

## **MEETING OF JULY 10, 2001**

(The meeting convened at 10:00 a.m.; recessed at 12:25 p.m.; reconvened at 2:00 p.m.; recessed at 3:45 p.m.; reconvened at 3:50 p.m.; recessed at 6:24 p.m.; reconvened at 7:08 p.m.; recessed at 8:55 p.m.; reconvened at 9:19 p.m.; recessed at 11:57 p.m.; reconvened at 12:08 a.m. and adjourned at 12:58 a.m.)

PLEDGE OF ALLEGIANCE was led by Leigh Kerr, Leigh Kerr and Associates.

MOMENT OF SILENCE In memory of Ms. Helene Klein, environmental activist.

CALL TO ORDER

### **CONSENT AGENDA**

#### **BOARD APPOINTMENTS**

1. A. MOTION TO APPOINT Mr. Irving Liebroder to the Elderly & Veterans Service Advisory Board. (Commissioner Wasserman-Rubin)

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

B. MOTION TO APPOINT Mr. Robert V. Meehan to the Brownsfield Redevelopment Task Force. (Commissioner Lieberman)

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

C. MOTION TO APPOINT Sidney Weisburd to the Library Advisory Board. (Commissioner Graber)

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

D. MOTION TO RE-APPOINT Gary Olen Waldrep to the Board of Rules and Appeals. (Commissioner Graber)

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

E. MOTION TO APPOINT Alan S. Routman, M.D. to the Health Facilities Authority. (Commissioner Graber)

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

F. MOTION TO APPROVE reappointment of Bertha Smith to the Human Rights Board. (Commissioner Parrish)

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

G. MOTION TO APPOINT Norman Grad to the Drug Related Nuisance Abatement Board. (Commissioner Graber)

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

H. MOTION TO RE-APPOINT Edward C. Portner, Tamarac City Commissioner to the Florida WWII Fund Committee. (Commissioner Graber)

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

I. MOTION TO NOMINATE Marjorie Kellier-Garver, RN, B.S.N. to the Broward Regional Health Planning Council. (Commissioner Eggelletion)

***ACTION: (Time-10:11 AM) Approved. (This was a non agenda item transferred to the consent agenda.)***

### **AVIATION DEPARTMENT**

2. MOTION TO APPROVE Terminal Services Permit between Broward County, Florida and Clean Wings, Inc., at the Fort Lauderdale-Hollywood International Airport effective upon Board approval and terminating on September 30, 2003, with a 30-day written termination clause by either party, and authorize the Chair and Clerk to execute same.

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

3. MOTION TO APPROVE Consent to change of managing partner of USA Parking Associates as Operator under an Agreement for Management and Operation of Parking Facilities at Port Everglades, of USA Parking Associates II as Operator under an Agreement for Management and Operation of Government Center Parking Facilities, and of USA Parking Associates III as Operator under an Agreement for Management of Airport Public Parking Facilities at Fort Lauderdale-Hollywood International Airport, which Consent by the County is subject to the receipt of written guaranties from Fort Lauderdale Transportation, Inc. and Central Parking Corporation in the form attached to the Consent, and authorize the Chair and Clerk to execute same.

***ACTION: (Time-10:28 AM) Approved, as revised to reflect the new name change: USA Parking System, Inc. and as amended. Prior to release of the bond, the company shall provide financial information (10K/10Q) for the County Administrator's staff to review and to the satisfaction of the County Administrator that the County is in as good or better financial position by releasing the guarantee. See Page \*\*\*\*\****

4. A. MOTION TO APPROVE Consent to assignment of lease between Sheltair Aviation Center, Inc., and Sheltair Aviation Center, LLC, and authorize the Chair and Clerk to execute same.

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

B. MOTION TO APPROVE consent by Broward County to City National Bank of Florida to a leasehold mortgage and loan documents collateralized by lease agreements between Broward County, Florida and Sheltair Aviation Center, LLC in an amount of \$12 million, and authorize the Chair and Clerk to execute same.

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

### **PUBLIC WORKS DEPARTMENT**

#### **OFFICE OF ENVIRONMENTAL SERVICES**

## **ENVIRONMENTAL ENGINEERING DIVISION**

5. **MOTION TO APPROVE** developer's agreement between Broward County and Pembroke Villas Apartments, Ltd., a Florida Limited Partnership, providing for utilities installation, by the developer, located between SW 48<sup>th</sup> and 52<sup>nd</sup> Avenue, north of County Line in Pembroke Park, with an estimated cost to the developer of \$161,670.00, AT NO COST TO BROWARD COUNTY, and will furnish water service only (wastewater service by Town of Pembroke Park), and authorize the Chair and Clerk to execute same. (BCOES Project No. 2012) **(Commission District 8)**

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

## **OFFICE OF GENERAL SERVICES**

### **ENERGY MANAGEMENT SECTION**

6. **MOTION TO APPROVE** agreement between Broward County and Johnson Controls, Inc. (JCI) to provide energy consultant services for a facility evaluation report in the amount of \$54,300 at the Office of Environmental Services (OES) Water and Wastewater Treatment Facilities, and authorize the Chair and Clerk to execute same.

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

### **FACILITIES MANAGEMENT DIVISION**

7. **MOTION TO APPROVE** Memorandum of Agreement between Broward County and the City of Fort Lauderdale to provide parking and traffic enforcement in the Broward County Governmental Center Parking facility.

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

### **REAL PROPERTY SECTION**

8. **MOTION TO APPROVE** one-year lease agreement with two one-year renewal options with the Archdiocese of Miami (Assumption Catholic Church), pursuant to an Interlocal Agreement with the Town of Lauderdale By-The-Sea dated January 28, 2000 and a first amendment to the Interlocal Agreement dated September 19, 2000. The Lease is for 3,750 square feet with an annual payment of \$2,525.00, plus \$210.00, per month during the construction period estimated at two months. The lease date will commence 60 days after execution by the County; authorize the Chair and Clerk to execute same. **(Commission District 2)**

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

## **OFFICE OF TRANSPORTATION**

### **STREETS AND HIGHWAYS DIVISION**

9. **MOTION TO ADOPT** budget Resolution 2001-582 transferring funds within Streets and Highways' Capital Outlay fund as part of the Capital Improvement Fund for Fiscal Year 2001, for Streets and Highways Division in the amount of \$223,000 for sidewalk restoration on Pine Ridge Drive and Orange Grove Drive in unincorporated Broward County. **(Commission District 4)**

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

**FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

10. A. MOTION TO ADOPT unanticipated revenue Resolution 2001-583 within the Aviation Fund (Fund 4240) in the amount of \$260,000 to recognize the proceeds of the Passenger Facility Charge/Airport System Revenue Convertible Lien Bonds, Series 2001-I and the Airport System Revenue Bonds, Series 2001 J-1 and J-2 and net the bond proceeds to be deposited to the construction fund against the existing project budget.

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

B. MOTION TO ADOPT unanticipated revenue Resolution 2001-584 within the Aviation Fund (Fund 4010) in the amount of \$73,592,687 to recognize the proceeds of the Passenger Facility Charge/Airport System Revenue Convertible Lien Bonds, Series 2001-I and the Airport System Revenue Bonds, Series 2001 J-1 and J-2.

***ACTION: (Time-10:11 AM) Approved , as corrected. (Scrivener's Error - See County Administrator's Memorandum: The figure should read: \$73,239,687).***

11. A. MOTION TO ADOPT unanticipated revenue Resolution 2001-585 within the Debt Service Fund (2420) in the amount of \$4,356,308 to recognize Broward County's portion of the proceeds of the First Florida Governmental Financing Commission Improvement and Refunding Bonds, Series 2001.

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

B. MOTION TO ADOPT budget Resolution 2001-586 within the Debt Service Fund (Fund 2200) in the amount of \$313,360 to reflect the transfer of a portion of the debt service reserve utilized in the refunding of the Series 1989 First Florida Bonds.

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

**ACCOUNTING DIVISION**

12. MOTION TO FILE State of Florida Annual Local Government Financial Report for the Fiscal Year ended September 30, 2000.

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

13. MOTION TO FILE Annual Financial Audit Report for Broward County, Florida, for the fiscal year ended September 30, 2000.

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

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

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

**HUMAN RESOURCES DIVISION**

15. MOTION TO APPROVE salary range reallocations increasing the minimum and maximum of the salary ranges for the classifications of Communications Operator I, II, and III as described below effective August 5, 2001.

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

**PURCHASING DIVISION**

For Environmental Services Division

16. MOTION TO AWARD fixed contract to low bidder, Line-Tec, Inc., in the estimated amount of \$195,275 for Service Line Replacement, Bid No. H-Y-00-236-B1, for the Office of Environmental Services Division and authorize the Purchasing Director to renew for a one-year period. The initial contract period shall start on date of award and terminate one year from that date.

***ACTION: (Time-10:11 AM) Approved, as corrected. (Scrivener's Error - See County Administrator's Memorandum: On line 1, "open-end contract" should be substituted for "fixed contract".)***

17. MOTION TO AWARD fixed contract to low bidder, Douglas N. Higgins, Inc., for North Andrews Gardens - Central Area, Section 3B, Bid Package No. 5, (Bid No. H-3-01-080-CF), in the amount of \$9,361,726.34, for the Environmental Engineering Division, subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Chair and Clerk to execute same. **(Commission District 7)**

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

For Greater Fort Lauderdale Convention & Visitors Bureau

18. MOTION TO APPROVE agreement between Broward County and Miles Media Group, Inc., for Greater Fort Lauderdale Annual Vacation Planners, (RLI 122200- RB) in an amount not to exceed \$184,900 annually for a two-year period commencing upon Board approval, and authorize the Chair and Clerk to execute same.

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

19. MOTION TO AWARD fixed contract to low responsive, responsible bidder Atech Fire & Security, Inc. for Fire Alarm System, Broward County Convention Center (Bid No. T-5-01-108-C-F) in the amount of \$448,645 for the Greater Fort Lauderdale Convention & Visitors Bureau/Broward County Convention Center, subject to receipt and acceptance of Insurance/Performance and Payment Guarantee, and authorize the Chair and Clerk to execute same.

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

For Port Everglades Department

20. A. MOTION TO APPROVE settlement agreement between Indemnity Insurance Company of North America (as Surety) and Broward County for Bid No. N798160CF, Repair Midport Container Cranes at Port Everglades, providing for mutual releases and payment to County in the sum of \$200,000; and authorize the Chair and Clerk to execute same.

***ACTION: (Time-10:35 AM) Tabled to later in the meeting.***

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

***ACTION: (Time-6:21 PM) Approved. See Page \*\*\*\*\*.***

B. MOTION TO APPROVE first amendment to agreement between Broward County and G.F.C. Crane Consultants, Inc., to provide additional services in connection with repair of Midport Container Cranes at Port Everglades, for a total not to exceed amount of \$600,000; and authorize the Chair and Clerk to execute same.

***ACTION: (Time-10:35 AM) Approved. See Page \*\*\*\*\*.***

21. MOTION TO AUTHORIZE retroactively the action of Port Everglades Department in approving the emergency sole source procurement of inspection and repair services for South Port 4 (SP4) and South Port 5 (SP5) cranes from Samsung Heavy Industries Co., Ltd. (Samsung), in an amount not to exceed \$122,712.61.

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

22. MOTION TO AWARD fixed contract to low bidder, Gimrock Construction, Inc., for the Port Everglades Berth 19 Damage Repair, Bid No. H-4-01-056-CF, in the amount of \$462,125 for the Port Everglades Department subject to receipt and acceptance of insurance and payment/performance guarantee, and authorize the Chair and Clerk to execute same.

***ACTION: (Time-10:56 AM) Approved, as amended. Not only shall the County put its insurance company on notice with a claim for damages, but the vendor's surety on notice as well. The County shall avail itself of all legal options, including an admiralty lien to be able to recover the cost of repairing the damages. See Page \*\*\*\*\*.***

For Public Works Department

23. MOTION TO APPROVE agreement for PHASE II A/E Services between Broward County and Cartaya & Associates, Architects P.A. (RLI 051799-RB) in the amount of \$510,000 with a contract time for design services of 512 calendar days and the additional days required for the jurisdictional reviews, the guaranteed maximum price negotiations, the construction contract administration and the warranty period to allow construction of the Weston Community Library (50,000 square feet), and authorize the Chair and Clerk to execute same. **(Commission District 8)**

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

24. MOTION TO APPROVE agreement for PHASE II A/E Services between Broward County and Cartaya & Associates, Architects P.A. (RLI 051799-RB) in the amount of \$340,000 with a contract time for design services of 393 calendar days, and the additional days required for the jurisdictional reviews, the guaranteed maximum price negotiations, the construction contract administration and the warranty period to allow construction of the Tamarac Community Library (30,000 square feet), and authorize the Chair and Clerk to execute same. **(Commission District 1)**

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

25. A. MOTION TO AWARD open-end contracts to low responsive, responsible bidders, Temple, Inc., Items 1, 2, 3, 5, 6 in the estimated amount of \$2,252,820 and Dialight Corporation Item 4 in the estimated amount of \$107,040 to furnish LED (Light Emitting Diodes) for Traffic Signals, Bid No. E-6-01-139-B1 in the total estimated amount of \$2,359,860 for the Traffic Engineering Division and authorize the Director of Purchasing to renew the contract for one year. The initial contract period shall start on date of award and terminate one year from that date.

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

B. MOTOIN TO ADOPT budget Resolution 2001-587 within the County Transportation Trust fund Operations (1010) transferring \$2,359,860 to replace incandescent bulbs with Light Emitting Diodes (LED) in the County's traffic signal system.

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

For Department of Safety and Emergency Services

26. MOTION TO APPROVE first amendment to agreement between Broward County and NEC Business Network Solutions, Inc. for Public Safety Building Digital Voice Communication System, RLI No. 11-05-91-GF, to provide functional enhancements to the telephone system at the Public Safety Building for an increased amount to the County of \$114,604 from \$690,133 to \$804,737 for the Department of Safety and Emergency Services, and authorize the Chair and Clerk to execute same.

***ACTION: (Time-10:57 AM) Deferred for further staff review. See Page \*\*\*\*\****

For Traffic Engineering Division

27. A. MOTION TO ADOPT budget Resolution 2001-588 transferring \$632,020 from fund 3150-028-2230-9110, Transportation Capital Project Reserve to fund 3150-127-7480-6500, Traffic Engineering Operations Center.

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

B. MOTION TO APPROVE agreement between Broward County and Recreational Design and Construction, Inc. for the Design and Construction of the Broward County Traffic Engineering Facility, Bid No. H-7-00-161-CF, for the contracted price of \$3,455,400 with a performance period of 353 calendar days subject to receipt and acceptance of performance and payment guarantee, and authorize the Chair and Clerk to execute same.

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

### **REVENUE COLLECTION DIVISION**

28. MOTION TO ADOPT three Resolutions 2001-589 thru 2001-591 authorizing cancellation of Warrants from Central Account No. 2079940003785, Court Trustee No. 2090002760550, Payroll No. 2079940003798, Self-Insurance No. 2090002760518 and Tax and License No. 2090002760916.

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

29. MOTION TO APPROVE AND EXECUTE Error and Insolvencies Report for 2000 as required by

Florida Statute 197.492.

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

30. MOTION TO APPROVE AND EXECUTE Satisfactions of Claim of Lien.

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

### **RISK MANAGEMENT DIVISION**

31. MOTION TO AUTHORIZE full and final settlement of claim No. DNG/072400BLIE in the amount of \$18,233.56.

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

### **HUMAN SERVICES DEPARTMENT**

32. MOTION TO ACCEPT AND RECORD Quitclaim Deed from Think Life, Inc. to Broward County with respect to the Property located at 1471 NW 9<sup>th</sup> Avenue, Deerfield Beach, Florida and more fully described on the Quitclaim Deed attached hereto as Exhibit "A." (**Commission District 2**)

***ACTION: (Time-11:02 AM) Approved with Resolution 2001-592.***

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

### **FAMILY SUCCESS ADMINISTRATION**

33. MOTION TO APPROVE Amendment No. 2 to Agreement between Broward County and Broward County Housing Authority to extend the contract ending date from October 31, 2001 to October 31, 2002, and expand the definition of the client population to be served to include individuals and families at risk of homelessness. No additional funds required and all other terms and conditions remain unchanged, and authorize the Chair and Clerk to execute same (no County funds required).

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

### **OFFICE OF HOUSING FINANCE**

34. MOTION TO ADOPT Resolution 2001-593 of the Board of County Commissioners of Broward County, Florida, approving the issuance of not to exceed \$17,270,000 of the Housing Finance Authority of Broward County, Florida (The "Authority") Multifamily Housing Revenue Refunding Bonds (Island Club Apartments Project), Series 2001 (The "Bonds") in one or more series, for the purpose of refunding the Authority's Multi-Family Housing Revenue Refunding Bonds (Palm Aire-Oxford Project), 1990 Series (The "Refunded Bonds"); approving the issuance of the Bonds; approving and authorizing the execution of a Trust Indenture by and between the Authority and the Bank of New York (The "Trustee"); approving and authorizing the execution of an amended and restated Land Use Restriction Agreement by and between the Authority, the Trustee and Palm Aire-Oxford Limited Partnership (The "Borrower") for the Bonds; approving and authorizing the execution of a Financing Agreement between the Authority and the Borrower for the Bonds; approving and authorizing the execution and delivery of an Assignment and Intercreditor Security Agreement by and among the Authority, the Trustee and the Federal Home Loan Mortgage Corporation, agreed to by the Borrower; designating a Trustee, Paying

Agent and Registrar for the Bonds and approving and authorizing the execution of a Trustee Fee Agreement between the Authority and the Trustee for the Bonds; designating an Escrow Agent and approving and authorizing the execution of an Escrow Agreement by and among the Authority, the Borrower and the Escrow Agent with respect to the refunded Bonds; determining the need for a Negotiated Sale of the Bonds; approving and authorizing the execution of a Composite Bond Purchase Agreement for the Bonds among the Authority, the Borrower and Raymond James & Associates, Inc. as Underwriters' Representative (The "Underwriter") and Fannie Mae and a Subordinate Bond Purchase Agreement among the Authority, the Borrower and the Borrower as Bond Purchaser; designating an Escrow Agent and approving and authorizing the execution of an Escrow Agreement by and among the Authority, the Borrower and the Escrow Agent with respect to the refunded Bonds; approving and authorizing the execution and distribution of an Official Statement for certain of the Bonds; authorizing the utilization of Credit Enhancement for the Bonds provided by the Federal Home Loan Mortgage Corporation and the execution of such agreements as may be required in connection with such Credit Enhancement; and authorizing other actions required to issue and deliver the Bonds. **(Commission District 1)**

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

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

35. MOTION TO APPROVE agreement between Broward County and the Mental Health Association of Broward County, Incorporated (MHA), from July 1, 2001 through September 30, 2001, in the amount of \$48,666 for the purpose of implementing a series of mental health educational workshops, seminars and training for the Substance Abuse and Health Care Services (SAHCS) Division staff and community-based service providers, and authorize the Chair and Clerk to execute same.

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

36. MOTION TO APPROVE agreement between Broward County and the South Broward Hospital District (SBHD) in the amount of \$760,828 from July 1, 2001 through June 30, 2002 for the purpose of providing Psychiatric Inpatient services for indigent adults of Broward County in mental health crisis and authorize the County Administrator to execute the agreement. Execution of the agreement by the County Administrator is contingent upon execution by the SBHD and review and approval by the Office of the County Attorney on or before July 31st, 2001. Funding for this agreement has been allocated in the Substance Abuse and Health Care Services Division Fiscal Year budget.

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

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

#### **BUILDING CODE SERVICES DIVISION**

37. MOTION TO APPROVE creation of a new job classification for Building Code Supervisor, Salary Grade X 8020 (\$36,996 - \$56,231).

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

#### **EMERGENCY MANAGEMENT DIVISION**

38. MOTION TO APPROVE agreement between Broward County and the State of Florida, Department

of Community Affairs to enable Broward County to receive future reimbursement for eligible emergency and debris removal work prior to and as a result of "No Name" October 2000 South Broward Flooding, from date of execution through completion of project scope, and authorize the Chair and Clerk to execute same. (County match 12.5 percent)

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

### **FIRE RESCUE DIVISION**

39. MOTION TO APPROVE interlocal agreement between Broward County and the City of Pembroke Pines providing for the delivery of fire protection and emergency medical services by the City of Pembroke Pines within a Certain Portion of Unincorporated Broward County for a three year period commencing November 1, 2000 through October 30, 2003, in the amount of \$ 225.00 per incident, and authorize the Chair and Clerk to execute same (**Commission District 6**).

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

### **MEDICAL EXAMINER AND TRAUMA SERVICES DIVISION**

40. MOTION TO DIRECT County Attorney's Office to draft an Ordinance revising Chapter 15, Article V, Sections 15-72 through 15-77, Broward County Code of Ordinances, relating to the Broward County Regional Emergency Medical Services ("EMS") Council, to provide for necessary housekeeping revisions, relating to the composition of the EMS Council membership.

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

### **TELECOMMUNICATIONS DIVISION**

41. MOTION TO APPROVE interlocal agreement between Broward County and City of Pembroke Pines for the establishment of a Secondary Public Safety Answering Point (PSAP) pursuant to the authorization set forth in Section 365.171, Florida Statutes, and authorize the Chair and Clerk to execute the same. (**Commission Districts 4, 5, and 8**)

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

### **ZONING CODE SERVICES DIVISION**

42. MOTION TO APPROVE satisfaction and release of a land clearance lien in the amount of \$3,307.42. (**Commission District 8**)

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

43. MOTION TO APPROVE satisfaction and release of a land clearance lien in the amount of \$4,425.96. (**Commission District 2**)

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

### **PORT EVERGLADES DEPARTMENT**

44. MOTION TO APPROVE new one-year lease agreement between Broward County and Oceanic

Steamship Company, Inc., for Suite No. 304 in Building 611 at Port Everglades, consisting of 332 square feet of office space, for the period of August 1, 2001 through July 31, 2002, at an annual rental amount of \$5,810.00, and authorize the Chair and Clerk to execute same.

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

45. MOTION TO FILE Quarterly Report for Business Permits issued at Port Everglades for the period of April 1, 2001 through June 30, 2001.

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

46. MOTION TO APPROVE agreement between the U.S. Army Corps of Engineers and Broward County for reimbursement to Port Everglades for the construction of the Southport Channel and Turning Notch in an amount not to exceed \$15,003,000.00, including an audit to substantiate reimbursement as per Item No. 4 of the agreement.

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

#### **OFFICE OF BUDGET SERVICES**

47. MOTION TO ADOPT budget Resolution 2001-594 transferring within the General Fund the amount of \$475,000 from the Broward County Sheriff's Office Reserve for the purpose of funding unanticipated operating expenditures in the Department of Law Enforcement.

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

48. MOTION TO ADOPT Resolution 2001-595 providing for proposed Fiscal Year 2002 non ad valorem assessment rates for the Fire Rescue Municipal Service Taxing Unit which includes the unincorporated area and the Intracoastal Beach neighborhood.

***ACTION: (Time-11:03 AM) Approved. See Page \*\*\*\*\****

49. MOTION TO ADOPT budget Resolution 2001-596 within the General Fund in the amount of \$180,000 from the Non-Departmental Reserve for the 17<sup>th</sup> Judicial District to provide funding reserved in anticipation of Local Government Criminal Justice Trust Fund revenues.

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

#### **OFFICE OF ECONOMIC DEVELOPMENT**

50. MOTION TO ADOPT Resolution 2001-597 recommending that Blue Frog Solutions, Inc., be approved as a qualified applicant for participation in the State of Florida Qualified Targeted Industry Tax Refund Program (QTI) and Broward County's Job Growth Economic Incentives Program, specifically the Direct Cash/Job Creation incentive program, for fiscal years 2002 through 2005 based on the creation of the minimum requisite jobs within Broward County.

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

#### **OFFICE OF EQUAL OPPORTUNITY**

51. MOTION TO APPROVE an Ordinance to amend to Broward County Code, Chapter 16 ½, Human Rights, Article IV, Advisory Board for Persons with Disabilities, in order to update regulatory language, eliminate regulatory inconsistencies, add provisions for the promulgation of by-laws, and modify the Advisory Board meeting schedule.

***ACTION: (Time-10:11 AM) Withdrawn for additional action to be performed prior to public hearing. Staff was directed to provide information with respect to additional funding for the Advisory Board for Persons with Disabilities' budget for proactive educational activities.***

#### COUNTY ATTORNEY

52. MOTION TO APPROVE agreement Between Broward County and Jon Henning for Special Master Services.

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

53. A. MOTION TO APPROVE list of hearing officers and prosecuting attorneys.

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

B. MOTION TO APPROVE form agreements and authorize the County Attorney to execute agreements on behalf of the Board of County Commissioners with the approved hearing officers and prosecuting attorneys.

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

54. MOTION TO AUTHORIZE the Chair and Clerk to execute and deliver a Satisfaction of Mortgage for a certain mortgage executed by Steven Sinitch and Goldie Sinitch for the purpose of posting appearance bond in the case of State of Florida v. Martin Sinitch, 17<sup>th</sup> Circuit Case No. 97-7519CF10A.

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

#### COUNTY COMMISSION

55. MOTION TO FILE Resolution No. 01-04-41-75 from City Commission of the City of North Lauderdale, Florida, supporting the State Road 7/US 441 Corridor Planning initiative in Broward County; and providing an effective date. (Chair)

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

56. MOTION TO FILE Resolution No. 2001-56 from City Commission of the City of Pompano Beach, Florida, approving and authorizing the proper City officials to execute an agreement among Broward County and City of Pompano Beach and R.C.J.B. Corp. and Jerry K. Barding for transfer of committed trips; providing an effective date. (Chair)

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

#### REQUEST TO SET FOR PUBLIC HEARING

57. MOTION TO ADOPT Resolution 2001-598 directing the County Administrator to publish Notice of

Public Hearing to be held Tuesday, August 21, 2001 at 2:00 P.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to vacate and abandon a utility easement, lying and being in Broward County, Florida and located at 14100 SW 34<sup>th</sup> Street in the City of Miramar. Petitioner: Union Planters Bank, N.A. (Gunster, Yoakley - Agent) 2001-V-08. **(Commission District 8)**

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

58. MOTION TO ADOPT Resolution 2001-599 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, August 21, 2001 at 2:00 P.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to vacate and abandon a utility easement, lying and being in Broward County, Florida and located at 599 North Dixie Highway in the City of Pompano Beach. Petitioner: Frank H. Poe, as Trustee (Jean Salem - Agent) 2001- V-09. **(Commission District 9 )**

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

59. MOTION TO ADOPT Resolution 2001-600 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, August 21, 2001 at 2:00 P.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to vacate and abandon road right-of-way, lying and being in Broward County, Florida and located at 4000 Davie Road Extension, in the Town of Davie. Petitioner: Florida Power & Light Company, 2001-V-10. **(Commission District 4 )**

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

60. MOTION TO DIRECT County Administrator to publish notice of Public Hearing to be held on Tuesday, August 21, 2001, at 2:00 p.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to consider Nonemergency Medical Transportation Service (NEMTS) license (renewal) for Broward Ambulance, Inc. d/b/a American Medical Response and HealthTrans, Inc.

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

61. MOTION TO DIRECT County Administrator to publish Notice of Public Hearing to be held on Tuesday, August 21, 2001, at 2:00 p.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to consider Class 1 - ALS Rescue Certificate of Public Convenience and Necessity (COPCN) to the City of Coconut Creek and Tamarac Fire Rescue.

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

62. MOTION TO ADOPT Resolution 2001-601 directing the County Administrator to publish a notice of Public Hearing to be held August 21, 2001 at 2:00 p.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to consider an application to renew the franchise of Hallmark Reporting, Inc. d/b/a Hallmark Stevedoring Company to provide stevedore services at Port Everglades.

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

63. MOTION TO ADOPT Resolution 2001-602 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, August 21, 2001, at 2:00 p.m., in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, pursuant to Section 20-408 of Article XVII, "Cable TV Regulations" of the Broward County Code to consider adoption of a proposed

Resolution, the title of which is as follows:

A Resolution of the Board of County Commissioners of Broward County, Florida, extending the term ending on August 30, 2001, to March 31, 2002, of the non-exclusive cable franchise of the franchisee, TCI TKR of South Florida, Inc., d/b/a TCI of South Florida, for those unincorporated areas of Broward County bounded on the north by State Road 84, on the east by the Atlantic Ocean, on the south by the Dade County line, and on the west by U.S. Highway 27, excluding incorporated municipalities; providing for severability; and providing for an effective date.

***ACTION: (Time-11:06 AM) Tabled to later in the meeting. See Page \*\*\*\*\****

***ACTION: (Time-6:22 PM) Approved. Prior to the public hearing of August 21, 2001, staff will provide an analysis of the cost to enhance cable TV competition countywide, in addition to a customer service analysis. Staff will work with the City of Fort Lauderdale to recommend alternative options.***

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

64. A. MOTION TO ADOPT Resolution 2001-603 directing the County Administrator to publish notice of Public Hearing to be held on Tuesday, September 11, 2001 at 2:00 p.m. in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, to consider enactment of a proposed Ordinance amending the Broward County Land Development Code, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 5 OF THE BROWARD COUNTY CODE OF ORDINANCES; AMENDING SUBSECTION 5-181(o), "EXPIRATION OF THE FINDINGS OF ADEQUACY," AMENDING THE EXPIRATION TIME FRAME; AMENDING SUBSECTION 5-182(a)(1), "ADEQUACY OF REGIONAL ROADWAY NETWORK, LEVELS OF SERVICE," AMENDING THE LEVELS OF SERVICE; AMENDING SUBSECTION 5-182(a)(2), "ADEQUACY OF REGIONAL ROADWAY NETWORK, MEASUREMENT OF CAPACITIES," AMENDING THE PROCEDURE FOR MEASURING HIGHWAY CAPACITIES; AMENDING SUBSECTION 5-182(a)(4)a), "REGIONAL TRANSPORTATION CONCURRENCY," REPLACING THE COMPACT DEFERRAL AREA WITH AN IMPACT AREA, CONSOLIDATING PROVISIONS AND AMENDING THE DE MINIMIS EXCEPTION; DELETING SUBSECTION 5-182(a)(4)b), "TRANSFER OF COMMITTED TRIPS"; AMENDING SUBSECTION 5-182(a)(5), "ADEQUACY OF REGIONAL ROADWAY NETWORK, ACTION PLANS," AMENDING THE CRITERIA OF ACTIONS PLANS; AMENDING SUBSECTION 5-182(m), "ADEQUACY OF SCHOOL SITES AND FACILITIES," DELETING THE 10% DISCOUNT PROVISION IF ALL SCHOOL IMPACT FEES ARE PAID PRIOR TO THE TIME OF PLAT RECORDATION; AMENDING SUBSECTION 5-182(u), "ADEQUACY OF TRANSIT SERVICE," DELETING AN EXCEPTION FOR AREAS DESIGNATED PRIOR TO DECEMBER 1, 1994; AMENDING SECTION 5-201, "DEFINITIONS," ADDING A DEFINITION OF BEDROOM, DELETING THE DEFINITION OF COMPACT DEFERRAL AREA, AND MODIFYING THE DEFINITION OF 110% MAINTAIN; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

B. MOTION TO TRANSMIT proposed Ordinance amending the Land Development Code to the Broward County Planning Council for review and recommendation, pursuant to Section 163.3194(2), Florida Statutes.

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

65. MOTION TO ADOPT Resolution 2001-604 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, August 21, 2001, in Room 422 of the Governmental Center, 115 South Andrews Avenue, Fort Lauderdale, Florida, 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 OF THE BROWARD COUNTY CODE OF ORDINANCES BY INCORPORATING FEDERAL AND STATE WATER POLLUTION CONTROL AND PRETREATMENT REGULATIONS CONSISTENT WITH THE

APRIL 23, 1999, CONSENT AGREEMENT EXECUTED BETWEEN BROWARD COUNTY AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (Time-10:11 AM) Approved, as corrected. (Scrivener's Error - See County Administrator's Memorandum: Date for public hearing should read August 21, 2001.)***

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

### **BIOLOGICAL RESOURCES DIVISION**

66. MOTION TO APPROVE agreement Between Broward County and City Of Pompano Beach to provide for actions necessary to finalize the plat recordation of Plat Entitled "Pompano Beach Air Park F.B.O. Phase 1." (**Commission District 2**)

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

### **WATER RESOURCES DIVISION**

67. MOTION TO DIRECT County Attorney to draft an Ordinance amending portions of Chapter 27, Article V, Water Resource Management, of the Broward County Code pertaining to prohibitions, exemptions, water quality standards, effluent standards, license application requirements, license criteria, fee authorization, and other related items.

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

68. A. MOTION TO ADOPT unanticipated revenue Resolution 2001-605 in the General Fund in the estimated amount of \$10,000 for the remainder of Fiscal Year 2001 within the Department of Planning and Environmental Protection (DPEP) for the purpose of implementing the delegation of the Environmental Resource Permit Program from the South Florida Water Management District (SFWMD) and the Florida Department of Environmental Protection (FDEP). Funds will be made available through

permit fees currently collected by SFWMD and FDEP, and no County funds are required.

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

B. MOTION TO INCREASE number of positions within the Department of Planning and Environmental Protection (DPEP), Water Resources Division (WRD), by one staff position. This position will assist with the administrative processing and technical review of Environmental Resource Permit applications under the delegated program from the South Florida Water Management District (SFWMD) and the Florida Department of Environmental Protection (FDEP).

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

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**QUASI-JUDICIAL CONSENT HEARING**

**DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

**DEVELOPMENT MANAGEMENT DIVISION**

69. DISCUSSION: of plat entitled "Huff Plat" - **Commission District 3**, (013-MP-00).

***ACTION: (Time-10:11 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

70. DISCUSSION: of plat entitled "Hillsboro Square Parcel A" - **Commission District 2**, (016-MP-01).

***ACTION: (Time-10:11 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

71. DISCUSSION: of plat entitled "Davie Professional Building Plat" - **Commission District 4**, (052-MP-00).

***ACTION: (Time-10:11 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

72. DISCUSSION: of plat entitled "Diez Enterprises" - **Commission District 9**, (067-MP-00).

***ACTION: (Time-10:11 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

73. DISCUSSION: of plat entitled "Star Motors Plat" - **Commission District 7**, (009-MP-01).

***ACTION: (Time-10:11 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

74. DISCUSSION: of plat entitled "Cooper City Commons" - **Commission District 5**, (073-MP-99).

***ACTION: (Time-10:11 AM) Deferred to August 14, 2001, due to the applicant's failure to submit an affidavit.***

75. DISCUSSION: of plat entitled "S. & N. Plat No. 2" - **Commission District 3**, (063-MP-00).

***ACTION: (Time-10:11 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

76. DISCUSSION: of plat entitled "Miramar Park of Commerce - Phase V" - **Commission District 8**, (050-MP-99).

***ACTION: (Time-10:11 AM) Approved the plat, as amended, subject to staff's recommendations as outlined in the Development Review Report. The Mass Transit requirements were modified as follows: Staff Recommendation 7 - reduce the length of the bus pullout bay from 190 feet to 166 feet; reduce the storage from 100 feet to 70 feet. Staff recommendation 8 - reduce the length of the pedestrian access landing pad from 100 feet to 70 feet.***

77. DISCUSSION: of plat entitled "Cristelle Cay" - **Commission District 2**, (008-UP-00).

***ACTION: (Time-10:11 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

78. DISCUSSION: of plat entitled "Bentley Plat" - **Commission District 2**, (006-UP-99).

***ACTION: (Time-10:11 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.***

79. DISCUSSION: of plat entitled "North 29 Assoc." - **Commission District 8**, (046-MP- 00).

***ACTION: (Time-10:11 AM) Deferred to February 19, 2002 or sooner, under Section 5-181(i) of the Land Development Code, to study regional road concurrency and to obtain a revised Environmental Resource License.***

80. DISCUSSION: of plat entitled "Edjeslan Plat" - **Commission District 4**, (056-MP-99).

***ACTION: (Time-10:11 AM) Deferred to February 19, 2002 or sooner, under Section 5-181(i) of the Land Development Code, to study regional road concurrency.***

81. DELEGATION: Rod A. Feiner regarding request to amend the note on the Plantation Acres Plat - **Commission District 5**, (131-MP-85).

***ACTION: (Time-10:11 AM) Approved subject to staff's recommendations.***

82. DELEGATION: David J. Felton regarding request to amend the note on the Alexander-Young Plat - **Commission District 3**, (023-MP-95).

***ACTION: (Time-10:11 AM) Deferred to February 19, 2002 or sooner, under Section 5-181(i) of the Land Development Code, to study regional road concurrency.***

83. DELEGATION: Jeff S. Hodapp regarding request to amend the note on the Big Sky North Commercial Plat - **Commission District 8**, (009-MP-98).

***ACTION: (Time-10:11 AM) Approved subject to staff's recommendations.***

84. DELEGATION: Gustavo X. Aguirre regarding request to amend the note on the Lauderdale-Miami Auto Auction Plat - **Commission Districts 4 and 7**, (061-MP-88).

***ACTION: (Time-10:11 AM) Approved subject to staff's recommendations.***

85. DELEGATION: David E. Rohal, regarding request to amend the non-vehicular access line on the Sectors 8, 9, and 10 Plat - **Commission District 8**, (001-UP-94).

***ACTION: (Time-11:13 AM) Approved, as amended, subject to staff's recommendations. Staff negotiated an acceptable access plan regarding the subject request. See Page \*\*\*\*\****

86. DELEGATION: Michael J. Covelli regarding request to amend the non-vehicular access line on the Lyons and Sample Road Plat - **Commission District 3**, (080-MP-91).

***ACTION: (Time-10:11 AM) Approved subject to staff's recommendations.***

87. DELEGATION: Manny Synalovski, representing the City of Pembroke Pines and Robert Lochrie, representing the South Broward Hospital District, regarding MOTION TO APPROVE agreement among Broward County, the City of Pembroke Pines, and the South Florida Hospital District for road concurrency and public transportation services relating to the Southwest Memorial Hospital Plat (091-MP- 86) and the Central Campus Charter School Plat (049-MP-01) - **Commission District 5**.

***ACTION: (Time-10:11 AM) Approved subject to staff's recommendations.***

**END OF QUASI-JUDICIAL CONSENT HEARING**

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**REGULAR AGENDA**

88. **COUNTY ADMINISTRATOR'S REPORT** County Administrator Roger J. Desjarlais reported the following:

A. PROPOSED FY 2002 BUDGET Mr. Desjarlais briefly discussed the proposed FY 2002 Budget. There were many difficult challenges the County had to deal with due to the shrinking unincorporated areas and the loss of 20 percent of the tax roll. However, property values increased through the rest of the County and as a result, the County will experience a 1.3 reduction in the millage rate. This is the fourth year in a row to reflect a reduction in the millage rate.

***ACTION: (Time-11:15 AM) No Board action was necessary.***

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

B. UPDATE - LAUDERHILL PARK REZONING On Monday evening, July 9, 2001, the Lauderhill City Commission took the first step in approving the rezoning of the 97 acre AT&T park site. Mr. Desjarlais received a letter from the city's Assistant Manger confirming the adoption of a special exception designation. He noted that the County Attorney would review the letter received by the city. There is one more reading and a final vote by the Lauderhill City Commission on the issue. In unision, the Board congratulated Commissioner Eggelletion for all his hard work and effort assisting in the negotiations for a regional park in the city.

**ACTION: (Time-11:15 AM) No Board action was necessary.**

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

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89. DELEGATION: Mr. Steve Person, Chair, Broward County Parks and Recreation Advisory Board.

**ACTION: (Time-10:20 AM) Mr. Person presented the SWIM Central Grant component of the 2000 Safe Parks and Land Preservation Bond Program to the County Commission. The Board offered the following amendments: 1) The County shall fund \$4.8 million from bond interest per staff recommendation. 2) Staff was directed to contact Mr. Stan Hemphill to determine whether the County can expand the funds by using grant services. 3) Any entity receiving SWIM Central funds for pools must be able to make the pools accessible for children who visit the pool following their completion of the SWIM Central program. See page \*\*\*\*\*.**

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**COUNTY COMMISSION SITTING AS GOVERNING BOARD OF**

**THE COCOMAR WATER CONTROL DISTRICT**

**OFFICE OF ENVIRONMENTAL SERVICES**

**WATER MANAGEMENT DIVISION**

90. A. MOTION TO OPEN meeting as the Governing Board of the Cocomar Water Control District.

**ACTION: (Time-11:27 AM) Approved.**

B. MOTION TO APPROVE agreement between Broward County Cocomar Water Control District and Town and Country Builders, Inc. (Developer), providing for the construction of the piped portion of the

Lateral M connection of the C-5 Canal within the NW 71st Street right-of-way in accordance with Cocomar’s Master Plan and Capital Plan by the said developer for the reimbursable amount not to exceed \$124,046.00 (per Article 5.1) , and authorize the Chair and Clerk to execute same.

***ACTION: (Time-11:27 AM) Approved.***

C. MOTION TO CLOSE meeting of the Governing Board of the Cocomar Water Control District. (Commission Districts 1, 2, and 3)

***ACTION: (Time-11:27 AM) Approved.***

91. A. MOTION TO OPEN meeting as the Governing Board of the Cocomar Water Control District.

***ACTION: (Time-11:28 AM) Approved.***

B. MOTION TO APPROVE reappointment of the following members to the Cocomar Water Control District Advisory Board: Emilio C. Esteban, Michael O’Donnell, and Brij Garg.

***ACTION: (Time-11:28 AM) Approved.***

C. MOTION TO CLOSE meeting of the Governing Board of the Cocomar Water Control District. (Commission Districts 1, 2, and 3)

***ACTION: (Time-11:28 AM) Approved.***

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**COUNTY COMMISSION SITTING AS GOVERNING BOARD OF  
WATER CONTROL DISTRICT NO. 2  
OFFICE OF ENVIRONMENTAL SERVICES**

**WATER MANAGEMENT DIVISION**

92. A. MOTION TO OPEN meeting as the Governing Board of Water Control District No. 2.

***ACTION: (Time-11:29 AM) Approved.***

B. MOTION TO APPROVE reappointment of the following members to the Water Control District Advisory Board: Nancy Hurlbert and Abraham (Mickey) Kaplan.

***ACTION: (Time-11:29 AM) Approved.***

C. MOTION TO CLOSE meeting as the Governing Board of the Water Control District No. 2. (Commission Districts 1 and 2)

***ACTION: (Time-11:29 AM) Approved.***

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**COUNTY COMMISSION SITTING AS GOVERNING BOARD OF  
WATER CONTROL DISTRICT NO. 4  
OFFICE OF ENVIRONMENTAL SERVICES**

**WATER MANAGEMENT DIVISION**

93. A. MOTION TO OPEN meeting as the Governing Board of Water Control District No. 4.

***ACTION: (Time-11:30 AM) Approved.***

B. MOTION TO APPROVE reappointment of Craig Smith to the Water Control District No. 4 Advisory Board.

***ACTION: (Time-11:30 AM) Approved.***

C. MOTION TO CLOSE meeting as the Governing Board of Water Control District No. 4. (Commission Districts 1 and 9)

***ACTION: (Time-11:30 AM) Approved.***

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**COUNTY COMMISSION SITTING AS GOVERNING BOARD OF  
TWIN LAKES WATER CONTROL DISTRICT  
OFFICE OF ENVIRONMENTAL SERVICES**

**WATER MANAGEMENT DIVISION**

94. A. MOTION TO OPEN meeting as the Governing Board of Twin Lakes Water Control District.

*ACTION: (Time-11:31 AM) Approved.*

B. MOTION TO APPROVE reappointment of the following members to the Twin Lakes Water Control District Advisory Board: Joseph D. Phillips and Michael DeRosa.

*ACTION: (Time-11:31) Approved.*

C. MOTION TO CLOSE meeting as the Governing Board of the Twin Lakes Water Control District. (Commission District 8)

*ACTION: (Time-11:31 AM) Approved.*

**END PUBLIC HEARINGS**

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**OFFICE OF BUDGET SERVICES**

95. MOTION TO ADOPT Resolution 2001-606 to provide input to the Ad Hoc Committee on Annexation and to establish the County’s policies on annexation issues.

*ACTION: (Time-11:32 AM) Approved.*

**PUBLIC WORKS DEPARTMENT**

**OFFICE OF GENERAL SERVICES**

**FACILITIES MANAGEMENT DIVISION**

96. MOTION TO ADOPT Resolution 2001-607 of the Board of County Commissioners revising the Broward County Administrative Code, Volume 3, Chapter 38, Sections 38.1, Parking Fees, to Establish Parking Fees for Use of the Broward County Governmental Center Garage and Annex A surface parking lot for paid parking by the General Public, providing for inclusion in the Code, and providing for an effective date.

*ACTION: (Time-11:33 AM) Approved.*

**FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

97. A. MOTION TO AUTHORIZE County staff to solicit Letters of Interest from firms providing financial advisor services for the issuance of General Obligation Bonds.

*ACTION: (Time-11:34 AM) Approved, as amended, with annual disclosure of contingency fees per State law. See Page \*\*\*\*\**

B. MOTION TO APPROVE Selection/Negotiation Committee for both financial advisor services and financial underwriting for the issuance of General Obligation Bonds.

The Selection/Negotiation Committee is to be comprised of Commissioners (who choose to volunteer for the Selection/Negotiation Committee), the Interim Director of the Finance and Administrative Services Department (Chair), the Interim Director of Port Everglades Department, the Director of the Department of Planning and Environmental Protection, and the Director of the Community Services Department - with associated support provided by the Office of the County Attorney, Commission Auditor, Equal Opportunity, Risk Management, and Purchasing.

***ACTION: (Time-11:34 AM) Approved, as amended, with annual disclosure of contingency fees per State law. The following commissioners shall serve on the Selection/Negotiation Committee: Commissioners Eggelton, Lieberman, Parrish and Wasserman-Rubin. See Page \*\*\*\*\****

### **COUNTY RECORDS DIVISION**

98. A. DISCUSSION ITEM: regarding agreements between Broward County and Aptitude Solutions, Inc. for Software and System Development Services and Software License and to Note for the Record a deviation from the County's standard contract provision regarding indemnification.

***ACTION: (Time-11:36 AM) Approved conceptually, the agreement between Broward County and Aptitude Solutions, Inc. for Software and System Development Services. See Page \*\*\*\*\****

B. MOTION TO AUTHORIZE Purchasing Director to execute the sole source \$0 agreements between Broward County and Aptitude Solutions, Inc.

***ACTION: (Time-11:36 AM) Approved. See Page \*\*\*\*\****

### **PURCHASING DIVISION**

For Aviation Department

99. A. MOTION TO APPROVE additional change order allowance in the amount of \$850,000 from \$4,140,350 (5 percent) to \$4,990,350 (6.02 percent) for the Design Build Agreement (Q498085CF) between Broward County and PCL Civil Constructors, Inc. (PCL), to cover the additional cost of new grout the Florida Department of Transportation now requires for segmental bridges, including the segmental bridges in the Roadway Improvements Task 2 Project at the Fort Lauderdale-Hollywood International Airport.

***ACTION: (Time-11:50 AM) Accepted the Commission Auditor's recommendation as reflected in his memorandum of July 9, 2001.***

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

***ACTION: (Time-12:03 PM) Reconsidered. See Page \*\*\*\*\****

***FINAL ACTION: (Time-6:23 PM) Approved. See Page \*\*\*\*\****

B. MOTION TO WAIVE Procurement Code Section 21.73.c and authorize the Director of the Aviation Department to execute change orders to the PCL contract, in any amount up to the full value of the

additional change order allowance in the amount of \$850,000 covering the furnishing and installation of the new, Florida Department of Transportation required grout for the segmental bridges in the Roadway Improvements Task 2 Project at the Fort Lauderdale-Hollywood International Airport.

***ACTION: (Time-11:50 AM) Accepted the Commisison Auditor's recommendation as reflected in his memorandum of July 9, 2001. See Page \*\*\*\*\****

***ACTION: (Time-12:03 PM) Reconsidered. See Page \*\*\*\*\****

***FINAL ACTION: (Time-6:23 PM) No Board action was taken.***

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

For Finance and Adminstrative Services Department

100. A. MOTION TO APPROVE agreement between Broward County and SunGard Recovery Services, LP (SunGard) for Disaster Recovery Resources and Related Services, RLI No. 041900-RB, for an annual subscription cost of \$154,440 and a one-time installation cost of \$2,952; and authorize the Director of Purchasing to renew the contract for four one-year periods, and authorize the Chair and Clerk to execute same. The initial contract period shall begin on date of execution and shall terminate on December 1, 2002.

***ACTION: (Time-11:51 AM) Approved. See Page \*\*\*\*\****

B. MOTION TO NOTE FOR THE RECORD deviation from County standard indemnification terms in Article 7 and Article 17.

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

101. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm to provide engineering services to OES for a nanofiltration membrane treatment facility, and approve RLI 060601-RB. (Deferred from June 26, 2001, Item 59)

***ACTION: (Time-12:08 PM) Approved the following to serve on the Selection/Negotiation Committee: Commissioner Eggelletion; Director, Environmental Engineering Division, OES (Chair); Director, Environmental Operations Division, OES and Director, Water Resources Division, DPEP. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.***

102. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified professional financial firm to provide capital construction financial management/accounting services for the Airport Expansion Program, and approve RLI 043001-RB.

***ACTION: (Time-12:09 PM) Approved, as amended, staff shall add to the RLI the necessary language that they identify any prospective conflicts between the various firms performing constructon work at the airport, O'Brien Kreitzberg and the vendors. The following to serve on the Selection/Negotiation Committee: Commissioners Eggelletion, Gunzburger and Rodstrom; Asst. Director, Aviation Department/AEP (Chair); Director, Business Administration, Port Everglades Department and Director, Finance, Aviation Department. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using***

agency. See Page \*\*\*\*\*

103. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified contractors to provide assistance in replacement of cooling towers at various county buildings, and approve RLI 020801-RB.

***ACTION: (Time-12:11 PM) Approved, as amended, to add a staff member from Building Code Services to the Selection/Negotiation Committee if cooling towers are being placed on roofs. The following to serve on the Selection/Negotiation Committee: Director, Facilities Management Division (Chair); Director, Maintenance Division, Aviation and Assistant Director, Broward County Convention Center. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.***

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

104. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified contractors to construct neighborhood improvements in North Andrews Gardens, Bid Package 3, North Area, and approve RLI 062101-RB . (Commission District 7)

***ACTION: (Time-12:12 PM) Approved the following to serve on the Selection/Negotiation Committee: Director, Environmental Engineering Division, OES, Public Works Dept. (Chair); Director, Environmental Operations Division, OES, Public Works Dept. and Director, Community Development Division, Planning & Environmental Protection Dept. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.***

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

105. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm to position a floating drydock within the confines of the Southport Turning Notch, and approve RLI.

***ACTION: (Time-12:15 PM) Tabled to later in the meeting. See Page \*\*\*\*\****

***ACTION: (Time-10:16 PM) Deferred. See Page \*\*\*\*\*.***

106. MOTION TO APPOINT Selection/Negotiation Committee to negotiate simultaneously with all firms interested in obtaining a pipeline license agreement for the installation of a natural gas transmission pipeline, recommendation of the most qualified firm, approval of RLI 062601-RB, and monitor the Federal and State Regulatory process.

***ACTION: (Time-12:24 PM) Tabled to later in the meeting. See Page \*\*\*\*\****

***ACTION: (Time-10:24 PM) Approved, with amended RLI and following amendments: With respect to evaluation criteria, Five-year Claims Litigation history and status shall be amended to reflect 10 year claims litigation history and status and Enforcement actions concerning operation of natural gas pipelines in the last five (5) years, amend to last ten (10) years. In addition include the following language: "Include all environmental violations and the status of those violations (include settlements and entire history of the environmental violation).***

***The following to serve on the Selection/Negotiation Committee: Commissioners Eggelton, Graber,***

*Gunzburger, Jacobs and Rodstrom; Interim Director, Port Everglades Department (Chair); Director, Planning and Environmental Protection Department; Director, Aviation Department and Director, Public Works Department. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency. See Page \*\*\*\*\*.*

107. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm to provide consultant services to research and write grants, and approve RLI 062201-RB.

***ACTION: (Time-6:04 PM) Approved the following to serve on the Selection/Negotiation Committee: Assistant to the County Administrator (Chair); Director, Office of Budget Services and Director, Human Services Department. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.***

108. A. MOTION TO ADOPT budget Resolution 2001-608 transferring funds within the Capital Project Fund (3150) for the Engineering Division in the amount of \$400,000.00, in order to hire a consulting engineering firm for design of the North New River Canal Bridge Replacement Project 5243 (3150-127-7485.6510). These funds are currently available from the Engineering Division's miscellaneous road construction allocation (3150-127-7302.6300).

***ACTION: (Time-6:06 PM) Approved.***

B. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm to provide engineering design services to replace two bridges over the North New River Canal, and approve RLI 051401-RB. (Commission District 4)

***ACTION: (Time-6:06 PM) Approved the following to serve on the Selection/Negotiation Committee: Director, Engineering Division (Chair); Director, Streets and Highways Division and Director, Development Management Division. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.***

### HUMAN SERVICES DEPARTMENT

109. MOTION TO ADOPT Resolution 2001-609 of the Board of County Commissioners of Broward County, Florida; making a finding and determination that the work and services of certain organizations and individual providers serve a public purpose; authorizing appropriations in and disbursements for the organizations and individual providers in the amount of \$22,081,924 from October 1, 2001 to September 30, 2002, funded by various divisions within the Human Services Department; prescribing requirements and conditions for disbursement of appropriated funds; approving funding for non-profit organizations, 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 Administrator; and providing for an effective date. The funding for these agreements has been allocated in the 2001/2002 Human Services Department's recommended Fiscal Year budget.

***ACTION: (Time-6:06 PM) Approved, as corrected. (Scrivener's Error - See County Administrator's Memorandum: Reference Exhibit 12, second line of section 4.5, page 5: the word "admission" has been deleted and the word "discharge" replaces it.) See Page \*\*\*\*\****

### DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

110. A. MOTION TO APPROVE agreement with Florida Atlantic University in the amount of \$25,181 for the preparation of redistricting options for the Broward County Commission.

*ACTION: (Time-10:17 AM) Deferred at the request of Commissioner Scott. (Moved to the Consent Agenda)*

B. MOTION TO ADOPT Resolution transferring \$25,181 from the Commission reserve for the redistricting project.

*ACTION: (Time-10:17 AM) Deferred at the request of Commissioner Scott. (Moved to the Consent Agenda)*

C. MOTION TO APPROVE redistricting criteria to guide the 2001 County Commission redistricting.

*ACTION: (Time-10:17 AM) Deferred at the request of Commissioner Scott. (Moved to the Consent Agenda)*

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

### **BUILDING CODE SERVICES DIVISION**

111. MOTION TO AMEND Chapter 41 of the Broward County Administrative Code, "Fees and other Charges, Safety and Emergency Services," Part VII, "Building Code Services," to reflect changes in the cost of providing permit related services.

*ACTION: (Time-6:07 PM) Deferred. See Page \*\*\*\*\**

### **ZONING CODE SERVICES DIVISION**

112. MOTION TO APPROVE agreement between Broward County and Jarcon Investments, Inc. to designate property in Unincorporated Broward County as a B-4 Commercial Redevelopment Overlay District. (Commission District 9)

*ACTION: (Time-6:07 PM) Approved.*

## **PORT EVERGLADES DEPARTMENT**

113. MOTION TO APPROVE first amendment to lease between Broward County and Flagler Development Company as successor to Port Everglades Commerce Center Associates Limited Partnership, and authorize the Chair and Clerk to execute same. (Deferred from May 22, 2001, Item 47 and June 12, 2001, Item 48)

*ACTION: (Time-10:11 AM) Withdrawn for further negotiations.*

## **OFFICE OF ECONOMIC DEVELOPMENT**

114. MOTION TO ADOPT Resolution 2001-758 of the Broward County Board of County Commissioners delegating to and conferring upon the City of Pompano Beach, Florida certain powers to create a Community Redevelopment Agency and to prepare a Community Redevelopment Plan pursuant to Part III, Chapter 163, Florida Statutes, the Community Redevelopment Act of 1969, as amended,

subject to the Board's review and approval of the Community Development Plan; provided, however, that Broward County specifically retains the power to authorize the establishment of a redevelopment trust fund pursuant to Section 163.387, Florida Statutes until such time as the Board of County Commissioners approves the City's Community Redevelopment Plan; and providing for an effective date.

***ACTION: (Time-12:24 PM) Approved.***

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

115. DRAWING of categorical board appointments for the Broward County Human Rights Board.

***ACTION: (Time-6:09 PM) The Board members drew for their categorical board appointments. Without objection, Commissioner Parrish was given permission to hold her appointment for the attorney category for the Broward County Human Rights Board. See Page \*\*\*\*\*.***

### **COUNTY COMMISSION**

116. MOTION TO DISCUSS, review and establish the West Atlantic Library in the County as a permanent Library facility. (Commissioner Graber)

***ACTION: (Time-6:10 PM) The Board agreed to extend the funding for the West Atlantic Library until the end of this calendar year, December 31, 2001. The issue will return before the board for future budget recommendations. See Page \*\*\*\*\*.***

### **COUNTY ADMINISTRATOR**

117. DISCUSSION: Status of the proposed Convention Center Hotel Project.

***ACTION: (Time-3:57 PM/7:09 PM) The County Commission amended the Fourth Agreement of March 27, 2001. The County's Special Counsel and staff must combine all amendments agreed upon by the Board into the March 27, 2001 Fourth Amendment and present the document to PADC and Windham Hotels and Resorts by Wednesday, July 18, 2001. PADC and Windham will review the amended Fourth Amendment document and either sign or walk away from the offer by Friday, July 27, 2001 at 5:00 p.m. See Page \*\*\*\*\*.***

### **SUPPLEMENTAL AGENDA**

#### **PUBLIC WORKS DEPARTMENT**

#### **OFFICE OF PROJECT MANAGEMENT**

#### **& CONSTRUCTION**

#### **CONSTRUCTION MANAGEMENT DIVISION**

118. MOTION TO APPROVE agreement between Broward County and Singer Architects, for Professional Services to provide design, construction administration and post construction services for the renovation of One University Drive Governmental Facility located in Plantation, Florida, in the amount of \$841,400 Basic Fee, \$80,200 Consultant Supplemental Services and \$20,000 Reimbursable

Expenses, for a total of \$941,600 and a contract time of 406 calendar days, and authorize the Chair and Clerk to execute same. (**Commission District 4**).

***ACTION: (Time-6:20 PM) Tabled to later in the meeting. See page \*\*\*\*\****

***ACTION: (Time-7:08 PM) Approved, as amended, with Articles for schedule of payments by task (5.1.1), optional services (6.4) and issuance of optional services work authorizations (6.5 with Exhibit F). See Page \*\*\*\*\****

### **LEGISLATIVE DELEGATION**

119. MOTION TO ADOPT budget Resolution 2001-611 transferring funds within the General Fund in the amount of \$71,400 for the Broward Legislative Delegation.

***ACTION: (Time-10:14) Approved. (Moved to the Consent Agenda.)***

### **NON AGENDA**

120. MOTION TO NOMINATE Marjorie Kellier-Garver, RN, B.S.N. to the Broward Regional Health Planning Council. (Commissioner Eggelletion)

***ACTION: (Time-10:11 AM) Approved. (This item was transferred to the consent agenda - See item 1 I)***

121. BEGIN MODIFIED RLI PROCESS - INVESTIGATE VOTING EQUIPMENT - COMMISSIONER GUNZBURGER

***ACTION: (Time-1:57 PM) Staff was directed to begin a modified RLI process to bring in voting machine vendors. See Page \*\*\*\*\****

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