

MEETING OF JULY 6, 1999

(Meeting convened at 10:00 a.m. and adjourned at 2:55 p.m.)

PLEDGE OF ALLEGIANCE - Presentation of Colors and Salute to Flag by Broward Chapter Military Order of the Purple Heart (Commander Van Wagner) and Marine Corp League (Michael La Bozzetta)

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO RESCIND appointment of Chief Robert s. Madge to the Board of Rules and Appeals and to reinstate Chief Donald Perdue in the Fire Service category. Chief Perdue's term expires 12/31/99. (Commissioner Gunzburger)

ACTION: (A-1050) Approved.

B. MOTION TO REAPPOINT George LeMieux to serve on the Natural Resource Protection Advisory Board. (Commissioner Rodstrom)

ACTION: (A-1050) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE Terminal One Building lease agreement between Broward County, Florida and Continental Airlines, Inc., for the lease and use of the new Terminal One facility currently under construction at the Fort Lauderdale-Hollywood International Airport effective upon Board approval and terminating September 30, 2011, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

3. MOTION TO APPROVE First Amendment to agreement for Washington Lobbyist Services, for the Fort Lauderdale-Hollywood International Airport, dated April 19, 1999 between Broward County, Florida and Ungaretti & Harris, providing for an extension of the term of the agreement through September 30, 1999, or the end of the 106th Congress, whichever is later, and additional compensation for services in a not-to-exceed amount of \$51,000.00, resulting in total compensation for services under the agreement in a not-to-exceed amount of \$96,000.00, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

4. MOTION TO ADOPT Resolution approving a five-year lease for the Human Services Department (Alcohol and Drug Abuse Services Division) located at 4200 NW 16th Street, Lauderhill, Florida for 11,353 square feet for a five-year total rental of \$745,892.10, starting at \$12.50, per square foot and ultimately graduating to \$13.75, per square foot in year five with LIH Realty, L.C., a Florida Ltd. Liability Co., commencing at the issuance of a final Certificate of Occupancy, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050 & B-2987) Moved to Regular Agenda after item 83, at which time the Board deferred it to the meeting of July 13, 1999.

5. MOTION TO APPROVE First Amendment to Business Lease between Broward County and Arline Sterling Norman, Trustee, to provide managed parking for the parking lot located at the Department of Planning and Environmental Protection, 218 SW 1st Avenue, Fort Lauderdale, and allow Landlord to charge members of the public; Landlord agrees to pay the sum of \$1,250 per month to Broward County, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

6. A. MOTION TO APPROVE contract for sale and purchase executed by Jack Hyde and Dolores Hyde, his wife, in the amount of \$600,000 (which is 1% over the average of two independent appraisals) for purchase of 9.7 acres expansion of existing equestrian park. This action is pursuant to County Commission direction on May 25, 1999 (Agenda Item No. 54), authorize the Chair and Clerk to execute contract for sale and purchase, and authorize acceptance and recordation of deed.

ACTION: (A-1050) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 1999-854 within the Commercial Paper Capital Fund (3060) in the amount of \$600,000 for purchase of an additional 9.7 acres for the Sunshine Ranches Equestrian Park site in unincorporated southwest Broward County.

ACTION: (A-1050) Approved.

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

7. MOTION TO APPROVE developer's agreement between the County and Douglas DeFeis, a single

man, providing for utility installations located at 4400 Crystal Lake Drive, unincorporated Broward County, by the developer at an estimated installation cost of \$50,415 (at no cost to the County) to furnish water and wastewater services, and authorize the Chair and Clerk to execute same. (BCOES Project No. 8715)

ACTION: (A-1050) Approved.

8. MOTION TO ADOPT Resolution 1999-855 for the South County Neighborhood Improvement Project, drainage improvements and sidewalk installations, confirming right-of-way on SW 56th Avenue, between County Line Road and a point approximately 100 feet north of SW 40th Court, necessary for the project, and authorizing staff to continue negotiations and the County Attorney to proceed with condemnation. (BCOES Project No.: 1148/8600 - South County Neighborhood Improvement Project; Bid Pack 8)

ACTION: (A-1050) Approved.

9. MOTION TO APPROVE developer's agreement between the County and Learjet Inc., a Delaware Corporation, authorized to transact business in the State of Florida, providing for utility installations located at the northeast corner of the intersection of Lee Wagener Boulevard and SW 12th Terrace within the Fort Lauderdale-Hollywood Airport Complex, by the developer at an estimated installation cost of \$99,088 (at no cost to the County) to furnish water and sewage collection services to a 64,842 square foot addition to the existing aircraft hangar facility, and authorize the Chair and Clerk to execute same. (BCOES Project No. 8812)

ACTION: (A-1050) Approved.

OFFICE OF GENERAL SERVICES

10. MOTION TO APPROVE Third Amendment to the agreement between Broward County and Courthouse Foods, Inc. which extends the current agreement for an interim term of three months from August 9, 1999 to November 8, 1999 to continue the provision of food service at the Public Safety Complex located at 2601 West Broward Boulevard, Fort Lauderdale and the Judicial Complex located at 201 SE 6th Street, Fort Lauderdale while negotiations continue for a new contractual arrangement on the terms and conditions of established service, product criteria, and performance evaluation, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

FACILITIES MANAGEMENT DIVISION

11. MOTION TO AUTHORIZE execution of a waiver and release of claim resulting from the settlement of a class action lawsuit over malfunctioning Central Sprinkler Omega brand fire sprinklers; ratification of signed Proofs of Claim; and authorize staff to submit requests for reimbursement after installation of the replacement sprinklers. The waiver and release of claim will enable the County to participate in the

settlement and expedite replacement of the sprinklers.

ACTION: (A-1050) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

12. A. MOTION TO ADOPT unanticipated revenue Resolution 1999-856 within the Engineering Division Capital Project Fund (315) in the amount of \$898,000 for funding the construction, and construction management costs of improvements to Powerline Road (State Road 845) at the intersection of Copans Road, Project No. 5211; and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

B. MOTION TO APPROVE local agency program agreement between Broward County and the Florida Department of Transportation for improvements to Powerline Road (845) at the intersection of Copans Road, at no cost to the County, Project No. 5211; and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

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

ACTION: (A-1050) Approved.

PURCHASING DIVISION

For Aviation Department

14. MOTION TO AWARD fixed contract to the low bidder, Engel Construction, Inc. for furnishing and installing a garage elevator (Bid No. N-3-99-055-CF) in the amount of \$105,974 for the Aviation Department, subject to receipt and acceptance of Payment and Performance Guarantee.

ACTION: (A-1050) Approved.

15. MOTION TO APPROVE increase in the Change Order Allowance from \$201,991.55, (5% of the

original Contract amount) to \$686,771.27, (17% of the original contract amount) for new safety, sanitary and road construction requirements for Contract No. P-01-98-13-CF with Southeastern Engineering Contractors, Inc. for the Ravenswood Parking Lot at Fort Lauderdale-Hollywood International Airport. (Deferred from June 22, 1999, Item 18)

ACTION: (A-1140) Approved.

For Port Everglades Department

16. MOTION TO APPROVE sole brand/sole source standardization for the future purchase of gantry crane replacement parts from Samsung Heavy Industries, for the Port Everglades Department.

ACTION: (A-1050) Approved.

17. MOTION TO AWARD fixed contract to sole source, Konecranes, Inc. for the removal, procurement, and installation of an operator's cab for Midport Crane P-1 for the Port Everglades Department in the amount of \$121,800.

ACTION: (A-1050) Approved.

18. MOTION TO AWARD fixed contract to low bidder Imperial Electric of Fort Lauderdale, Inc. for improvements and enhancement to public address systems, various Port Everglades terminals (Bid No. T-9-98-218-C-F) in the amount of \$156,073 for the Port Everglades Department, subject to receipt and approval by the County of Certificate of Insurance and Performance and Payment Guaranty, and authorize the Chair and Clerk to execute same. This project is necessary in order to provide necessary information to the public in the terminals.

ACTION: (A-1050) Approved.

For Public Works Department

19. MOTION TO APPROVE Second Amendment to the Agreement between Broward County and Shah, Drotos and Associates, P.A. for professional engineering services on the Central County Neighborhood Improvement Project, to reduce the Storm Drainage Design Task decreasing the cost by \$156,133.00, from \$5,027,877 to \$4,871,744 with no change in the period of performance which will remain at 1,560 days, and authorize the Chair and Clerk to execute same. (BCOES Project No. 1149/8559-Central County Neighborhood Improvement Project)

ACTION: (A-1050) Approved.

20. MOTION TO APPROVE First Amendment to Work Authorization No. 1 in accordance with the Agreement for Environmental Services between Broward County and Hazen & Sawyer from the Library for Environmental Services to produce final record drawings which are required for future planning and permitting for the closed Davie Landfill. An additional 185 days beyond the original 180 days approved is required in order to expand upon the original record drawing plan, with no increase in the maximum

approved amount of \$54,700.00, and authorize the Chair and Clerk to execute the same.

ACTION: (A-1050) Approved.

21. MOTION TO APPROVE Amendment No. 2 to Work Authorization No. 9507 in accordance with the Agreement of September 12, 1995 between Broward County and Montgomery Watson Americas, Inc. to provide additional services during construction for the District 1A Generator project; to design, permit and oversee the construction of a pile foundation for the new generator building resulting from an unforeseeable, deleterious subgrade condition; for an amount not to exceed \$20,345.00, from \$187,839 to an amount not to exceed \$208,184; and an increase in time of 70 days from 270 days to 340 days for Tasks 3 & 4, and authorize the Chair and Clerk to execute same. (BCOES Project No. 9507 - District 1A Generator)

ACTION: (A-1050) Approved.

REVENUE COLLECTION DIVISION

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

ACTION: (A-1050) Approved.

RISK MANAGEMENT DIVISION

23. MOTION TO AUTHORIZE full and final settlement of Claim No. KB/040598HODE in the amount of \$670,000.

ACTION: (A-1050) Approved.

24. MOTION TO AUTHORIZE full and final settlement of Claim No.DNG/072698BROW in the amount of \$80,769.

ACTION: (A-1050) Approved.

HUMAN SERVICES DEPARTMENT

COMMUNITY DEVELOPMENT DIVISION

25. MOTION TO APPROVE partial release of mortgage made to Carver Ranches Enterprise, Inc./Gary Kalos for Lot 35 of Block B, Carver Ranches Business Section, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

COMMUNITY SERVICES DEPARTMENT

CONSUMER AFFAIRS DIVISION

26. MOTION TO ADOPT Resolution 1999-857 of the Board of County Commissioners of Broward County, Florida amending Section 37.3 of the Broward County Administrative Code entitled "Towing License and Decal Fees," to provide for a decrease of decal fees for towing vehicles; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (A-1050) Approved.

CULTURAL AFFAIRS DIVISION

27. MOTION TO ADOPT Resolution 1999-858 of the Board of County Commissioners of Broward County, Florida pursuant to the Broward County Administrative Code, Chapter 29, Part II, Broward Cultural Affairs Council Grant Program Guidelines, Subsection 29.17(f), approving standard agreements for Cultural Grant Programs; providing for execution by the County Administrator on behalf of County; amending the Grant Program Guidelines in Chapter 29 of the Administrative Code; providing for severability; and providing for an effective date.

ACTION: (A-1050) Approved.

28. MOTION TO AMEND Fiscal Year 1999 Public Art and Design Annual Plan in the amount of \$1,705,592 for library projects in the 1999 Library Bond Issue and in accordance with Ordinance 95-20 and Resolution 95-455 and allow pooling of public art funds within the bond issue.

ACTION: (A-1050) Approved.

LIBRARIES DIVISION

29. MOTION TO APPROVE agreement between Broward County and Florida Atlantic University in the amount of \$468,845; acting on behalf of the Board of Regents, providing for the terms and conditions of acquiring library resources to be included in the inventories of Florida Atlantic University (FAU) and Florida International University (FIU) for the period July 1, 1999 to June 30, 2000, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

MASS TRANSIT DIVISION

30. A. MOTION TO ADOPT Resolution 1999-859 of the Board of County Commissioners of Broward County, Florida authorizing the commission chair to approve a grant for federal assistance for Fiscal Year 1999 with the Federal Transit Administration, pursuant to 49 U.S.C., Section 5307 Funding, in the amount of \$1,500,000 under the Transportation Equity Act for the 21st Century (TEA-21); and providing for an effective date.

ACTION: (A-1193) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 1999-860 within the Grant Fund 4510-025-8520 for Mass Transit Division, in the amount of \$1,500,000 from the Federal Transit Administration, and \$1,500,000 from the Broward Workforce Development Board for the Job Access and Reverse Commute Grant.

ACTION: (A-1193) Approved.

C. MOTION TO ADD 35 grant positions within the Grant Fund (4510) for Mass Transit Division to support personnel functions needed to implement transit improvement projects proposed under the Job Access and Reverse Commute Grant. These positions will not continue beyond the grant term unless additional grant funding, or another funding source, is identified.

ACTION: (A-1193) Approved.

31. A. MOTION TO APPROVE agreement between Broward County and the City of Fort Lauderdale for public transportation services, in the amount of \$75,000.00, including a capital allowance in lieu of two vehicles and operating assistance, during a 15-month period beginning July 7, 1999 through September 30, 2000, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

B. MOTION TO APPROVE First Amendment to Agreement between Broward County and the city of Pembroke Pines for public transportation services, in the total amount of \$40,000 (\$20,000 per vehicle, per year) for lease of two additional wheelchair-accessible passenger vehicles, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

C. MOTION TO ADOPT budget Resolution 1999-861 transferring funds within the General Fund from the Reserve for County Commission for the Mass Transit Division, in the amount of \$40,000.00, to provide operating subsidy for the Pembroke Pines interlocal agreement for public transportation services.

ACTION: (A-1050) Approved.

D. MOTION TO ADOPT unanticipated revenue Resolution 1999-862 within the Operating Fund (450) for Mass Transit Division, in the amount of \$40,000.00, to provide operating subsidy for the Pembroke Pines interlocal agreement for public transportation services.

ACTION: (A-1050) Approved.

PARKS AND RECREATION DIVISION

32. MOTION TO APPROVE Broward Boating Improvement Program (BBIP) Project Agreements between Broward County and the City of Deerfield Beach (Hillsboro Canal Dredging Project not to exceed \$60,000); the City of Fort Lauderdale (George English Park Improvement Project not to exceed \$140,000); the City of Hollywood (Boating Regulatory Signs Project not to exceed \$17,200); the City of Margate (Marina Improvement Project not to exceed \$49,000); the City of Pompano Beach (Alsdorf Park Improvement Project not to exceed \$100,000); and the City of Wilton Manors (Colohatchee Park Boat Ramp Restroom Project not to exceed \$50,000); each for two-year terms commencing upon execution of the agreements; and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

33. MOTION TO APPROVE First Amendment to Agreement between Broward County and The Tamara Peacock Company Architects for architectural and engineering services for the expansion of three neighborhood park community centers, increasing compensation by \$12,400 for bid and construction contract administrative services and additional design work for the community center at St. George Community Park for a new total project cost of \$107,400; with reimbursables not to exceed \$10,000 and no change in time of performance, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

34. A. MOTION TO APPROVE agreement between Broward County and A&D Developers, L.C. related to the granting of a utility easement to the City of Coconut Creek in exchange for improvements to the Hillsboro Pineland Environmentally Sensitive Lands (ESL) by A&D Developers, L.C. within 18 months from the time of execution by all parties, providing for the donation of \$30,000 to the Natural Areas Trust Fund, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

B. MOTION TO APPROVE conveyance of an easement (Exhibit A of Agreement) to the City of Coconut Creek, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

PORT EVERGLADES DEPARTMENT

35. MOTION TO APPROVE one-year lease agreement between Broward County and Seariders Brokerage Corp. for 5,925 square feet of warehouse space in Bays No. 7 and 13 of Building “E” in Foreign Trade Zone No. 25 at Port Everglades, for the period beginning on the date of execution by both parties and ending one year thereafter, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

36. A. MOTION TO CANCEL lease agreement between Broward County and Allders International (USA), Inc. for 21,093 square feet of warehouse and office space in Building “A” of Foreign Trade Zone No. 25 at Port Everglades, effective on the date the space is re-leased.

ACTION: (A-1050) Approved.

B. MOTION TO APPROVE three-year lease agreement between Broward County and Southeastern Cargo Services, Inc. for 21,093 square feet of warehouse and office space in Building “A” of Foreign Trade Zone No. 25 at Port Everglades, for the period of three years beginning on the date of execution by both parties, and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Approved.

OFFICE OF BUDGET SERVICES

37. MOTION TO ADOPT unanticipated revenue Resolution within the General Fund for the Broward Sheriff’s Office Contract Cities in the amount of \$166,986 for the transition of child protective investigation functions from the State of Florida to the Broward Sheriff’s Office.

ACTION: (A-1050) Deferred for further staff review at the request of the County Administrator.

38. MOTION TO ADOPT unanticipated revenue Resolution 1999-863 within the Law Enforcement Trust Fund (LETF) in the amount of \$814,271 for various programs as described in the summary explanation and background.

ACTION: (A-1050) Approved.

COUNTY ATTORNEY

39. MOTION TO AUTHORIZE the Chair and Clerk to execute and deliver Satisfaction of Mortgage for certain Mortgage executed by Richard and Ellen Charanian for the purpose of posting appearance bond in the case of State of Florida v. LeeAnne Charanian.

ACTION: (A-1050) Approved.

40. MOTION TO APPROVE conveyance of easement property by Quitclaim Deed under Florida Statute 125.411 and pursuant to Final Declaratory Judgment in the matter of State of Florida, Department of Transportation v. Boat Center, et al., Case No. CACE 95-014229(25), filed in the Circuit Court of the 17th Judicial Circuit in and for Broward County, Florida.

ACTION: (A-1050) Approved.

COUNTY COMMISSION

41. MOTION TO FILE City of Wilton Manors Resolution No. 2243 dated June 8, 1999, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WILTON MANORS, FLORIDA, RECOMMENDING THAT THE BROWARD COUNTY BOARD OF COMMISSIONERS IMPLEMENT THE REMAINING TWO (2) CENTS OF THE GAS TAX IN ACCORDANCE WITH A PROPOSED NEW INTERLOCAL AGREEMENT WHICH ALLOCATES ONE (1) CENT TO THE CITY FOR ROAD IMPROVEMENT PROJECTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

(Chair)

ACTION: (A-1050) Approved.

42. MOTION TO FILE City of Margate Resolution No. 010 dated June 15, 1999, entitled:

A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, ADOPTING CERTAIN PRINCIPLES OF UNDERSTANDING AND CRITERIA TO BE RECOMMENDED TO THE BOARD OF COMMISSIONERS OF BROWARD COUNTY IN THEIR CONSIDERATION OF PROPOSED PROCEDURES GOVERNING THE COUNTY'S REVIEW OF COMMUNITY REDEVELOPMENT AGENCY'S APPLICATIONS AND PLANS PURSUANT TO CHAPTER 163, PART III, FLORIDA STATUTES

(Chair)

ACTION: (A-1050) Approved.

43. MOTION TO FILE City Commission of the City of Hollywood, Florida's Resolution No. R-99-236, dated June 11, 1999, entitled

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, ADOPTING CERTAIN

PRINCIPLES OF UNDERSTANDING AND CRITERIA TO BE RECOMMENDED TO THE BOARD OF COMMISSIONERS OF BROWARD COUNTY IN ITS CONSIDERATION OF PROPOSED

PROCEDURES GOVERNING THE COUNTY'S REVIEW OF COMMUNITY REDEVELOPMENT AGENCY'S APPLICATIONS AND PLANS PURSUANT TO CHAPTER 163, PART III, FLORIDA STATUTES.

(Chair)

ACTION: (A-1050) Approved.

44. MOTION TO FILE City Commission of the City of Hollywood, Florida's Resolution No. R-99-191, dated June 2, 1999, entitled

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, SUPPORTING THE BROWARD LEAGUE OF CITIES RECOMMENDATION THAT THE REMAINING TWO CENTS OF THE GAS TAX RECENTLY IMPLEMENTED BY THE BROWARD COUNTY BOARD OF COMMISSIONERS BE DISTRIBUTED IN ACCORDANCE WITH THE PROPOSED NEW INTERLOCAL AGREEMENT.

(Chair)

ACTION: (A-1050) Approved.

45. MOTION TO FILE Town of Pembroke Park Resolution No. 99-5-7 dated May 12, 1999 entitled:

A RESOLUTION OF THE COMMISSION OF THE TOWN OF PEMBROKE PARK, FLORIDA, RELATING TO THE FLORIDA BUILDING CODE; REQUESTING ADDITIONAL PROTECTION IN THE FLORIDA BUILDING CODE REQUIRED FOR HURRICANES; DIRECTING THE TOWN ADMINISTRATOR TO FORWARD COPIES OF THIS RESOLUTION TO APPROPRIATE GOVERNMENTAL AGENCIES; REPEALING CONFLICTING RESOLUTIONS AND PROVIDING AN EFFECTIVE DATE.

(Chair)

ACTION: (A-1050) Approved.

REQUEST TO SET FOR PUBLIC HEARING

46. MOTION TO ADOPT Resolution 1999-864 directing the County Administrator to publish notice of public hearing to be held Tuesday, August 24, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon right-of-way, lying in Broward County, Florida, and located at 200th Avenue, south of Sheridan Street in the City of Pembroke Pines. Petitioner: Florida Wetlandsbank, et al. (Miller Legg & Associates, Inc. - Agent) 13-V-99.

ACTION: (A-1050) Approved.

REGULAR AGENDA

10 A.M. PUBLIC MEETING

47. A. MOTION TO OPEN public meeting in accordance with Section 255.20, Florida Statutes.

ACTION: (A-1050) Deferred at the request of the developer.

B. MOTION TO ADOPT Resolution certifying a valid public emergency for the purpose of waiving the Consultants' Competitive Negotiation Act.

ACTION: (A-1050) Deferred at the request of the developer.

C. MOTION TO APPROVE sole source procurement of design, Construction Resident Project Representative (CRPR), and road construction services from Arvida/JMB Partners for construction of two new lanes and resurfacing of the existing pavement on Griffin Road.

ACTION: (A-1050) Deferred at the request of the developer.

D. MOTION TO APPROVE 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) at total estimated cost of \$6,841,428.89, and a completion date of January 1, 2001; and authorize the Chair and Clerk to execute same.

ACTION: (A-1050) Deferred at the request of the developer.

STAFF DIRECTIVE: The Chair referred the following to the County Administrator to be addressed before this item is again presented to the Board: Commissioner Parrish's concerns with respect to the Sunshine Ranches residents agreeing to the project and that they will receive the same esthetic improvements as on the north side of the road. The Chair requested that staff review the compensation arrangement wherein if the road costs less than the estimate who would retain those funds.

END OF 10 A.M. PUBLIC MEETING

COUNTY ADMINISTRATOR'S REPORT

48. County Administrator Roger J. Desjarlais advised that in September staff would like to convene a workshop to have the Port Everglades subconsultant review with the Board the plans for the Southport Development Project.

ACTION: (A-2145) No action necessary at this time.

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

49. DISCUSSION: of plat entitled "Humphries Hideaway" - District 5, (014-UP-98).

ACTION: (A-2227) Approved subject to staff's recommendations as outlined in the Development Review Report.

50. DISCUSSION: of plat entitled "Pine Cone Estates" - District 1, (068-MP-98).

ACTION: (A-2250) Approved subject to staff's recommendations as outlined in the Development Review Report.

51. DISCUSSION: of plat entitled "Otero Parcels" - District 5, (001-UP-99).

ACTION: (A-2283) Approved subject to staff's recommendations as outlined in the Development Review Report.

52. DISCUSSION: of plat entitled "Betancourt Parcel" - District 5, (013-UP-98).

ACTION: (A-2282) Deferred to July 13, 1999 for further information from staff.

STAFF DIRECTIVE: The Board directed staff to determine if now is the time to trigger the sidewalk and bikeway agreements, and provide information with respect to lack of standardized size lot and variance policy on subdividing into small parcels in rural ranches and rural estates.

53. DISCUSSION: of plat entitled "Pointe West Center" - District 5, (017-MP-98). (Deferred from November 17, 1998)

ACTION: (A-2550) Approved staff's recommendation of denial.

54. DISCUSSION: of plat entitled "Southgate at Nob Hill Plat" - District 3, (058-MP-98). (Deferred from June 15, 1999)

ACTION: (A-1050) Deferred to August 17, 1999 or sooner, under Section 5-181(i) of the Land Development Code, to study right-of-way and access.

55. DISCUSSION: of plat entitled "Meza Plat" - District 5, (007-UP-98). (Deferred from June 1, 1999)

ACTION: (A-3033) Approved the applicant's request with the voluntary restriction of one unit for the five acres.

56. DELEGATION: Edwin J. Stacker regarding request to amend the note on the Jacaranda Parcel 817 (092-MP-88).

ACTION: (A-2592) Approved subject to staff's recommendations.

57. DELEGATION: regarding:

A. David Blanchard regarding request to place a note on Lot 5, Block 3 of the Prospect Industrial and Commercial Plat (164-CP-79).

ACTION: (A-2611) Approved subject to staff's recommendations.

B. Michael R. Fawley regarding request to place a note on a portion of Lot 1, Block 1 of the Prospect Industrial and Commercial Plat (164-CP-79).

ACTION: (A-2658) Approved subject to staff's recommendations.

58. DELEGATION: Joseph Dobos regarding request to amend the note on the Zachariah Professional Plat (170-MP-84).

ACTION: (A-3423) At the request of the applicant, the Board deferred action on this plat for to August 17, 1999.

59. DELEGATION: Susan Delegal regarding request to amend the note on the Sirco of Pompano Plat (025-UP-90).

ACTION: (A-2720) Approved subject to staff's recommendations.

60. DELEGATION: Leigh R. Kerr regarding request to amend the note on the Duke and Duke Plat (140-MP-84).

ACTION: (A-2734) Approved subject to staff's recommendations.

61. DELEGATION: Leigh R. Kerr regarding request to amend the note on the Krilich Plat (127-MP-86).

ACTION: (A-2750) Approved subject to staff's recommendations.

62. DELEGATION: Gerald L. Knight regarding request to amend the note on the Pompano Business Park Plat (016-MP-82).

ACTION: (A-2765) Approved subject to staff's recommendations.

63. DELEGATION: Rene Lepine regarding request to amend the note on the Oceana Gardens Plat (030-MP-92).

ACTION: (A-2783) Approved subject to staff's recommendations.

64. DELEGATION: C. William Laystrom, Jr. regarding:

A. REQUEST TO AMEND the note on the Cooper City Marketplace I Plat (133-MP-89). (Deferred from June 1, 1999)

ACTION: (A-2800) Approved subject to staff's recommendations.

B. REQUEST TO AMEND the note on the Cooper City Marketplace II Plat (126-MP-89). (Deferred from June 1, 1999)

ACTION: (A-2800) Approved subject to staff's recommendations.

65. DELEGATION: Kenneth Baye regarding:

A. MOTION TO APPROVE Second Traffic Concurrency Agreement Among Broward County, Sandler at Broward, L.P., MS and S Toyota, Inc., Home Depot U.S.A., Inc., West City Pointe West Commerce I Limited Partnership, and BMS Davie, Ltd. relating to the ICW North Plat (008-MP-96).

ACTION: (A-2816) Approved subject to staff's recommendations.

B. REQUEST TO AMEND the note on the ICW North Plat (008-MP-96). (Deferred from April 20, 1999)

ACTION: (A-2816) Approved subject to staff's recommendations.

66. DELEGATION: Elizabeth Pulice regarding request to place a note on the Gateway Industrial No. 23 Plat (044-UP-81).

ACTION: (A-1050) Deferred to February 1, 2000 or sooner, under Section 5-181(i) of the Land Development Code, to study traffic concurrency.

67. DELEGATION: Steve Von Hasseln regarding request to amend the note on the Delegal Plat (083-MP-91).

ACTION: (A-1050) Deferred to February 1, 2000 or sooner, under Section 5-181(i) of the Land Development Code, to study traffic concurrency.

68. DELEGATION: Susan P. Motley regarding request to amend the note on the Westpoint Section 7 Plat (042-MP-94). (Deferred from the December 1, 1998)

ACTION: (A-1050) Withdrawn at the request of the applicant.

69. DELEGATION: Leigh R. Kerr regarding request to amend the non-vehicular access line and modify conditions of plat approval on the County Line Road No.1 Plat (081-MP-89).

ACTION: (A-2828) Approved subject to staff's recommendations.

70. DELEGATION: Cary D. Winningham regarding request to amend the non-vehicular access line on the Country Lakes West Plat (047-MP-95).

ACTION: (A-2842) Approved subject to staff's recommendations.

71. DELEGATION: Cary D. Winningham regarding request to revise the non-vehicular access line on the Riviera Isles I Plat (025-MP-98). (Deferred from June 1, 1999)

ACTION: (A-2872) Deferred to July 13, 1999 at the applicant's request.

72. DELEGATION: Arie Steiger regarding request to amend the non-vehicular access line on the Sector 6 Plat (009-UP-89). (Deferred from June 1, 1999)

ACTION: (A-1050) Deferred to August 17, 1999 or sooner, under Section 5-181(i) of the Land Development Code, to study access.

73. DELEGATION: Mark D. Robbins regarding request to amend the non-vehicular access line on the Sawgrass Center Plat (028-UP-86). (Deferred from June 1, 1999)

ACTION: (A-2890) Approved subject to staff's recommendations.

74. DELEGATION: Steve Williams, representing the School Board of Broward County, regarding request to amend the non-vehicular access line on the School Site 3110 (Country Hills Elementary School) Plat (069-MP-88).

ACTION: (A-2910) Approved subject to staff's recommendations.

75. MOTION TO ADOPT Resolution 1999-865 of the Board of County Commissioners of Broward County, Florida amending the note on the Broward County Plat No. 2 (082-MP-93); providing for waiver of Road Impact Fees; providing for recording; providing for severability; and providing for an effective date.

ACTION: (A-2928) Approved subject to staff's recommendations.

76. DELEGATION: Patricia Z. Hitchcock regarding MOTION TO APPROVE School Agreement among Broward County, School Board of Broward County and WCI Communities Limited Partnership relating to the dedication of an elementary school site.

ACTION: (A-3005) Approved subject to staff's recommendations.

END OF QUASI-JUDICIAL HEARING

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

77. MOTION TO ADOPT Resolution 1999-866 of County Commissioners of Broward County, Florida authorizing the exchange of a portion of the land financed with proceeds of \$4,317,000 Industrial Development Revenue Bonds (W.R. Bonsal Company Project), Series 1996, with a portion of the land financed with the proceeds of the \$5,635,000 Industrial Development Revenue Bonds (Pavermodule of Florida, Inc. Project), Series 1989, approving and authorizing the form of and amendment to mortgage, assignment of rents and security agreement involving W.R. Bonsal Company to effectuate the property exchange; and providing an effective date.

ACTION: (A-3762) Approved.

78. MOTION TO ADOPT Resolution 1999-867 of the Board of County Commissioners of Broward County, Florida authorizing the exchange of a portion of the land financed with proceeds of \$5,635,000 Industrial Development Revenue Bonds (Pavermodule of Florida, Inc. Project), Series 1989, with a portion of the land financed with the proceeds of the \$4,317,000 Industrial Development Revenue Bonds (W.R. Bonsal Company Project), Series 1996, approving and authorizing the form of an amendment to Loan Agreement and an amendment to mortgage and security agreement involving Pavermodule of Florida, Inc. to effectuate the property exchange; and providing an effective date.

ACTION: (A-3774) Approved.

ACCOUNTING DIVISION

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

ACTION: (A-3784) Approved as amended per the County Administrator and staff's addendum.

HUMAN RESOURCES DIVISION

80. 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. (Deferred from June 15, 1999, Item 43; and June 22, 1999, Item 83)

ACTION: (A-4060) Approved.

81. MOTION TO ADOPT Resolution 1999-868 authorizing participation of the position of Chief Information Officer (formerly the Director of the Office of Information Technology) in the Senior Management Service Class of the Florida Retirement System.

ACTION: (A-4420) Approved. The Chair requested staff to take into consideration the comments made and during the budget process the County Administrator should indicate whatever other positions should be moved into the management class, if any.

PURCHASING DIVISION

82. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm to provide Consulting Engineering Services for the Resource Recovery System, as required by the service agreements with Wheelabrator, and for the Solid Waste Management Program in Broward County.

ACTION: (A-4776) Approved the appointment of the committee as follows: Director, Solid Waste Operations Division (Chair); Resource Recovery Board member recommended by the Resource Recovery Board, and a League of Cities' designee. Contingency appointment: Director, Recycling and

Contract Administration Division (in the event no county commissioner volunteer to serve on the committee).

HUMAN SERVICES DEPARTMENT

ALCOHOL & DRUG ABUSE SERVICES DIVISION

83. MOTION TO ADOPT recommendation contained in staff report on organizational location of Drug Court Treatment Program.

ACTION: (A-4830) Approved turning the ATTAC program and the outpatient program over to the Broward Sheriff's Office with a review every six months on the progress.

COMMUNITY SERVICES DEPARTMENT

84. MOTION TO AUTHORIZE staff to discuss various options, including a possible joint public school/community library complex within the City of Weston, and to negotiate an interlocal agreement if appropriate.

ACTION: (B-2997) Approved.

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

TELECOMMUNICATIONS DIVISION

85. MOTION TO ADOPT unanticipated revenue Resolution within the Broward County General Fund for the Department of Safety and Emergency Services in the amount of \$154,744.08, for the purpose of funding the year 2000 (Y2K) upgrade of telephone switches. (Deferred from June 15, 1999, Item 21)

ACTION: (A-1050) Deferred to July 13, 1999 at the request of the County Administrator.

OFFICE OF BUDGET SERVICES

86. MOTION TO DIRECT staff to certify proposed Fiscal Year 2000 Fire Assessment Rates to the Property Appraiser for inclusion on the Notice of Proposed Property Taxes. (Deferred from June 22, 1999, Item 89)

ACTION: (A-1050) Deferred to July 13, 1999 for further staff review at the request of the County Administrator.

87. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida relating to the provision of Emergency Medical Services (EMS) and Facilities within the Municipal Service Benefit Unit (MSBU); describing the method of assessing Emergency Medical Assessed Costs against the assessed property located within the MSBU for EMS; establishing EMS assessment rates for the upcoming fiscal year; directing the preparation of an assessment roll;

authorizing a notice of public hearing to be held on Tuesday, September 14, 1999 at 7:00 p.m. at Coconut Creek High School; and directing the provision of a notice thereof; providing for severability and an effective date. (Deferred from June 22, 1999, Item 90)

ACTION: (A-1050) Deferred to July 13, 1999 for further staff review at the request of the County Administrator.

COUNTY ATTORNEY

88. A. MOTION TO ADOPT Resolution 1999-869 relating to referendum election for annexation of the area known as “Palm Aire Village,” into one of three cities – the City of Fort Lauderdale, the City of North Lauderdale, or the City of Pompano Beach, setting dates, and authorizing publication of notices of said referendum election and notifying Supervisor of Elections.

ACTION: (B-3005) Approved as amended.

B. MOTION TO ADOPT Resolution 1999-870 relating to referendum election for annexation of the area known as “Area 1,” into the City of Deerfield Beach, Florida, setting date, and authorizing publication of notices of said referendum election and notifying Supervisor of Elections.

ACTION: (B-3005) Approved.

C. MOTION TO ADOPT Resolution 1999-871 relating to referendum election for annexation of the area known as “Area 2,” into the City of Pompano Beach, setting dates, and authorizing publication of notices of said referendum election and notifying Supervisor of Elections.

ACTION: (B-3005) Approved.

D. MOTION TO ADOPT budget Resolution 1999-872 within the General Fund transferring \$14,000 from the Commission Reserve to fund the cost of the September 7, 1999 annexation election mandated by HB 1563 and HB 1573.

ACTION: (B-3005) Approved.

COUNTY COMMISSION

89. A. MOTION TO WAIVE the expiration of findings of adequacy for the regional road network provisions of Subsection 5-182(a)(4)a) for Unicom Partnership Ltd., Boulevard Forest Plat due to extraordinary circumstances. (Commissioner Lieberman)

ACTION: (A-3020) Approved.

B. MOTION TO DIRECT the County Attorney to draft an ordinance providing for the tolling of the expiration of findings of adequacy pursuant to Subsections 5-181(n) and 5-182(a)(4)a) when a third

party has filed a Petition for Certiorari appealing the approval of the development order by a local government, including the County, for the property in question. (Commissioner Lieberman)

ACTION: (B-3020) No action taken.

90. A. MOTION TO RENEW Item No. 42 from the May 4, 1999 regular Commission meeting, concerning the First Amendment to Agreement between Broward County and Recreational Design and Construction, Inc. for design/build services for accessibility compliance and miscellaneous small projects at various park sites, increasing the initial Agreement amount up to \$580,000 from \$1,625,519.00, to a new not to exceed amount of \$2,205,519.00, and extending the time for performance from three years to five years as provided for in the Agreement. (Commissioner Abramowitz)

ACTION: (B-3038) Approved.

B. MOTION TO APPROVE First Amendment to Agreement between Broward County and Recreational Design and Construction, Inc. for design/build services for accessibility compliance and miscellaneous small projects at various park sites, increasing the initial Agreement amount up to \$580,000 from \$1,625,519.00, to a new not to exceed amount of \$2,205,519.00, extending the time for performance from three years to five years as provided for in the Agreement; and authorize the Chair and Clerk to execute same. The initial notice to proceed was issued January 17, 1997 and the current agreement will expire January 17, 2000. The First Amendment will extend the time for performance by two years to January 17, 2002. (Commissioner Abramowitz)

ACTION: (B-3038) Approved.

SUPPLEMENTAL AGENDA

FOR TUESDAY, JULY 6, 1999 AT 10:00 A.M.

HUMAN SERVICES DEPARTMENT

COMMUNITY DEVELOPMENT DIVISION

91. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, delegating to and conferring upon the City of Plantation, Florida, certain powers to create a Community Redevelopment Agency and to prepare a Community Redevelopment Plan pursuant to Chapter 163, Part III, Florida Statutes, the Community Redevelopment Act of 1969, as amended, and providing for an effective date.

ACTION: (A-1404) Without objection, and at the request of Mayor Rae Carol Armstrong, this item was deferred to the meeting of July 13, 1999.

STAFF DIRECTIVE: The Board directed staff to provide a definitive response on the property

boundaries of the City of Plantation. Also, provide a legal opinion on the effect of creating a CRA district on this piece of property.

COUNTY COMMISSION

92. MOTION TO FILE City of Coconut Creek, Florida, Resolution No. 99-124 dated June 24, 1999, entitled:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, SUPPORTING THE INITIATIVE OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS TO APPROPRIATE TWO CENTS OF THE LOCAL OPTION MOTOR FUEL TAX TO FUND EXPANSION OF THE COUNTY'S PUBLIC TRANSIT SERVICE; PROVIDING AUTHORIZATION AND DIRECTION TO THE CITY CLERK TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE BOARD COUNTY BOARD OF COUNTY COMMISSIONERS, THE BROWARD COUNTY LEGISLATIVE DELEGATION, AND THE CITY COMMISSION OR CITY COUNCIL OF EACH CITY IN BROWARD COUNTY, THE FLORIDA LEAGUE OF CITIES, THE BROWARD

COUNTY LEAGUE OF CITIES, AND OTHER INTERESTED GOVERNMENTAL AGENCIES; PROVIDING AN EFFECTIVE DATE.

(Chair)

ACTION: (A-1050) Approved.

93. MOTION TO FILE City of Dania Beach, Florida, Resolution No. 110-99 dated June 8, 1999, entitled:

A RESOLUTION OF THE CITY OF DANIA BEACH, 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; PROVIDING THAT ALL RESOLUTIONS OR PARTS OF RESOLUTIONS IN CONFLICT WITH THIS RESOLUTION ARE REPEALED TO THE EXTENT OF SUCH CONFLICT; FURTHER, PROVIDING AN EFFECTIVE DATE

(Chair)

ACTION: (A-1050) Approved.

94. MOTION TO FILE City of Fort Lauderdale, Florida, Resolution No. 99-88, dated June 15, 1999, entitled

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ADOPTING CERTAIN PRINCIPLES OF UNDERSTANDING AND CRITERIA TO BE RECOMMENDED TO THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY FOR CONSIDERATION IN CONNECTION WITH PROPOSED PROCEDURES GOVERNING THE COUNTY'S REVIEW OF A COMMUNITY REDEVELOPMENT AGENCY'S APPLICATION AND

PLAN PURSUANT TO CHAPTER 163, Part III, FLORIDA STATUTES.

(Chair)

ACTION: (A-1050) Approved.

95. MOTION TO FILE City of Pompano Beach Resolution No. 99-227, dated

June 22, 1999, entitled:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA ADOPTING CERTAIN PRINCIPLES OF UNDERSTANDING AND CRITERIA TO BE RECOMMENDED TO THE BOARD OF COMMISSIONERS OF BROWARD COUNTY IN THEIR CONSIDERATION OF PROPOSED PROCEDURES GOVERNING THE COUNTY'S REVIEW OF THE COMMUNITY REDEVELOPMENT AGENCY'S APPLICATIONS AND PLANS PURSUANT TO CHAPTER 163; FLORIDA STATUTES; PROVIDING AN EFFECTIVE DATE.

(Chair)

ACTION: (A-1050) Approved.

96. MOTION TO FILE City of Lighthouse Point, Florida Resolution No. 1069, dated

June 22, 1999, entitled:

A RESOLUTION SUPPORTING BROWARD COUNTY'S DESIGNATION OF TWO CENTS OF LOCAL OPTION MOTOR FUEL TAX FOR EXPANSION OF PUBLIC TRANSIT SERVICE.

(Chair)

ACTION: (A-1050) Approved.

NON AGENDA - DIRECTIVES

96. LAW ENFORCEMENT TRUST FUND - PAY TELEPHONE ACCOUNT: The Chair commented that periodically the county receives requests for funds from the Law Enforcement Trust Fund, Pay Telephone Account, and indicated that these requests should be required to follow provisions similar to those for not-for-profit agencies.

ACTION: (B-3076) The Chair directed the County Administrator to have BSO provide the goals, objectives, and outcomes measures for agencies that will receive the grant funds.

97. CITY OF FORT LAUDERDALE - LIVEABOARD VESSELS: The Chair commented on a letter regarding potential hazardous conditions on Hendricks Isle and the Isle of Venice due to the City of Fort Lauderdale not hooking up their liveaboard vessels to sewers and the amount of those vessels.

ACTION: (B-3093) The Chair directed the County Attorney to review this issue and advise the Board of its course of action to have the city meet compliance with the county's Comprehensive Plan.

DEFERRED ITEMS

DEFERRED TO JULY 13, 1999 - 4, 52, 71, 85, 86, 87, 91

DEFERRED TO AUGUST 17, 1999 (or sooner) - 54, 58, 72

DEFERRED TO FEBRUARY 1, 2000 (or sooner) - 66, 67

DEFERRED - 47 A-D

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