

MEETING OF AUGUST 9, 1994

(The meeting convened at 10 a.m. and adjourned at 5:30 p.m.) PLEDGE OF ALLEGIANCE led by Mayor Effman, city of Sunrise.

CONSENT AGENDA

AVIATION DEPARTMENT

1. MOTION TO APPROVE consent to sublease between Hudson General Corporation and Spirit Airlines, Inc. for the lease and use of airline ticket office space at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

2. MOTION TO APPROVE first amendment to the agreement between Broward County Board of County Commissioners and the Sheriff of Broward County for law enforcement services at Fort Lauderdale-Hollywood International Airport in the amount of \$4,115,372 for the period October 1, 1993 through September 30, 1994, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

3. A. MOTION TO APPROVE agreement between Broward County, Florida, Federal Aviation Administration (FAA) and State of Florida Department of Transportation (FDOT) restricting the use of the proceeds received from the transfer of property from Broward County, Florida to FDOT at North Perry Airport for specific capital improvement projects approved by the FAA and for FDOT to abide by the terms of the Deed of Release from the FAA, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

B. MOTION TO ACCEPT deed of release between the Federal Aviation Administration and Broward County, Florida, and authorize recordation of same.

ACTION: (A-490A) Approved.

PUBLIC WORKS DEPARTMENT OFFICE OF ENVIRONMENTAL SERVICES ENVIRONMENTAL ENGINEERING DIVISION

4. MOTION TO ADOPT Resolution 94-855 authorizing conveyance of a perpetual easement to City of Hollywood, Florida to construct and maintain a waterline and interconnect structure, and authorize the Chair and Clerk to execute and deliver said easement. BCOES Project 8403.

ACTION: (A-490A) Approved.

5. MOTION TO ADOPT Budget Resolution 94-856 transferring funds within the Water and Wastewater Construction Fund for the Office of Environmental Services in the amount of \$304,500 from BCOES Project 8474, North Regional Wastewater Treatment Plant - Reuse System Expansion, for the purpose of increasing the funding for BCOES Project 8475, North Regional Wastewater Treatment Plant Thickener - Building Refurbishment.

ACTION: (A-543A) Approved.

WATER SUPPLY DIVISION

6. MOTION TO APPROVE an agreement between the Broward County Board of County Commissioners and the Florida East Coast Railway, providing for use and maintenance of a sidetrack at the Office of Environmental Services/Water Supply Division 2A Water Treatment Plant, and including provisions regarding right-of-way, clearances, and minimum usage, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

OFFICE OF INTEGRATED WASTE MANAGEMENT

RECYCLING & CONTRACT ADMINISTRATION DIVISION

7. MOTION TO APPROVE agreement between Broward County and Pembroke Pines Girls' Softball/Ponies, for waste tire removal, authorizing the necessary administrative and budgetary actions to implement, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

OFFICE OF GENERAL SERVICES FACILITIES MANAGEMENT DIVISION

8. MOTION TO APPROVE the conveyance of an easement to Florida Power & Light Company to provide power services to the citizens of Broward County at Brian Piccolo Park, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

OFFICE OF TRANSPORTATION ENGINEERING DIVISION

9. A. MOTION TO ADOPT Resolution 94-857 accepting a road easement executed by Treasured Spaces #2, Limited, donating right-of-way for Blatt Boulevard in Section 6, Township 50 South, Range 40 East.

ACTION: (A-490A) Approved.

B. MOTION TO ADOPT three (3) Resolutions 94-858 thru 94-860 accepting drainage easements executed by Treasured Spaces #2, Limited, donating right-of-way for Greens Edge Drive in Section 6, Township 50 South, Range 40 East.

ACTION: (A-490A) Approved.

C. MOTION TO ADOPT Resolution 94-861 accepting a utility easement executed by Treasured Spaces #2, Limited, donating right-of-way for Greens Edge Drive in Section 6, Township 50 South, Range 40 East.

ACTION: (A-490A) Approved.

10. MOTION TO ADOPT Resolution 94-862 accepting a warranty deed executed by Charles T. Cooper and Loretta M. Cooper, donating right-of-way for Wiles Road in Section 18, Township 48 South, Range 42 East.

ACTION: (A-490A) Approved.

11. MOTION TO APPROVE revocable license agreement between Broward County and Sea Gardens Beach and Tennis Resort, Inc. for portions of a sign and planter, retaining wall, asphalt parking stalls, landscaping, irrigation, a five-foot concrete sidewalk, a concrete base for an old sign and asphalt driveway in the right-of-way of State Road A-1-A adjacent to the Sea Garden Plat, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

12. MOTION TO APPROVE agreement for trafficways beautification between Broward County and Town of Davie for landscape development of Pine Island Road from Orange Drive to Isla Merita Drive.

ACTION: (A-490A) Approved.

13. MOTION TO APPROVE the actual final cost of \$187,318.28 for relocating certain Florida Power & Light Company facilities on Copans Road (from I-95 to U.S. 1), and to approve final payment and release of retainage for same. BCED Project 5079.

ACTION: (A-490A) Approved.

STREETS AND HIGHWAYS DIVISION

14. MOTION TO ADOPT Budget Resolution 94-863 transferring funds within the Streets and Highways Capital Outlay Fund for the Streets and Highways Division in the amount of \$125,400 for the installation of sidewalks and drainage on NE 57 Court (NE 3 Avenue to NE 6 Avenue) and NE 58 Street (NE 2 Terrace to NE 6 Avenue), North Andrews Gardens, unincorporated Broward County.

ACTION: (A-490A) Approved.

REAL PROPERTY SECTION

15. MOTION TO AUTHORIZE Chair and Clerk to execute and deliver satisfaction of mortgage for a certain mortgage deed executed by Margaret A. Micaletti, to Broward County as a property bond in State of Florida vs. Robert Micaletti, Case No. 91- 5733CF10A.

ACTION: (A-490A) Approved.

16. MOTION TO APPROVE contract for sale and purchase executed by George McKee in the amount of \$12,200 for the purchase of an outparcel for West Lake Park, Parcel 365; authorize the Chair and Clerk to execute contract for sale and purchase, and authorize acceptance and recordation of deed.

ACTION: (A-490A) Approved, as amended.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT
COUNTY RECORDS DIVISION

17. MOTION TO APPROVE for filing supplemental papers pertaining to the plats and other items that were approved in prior years.

ACTION: (A-490A) Approved.

05/05/87 #56 Flamingo Sunrise Partners, Ltd., phasing agreement

12/20/88 15 Release of anti-litter lien-folio 1125-02-122

01/29/91 Letter to Municipal Code re ord. 91-6

11/10/92 44 South Florida Cultural Consortium Interlocal

12/15/92 77A&B Mystique Plat

02/09/93 03 Release of lot clearing lien-folio 9229-00-0341

2:00PM Agreement

02/23/93 01 Administrative Waiver of Sidewalk Agreement

5:15PM for Frank L. White

04/20/93 48 Emerald Estates Plat

11/09/93 14 Release of lot clearing lien folio 0206-08-007

11/16/93 47 800 Trust Plat, Recreational Impact, Road

Impact, Educational Impact and Amendment of Notation on Plat Agreements

11/23/93 02 Recorded ordinance 93-43 5:15PM

11/23/93 03 Recorded ordinance 93-44 5:15PM

PURCHASING DIVISION

For Community Services Department

18. MOTION TO NOTE FOR THE RECORD the emergency/sole source procurement of the "rebound" waste tire project at Brian Piccolo Park in the amount of \$146,572 for the Parks and Recreation Division.

ACTION: (A-599A) Approved.

For Finance and Administrative Services Department

19. MOTION TO APPROVE cancellation of the agreement for "Assessment and Cleanup of Contamination by Petroleum or Other Hazardous Materials" Library, as of September 7, 1994, as provided on Article 8.3.1 of this agreement with the following seven (7) firms: Post Buckley, Schuh & Jernigan, Chemical Waste Management, Savannah Laboratories, Cherokee Groundwater, I.T. Corporation, P.S.I. (Jammal) and PIECO.

ACTION: (A-490A) Approved.

For Public Works Department

20. MOTION TO APPROVE the termination of the agreement between Craig A. Smith & Associates of Florida, Inc. and Broward County, originally approved by the Board on September 7, 1993, for District 3A-Ground Storage Tank and Pump Station. BCOES Project 8518. (Contract No. not applicable).

ACTION: (A-490A) Approved.

21. MOTION TO APPROVE the second amendment to the agreement between Broward County and Williams, Hatfield & Stoner, Inc. for providing engineering services for Riverland Village/Chula Vista outfall at an increase of \$161,170, from \$138,364 to \$299,534, with a 342 day increase in completion time, from 210 days to 552 days, and authorize the Chair and Clerk to execute same. BCOES Project 1144.

ACTION: (A-490A) Approved.

22. MOTION TO APPROVE release of retainage and final payment in the amount of \$7,969.46 for work done by Post, Buckley, Schuh & Jernigan, Inc., for consultant services for improvement of Hiatus Road from Griffin Road to State Road 84 (Project 5123).

ACTION: (A-490A) Approved.

23. MOTION TO NOTE FOR THE RECORD Usage No. 2 of Contract P-03-9229-12, emergency installation and repair services for water and sewer systems, W. Jackson and Sons Construction for storm sewer repair in the vicinity of NW/SW 27 Avenue between NW 1 and SW 4 Street in the amount of \$240,481.22 for the Engineering Division, approval being given under the conditions of the contract and the emergency provisions of the Broward County Procurement Code.

ACTION: (A-643A) Approved.

24. MOTION TO REJECT all bids for Bid No. P-12-93-34-12, fire hydrant service and repair, for the Office of Environmental Services, Water Supply Division.

ACTION: (A-490A) Approved.

25. MOTION TO APPROVE an agreement between Broward County and Courthouse Foods, Inc. for the provision of food services in the Public Safety Complex and the Judicial Complex, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

26. MOTION TO APPROVE joint project agreement between the State of Florida Department of

Transportation, Job No. 86018-6501, and Broward County, for the construction of County utilities to be located within the right-of-way on State Road 824 (Pembroke Road) between SW 62 and SW 31 Avenue for a total of \$522,389.73, and authorize the Chair and Clerk to execute same. BCOES Project 8600 - South County Neighborhood Improvement Project (SCNIP).

ACTION: (A-490A) Approved.

For Department of Strategic Planning & Growth Management

27. MOTION TO APPROVE two agreements, as amended, between Broward County and Eastman Kodak Corporation for the Department of Strategic Planning & Growth Management to lease one (1) Kodak photocopier, Model 2110A and one (1) Kodak photocopier 95SS, including monthly lease, maintenance and excess copy charges, not to exceed an estimated \$180,000 for the period of August 10, 1994 through August 9, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Withdrawn for further clarification and revision of the language.

REVENUE COLLECTION DIVISION

28. MOTION TO APPROVE Tabulation of Investments for month of June 1994.

ACTION: (A-490A) Approved.

29. MOTION TO ADOPT two Resolutions 94-864 & 94-865 authorizing Cancellation of Warrants from NationsBank, Account Nos. 95035370, 303427454, 96442530 and 96442522.

ACTION: (A-490A) Approved.

30. MOTION TO ADOPT Resolution 94-866 to order the Value Adjustment Board to certify the assessment roll for Broward County pursuant to Section 197.323 F.S.

ACTION: (A-490A) Approved.

31. MOTION TO APPROVE AND EXECUTE satisfaction of claim of liens against Sibil Taylor, Robert Brian McCarthy, Jose Villareal, a child, Michelle Vernette Irving.

ACTION: (A-490A) Approved.

RISK MANAGEMENT DIVISION

32. MOTION TO AUTHORIZE full and final settlement of Workers' Compensation Claim 89 WC 1029 RS in the amount of \$20,000.

ACTION: (A-490A) Approved.

33. MOTION TO AUTHORIZE full and final settlement of Workers' Compensation Claim 89 WC 0859 MR/WL in the amount of \$84,350.

ACTION: (A-490A) Approved.

34. MOTION TO AUTHORIZE full and final settlement of Claim DNG/092789CORT in the amount of \$25,000.

ACTION: (A-490A) Approved.

HUMAN SERVICES DEPARTMENT

FAMILY DEVELOPMENT & RESOURCE DIVISION

35. MOTION TO APPROVE a grant application between the State of Florida Department of Community Affairs and Broward County in the amount of \$523,775 for the Family Development & Resource Division, Community Action Agency of Broward County, and authorize the County Administrator to take the necessary administrative and budgetary actions for implementation. (County cash match of \$8,730 is required, and County in-kind match of \$78,567 is required).

ACTION: (A-490A) Approved.

COMMUNITY SERVICES DEPARTMENT

CULTURAL AFFAIRS DIVISION

36. MOTION TO FILE a report for the third quarter in accordance with Section 29.17g of the Broward County Administrative Code relating to the Broward County cultural grant agreements.

ACTION: (A-490A) Approved.

EMERGENCY MANAGEMENT DIVISION

37. MOTION TO AUTHORIZE the Chair to sign a memorandum of certification to the State of Florida, Department of Community Affairs, indicating Broward County's commitment and intent to maintain an emergency management program for FY 1995 administered by a "full-time" Director.

ACTION: (A-673A) Approved.

LIBRARIES DIVISION

38. MOTION TO APPROVE agreement and addendum between Broward County and the Service Agency for Senior Citizens of Broward County, Inc. for participation in the Senior Aides Program for the period July 1, 1994 to June 30, 1995, at no cost to the County, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

MASS TRANSIT DIVISION

39. A. MOTION TO ADOPT Resolution 94-867 authorizing payment to the Downtown Fort Lauderdale Transportation Management Association (TMA) in the amount of \$10,000 as the first annual contribution to support programs enhancing urban mobility in Broward County, and authorize the County Administrator to take the necessary administrative and budgetary actions to execute the payment. Funds will be provided through the Mass Transit Division FY 93-94 budget and future annual

contributions will be included in subsequent budget requests.

ACTION: (A-696A) Approved.

B. MOTION TO APPROVE agreement between Broward County and the Downtown Fort Lauderdale Transportation Management Association in the amount of \$10,000 for survey work from October 1, 1993 through September 30, 1994, and authorize the Chair and Clerk to execute same.

ACTION: (A-696A) Approved, subject to allowing the County to inspect the records upon reasonable notice.

PARKS AND RECREATION DIVISION

40. MOTION TO ADOPT Resolution 94-868 of the Board of County Commissioners of Broward County, Florida, authorizing the conveyance of certain real property to the County for operation by the County as a preservation area; providing for severability; and providing for an effective date.

ACTION: (A-490A) Approved.

41. MOTION TO APPROVE fifth amendment to agreement between Broward County and Maurice J. Connell for services as Liaison Agent from October 1, 1994 through September 30, 1995 in the amount of \$30,164.15, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

42. MOTION TO APPROVE fifth amendment to agreement between Broward County and DeRose & Slopey, Consulting Engineers, for engineering and design services at various parks; increasing the consultant's fee by \$16,000 for a new total of \$394,621, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

WATER RESOURCES DIVISION

43. MOTION TO APPROVE the amendment to an agreement between Broward County and Florida Atlantic University in the amount of \$6,601 for a preliminary geological and surface geophysical characterization of the freshwater-saltwater transitional zone in eastern Broward County, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT

COMMUNITY DEVELOPMENT DIVISION

44. MOTION TO APPROVE a subordination agreement for the purpose of permitting Broward County to accept a second lien position on a deferred payment loan in the amount of \$29,640 made to Aliyah Shakirah, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

45. MOTION TO APPROVE a satisfaction of mortgage on a 4% direct loan in the amount of \$26,400 to Juanita Marshall, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

46. MOTION TO APPROVE a satisfaction of mortgage on a 7% direct loan in the amount of \$7,000 to John D. Keating and Colleen M. Keating, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

47. MOTION TO APPROVE a satisfaction of mortgage on a deferred payment loan in the amount of \$7,450 to Rae Johnson, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

48. MOTION TO APPROVE two satisfactions of mortgage on two deferred payment loans in the amounts of \$8,700 and \$670.05 to George A. Stokes and Lorraine Stokes, and authorize the Chair and Clerk to execute same.

ACTION: (A-490A) Approved.

COMPREHENSIVE & NEIGHBORHOOD PLANNING

49. MOTION TO AUTHORIZE the Chair to execute a contract with the State of Florida Department of Community Affairs by August 15, 1994 for receipt of \$20,224 to assist Broward County with the preparation of the initial drafts of the Evaluation and Appraisal Report.

ACTION: (A-490A) Approved.

50. MOTION TO APPROVE a grant award agreement between Broward County and the State of Florida, Department of State, Division of Historical Resources in the amount of \$15,000 for the purpose of updating information on the County's historical and archaeological resources, and authorize the Chair to execute same.

ACTION: (A-490A) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

51. MOTION TO APPROVE business travel and trips on the approved travel list for county employees in accordance with

Administrative Order 105.

ACTION: (A-789A) Approved.

52. MOTION TO ADOPT Budget Resolution 94-869 transferring within the County Transportation Trust Fund the amount of \$1,975.41 from the Reserve for Future Capital Outlay for the purpose of allocating the funds to the Reserve for Road Impact Fee Waivers for the Northwest Redevelopment Plat

(112-MP-89).

ACTION: (A-490A) Approved.

53. MOTION TO ADOPT Budget Resolution 94-870 transferring within the Trust and Agency Fund the amount of \$16,377.97 from the Reserve for Future Capital Outlay for the purpose of allocating the funds to the Reserve for Park Impact Fee Waivers for the Northwest Redevelopment Plat (112-MP-89).

ACTION: (A-490A) Approved.

54. MOTION TO ADOPT unanticipated Revenue Resolution 94-871 within the General Fund in the amount of \$220,000 to recognize court reset fee revenues and appropriate funds for Clerk of Courts file shelving in new judicial complex office spaces.

ACTION: (A-490A) Approved.

55. MOTION TO ADOPT unanticipated Revenue Resolution 94-872 within the General Fund in the amount of \$55,000 transferred from the Clerk's Data Processing Fund for the Clerk of Courts to fund computer platform migration of the Parking Permit Tracking System.

ACTION: (A-490A) Approved.

56. MOTION TO ADOPT Budget Resolution 94-873 transferring funds within the General Fund for the Broward Sheriff's Office (BSO) in the amount of \$331,000 to transfer utilities funding for the jail facilities from the Facilities Management Division.

ACTION: (A-490A) Approved.

COUNTY ATTORNEY

57. MOTION TO APPROVE settlement of Parcel Nos. 115 and 115 TCE (Temporary Construction Easement) and costs and attorneys fees in the condemnation case of Broward County v. Robert J. Binns, et al. - Griffin Road Expansion Project 5067.

ACTION: (A-490A) Approved.

58. MOTION TO APPROVE settlement of Parcel No. 1368 in the condemnation case of Broward County v. Helen L. Thrall, as personal representative of the Estate of Arthur E. Cox, et al., Case No. 91-35983 (04), in the amount of \$132,500, exclusive of fees and costs, as full compensation for acquisition of the parcel.

ACTION: (A-490A) Approved.

COUNTY COMMISSION

59. MOTION TO FILE Resolution #94-120 of the City Commission of the City of Fort Lauderdale, Florida, urging the Broward County Commission to adopt regulations to insure that only licensed contractors and subcontractors perform construction work in Broward County, to increase the County Code Enforcement staff to include personnel to enforce such regulations. (Comm. Poitier)

ACTION: (A-818A) Approved.

BOARD APPOINTMENTS

60. MOTION TO APPROVE appointment of William R. Carroll to the Bicycling Advisory Committee. Mr. Carroll replaces Dave Marshall who is relocating out of the country.

(Comm. Parrish)

ACTION: (A-490A) Approved.

REQUEST TO SET FOR PUBLIC HEARING

61. MOTION TO ADOPT Resolution 94-874 directing the County Administrator to publish notice of public hearing to be held on Tuesday, September 13, 1994 at 2:00 p.m. in Room 422 of the Governmental Center to consider staff recommendation that no taxicab rate adjustment be granted.

ACTION: (A-490A) Approved.

62. MOTION TO ADOPT Resolution 94-875 directing the County Administrator to publish notice of public hearing to be held on Tuesday, September 13, 1994 at 2:00 p.m. to consider the application submitted by Gold Coast Crematory for an air construction license.

ACTION: (A-490A) Approved.

63. MOTION TO ADOPT Resolution 94-876 directing the County Administrator to publish notice of public hearing to be held on Tuesday, September 13, 1994 at 2:00 p.m. to vacate and abandon road right-of-way, lying and being in Broward County, Florida, located at 1600 North Park Road in unincorporated Broward County. Petitioner: Weston 554 Corporation (Moyle, Flanigan, Katz, Fitzgerald & Sheehan, P.A. - Agent) 28-V-94.

ACTION: (A-490A) Approved.

64. MOTION TO FILE memorandum dated August 1, 1994 from John Touchstone to Board of County Commissioners; provides notice of intent to consider a contract for purchase and sale of real property with Martha R. Dye at the County Commission meeting of August 30, 1994.

ACTION: (A-490A) Approved.

65. MOTION TO ADOPT Resolution 94-877 directing the County Administrator to publish notice of public hearing to be held on Tuesday, September 13, 1994 at 2:00 p.m. to consider enactment of proposed ordinance.

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 3?, SECTION 3?-17 OF THE BROWARD COUNTY CODE RELATING TO INSURANCE REQUIREMENTS FOR EMERGENCY MEDICAL SERVICE PROVIDERS AND NONEMERGENCY MEDICAL TRANSPORTATION SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-490A) Approved.

66. MOTION TO ADOPT Resolution 94-878 directing the County Administrator to publish notice of public hearing to be held Tuesday, September 13, 1994 at 7:00 p.m. at Piper High School Auditorium, 8000 NW 44 Street, Sunrise, Florida.

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO THE COLLECTION AND DISPOSAL OF GARBAGE AND TRASH; AMENDING THE BROWARD COUNTY CODE OF ORDINANCES BY AMENDING SUBSECTION 30458(A) TO INCREASE THE SPECIAL ASSESSMENT; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-490A) Approved.

67. MOTION TO ADOPT Resolution 94-879 directing the County Administrator to publish notice of public hearing to be held Tuesday, September 13, 1994 at 2:00 p.m. to consider enactment of proposed ordinance.

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING ARTICLE II OF CHAPTER 23 OF THE BROWARD COUNTY CODE OF ORDINANCES RELATING TO THE PARKING, STOPPING, AND STANDING OF MOTOR VEHICLES; PROVIDING FOR THE ADOPTION OF AND INCORPORATION INTO THE BROWARD COUNTY CODE THE PROHIBITIONS OF SECTIONS 316.1945(1)(a)(2) AND 316.1951(1), FLORIDA STATUTES, WHICH RELATE RESPECTIVELY TO THE PARKING OF MOTOR VEHICLES ON SIDEWALKS AND THE PARKING OF "FOR SALE" VEHICLES ON PUBLIC AND PRIVATE PROPERTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-490A) Approved.

68. MOTION TO ADOPT Resolution 94-880 directing the County Administrator to publish notice of public hearing to be held Tuesday, September 13, 1994 at 7:00 p.m. at Piper High School, 8000 NW 44 Street, Sunrise, Florida to consider enactment of proposed ordinance.

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 12-62 OF THE BROWARD COUNTY CODE OF ORDINANCES RELATING TO SPECIAL ASSESSMENT RATES FOR FIRE PROTECTION WITHIN THE UNINCORPORATED AREAS OF BROWARD COUNTY AND THE BROWARD COUNTY FIRE PROTECTION DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-490A) Approved.

REGULAR AGENDA

BOARD OF COUNTY COMMISSIONERS SEATED AS THE BOARD OF DIRECTORS OF THE BROWARD COUNTY COMMISSION GOVERNMENTAL LEASING CORPORATION

69. MOTION TO ADOPT Resolution 94-881 GLC of the Board of Directors of the Broward County Commission Governmental Leasing Corporation authorizing the amendment of the Ground Lease, Lease, Sublease and Assignment Agreement dated as of July 1, 1991, as amended, between Broward County, Florida and said Corporation; authorizing officials and employees of said corporation to take all action necessary, including the execution of any required deeds and other documents necessary to effect such amendment; and providing an effective date.

ACTION: (A-857A) Approved.

BOARD OF COUNTY COMMISSIONERS SEATED AS THE BOARD OF COUNTY COMMISSIONERS

70. MOTION TO ADOPT Resolution 94-882 of the Board of County Commissioners of Broward County, Florida, authorizing the amendment of the Ground Lease, Lease, Sublease and Assignment Agreement dated as of July 1, 1991, as amended, between the

Broward County Commission Governmental Leasing Corporation and said County; authorizing officials and employees of said County to take all action necessary, including the execution of any required deeds and other documents necessary to effect such amendment; and providing an effective date.

ACTION: (A-875A) Approved.

INDUSTRIAL DEVELOPMENT REVENUE BONDS

71. A. MOTION TO CONDUCT public hearing on the proposed issuance of Industrial Development Revenue Bonds not to exceed the amount of \$913,500 (Barnacle Seafood Company, Inc. Project).

ACTION: (A-892A) Approved.

B. MOTION TO WAIVE audited financial statements requirements if the bonds are in private sale or to require compliance with the Broward County Administrative Code guidelines if bonds are a public sale.

ACTION: (A-892A) Approved.

C. MOTION TO ADOPT Resolution 94-883 of the Board of County Commissioners of Broward County, Florida, approving the issuance of a \$913,500 Industrial Development Revenue Bond (Barnacle Seafood Company, Inc. Project) for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended; and providing for an effective date.

ACTION: (A-892A) Approved.

D. MOTION TO ADOPT Resolution 94-884 of the Board of County Commissioners of Broward County, Florida, making certain findings required by the Act, as defined herein; authorizing the issuance of a \$913,500 Industrial Development Revenue Bond (Barnacle Seafood Company, Inc. Project) in exchange for the outstanding Industrial Development Revenue Bond (Barnacle Seafood Company, Inc. Project) dated as of December 30, 1983 for the purpose of extending the maturity of said bond; authorizing the execution and delivery of a supplemental installment purchase contract; authorizing the execution and delivery of a supplemental trust indenture; authorizing the execution and delivery of an acceptance and approval of a commitment letter; authorizing the execution and delivery of certain additional documents; appointing a trustee; authorizing the execution of the Bonds and the taking of all other necessary actions; approving the form of certain other financing documents; and providing an effective date.

ACTION: (A-892A) Approved.

72. MOTION TO ADOPT Resolution 94-885 of the Board of County Commissioners of Broward County, Florida, relating to the \$2,550,000 aggregate principal amount Broward County, Florida Industrial Development Revenue Bonds, Series 1986 (DerecktorGunnell, Inc. Project), in order to authorize an amended and restated mortgage and security agreement and the execution and delivery by Broward County of a consent to said amended and restated mortgage and security agreement in connection with the extension of certain loans and other credit by Barnett Bank of Broward County, N.A. to Derecktor-Gunnell, Inc. and Lauderdale Propeller Service, Inc.; authorizing all other documents, certificates, instruments and acts necessary to effectuate the foregoing; providing an effective date.

ACTION: (A-911A) Approved.

73. COUNTY ADMINISTRATOR'S REPORT County Administrator B. Jack Osterholt informed the Board of the renovations made in the commission chamber to the sound system and acoustics.

Mr. Osterholt stated that in the near future the microphone switches will be replaced with switches that have lights which will indicate if the microphone is on or off.

Mr. Osterholt recognized John Touchstone, Director, Public Works Department; M. K. Randall, Director, Office Information Technology; and staff for their time and effort.

ACTION: (A-1068A) No board action was necessary.

74. DELEGATION: Lorna Lesperance, Children of the Caribbean, regarding request for waiver.

ACTION: (A-1123A) Approved.

75. DELEGATION: Chairman David Rush, Tri-County Commuter Rail Authority, regarding Broward County's local contribution to the Tri-County Commuter Rail Authority's operating budget.

ACTION: (A-1190A) Deferred to August 18, 1994, County Commission Budget Workshop meeting.

The Board directed John Canada, Director, Office of Budget & Management Policy, and staff to continue to meet with Tri-Rail's staff, to further discuss the Tri-County Commuter Rail Authority's operating budget, and return on August 18, 1994 with recommendations.

DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT
DEVELOPMENT MANAGEMENT DIVISION

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. You must be sworn before addressing the Commission, and if you wish to address the Commission you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider what you have said in its final deliberations.

76. DISCUSSION of Plat entitled "Marmel Plat" - District 4, (021MP-94).

ACTION: (A-2650A) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

77. DISCUSSION of Plat entitled "Terramar III" - District 3, (013MP-94).

ACTION: (A-2661A) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

78. DISCUSSION of Plat entitled "Pine Tree Pointe and Landings" District 2, (012-MP-93).

ACTION: (A-2676A) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

79. DISCUSSION of Plat entitled "Pujara Commercial Center Replat" - District 3, (094-MP-93). (Deferred from July 5, 1994.)

ACTION: (A-3142A) Approved the plat subject to staff's verbal recommendation and as outlined in the Development Review Report.

80. DISCUSSION of Plat entitled "Rosewood Shores" - District 3, (052-UP-88).

ACTION: (A- 2572A) Deferred to 8/23/94 at the request of the applicant.

81. DISCUSSION of Plat entitled "Regency Lakes at Coconut Creek" -District 3, (075-MP-93).

ACTION: (A-3338A) Approved the plat with addendum, and subject to staff's recommendations as outlined in the Development Review Report.

82. DISCUSSION of Plat entitled "Pembroke Springs Plat" - District 5, (070-MP-93).

ACTION: (A-2572A) Deferred to 9/8/94 at the request of the applicant.

83. DISCUSSION of Plat entitled "Karney Plat" - District 7, (031MP-93). (Deferred from February 1, 1994.)

ACTION: (A-4586A) Denied due to traffic concurrency.

84. DELEGATION: Patricia Z. Hitchcock concerning placement of a note on a pre-1979 plat - A Portion of Parcel F of the Oakwood

Plat (904-MP-93).

ACTION: (A-3381A) Approved, subject to staff's recommendations as outlined in the Development Review Report.

85. A. DELEGATION: Barbara Hall concerning motion to approve traffic concurrency agreement relating to the Oriole- Margate Section II Plat (902-MP-93).

ACTION: (A-3400A) Approved per staff's verbal recommendations. The agreement has been approved by the County Attorney's Office.

B. DELEGATION: Dawn Sonneborn concerning placement of a note on a pre-1979 plat - A Portion of Parcel B, Oriole Margate Section II Plat (902-MP-93). (Deferred from February 1, 1994.)

ACTION: (A-3400A) Approved per staff's verbal recommendations. The agreement has been approved by the County Attorney's Office.

86. DELEGATION: Joe Handley regarding request to amend the note on the Lady Elizabeth Plat (002-MP-91).

ACTION: (A-3334A) Approved, subject to staff recommendations.

87. DELEGATION: Jay C. Evans regarding request to amend the note on the Emerald Isles Plat (033-MP-85).

ACTION: (A-3449A) Approved, subject to staff recommendations.

88. DELEGATION: Barbara A. Hall regarding request to amend the note on the Oakwood Hills Plat (073-MP-83).

ACTION: (A-3467A) Approved, subject to staff recommendations.

89. DELEGATION: Paul Lovesky regarding request to modify conditions of plat approval on the Quigar Plat (015-UP-92).

ACTION: (A-3476A) Approved, subject to staff recommendations.

90. DELEGATION: Carlos J. Ballb? regarding request to modify conditions of plat approval on the

Herman Corn Plat No. 2 (066-MP-87).

ACTION: (A-3514A) Approved, subject to staff recommendations.

91. DELEGATION: Elizabeth Pulice, representing the School Board of Broward County, regarding request to modify conditions of plat approval on the North Andrews Gardens School Site (010- UP-93).

ACTION: (A-3527A) Approved, subject to staff recommendations.

92. DELEGATION: Elizabeth Pulice regarding request to amend the non-vehicular access line on the Sunrise Industrial Park Parcels 9 & 25 Plat (078-MP-84).

ACTION: (A-3625A) Approved, subject to staff recommendations.

93. DELEGATION: Paul Lovesky regarding request to amend the nonvehicular access line on the New River Estates Section 10 Plat (207-MP-85).

ACTION: (A-3650A) Approved, subject to staff recommendations.

94. DELEGATION: Lanny M. Kalik regarding request to amend the non-vehicular access line on the Park Lane Plaza Plat (013-MP- 82).

ACTION: (A-3663A) Approved, subject to staff recommendations.

95. DELEGATION: Rhon Ernest-Jones regarding request to amend the non-vehicular access line on the Tarheel Plat (188-MP-89).

ACTION: (A-3678A) Approved, subject to staff recommendations.

96. DELEGATION: Rhon Ernest-Jones regarding request to amend the non-vehicular access line on the York Chase-Ronto Commercial Plat (017-UP-84).

ACTION: (A-3697A) Approved, subject to staff recommendations.

97. DELEGATION: Rhon Ernest-Jones regarding request to amend the non-vehicular access line on the Acme Plat No. 2 (015-UP-90).

ACTION: (A-3712A) Approved, subject to staff recommendations.

98. DELEGATION: Graham Ernest-Jones regarding request to amend the non-vehicular access line for the Port 95 Commerce Park (019-UP-88).

ACTION: (A-3735A) Approved, subject to staff recommendations.

99. DELEGATION: Greg Mire regarding request to amend the nonvehicular access line on the New River Estates Section 11 Plat (199-MP-85).

ACTION: (A-3753A) Approved, subject to staff recommendations.

100. DELEGATION: Ronald E. Lee regarding request to waive the sidewalk requirement for Parcel A, Kangaroo Plat (033-UP-87).

ACTION: (A-3765A) Approved, subject to staff recommendations.

101. DELEGATION: Dave Pullen regarding request to waive the paved access requirement for a single family residence in unincorporated Broward County.

ACTION: (A-3784A) Approved, subject to staff recommendations.

102. DELEGATION: Charles H. Ritchie regarding request to amend the note on the Stirling Oaks Plat (140-MP-89).

ACTION: (A-3824A) Approved, subject to staff recommendations.

103. DELEGATION: Richard Coker regarding request to amend the nonvehicular access line on the D & C Properties - Sunrise & Flamingo Plat (061-MP-89).

ACTION: (A-1222B) Approved, subject to staff recommendations, and subject to completion of vacation process for right-of-way adjacent to church, prior to recordation of the agreement.

END OF QUASI-JUDICIAL HEARING

104. DELEGATION: Patricia Hitchcock regarding motion to approve agreement between Broward County and Florida National Properties, Inc. for impact fee credits relating to the Kensington Plat (116-MP-89).

ACTION: (A-1356B) Approved.

105. DELEGATION: Harold Zombek, representing the City of Sunrise, regarding request for assignment of road impact fees towards the construction of Hiatus Road from Sunrise Boulevard to the C-13 Canal Bridge. (Deferred from July 5, 1994.)

ACTION: (A-1370B) Approved.

106. MOTION TO AUTHORIZE the County Attorney to draft amendment to the Broward County Land Development Code.

ACTION: (A-1385B) Approved.

107. DELEGATION: Barbara Hall regarding motion to approve agreement to allow a guardhouse within an easement for West Lake Village Plat (69-MP-89).

ACTION: (A-1391B) Approved.

PERSONNEL DIVISION

108. MOTION TO ADOPT Resolution 94-937 of the Board of County Commissioners of Broward County, Florida, authorizing the County Administrator to participate in the United Way "Loaned Executive" program.

ACTION: (A-1398B) Approved.

109. A. MOTION TO APPROVE the renewal of group health and hospitalization benefits between Broward County and HIP Health Plan of Florida for the period from January 1, 1995 through December 31, 1995.

ACTION: (A-1994B) Deferred to August 16, 1994.

B. MOTION TO APPROVE the renewal of group health and hospitalization benefits between Broward County and Humana, Inc., for the period from January 1, 1995 through December 31, 1995.

ACTION: (A-1994B) Deferred to August 16, 1994.

C. MOTION TO APPROVE the addition of point of service plan options with both HIP and Humana effective January 1, 1995.

ACTION: (A-1994B) Deferred to August 16, 1994.

D. MOTION TO APPROVE amended service agreements with HIP and Humana for the calendar year 1995, and authorize the Chair and Clerk to sign the contracts and agreements reflecting the enhancements and reduced premiums outlined in the memorandum dated July 12, 1994 by the Director of Human Resources.

ACTION: (A-1994B) Deferred to August 16, 1994.

110. MOTION TO APPROVE a one-year extension of the agreement between Broward County and Benefit America Corporation for third party administration of IRS Code Section 125 Flexible Benefit Programs, and authorize the Chair and Clerk to execute the agreement extension.

ACTION: (A-2362B) Approved.

111. A. MOTION TO APPROVE a one-year extension of the agreement between Broward County and Oral Health Services for employee paid dental insurance, and authorize the Chair and Clerk to execute same.

ACTION: (A-2435B) Approved.

B. MOTION TO AMEND membership in the Dental Insurance Selection/Negotiation Committee by replacing the Director of Risk Management with the Director of Finance and Administrative Services and waiving Section 21.84 (b) of the Procurement Code to make the Director's participation possible.

ACTION: (A-2345B) Approved, as amended.

112. A. MOTION TO APPROVE continuation of the current Employee Benefit Equalization Policy for

1995.

ACTION: (A-2318B) Deferred to August 16, 1994.

B. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, establishing Broward County's funding level for group health and hospitalization coverage for eligible Broward County employees and their dependents; providing for severability; and providing for an effective date.

ACTION: (A-2318B) Deferred to August 16, 1994.

C. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, continuing the non-compensatory taxable benefit for Broward County employees choosing single HMO Group Insurance or coverage other than that provided by Broward County; providing for severability; and providing for an effective date.

ACTION: (A-2318B) Deferred to August 16, 1994. PURCHASING DIVISION

For Aviation Department

113. MOTION TO APPROVE the second amendment to the agreement between Broward County and Williams, Hatfield, & Stoner (WH&S) for general engineering consultant services related to Broward County-owned airports, to increase the agreement amount by \$493,300 from \$115,000 to \$608,300 for FY 93-94 to provide for an additional public parking facility and geotechnical and land surveying services for land acquisition associated with expansion of Runway 9R at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-2459B) Approved.

For Public Works Department

114. A. MOTION TO WAIVE as a technicality the requirement for filling in the appropriate details of the Trench Safety Act as a matter of responsiveness. (Deferred from July 12, 1994.)

ACTION: (A-2569B) Approved.

B. MOTION TO AWARD fixed contract to single bidder, Ocean Bay Construction Inc. for District 2 water meter reconnection (Bid Q-03-94-04-OF) in the amount of \$229,525 for the Environmental Engineering Division, subject to receipt and acceptance of insurance/performance and payment guaranty. (Deferred from July 12, 1994.)

ACTION: (A-2569B) Approved.

115. A. MOTION TO APPROVE change order allowance of \$89,894, which is 7.4% of the total contract amount of \$1,214,606 for Contract P-02-94-04-OF, North Regional Wastewater Treatment Plant Thickener Building rehabilitation.

ACTION: (A-2576B) Approved.

B. MOTION TO AWARD fixed contract to low bidder, Marine Engineering Contractors, Inc., for North

Regional Wastewater Treatment Plant Thickener Building rehabilitation (P-02-94-04-OF) for total base bid (Items 1-10) and alternate bid-Item 11A less alternate bid- Item 1A in the amount of \$1,214,606 for the Environmental Engineering Division, subject to receipt and acceptance of insurance and performance and payment guaranty.

ACTION: (A-2576B) Approved. For Finance and Administrative Services Department

116. MOTION TO APPOINT a selection/negotiation committee to hire a firm to design a new Community Center building at Pompano Beach Highlands Park (East) and to supervise the demolition of the existing structure and construction of the new building.

ACTION: (A-2582B) Approved. The following were appointed to subject Selection/Negotiation Committee: Commissioner Poitier; Director, Parks & Recreation Division (Chair); Director, Community Development; County Architect, and Construction Management Division.

117. MOTION TO APPOINT a selection/negotiation committee to hire a firm to conduct an evaluation of the Mass Transit Paratransit service.

ACTION: (A-2602B) Approved. The following were appointed to subject Selection/Negotiation Committee: Commissioner Poitier; Commissioner Parrish; Director, Mass Transit Division (Chair); Asst. Director, Community Services Department; and Director, Office of Budget & Management Policy.

118. MOTION TO APPOINT a selection/negotiation committee to hire a consulting engineering firm to assist in the planning, design, construction and project management services to update the North Broward Regional Wastewater Plant.

ACTION: (A-2618B) Approved. The following were appointed to subject Selection/Negotiation Committee: Commissioner Rodstrom; Commissioner Thompson; Director, Environmental Engineering, OES, (Chair); Director, Wastewater Division, OES; and Deputy Director, Department of Natural Resource Protection.

119. MOTION TO APPOINT a selection/negotiation committee to develop a library of construction claims consultants.

ACTION: (A-2634B) Approved. The following were appointed to subject Selection/Negotiation Committee: Commissioner Hart; Director, Project Management Division (Chair); Director, Environmental Engineering Division, OES; Director, Parks and Recreation Division; Director, Development and Planning, Aviation; and Director Construction Management & Planning, Port Everglades.

120. MOTION TO APPOINT a selection/negotiation committee to hire up to three consulting firms to provide general professional engineering and utility financial services for the Water Supply, Wastewater Management, and Fiscal Operations Divisions.

ACTION: (A-2650B) Approved. The following were appointed to subject Selection/Negotiation Committee: Commissioner Gunzburger; Commissioner Parrish; Commissioner Rodstrom; Director, Environmental Engineering Division, OES (Chair); Asst. Director, Office of Environmental Services; and Deputy Director, Department of Natural Resource Protection.

121. A. MOTION TO APPROVE expansion of the function of the Health Insurance Committee to

include selection/negotiation responsibility for all group insurance and/or benefit programs.

ACTION: (A-2707B) Approved, as amended.

B. MOTION TO APPROVE waiver of Section 21.84 (b) of the Procurement Code for the joint participation on the Committee of the Director of Finance and Administrative Services and the Director of Human Resources.

ACTION: (A-2707B) Approved, as amended.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

122. MOTION TO ADOPT Resolution 94-938 establishing the guidelines for payment of monetary rewards from the Pollution Prevention and Recovery Fund to members of the general public whose reporting of environmental crimes or pollution incidents impacting the natural resources of Broward County in the assessment and collection of civil penalties from said violators.

ACTION: (A-2748B) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-2755B) Approved, as amended.

COUNTY ATTORNEY

124. MOTION TO APPROVE settlement of Carruthers v. Cochran (jail lawsuit).

ACTION: (A-2761B) Approved.

COUNTY ADMINISTRATOR

125. MOTION TO APPROVE Resolution 94-939 of the Board of County Commissioners of Broward County, Florida, providing for Broward County's consent to the attached supplemental agreements between the National Safety Council and the Driver Improvement Academy, Inc., the National Traffic Safety Institute, and the Metro Traffic School, respectively; providing for the terms and conditions upon which Broward County's consent is based, and providing for an effective date.

ACTION: (3988B) The County Commission directed that only telephone banks be installed in the courthouses for individuals signing up for driving school, effective 1/1/95 thru 12/31/97. The entire cost of the installation of said telephone banks (direct open-line telephones) will be at the expense of the driving schools, should they choose to participate. The driving schools must meet county/state qualifications. In addition, the County Attorney's Office will research the use of free space at the courthouses for Non-Profit organizations and return to the County Commission with a report.

SUPPLEMENTAL AGENDA

COUNTY ADMINISTRATOR

126. MOTION TO ESTABLISH Commission meetings for Wednesday, September 8, 1994.

REASON FOR SUPPLEMENTAL: Item being brought forward at this time for scheduling purposes.

ACTION: (A-6852B) Approved.

NON AGENDA

127. PROCLAMATION: Commissioner Hart read into the record a proclamation designating the months of August through November 1994 as KIDS VOTING BROWARD awareness months throughout Broward County, Florida. The Board urges every parent, citizen, and municipality within its jurisdiction, and the entire community at large to join in the Kids Voting campaign.

ACTION: (A-131) Rebecca Ghrysai, Gene Cain, and Carlos Reyes accepted the proclamation and thanked the Board for recognizing the Kids Voting campaign.

128. PROCLAMATION: Commissioner Rodstrom read into the record a proclamation designating August 10 through August 13, 1994 as the commencement of the 1994 BEEP BASEBALL WORLD SERIES in Broward County, Florida. The Board urges all citizens to participate in this forum showcasing Beep Baseball for the visually-impaired and the blind.

ACTION: (A-225) Victoria Hersen, Executive Director of Fort Lauderdale Lighthouse for the Blind, accepted the proclamation and thanked the Board.

129. PROCLAMATION: Commissioner Gunzburger read into the record a proclamation designating August 13, 1994, as FAMILY AFFAIR DAY in Broward County. The Board urges parents throughout Broward County to participate and spend a day of fun, laughter and entertainment with their children as they prepare for the 1994-1995 School Year.

ACTION: (A-310) Joe Major, President, Community Action Agency Advisory Board accepted the proclamation and thanked the Board. Mr. Major handed out T-shirts to the Board members.

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