County Trafficways Plan amendments and waiver requests.

**ACTION: (B-120) Approved.**

## **COUNTY COMMISSION**

53. DISCUSSION: State Housing Incentives Partnership (SHIP) Program. (Commissioner Lieberman) (Deferred from June 8, 1999, 2:00 p.m. Public Hearing, Item 12)

***ACTION: (B-125) The State to be lobbied to get the guidelines changed to rule that the State SHIP dollars go to low income residents, and the Cities to be so advised when the guidelines are changed.***

54. DISCUSSION: Local Park Impact Fees for Atlantic Riviera Plat – Cristelle Beach Townhomes, Inc. (Commissioner Parrish)

***ACTION: (A-2820) Approved applicant's request to use the \$6,336, that was calculated originally, for the impact fees.***

## **SUPPLEMENTAL AGENDA**

**FOR TUESDAY, JUNE 15, 1999 AT 10 A.M.**

## **COUNTY COMMISSION**

55. DISCUSSION: Directing appropriate staff to recommend methods of preserving open space in the form of artificial ponds and lakes for the use and enjoyment of Broward County residents for recreation or other conservation uses. (Commissioner Jacobs)

***ACTION: (B-334) Staff to research this issue.***

56. MOTION TO FILE Greater Fort Lauderdale Chamber of Commerce Policy Statement dated May 27, 1999, regarding support to levy two additional cents of local option gas tax in Broward County. (Chair).

**ACTION: (A-1348) Approved.**

57. MOTION TO FILE City of Fort Lauderdale, Florida, Resolution No. 99-74, dated May 18, 1999, entitled;

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RECOMMENDING THAT THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS IMPLEMENT THE REMAINING TWO CENTS OF THE GAS TAX IN ACCORDANCE WITH A PROPOSED NEW INTERLOCAL AGREEMENT.

(Chair)

**ACTION: (A-1348) Approved.**

## **DEFERRED ITEMS**

**DEFERRED TO - No date noted - 21, 23**

**DEFERRED TO - June 22, 1999 - 43**

**DEFERRED TO - July 6, 1999 - 29**

**DEFERRED TO - January 11, 2000 - 31**

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