

MEETING OF JUNE 23, 1998

(Meeting convened at 10:00 a.m. and adjourned at 12:40 p.m.)

PLEDGE OF ALLEGIANCE - Led by Vice Mayor Tim Smith, City of Fort Lauderdale

CALL TO ORDER

CONSENT AGENDA

AVIATION DEPARTMENT

1. MOTION TO APPROVE consent to transfer of ownership between Limousines of South Florida, Inc. and SuperShuttle International, Inc. at the Fort Lauderdale- Hollywood International Airport effective upon board approval, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

2. MOTION TO APPROVE consent to sublease between Sheltair Aviation Center, Inc. and Svenska Investment Group, Inc. d/b/a Rhino Industries a/k/a Svenska-USA Powdercoating Engineering and Resources, 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-237) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY

3. MOTION TO APPROVE contract for sale and purchase executed by Pine Crest School in the amount of \$4,000 for the purchase of Parcels 103, 103A, 103TCE, 104, 104TCE, Project No. 5030, NE 62nd 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ACTION: (A-237) *Withdrawn per the County Administrator's memorandum.*

4. MOTION TO ADOPT Resolution 1998-625 accepting a lease agreement for Sexual Assault Treatment Center at 400 and 408 NE 4th Street, Fort Lauderdale, Florida for 10,643 square feet at \$13.65, per square foot, \$12,106.41, monthly, \$145,276.95, annually for first year; Landlord: Northeast Fourth Street Trust, Walter Morgan, Trustee; Term of Lease: Five years effective July 1, 1998 through June 30, 2003 with 3% annual increases; and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

5. MOTION TO APPROVE developer's agreement between the County and Big Horn Associates, Ltd., a Florida Limited Partnership, providing for utility installations by the developer at an estimated installation cost of \$18,850 (at no cost to the County) to furnish water and sewer service, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

OFFICE OF GENERAL SERVICES

6. MOTION TO ADOPT budget Resolution 1998-626 transferring within the General Fund the amount of \$600,000 from the Commission Reserve for the Office of General Services, Energy Management Section to compensate for the projected shortfall in the Fiscal Year 1998 electric utility budget.

ACTION: (A-237) Approved.

FLEET SERVICES DIVISION

7. MOTION TO APPROVE interlocal agreement between Broward County and the Town of Pembroke Park authorizing the Broward County Fleet Services Division to provide fueling and vehicle maintenance services based on a schedule of fees that will result in no cost to the County, for the Town's motor vehicles, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

OFFICE OF INTEGRATED WASTE MANAGEMENT

RECYCLING AND CONTRACT ADMINISTRATION DIVISION

8. MOTION TO APPROVE Part One of the Fiscal Year 1998-99 Recycling and Education Grant Application to the Department of Environmental Protection (DEP) for Recycling Grant funds; and authorize the County Administrator to take the necessary administrative and budgetary actions for

implementation.

ACTION: (A-237) Approved.

9. MOTION TO APPROVE grant application to the Department of Environmental Protection (DEP) for a Waste Tire Grant for Fiscal Year 1998-99 in the amount of \$850,000.00, and authorize the County Administrator to take the necessary administrative and budgetary actions for implementation.

ACTION: (A-237) Approved.

10. MOTION TO APPROVE grant application to the Department of Environmental Protection (DEP) for a Litter Control and Prevention Grant for Fiscal Year 1998-99 in the amount of \$22,000.00, and authorize the County Administrator to take the necessary administrative and budgetary actions for implementation.

ACTION: (A-237) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

11. MOTION TO ADOPT Resolution 1998-627 for Highway Improvement Project for McNab Road, Project No. 5117, from Pine Island Road to University Drive, accepting and adopting a portion of the Official Right-of-Way Map set as revised to supersede the Official Right-of-Way Map set previously adopted, confirming parcels necessary for condemnation; and authorizing the County Attorney to proceed with condemnation.

ACTION: (A-237) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

OFFICE OF HOUSING FINANCE

12. A. MOTION TO APPROVE loan purchase agreement between Broward County and SunTrust Bank/South Florida, National Association, for the purchase of one loan from SunTrust in the State Housing Incentives Partnership (SHIP) Lease/Purchase Program.

ACTION: (A-237) Approved.

B. MOTION TO APPROVE agreement of deed restrictions among Broward County, Broward County Community Development Corporation and SunTrust Bank/South Florida, National Association for the purpose of placing deed restrictions on one property (8305 NW 61st Street, Unit 303C, Tamarac)

purchased through the SHIP Lease/ Purchase Program.

ACTION: (A-237) Approved.

ACCOUNTING DIVISION

13. MOTION TO DIRECT County Attorney's Office to draft appropriate amendments to section 26-4 of the Broward County Code of Ordinances regarding Broward County's Deferred Compensation Plan.

ACTION: (A-237) Approved.

COUNTY RECORDS DIVISION

14. MOTION TO APPROVE minutes of the 10:00 a.m. Board of County Commissioners meetings of March 17, 1998, May 12, 1998, May 19, 1998; and minutes of the 2:00 p.m. Public Hearing of May 12, 1998.

ACTION: (A-237) Approved.

15. MOTION TO APPROVE third amendment to contract for codification of laws relating to Broward County between Broward County and Municipal Code Corporation for the integration of electronic minutes of Broward County Commission meetings, from 1992 forward, with Folio VIEWS information retrieval software in the amount of \$700.00, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

HUMAN RESOURCES DIVISION

16. MOTION TO ADOPT Resolution 1998-628 amending Chapter 14 of the Broward County Administrative Code making changes to the Civil Service Rules and Regulations relative to the implementation of the County's policy for the Florida Retirement System's Deferred Retirement Option Program (DROP). (Pursuant to Board action of June 2, 1998)

ACTION: (A-237) Approved.

OFFICE OF INFORMATION TECHNOLOGY

17. MOTION TO ADOPT Resolution 1998-629 of the Board of County Commissioners of Broward County, Florida relating to the cable television franchise granted to Tele-Media Company of Southeast Florida, Inc., pursuant to Resolution No. 96-0247 dated April 9, 1996; consenting to transfer of franchise from Tele-Media Company of Southeast Florida, Inc. to Tele-Media Investment Partnership,

L.P., a Delaware Limited Partnership; providing for severability; and providing for an effective date.

ACTION: (A-237) Approved.

18. MOTION TO REJECT Letters of Interest from all vendors in response to RLI No. 071697-RB, Software Change Management System.

ACTION: (A-237) Approved.

PURCHASING DIVISION

For Aviation Department

19. MOTION TO APPROVE second amendment to the agreement between Broward County and Post, Buckley, Schuh and Jernigan, Inc. for Consultant Services for Terminal Access Roadways Project at Fort Lauderdale-Hollywood International Airport to change the project delivery system for Task 2 from the traditional Design/Bid/Build to Design/Build, to reduce the contract amount from \$5,410,850 to a maximum not-to-exceed amount of \$5,186,030 to extend the contract schedule from June 18, 1999 to December 31, 2001, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

20. MOTION TO AWARD fixed contract to low responsive/responsible bidder, Lanzo Construction Co. for Terminal Area Stormwater Outfall System, Phase II, Fort Lauderdale-Hollywood International Airport (Bid No. H-2-98-027-CF) for the total bid amount of \$1,224,725 for the Aviation Department subject to receipt and acceptance of insurance/performance and payment guarantee.

ACTION: (A-237) Approved.

21. A. MOTION TO APPROVE lease agreement to the Xerox Corp. for the Xerox Docu Tech/Docu Print 6135 system (Florida State Contract No. 250-050-97-1) in the amount of \$354,622 (principal) and \$28,763.60, (interest at 2.9%) in the total amount of \$383,385.60, for 60 months from date of installation, pending receipt and approval of certificate of insurance.

ACTION: (A-237) Approved.

B. MOTION TO AWARD open-end contract to sole source, Xerox Corp. for maintenance of Xerox Docu Tech/Docu Print 6135 system in the amount of \$13,200 for the initial year of lease.

ACTION: (A-237) Approved.

C. MOTION TO AWARD open-end contract to sole source Xerox Corp. for cost per copy for Xerox Docu Tech/Docu Print 6135 in the estimated amount of \$10,920 for the initial year.

ACTION: (A-237) Approved.

For Community Services Department

22. MOTION TO APPROVE sole brand/sole source standardization for future purchases of Pataco Lift Fixtures and accessories from Lift Display Inc., the sole distributor in the United States, for Broward County Library Division.

ACTION: (A-237) Approved.

For Finance and Administrative Services Department

23. MOTION TO APPROVE procurement and installation of an upgrade and expansion of the telephone system at the Midrise Facility on a fixed basis to Sprint-Florida Incorporated in the amount of \$287,760.56, (Florida State Contract No. 730-650-97-1) for the Office of Information Technology.

ACTION: (A-237) Approved.

Human Services Department

24. A. MOTION TO ADOPT Resolution 1998-630 of the Board of County Commissioners of Broward County, Florida concerning the conveyance of two fire trucks to the Marine Technical Institute, providing an effective date.

ACTION: (A-237) Approved.

B. MOTION TO GRANT permission to the Purchasing Division to dispose of by donation, two fire trucks declared surplus by the Fire Rescue Division to the Marine Technical Institute in accordance with applicable Florida State Statute 125.38 and the Purchasing Division Internal Control Handbook, Chapter 15.

ACTION: (A-237) Approved.

25. A. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida concerning the conveyance of a fire truck to the Broward Fire Academy, providing an effective date.

ACTION: (A-237) Approved.

B. MOTION TO GRANT permission to the Purchasing Division to dispose of by donation, a fire truck declared surplus by the Fire Rescue Division to the Broward Fire Academy in accordance with applicable Florida State Statute 125.38 and the Purchasing Division Internal Control Handbook, Chapter 15.

ACTION: (A-237) Approved.

For Public Works Department

26. MOTION TO APPROVE sixth amendment to the agreement between Broward County and Craven, Thompson and Associates, Inc. for professional engineering services for the South County Neighborhood Improvement Project at an increase of \$49,000 from \$13,128,281 to \$13,177,281 to provide for additional professional services required as a result of the default of the Contractor on Sections 2, 3 and 5 of the project, and authorize the Chair and Clerk to execute same. (BCOES Project Number: 1148/8600-South County Neighborhood Improvement Project)

ACTION: (A-492 & B-886) Tabled to the 2:00 p.m. public hearing. At the public hearing, the Board approved this amendment.

REVENUE COLLECTION DIVISION

27. MOTION TO ADOPT budget Resolution 1998-632 transferring \$210,400 within the 1988 First Florida Capital fund to purchase remittance processor and cash registers for the Revenue Collection Division.

ACTION: (A-237) Approved.

RISK MANAGEMENT DIVISION

28. MOTION TO AUTHORIZE full and final settlement of claim No. DNM/062895COOK in the amount of \$50,000.

ACTION: (A-237) Approved.

HUMAN SERVICES DEPARTMENT

29. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida; making a finding and determination that the work and service of certain organizations and individual providers serves a public purpose; authorizing appropriations and disbursements for the organizations and individual providers for Fiscal Year 1998-1999; prescribing requirements and conditions for disbursement of appropriated funds; approving funding for non-profit organizations, quasi- governmental entities, for profit organizations and individuals providing professional services; adopting form contracts to be used for execution on behalf of the County by the County Commissioner; and providing for an effective date. Funding for these capital and program allocations are recommended in the 1999 Human Services Department Fiscal Year Budget.

ACTION: (A-550) Deferred to July 7, 1998 and directed staff to meet with each commissioner individually to address their concerns.

CHILDREN'S SERVICES ADMINISTRATION

30. MOTION TO ADOPT Resolution 1998-633 of the Board of County Commissioners of Broward County, Florida; making a finding and determination that the work and services of certain organizations serve a public purpose; authorizing one-time appropriations and disbursements for the organizations for Fiscal Year 1997-98; prescribing requirements and conditions for disbursement of appropriated funds; approving funding for non-profit organizations and governmental entities; allowing use of previously approved form contracts for Fiscal Year 1997-98 to be used for execution on behalf of the County by the County Administrator; and providing for an effective date.

ACTION: (A-237) Approved.

ALCOHOL & DRUG ABUSE SERVICES DIVISION

31. MOTION TO APPROVE Amendment No. 1 to Agreement No. 97-WAGES-CR-004 between the Broward Employment and Training Administration and Broward County to provide substance abuse treatment services extending the agreement through June 30, 1999 and decreasing the amount \$48,522.20, from \$444,900 to \$396,377.80; authorize the Chair and the Clerk to execute same, and authorize necessary budget action to implement same. The original agreement authorized extending the agreement for up to two consecutive years, and the parties are exercising the option to do so.

ACTION: (A-237) Approved.

32. A. MOTION TO APPROVE Agreement No. JH509 between the State of Florida Department of Children and Families and Broward County from July 1, 1998 through June 30, 1999 in the amount of \$3,038,780.00, plus match, to provide substance abuse treatment services, authorize the Chair and Clerk to execute same, and authorize necessary budget action to implement same.

ACTION: (A-237) Approved.

B. MOTION TO ADOPT unanticipated budget Resolution 1998-634 in the amount of \$3,470,930.00. The funding will provide substance abuse treatment services from July 1, 1998 to June 30, 1999.

ACTION: (A-237) Approved.

ELDERLY AND VETERANS SERVICES DIVISION

33. MOTION TO APPROVE agreement between Broward County and Kimberly Home Health Care, Inc. d/b/a Olsten Health Services from July 1, 1998 to June 30, 1999 in the amount of \$438,322 for the provision of homemaker, personal care services to the elderly, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved as corrected indicating a contract value of \$443,544 with the corresponding adjustment to homemaker services to \$187,950, per the County Administrator's memorandum.

34. MOTION TO APPROVE amendments to agreements between Broward County and Health Care Service Providers from July 1, 1997 to June 30, 1998 modifying the dollar amount for the purpose of allocating County dollars totaling \$14,000 and ensuring continuity in the provision of services to Community Care for the Elderly clients, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

35. MOTION TO APPROVE agreements between Broward County and Adult Day Care Service Providers from July 1, 1998 to June 30, 1999 in the amount of \$1,276,217 for the provision of adult day care services to the elderly, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

36. MOTION TO APPROVE agreements between Broward County and Health Care Service Providers from July 1, 1998 to June 30, 1999 in the amount of \$1,778,132 for the provision of homemaker, personal care and respite care services to the elderly, and authorize the Chair and Clerk to execute same

ACTION: (A-237) Approved as corrected indicating a contract value of \$1,772,910 with the corresponding adjustments to homemaker services for Interim HealthCare Inc. to \$280,100; StaffBuilders Services, Inc. to \$163,750 and Neu Heart HealthCare Services to \$216,255 per the County Administrator's memorandum.

37. A. MOTION TO APPROVE Agreement No. JC801 between Broward County and Areawide Council on Aging of Broward County, Inc. from July 1, 1998 to June 30, 1999 for the continuation of the Community Care for the Elderly Program in the amount of \$5,919,046.00, and authorize the Chair and Clerk to execute same. Total revenue includes \$4,050,055 State dollars; \$320,676 Areawide Council on Aging Cash Match; \$118,000 Revenue from Operations; \$613,407 County Cash Match; \$445,500 Commission in Fees; and \$371,408 Sub-Contractor In-Kind.

ACTION: (A-237) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 1998-635 within the State Grant Fund for the Elderly and Veterans Services Division in the amount of \$5,919,046 for continuation of the Community Care for the Elderly Program.

ACTION: (A-237) Approved.

C. MOTION TO INCREASE grant personnel cap within the State Grant Fund for the Elderly and Veterans Services Division by one Data Control Operator I grant position for the purpose of complying with state requirements of on-line data entry of Community Care for the Elderly client information.

ACTION: (A-237) Approved.

38. A. MOTION TO APPROVE Agreement No. H801 between Broward County and Areawide Council on Aging of Broward County, Inc. from July 1, 1998 to June 30, 1999 for the provision of Home Care for the Elderly Program in the amount of \$271,918.00, and authorize the Chair and Clerk to execute same. The total revenue includes \$231,418 State dollars and \$40,500 Commission in Fees. No County dollars are required.

ACTION: (A-237) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 1998-636 within the State of Florida Grant Fund for the Elderly and Veterans Services Division in the amount of \$271,918 for Home Care for the Elderly Program services.

ACTION: (A-237) Approved.

C. MOTION TO APPROVE agreement between Broward County and Areawide Council on Aging from July 1, 1998 to June 30, 1999 for the purpose of defining the Home Care for the Elderly Subsidy Spending Authority for the Elderly and Veterans Services Division, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

GRANTS MANAGEMENT RESEARCH & DEVELOPMENT SERVICES

39. MOTION TO APPROVE contract between Broward County and New Direction Institute, Inc. from date of execution through September 30, 1998 in the amount of \$3,000 for the purpose of providing skills training and educational classes for parents of at risk and offending youth in Broward County target areas. Funding for this contract is available in the Grants Management, Research & Development Division's General Fund Budget.

ACTION: (A-237) Approved.

40. MOTION TO APPROVE agreement between Broward County and the North Broward Hospital District from date of execution to September 30, 1998 in the amount of \$7,500 to support the Drowning Prevention Program administered by Southeast Florida Injury Prevention Coalition, and authorize the Chair and Clerk to execute same. Funds were allocated in the 1998 General Fund budget for this project.

ACTION: (A-237) Approved.

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE AND REGULATION DIVISION

41. MOTION TO ADOPT Resolution 1998-637 of the Board of County Commissioners of Broward County, Florida authorizing the acceptance of \$5,000 from Ms. Ruth Gross for the benefit of the Broward County Animal Care & Regulation Division authorizing the County Administrator to take all administrative actions to implement same.

ACTION: (A-440) Approved.

CULTURAL AFFAIRS DIVISION

42. MOTION TO ADOPT Resolution 1998-638 of the Board of County Commissioners of Broward County, Florida authorizing the expenditure of funds for the 1998 Broward County Arts Teacher of the Year Award; and providing for an effective date.

ACTION: (A-237) Approved.

LIBRARIES DIVISION

43. MOTION TO APPROVE agreement and work site addendum between Broward County and the Service Agency for Senior Citizens of Broward County, Inc. for participation in the Senior Aides Program for the period July 1, 1998 to June 30, 1999, at no cost to the County, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT

COMPREHENSIVE & NEIGHBORHOOD PLANNING DIVISION

44. MOTION TO FIND Application 98-CF-04 for the allocation of commercial flexibility in the City of Coconut Creek compatible with adjacent land uses, and that impacts on public school facilities have been adequately considered.

ACTION: (A-930) Approved.

TRANSPORTATION PLANNING DIVISION

45. MOTION TO APPROVE second amendment to the Memorandum of Agreement (MOA) implementing the transportation conformity criteria and consultation procedures, revising the Florida State Implementation Plan (SIP), pursuant to the Clean Air Act Amendments (CAAA) of 1990, and authorize the Chair and the Clerk to execute same.

ACTION: (A-237) Approved.

PORT EVERGLADES DEPARTMENT

46. MOTION TO APPROVE agreement with Marine Central Railroad Company for placement of a railcar on County owned property, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

47. A. MOTION TO ADOPT budget Resolution 1998-639 transferring \$560,000 of surplus funds from Port Everglades Project No. 471-470-6501-9418, Capital Reserve, \$280,000 to Port Everglades Project No. 471-470-6725-6400 Southport Gantry Crane No. 5 and \$280,000 to Port Everglades Project No. 471-470-6726-6400, Southport Gantry Crane No. 6.

ACTION: (A-237) Approved.

B. MOTION TO APPROVE agreement between Broward County and G.F.C. Crane Consultants, Inc. to provide engineering/inspection services for the Southport Gantry Cranes Nos. 5 and 6 with compensation for the Scope of Services being a total not to exceed \$560,000 as reflected in Article 5, Section 5.1 of the agreement, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-237) Approved.

GREATER FORT LAUDERDALE

CONVENTION & VISITORS BUREAU

49. MOTION TO APPROVE lease and service agreement between Broward County and Platinum Executive Suites, Inc. for an amount not to exceed \$920 for monthly rent for an office in Philadelphia, PA for a period of one year, commencing on the 23rd day of June, 1998. Additional services and facilities provided shall not exceed \$5,000 annually, and authorize the Chair and Clerk to execute same.

ACTION: (A-237) Approved.

COURT ADMINISTRATION

50. MOTION TO APPROVE annual purchase of services contract with the State of Florida Department of Revenue, formerly known as the Department of Health and Rehabilitative Services. The agreement will allow Broward County to be reimbursed for the personnel costs of General Masters and their secretaries for time devoted to hearing Title IV-D Child Support Enforcement cases.

ACTION: (A-237) Approved.

COUNTY ATTORNEY

51. MOTION TO AUTHORIZE Assistant County Attorneys Barbara S. Monahan and Lisa Z. Bosch to attend Environmental Permitting 12th Annual Summer School.

ACTION: (A-237) Approved.

BOARD APPOINTMENTS

52. MOTION TO APPROVE appointment of Mr. Donn Lindembolt to the Advisory Board for Persons with Disabilities. (Commissioner Parrish)

ACTION: (A-237) Approved as corrected to "reappointment" per the County Administrator's addendum.

REQUEST TO SET FOR PUBLIC HEARING/MEETING SCHEDULE

53. MOTION TO APPROVE Commission meeting schedule for July, 1998.

ACTION: (A-237) Approved.

54. MOTION TO ADOPT Resolution 1998-640 directing the County Administrator to publish a notice of public hearing to be held at 2:00 p.m. on Tuesday, July 14, 1998, and Tuesday, August 11, 1998 in Room 422 of the Governmental Center to consider an Amendment to the Lease between Broward

County and BCCC Hotel Limited Partnership.

ACTION: (A-237) Approved.

55. MOTION TO ADOPT Resolution 1998-641 directing the County Administrator to publish notice of public hearing to be held Tuesday, July 14, 1998 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon a right-of-way, lying in Broward County, Florida and located in the vicinity of SW 196th Avenue in the City of Miramar. Petitioner: Sunset Lakes Associates (Caulfield & Wheeler, Inc. - Agent) 19-V-98.

ACTION: (A-237) Approved.

56. MOTION TO APPROVE Resolution 1998-642 directing the County Administrator to publish notice of a public hearing to be held on Tuesday, July 14, 1998 at 2:00 p.m., or as soon thereafter as it can be heard, in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the title of which is as follows:

AN ORDINANCE GRANTING TO FLORIDA POWER & LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE IN THE UNINCORPORATED AREAS OF BROWARD COUNTY, FLORIDA; IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO; PROVIDING FOR MONTHLY PAYMENTS TO BROWARD COUNTY, AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-237) Approved.

57. MOTION TO ADOPT Resolution 1998-643 directing the County Administrator to publish notice of public hearing to be held Tuesday, July 14, 1998 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 34, ARTICLE II, SECTION 34-38, EXCEPTIONS, BROWARD COUNTY CODE OF ORDINANCES, TO EXEMPT AREAS LOCATED WITHIN THE RURAL RANCHES AND RURAL ESTATES LAND USE CATEGORIES FROM MANDATORY WATER CONNECTION REQUIREMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commission Chair, Lori Nance Parrish)

ACTION: (A-237) Approved.

REGULAR AGENDA

10 A.M. TIME CERTAIN PUBLIC HEARING

BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS

BROWARD COUNTY COMPREHENSIVE PLAN

58. A. **AMENDMENT PCT 98-5** (Continued from June 9, 1998)

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN TEXT

Amendment consists of revisions to include live-aboard vessels within the definitions and provisions of the Broward County Land Use Plan.

PLANNING COUNCIL RECOMMENDATION: Approval

***ACTION:** (A-952 & 4781) Approved as amended.*

B. MOTION TO ENACT AN ORDINANCE amending the Broward County Comprehensive Plan to adopt an amendment as part of the first annual 1998 amendment 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-952 & 4781) Enacted Ordinance 1998-23 to be effective as provided by law.*

59. A. **AMENDMENT PC 98-11** (Continued from June 16, 1998)

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN - CITY OF MIRAMAR

FROM: Approximately 14.3 acres Estate (1) Residential and 9.2 acres Recreation and Open Space

TO: Commercial

SIZE: Approximately 23.5 acres

LOCATION: in Section 29, Township 51, Range 40; located east of Southwest 172 Avenue, south of Pembroke Road and west of Southwest 160 Avenue; bound on the south by Miramar Parkway.

PLANNING COUNCIL RECOMMENDATION: Denial

ACTION: (A-2222) Approved the amendment based upon the enhancement of the traffic concurrency report and the voluntary concessions on the reduction of commercial space and improvement to the intersection.

B. MOTION TO ENACT AN ORDINANCE amending the Broward County Comprehensive Plan to adopt an amendment as part of the first annual 1998 amendment 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-2300) Enacted Ordinance 1998-24 to be effective as provided by law.

END PUBLIC HEARING

COUNTY ADMINISTRATOR'S REPORT

60. County Administrator Roger J. Desjarlais advised that he had nothing to report at this time.

ACTION: (A-2319) No report submitted.

COUNTY COMMISSION SITTING AS GOVERNING BOARD

OF THE COCOMAR WATER CONTROL DISTRICT

AND WATER CONTROL DISTRICT NO. 2

61. A. MOTION TO OPEN meeting of the Cocomar Water Control District with the Board of County Commissioners acting as the District Governing Board. (Deferred from June 16, 1998)

ACTION: (A-237) Withdrawn per the County Administrator's memorandum.

B. MOTION TO APPROVE agreement among the Cocomar Water Control District, Water Control District No. 2, and Deerfield Irrigation Company, having a September 30, 1998 expiration date, for the Cocomar Water Control District to pay the Deerfield Irrigation Company up to \$10,000 to pump water from the Hillsboro Canal to the Cocomar Water Control District's C-7 Canal for the purpose of stopping the decline of water levels, raising water levels and recharging the Biscayne Aquifer, and authorize the Chair and Clerk to sign same.

ACTION: (A-237) Withdrawn per the County Administrator's memorandum.

C. MOTION TO CLOSE meeting of the Cocomar Water Control District.

ACTION: (A-237) Withdrawn per the County Administrator's memorandum.

D. MOTION TO OPEN meeting of Water Control District No. 2 with the Board of County Commissioners acting as the District Governing Board.

ACTION: (A-237) Withdrawn per the County Administrator's memorandum.

E. MOTION TO APPROVE agreement among the Cocomar Water Control District, Water Control District No. 2, and Deerfield Irrigation Company, having a September 30, 1998 expiration date, for the Cocomar Water Control District to pay the Deerfield Irrigation Company up to \$10,000 to pump water from the Hillsboro Canal to the Cocomar Water Control District's C-7 Canal for the purpose of stopping the decline of water levels, raising water levels and recharging the Biscayne Aquifer, and authorize the Chair and Clerk to sign same.

ACTION: (A-237) Withdrawn per the County Administrator's memorandum.

F. MOTION TO CLOSE meeting of Water Control District No. 2.

ACTION: (A-237) Withdrawn per the County Administrator's memorandum.

HUMAN SERVICES/PUBLIC WORKS DEPARTMENT

62. MOTION TO APPROVE IN CONCEPT establishment of a pledge advance repayment plan in the amount of \$2,350,000 for the construction of the Homeless Assistance Center in Fort Lauderdale.

ACTION: (A-2328) Approved as amended.

REAL PROPERTY SECTION

63. MOTION TO APPROVE contract for sale and purchase executed by James Forrest Stump, a single man, in the amount of \$205,500 for the purchase of land and a building at 902 NW 6th Avenue in Fort Lauderdale, and adjoining other parcels purchased for the Homeless Assistance Center; authorize the Chair and Clerk to execute contract for sale and purchase; and authorize acceptance and recordation of deed.

ACTION: (A-2340) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

64. A. MOTION TO APPROVE loan agreement between Broward County and Performing Arts Center

Authority for hurricane protection at the Performing Arts Center.

ACTION: (A-2373) Approved.

B. MOTION TO ADOPT budget Resolution 1998-644 within the General Fund transferring \$500,000 from the Commission Reserve to fund the loan agreement with the Performing Arts Center Authority for hurricane protection. (Deferred from June 16, 1998)

ACTION: (A-2373) Approved.

65. A. MOTION TO ADOPT an unanticipated revenue Resolution 1998-645 within the Port Capital Fund (Fund 473) in the amount of \$212,478,842 to recognize the proceeds of all four series of the Port Facilities Revenue Bonds, Series 1998.

ACTION: (A-2810) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 1998-646 within the Port Operating Fund (Fund 470) in the amount of \$7,463,793 to recognize the transfer of the Debt Service Reserve for the Series 1998 Subordinate Port Facilities Refunding Revenue Bonds and the Capitalized Interest associated with the Port Facilities Revenue Bonds, Series 1998-C.

ACTION: (A-2810) Approved.

C. MOTION TO ADOPT unanticipated revenue Resolution 1998-647 within the Port Capital Fund (Fund 471) in the amount of \$33,462,816 to recognize the transfer of the temporary advance associated with the Series 1998 Subordinate Port Facilities Refunding Revenue Bonds and the capital project funding from the Port Facilities Revenue Bonds, Series 1998-C.

ACTION: (A-2810) Approved.

D. MOTION TO ADOPT unanticipated revenue Resolution 1998-648 within the Port Capital Fund (Fund 472) in the amount of \$0 to recognize the substitution of bond proceeds for commercial paper proceeds to provide for the local match requirement associated with the Florida Ports Financing Commission Revenue Bonds.

ACTION: (A-2833) Approved.

ACCOUNTING DIVISION

66. MOTION TO FILE following Auditor's Reports for the year ended September 30, 1997.

A. Comments and Recommendations for the year ended September 30, 1997, and the County's responses to the Comments and Recommendations contained herein.

B. Reports on the Schedule of Expenditures of Federal and State Awards.

C. Port Everglades' Statement of Project Expenditures.

D. Aviation's Report on Passenger Facility Charge Programs.

E. KPMG Peat Marwick LLP's Management Letter on the Resource Recovery Board Audit.

ACTION: (A-2845) Approved.

67. MOTION TO APPROVE second amendment to the KPMG Peat Marwick, LLP Audit Contract between Broward County and the Constitutional Offices.

ACTION: (A-2854) Approved as amended to include language providing that the management letter, when prepared, is delivered to the Board of County Commissioners and the County Administrator. The county administrator will disseminate it to staff.

68. MOTION TO FILE 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 26, 1998)

ACTION: (A-2913) Deferred to July 7, 1998 at the request of Phil Shailer, attorney, Broward County Sheriff's Office.

PURCHASING DIVISION

69. MOTION TO APPROVE takeover agreement between the Broward County Board of County Commissioners and United States Fidelity and Guaranty Company (USF&G) in settlement of the following Performance-Payment Bonds for Coastal Utilities, Inc. on the South County Neighborhood Improvement Project (SCNIP) and the Lighthouse Point Water System Improvements (LHP) projects: (Deferred from June 16, 1998)

Bond Nos. Contract No. BCOES Proj.:BP No.BCOES Proj. Name

21-0120-23599-96-7P-06-95-01-OF 1148/8600: BP 2 SCNIP Phase I, Section 2

21-0120-30529-96-1L-06-95-08-OF 1148/8600: BP 3 SCNIP Phase I, Section 3

21-0120-32158-97-7N-07-96-24-OF 1148/8600: BP 5 SCNIP Phase II, Section 5

21-0120-55850-96-7H-06-96-25-OF 8520: BP 1LHP: Bid Pack 1

ACTION: (A-2945 & B-715) Tabled to 2:00 p.m. public hearing. At the public hearing the Board approved this agreement.

For Aviation Department

70. MOTION TO APPROVE Work Authorization No. 1 in accordance with the Agreement of August

27, 1996 between Broward County and BBL Environmental Services (BBLES) from the Library for Environmental Consultant Services, to provide professional services to upgrade the underground storage tanks located at the Fort Lauderdale-Hollywood International Airport, for a maximum amount not to exceed total of \$94,322.87, and for a time period of 200 calendar days, and authorize the Chair and Clerk to execute same. (Deferred from June 16, 1998)

ACTION: (A-2979) Approved.

For Finance and Administrative Services Department

71. A. MOTION TO WAIVE as a technicality which is non-substantive in nature, the submission of a bid bond and performance and payment bond.

ACTION: (A-237) Withdrawn per the County Administrator's memorandum.

B. MOTION TO AWARD open-end contract to single bidder, Advantage Services of South Florida, Inc. for maintenance of Xerox high speed printers in the estimated amount of \$131,679.96, for the Office of Information Technology, and authorize the Purchasing Division Director to renew the contract for a one-year period. The initial contract period shall start July 1, 1998 and shall terminate on June 30, 1999. (Deferred from June 16, 1998)

ACTION: (A-237) Withdrawn per the County Administrator's memorandum.

72. MOTION TO APPROVE agreement between Broward County and Joseph M. Goldstein, Esq. for the purpose of providing services as a hearing officer for the Purchasing Division Protest Hearings, and authorize the Clerk and the Chair to execute same. (Deferred from June 16, 1998)

ACTION: (A-2988) Approved.

For Public Works Department

73. A. MOTION TO ADOPT unanticipated revenue Resolution 1998-649 within the Engineering Capital Fund (315) in the amount of \$70,000 to appropriate reimbursements from utilities and to reallocate funds from reserve for anticipated change orders on the NE 62nd Street Project (No. 5030).

ACTION: (A-3001) Approved.

B. MOTION TO APPROVE increase in the Change Order Allowance in the amount of \$319,498.62, from \$319,498.62, (10%) to \$638,997.24, which is 20% of the original contract amount of \$3,194,986.24, for Contract T-03-97-04-CF with The De Moya Group for the reconstruction of NE 62nd Street from NE 7th Avenue to NE 18th Avenue. (BCED Project No. 5030)

ACTION: (A-3001) Approved.

HUMAN SERVICES DEPARTMENT

GRANTS MANAGEMENT RESEARCH & DEVELOPMENT SERVICES

74. MOTION TO APPROVE Amendment No. 1 to Agreement between Broward County and human service providers from October 1, 1997 to September 30, 1998 allocating and redistributing funding for the purpose of ensuring continuity in the provision of social services to needy Broward County residents, and authorize the Chair and Clerk to execute same. These funds are available as a result of the Grants Management, Research and Development Division's mid-year performance analysis. (Deferred from June 16, 1998)

ACTION: (A-3150) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-3158) Approved as amended per staff's addendum.

OFFICE OF LEGISLATIVE & INTERGOVERNMENTAL MANAGEMENT

76. A. MOTION TO ACCEPT nominations for an at-large position on the Performing Arts Center Authority.

ACTION: (A-237) Approved.

B. MOTION TO NOMINATE Amy Ostrau for re-appointment to the Performing Arts Center Authority.

ACTION: (A-237) Approved.

COUNTY ATTORNEY

77. MOTION TO ACCEPT settlement offer in the Broward County Circuit Court Case No. 97-16953, Broward County v. Econo Equipment Company, Inc., in the amount of \$14,808.26, with quarterly payments for three years at no interest.

ACTION: (A-3170) Approved.

COUNTY ADMINISTRATOR

78. MOTION TO APPROVE appointment by the County Administrator of Angelo Castillo as Director of the Department of Human Services effective August 3, 1998.

ACTION: (A-3189) Approved.

79. MOTION TO APPROVE appointment by the County Administrator of William F. Sherry as Director of the Aviation Department effective December 13, 1998.

ACTION: (A-3252) Approved.

COUNTY COMMISSION

80. DISCUSSION: Status Report, Broward County Civic Arena; Art in Public Places Ordinance. (Chair) (Deferred from June 9, 1998)

ACTION: (A-237) Deferred.

81. A. MOTION TO APPROVE Amendment to a May 7, 1997 Letter Agreement between Broward County and Arena Development Corporation relating to the developer obligation to comply with the prevailing wage ordinance and to instruct the Bond Trustee for the County's Professional Sports Facility Tax and Revenue Bonds (Arena) Construction Accounts to release the current escrow of \$4.5 million for Prevailing Wage Litigation Settlement subject to Commission approval of the First Amendment to Substantial Completion Guaranty Agreement.

ACTION: (A-3388) Deferred to July 14, 1998 to obtain definitive information on all of the items relating to the amount of money on the prevailing wage. The Board directed the County Administrator not to dispense funds that would cause the construction dollars to fall below a level of \$9 million between this date and July 14 in order to reconcile with the escrow account, and to provide the Board with information addressing the cost to distribute, the interest, and the actual wages to be paid. Also, when the wages will be paid, possibly by July 1, 1998.

B. MOTION TO APPROVE First Amendment to Substantial Completion Guaranty Agreement for the Arena to incorporate the payment of Prevailing Wages into the purposes of the Guaranty Agreement and to establish the requirements for payment of same to the laborers, mechanics, and apprentices employed by the Project contractors and subcontractors as required by the Broward County Prevailing Wage Ordinance.

ACTION: (A-3388) Deferred to July 14, 1998. (See action on 81A)

C. MOTION TO ACKNOWLEDGE designation of Arena Development Corporation and Arena Operating Companies as designees for compliance with Commercial/Industrial HVAC Program Chiller Participation Agreement for the Arena in accordance with the letter of County Attorney dated June 2, 1998, and attached. (Deferred from June 16, 1998)

ACTION: (A-3388) Deferred to July 14, 1998. (See action on 81A)

82. DISCUSSION: Restrictive covenants on a parcel of property located at 4151 North Dixie Highway, Pompano Beach which was rezoned in 1996 from B-3 to M-1. (Commissioner Poitier)

ACTION: (A-237) Deferred by Commissioner Poitier.

SUPPLEMENTAL AGENDA

HUMAN SERVICES DEPARTMENT

ELDERLY AND VETERANS SERVICES DIVISION

83. A. MOTION TO APPROVE Agreement No. JH503 between State of Florida Department of Children and Families and Broward County from July 1, 1998 to June 30, 1999 for continuation of Mental Health Program services in the amount of \$1,661,817.00, and authorize the Chair and Clerk to execute same. The total revenue includes: \$1,022,910 State dollars; \$332,087 County Cash Match; \$274,000 Commission in Fees; \$32,320 County In-kind; and \$500 Program Income.

ACTION: (A-4755) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 1998-650 within the State of Florida Grant Fund for the Elderly and Veterans Services Division in the amount of \$1,661,817.

ACTION: (A-4755) Approved.

REASON FOR SUPPLEMENTAL: It is necessary for this item to be placed on the Supplemental Agenda, as the Elderly Services Division did not receive the five original contracts until June 17, 1998 at 5:25 p.m. This contract represents continuation funding of the Mental Health Program and it is necessary to take this action and have approved prior to July 1, 1998 in order to avoid any disruption of services to our clients.

BOARD APPOINTMENTS

84. MOTION TO APPROVE appointment of Mr. William F. Griffin to serve on the Homeless Initiative Partnership Advisory Board. Mr. Griffin will fill a vacant position. (Commissioner Rodstrom)

ACTION: (A-237) Approved.

85. MOTION TO APPROVE appointment of Ms. Miriam Oliphant to serve on the Brownfields Redevelopment Task Force. Ms. Oliphant will fill a vacant position. (Commissioner Rodstrom)

ACTION: (A-237) Approved.

86. MOTION TO APPROVE appointment of Ms. Anne F. Naves to the Broward County Library

Advisory Board. (Commissioner Poitier)

ACTION: (A-237) Withdrawn by Commissioner Poitier.

COUNTY COMMISSION

87. MOTION TO FILE Resolution No. 98-186 adopted by the City Commission of the City of Pompano Beach, Florida supporting Broward County's proposal to levy an additional one-cent motor fuel tax to be used for homeless services and declaring the City's intent to designate its portion of the additional tax to County-wide homeless services. (Chair)

ACTION: (A-237) Approved.

GOOD AND WELFARE

88. PROCLAMATION: Phil Rosenberg, Director, Human Resources Division, advised that this year's goal is \$235,000. Mr. Rosenberg introduced the overall Broward County United Way Campaign Chair Ginny Miller of Miller Construction, the Chair of the United Way for next year, William Markham, and the county's United Way staff members Cindy Zeller, Mike Cardello, Shante Telfer, and the Chair of this year's Broward County Employee Campaign John Pryor, Director of Accounting, and Mr. Rosenberg's United Way assistant Carole Burke.

Commissioner Lieberman read into the record a proclamation designating Wednesday, June 24, 1998 as United Way Pacesetter Campaign Kickoff Day in Broward County.

ACTION: (A-44) Mr. Rosenberg and Commissioner Lieberman then presented the proclamations to Mr. Pryor and Ms. Miller in recognition of their dedication to the United Way Campaign. Ms. Miller distributed copies of the United Way of Broward County 1997-98 Leaders In Giving Membership Registry and United Way pins to the Commissioners and administrative staff.

89. RECOGNITION: County Administrator Roger J. Desjarlais, assisted by Samuel Morrison, Director, Libraries Division; Kathy Werthman and Pat McNulty, Site Coordinators, presented Volunteer of the Month of May 1998 Certificates of Appreciation to Ann and Meyer Kaplan for their dedication and volunteer work at the Davie/Cooper City Branch Library.

ACTION: (A-188) Ms. and Mr. Kaplan accepted the certificates and were congratulated for their dedication to that branch of the Broward County libraries.

[Back to previous page](#)