

# MEETING OF AUGUST 17, 1999

*(The meeting convened at 10:10 a.m.; recessed at 12:30 p.m.; reconvened at 2:10 p.m. and adjourned at 5:50 p.m.)*

PLEDGE OF ALLEGIANCE *-led by Judge Ginger Lerner-Wren, 17th Judicial Circuit Court*

CALL TO ORDER

## CONSENT AGENDA

### BOARD APPOINTMENTS

1. A. MOTION TO APPROVE the reappointment of Mr. Larry Marvet to the Natural Resource Protection Advisory Board. (Commissioner Parrish)

**ACTION: (A-1057) Approved.**

B. MOTION TO APPROVE the appointment of Ms. Helen A. Brown to the Parks and Recreation Advisory Board as an out of District appointee. Ms. Brown will fill an existing vacancy. (Commissioner Parrish)

**ACTION: (A-1057) Approved.**

C. MOTION TO APPOINT Mr. Harvey Meltzer to serve on the Human Rights Board of Broward County. Mr. Meltzer will fill a vacant position on this Board. (Commissioner Rodstrom)

**ACTION: (A-1057) Approved.**

D. MOTION TO APPOINT Mr. Matthew J. Meadows to the Advisory Board for Persons with Disabilities. (Chair)

**ACTION: (A-1057) Approved.**

E. MOTION TO NOMINATE the appointment of Dr. Jay P. Muza to serve on the Urban Wilderness Advisory Board. Dr. Muza will fill a vacant position. (Chair)

**ACTION: (A-1057) Approved.**

F. MOTION TO APPROVE the appointment of Mr. David Leon Bradbury to the Advisory Board for Persons with Disabilities. Mr. Bradbury will fill an existing vacancy. (Commissioner Parrish)

**ACTION: (A-1057) Approved.**

## **AVIATION DEPARTMENT**

2. MOTION TO APPROVE the second amendment to an agreement of lease between Broward County, Florida and Aerial Sign Company Inc. at North Perry Airport to provide for a rental adjustment and extension of term, and authorize the Chair and Clerk to execute same.

*ACTION: (A-1057) Deferred at the request of the County Administrator.*

3. MOTION TO APPROVE the third amendment to an advertising concession agreement between Broward County, Florida and In-Ter-Space Services Inc., d/b/a Interspace Airport Advertising (“Interspace”), which provides for the construction and installation of new terminal directories in the Terminals at Fort Lauderdale- Hollywood International Airport, and reimbursement to Interspace for shared cost in an amount not to exceed \$37,179, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1057) Approved as corrected.**

4. MOTION TO APPROVE the first amendment to a lease agreement between Broward County, Florida and Lauderdale Small Boat Club Inc. to extend the agreement an additional five years for the lease of 10.117 acres of land at the Fort Lauderdale-Hollywood International Airport effective September 1, 1999 through August 31, 2004, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1057) Approved.**

5. A. MOTION TO APPROVE an airline-airport lease and use agreement between Broward County, Florida and Spirit Airlines Inc., and authorize the Chair and Clerk to execute same.

**ACTION: (A-1057) Approved as corrected.**

B. MOTION TO APPROVE the addendum to the Airline-Airport lease and use agreement between Broward County, Florida and Spirit Airlines Inc., revising various provisions of the Airline-Airport lease and use agreement, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1057) Approved as corrected.**

## **PUBLIC WORKS DEPARTMENT**

### **REAL PROPERTY SECTION**

6. MOTION TO APPROVE the conveyance of an easement to Florida Power & Light Company for electric utility facilities on county landfill property on Stirling Road in the City of Pembroke Pines (this

easement provides for relocation expense by the utility company), and authorize the Chair and Clerk to execute easement grant.

***ACTION: (A-3003) & (A-4060) Approved as amended deleting the second sentence in the last paragraph: "If GRANTOR determines that said lines . . . ."***

7. MOTION TO APPROVE the contract for sale and purchase executed by Ruby D. Murphy, a single woman, and Bridget L. Edwards, a single woman, in the amount of \$1,200 for the purchase of a Lift Station Utility Easement located at 3770 Southwest 32 Street, Hollywood, Florida for the South County Neighborhood Improvement Project, Phase III, Parcel 12; Office of Environmental Services authorized the Real Property Section to acquire this property using Office of Environmental Services funds; authorize the Chair and Clerk to execute contract for sale and purchase, and authorize acceptance and recordation of easement.

**ACTION: (A-1057) Approved.**

8. MOTION TO APPROVE the contract for sale and purchase executed by Maude Cooper, now known as Maude C. Rhymes, a single woman, in the amount of \$2,000 for the purchase of an easement for a neighborhood identification sign in Section 1, Phase 1 of the South County Neighborhood Improvement Project; Office of Environmental Services authorized the Real Property Section to acquire this property using Office of Environmental Services funds; authorize the Chair and Clerk to execute contract, and authorize acceptance and recordation of easement.

**ACTION: (A-1057) Approved.**

**OFFICE OF ENVIRONMENTAL SERVICES**

**FISCAL OPERATIONS DIVISION**

9. MOTION TO APPROVE AND EXECUTE the Satisfaction of Claim of Lien to release liens recorded for unpaid water and/or sewer charges in the amount of \$5,404.84.

**ACTION: (A-1057) Approved.**

**OFFICE OF TRANSPORTATION**

**ENGINEERING DIVISION**

10. MOTION TO APPROVE an amendment to the roadway improvement phasing agreement, between Broward County and Sunbeam Properties Inc., related to the Miramar Park of Commerce - Phase III Plat (049-MP-90), and authorize the Chair and Clerk to execute same.

## **ACTION: (A-1057) Approved.**

11. MOTION TO APPROVE an interlocal agreement between Broward County and City of Fort Lauderdale relating to beautification project along State Road 7, from Southwest 20 Street to Davie Boulevard, at an annual cost to Broward County of \$5,000, and authorize the Chair and Clerk to execute same.

*ACTION: (A-3088) Approved and directed the County Attorney to amend the ILA to include that if an area is annexed, the City of Fort Lauderdale agreed that the community annexing said project would take over the responsibility; thus, relieving the county of same.*

## **STREETS AND HIGHWAYS DIVISION**

12. MOTION TO ADOPT unanticipated revenue Resolution 1999-986 within the Special Purpose Fund for the Streets and Highways Division (Mosquito Control Section) in the amount of \$26,554 to recognize and appropriate additional state grant dollars.

## **ACTION: (A-1057) Approved.**

## **TRAFFIC ENGINEERING DIVISION**

13. MOTION TO ADOPT Resolution 1999-987 exempting a vacant position (Engineer III, BPN No. 3674) within the Traffic Engineering Division from the classified service.

## **ACTION: (A-1057) Approved.**

### **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

14. MOTION TO APPROVE AND EXECUTE a financial advisory agreement between Broward County and American Government Certificate and Fund Corporation to provide financial advisory services for the Broward County Health Facilities Authority.

## **ACTION: (A-1057) Approved.**

## **ACCOUNTING DIVISION**

15. MOTION TO APPROVE business travel for county employees in accordance with Administrative Order 105.

## **ACTION: (A-1057) Approved as corrected.**

# OFFICE OF INFORMATION TECHNOLOGY

16. MOTION TO APPROVE an interim agreement between Broward County and US Crossing Inc. for use of Broward County's rights-of-way in order to provide telecommunication services for the term of one year, and authorize the Chair and Clerk to execute same.

**ACTION: (A-3127) Approved.**

17. MOTION TO ADOPT Resolutions 1999-988, 1999-989, and 1999-990 exempting the positions of two Systems Network Analyst III (BPN No. 08156), and (BPN No. 06922), and a Systems Network Analyst II (BPN No. 03981) from the Classified Civil Service.

**ACTION: (A-1057) Approved.**

## PURCHASING DIVISION

For Aviation Department

18. A. MOTION TO APPROVE the fifth amendment to an agreement between Broward County and Walker Parking Consultants Inc. for design services for the Infield Parking Garage at the Fort Lauderdale-Hollywood International Airport with an increase of \$219,895 in contract value and no increase in contract time, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1057) Approved.**

B. MOTION TO APPROVE Optional Service Work Authorization KO12-24 for Revisions to the East Lot for \$57,559.78, and Optional Service Work Authorization KO12-25, Southwest Canopy Revisions for \$24,408.64, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1057) Approved.**

19. MOTION TO APPROVE the third amendment to an agreement between Broward County and Miller, Legg and Associates Inc. for design services for replacement parking, temporary roadways and miscellaneous design services at the Fort Lauderdale-Hollywood International Airport which provides an increase to the Optional Services category of \$291,500 with no increase in contract time, and authorize the Chair and Clerk to execute the same.

**ACTION: (A-1057) Approved.**

20. MOTION TO AWARD an open-end contract to low bidder, Prestige Property Management & Maintenance, for Landscape and Irrigation Maintenance along US 1 (Airport) in the estimated annual amount of \$205,900 (H-5-99-097-B2) for the Aviation Department, subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Purchasing Division Director to renew

this contract for two one-year renewal periods. This initial contract period shall start on September 10, 1999 and terminate two years from that date.

## **ACTION: (A-1057) Approved.**

For Department of Planning and Environmental Protection

21. MOTION TO APPROVE the first amendment to Work Authorization No. 1 in accordance with the agreement between Broward County and Montgomery Watson Americas Inc. approved by the Board of County Commissioners on August 23, 1994 to provide the Environmental Services related to analysis of hydrologic models for the Army Corps of Engineers Restudy of the Central and Southern Florida Project and its impacts on Broward County, requesting a new distribution of costs reallocating \$2,000 to labor from reimbursable expenses without changing the total guaranteed maximum costs of \$49,950, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-1057) Approved.**

For Public Works Department

22. MOTION TO APPROVE Amendment No. 1 to Work Authorization No. 9523 in accordance with the agreement of September 12, 1995 between Broward County and Montgomery Watson Americas Inc. to provide professional engineering services in preparing Consumer Confidence Reports (CCRs), as required by the Environmental Protection Agency (EPA) in 1996 amendments to the Safe Drinking Water Act, for separate service areas rather than a system-wide CCR, for no additional cost, with the amount remaining at not to exceed \$152,939, and 40 additional calendar days, increasing the period of performance from 270 calendar days to 310 calendar days, and authorize the Chair and Clerk to execute same. (BCOES Project Number 9523: BCOES Consumer Confidence Report)

## **ACTION: (A-1057) Approved.**

23. MOTION TO AWARD a fixed contract to the low responsive/responsible bidder Coral-Tech Associates Inc. for the renovation of Room 248 Family Court Support Service Division in the Main Courthouse (Bid No. PN98271CF) in the amount of \$344,800 for the Construction Management Division, subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-1057) Approved.**

24. MOTION TO AWARD a fixed contract to the low responsive, responsible bidder, Project Integration Inc. for chlorination improvements at Water Treatment Plants 1A and 2A, Contract No. Q-N-98-262-CF, BCOES No. 8686, in the amount of \$719,000 for the Environmental Engineering Division, for general rehabilitation and chlorine scrubber installation, subject to receipt and acceptance of insurance/ performance and payment guarantee, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-1057) Approved.**

25. MOTION TO AWARD an open-end contract to the low bidder, Group 1, Shenandoah General Construction Inc. for sewer main cleaning, grouting and video taping (Bid No. C-4-99-084-B1) for the Environmental Operation Division in the estimated amount of \$501,467.78, and authorize the Purchasing Division Director to renew the contract for a one-year period. The initial contract period shall start on the date of award and shall terminate one year from that date.

**ACTION: (A-1057) Approved.**

26. MOTION TO AWARD a fixed contract to Intercounty Engineering Inc., low bidder, in the amount of \$262,519 for the rehabilitation of Lift Stations 23F, 23J and 25B, (No. 299029FF) for The Office of Environmental Services, Environmental Engineering Division, subject to receipt and acceptance of certificates of insurance and performance and payment guarantee, and authorize the Chair and Clerk to execute the same.

**ACTION: (A-1057) Approved.**

27. MOTION TO NOTE FOR THE RECORD an emergency procurement for the rehabilitation of Master Pump Station No. 420, Project No. Q1910-99, in the amount of \$142,745 to Trio Development Corporation for the Environmental Engineering Division.

**ACTION: (A-1057) Approved.**

28. A. MOTION TO AWARD a fixed contract to Ocean Bay Construction low bidder for the North County Neighborhood Improvements, (which consists of replacing existing water mains, moving sanitary sewers, improving drainage, replacing sidewalks and signs) Bid Package No. 1 (H-4-99-078-CF) for the total bid amount of \$3,829,223.96, 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.

**ACTION: (A-1057) Approved.**

B. MOTION TO APPROVE 12% change order contingency to cover unforeseeable underground conditions and restoration.

**ACTION: (A-1057) Approved.**

29. MOTION TO AWARD an open-end contract to low bidder, Groups 1-4, Pantropic Power Products for Generator Maintenance and Repair (Bid No. E5-99-092-M-1) in the estimated amount of \$55,300 subject to receipt and acceptance of the performance and payment guarantee, and authorize the Purchasing Division Director to renew the contract for a one-year period. The initial contract period shall start after acceptance of the performance and payment guarantee and shall terminate one year from that date.

**ACTION: (A-1057) Approved.**

30. A. MOTION TO ADOPT budget Resolution 1999-991 transferring within the Capital Project Fund (3150) the amount of \$572,000 from the Engineering Capital Project reserves in order to provide funding for Amendment No. 6 to Craig A. Smith & Associates Inc. agreement to provide construction contract administration services for the McNab Road Project (5117).

**ACTION: (A-1057) Approved.**

B. MOTION TO APPROVE Amendment No. 6 to the phased agreement between Broward County and Craig A. Smith & Associates Inc. to increase the agreement amount by \$572,634.67, from \$392,274.09, to \$964,908.76, and to increase the contract time by 17 months (510 calendar days) from 720 calendar days to 1,230 calendar days for construction contract administration services for McNab Road, from University Drive to west of Pine Island Road, and authorize the Chair and the Clerk to execute same. (BCED Project No. 5117)

**ACTION: (A-1057) Approved.**

For Community Services Department

31. MOTION TO APPROVE the first amendment to an agreement between Broward County and George C. Bonis, M.D., d/b/a Neurological Rehabilitation Center Program Services Inc. for medical consultant services required for compliance with the Americans with Disabilities Act (ADA); exercising option to renew the term of the agreement for a one-year period commencing October 1, 1999 through September 30, 2000; authorizing the contract administrator to approve an additional one-year term extension beginning October 1, 2000 through September 30, 2001, provided both parties mutually agree; with no increase in compensation for contracted services, which will be furnished at the current rate structure, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1057) Approved.**

## **REVENUE COLLECTION DIVISION**

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

**ACTION: (A-1057) Approved.**

## **HUMAN SERVICES DEPARTMENT**

## **ALCOHOL AND DRUG ABUSE SERVICES DIVISION**

33. MOTION TO APPROVE the allocation of Fiscal Year 1999-2000 Federal Anti-Drug Abuse Act funds in the amount of \$1,155,885 as recommended by the Broward County Commission on Substance

Abuse, and authorize the Chair and Clerk to approve recommendations and execute Grant applications. (Deferred from July 13, 1999, Item 71)

***ACTION: (A-3192) Approved and requested a current interim report on how the agencies' redefined goals are met; provide outcomes reflecting a quantifiable decrease in drug use in the community, and review grant programs to help meet the overall strategy.***

## **COMMUNITY DEVELOPMENT DIVISION**

34. MOTION TO APPROVE the first amendment to an agreement between Broward County and Prophecy Childcare Center and School, Inc for the purpose of reallocating funds for the Butler Classroom Building Phase I, in the amount of \$222,745 from construction to property acquisition, and authorize the Chair and Clerk to execute same. No additional funding is required and all other terms and conditions of the contract remain unchanged.

**ACTION: (A-1057) Approved with addendum.**

35. MOTION TO DIRECT the Office of the County Attorney to draft an ordinance providing for the appointment of new members of the Enterprise Zone Development Agency according to the specific composition and representation requirements provided for by Ordinance 95 -15.

**ACTION: (A-1057) Approved.**

## **ELDERLY AND VETERANS SERVICES**

36. MOTION TO APPROVE an agreement between Broward County and Dr. Angel Estevez from August 1, 1999 to June 30, 2000 in the amount of \$42,000 for the purpose of providing psychiatric services for Elderly and Veterans Services Division's Mental Health clients, and authorize the Chair and Clerk to execute same. Funding for this service is provided through an agreement between Broward County and the Florida Department of Children and Families.

**ACTION: (A-1057) Approved.**

37. MOTION TO APPROVE an entry into the non-financial referral agreement with for-profit organization determined eligible as Assisted Living Medicaid Waiver provider from date of execution to June 30, 2000 for the purpose of maintaining older persons in the least restrictive setting in the community, and authorize the Chair and Clerk to execute same. No county funds are required.

***ACTION: (A-1057) Approved as corrected to read: ". . . and authorize the Chair to execute same".***

38. MOTION TO APPROVE an entry into non-financial referral agreements with not-for-profit and for-profit organizations determined eligible as Home and Community Based Medicaid Waiver and Home Care for the Elderly service providers from date of execution to June 30, 2000 for the purpose of maintaining older persons in the community, and authorize the Chair and Clerk to execute same. No county funds are required.

***ACTION: (A-1057) Approved as corrected to read: “. . . and authorize the Chair to execute same”.***

## **GRANTS MANAGEMENT RESEARCH AND DEVELOPMENT SERVICES**

39. MOTION TO TERMINATE Agreement No. 99-8375-5C between Broward County and the Housing Authority of Pompano Beach from October 1, 1998 to September 30, 1999 in the amount of \$9,710; and Agreement No. 99-8280-5C between Broward County and Spectrum Programs Inc. from October 1, 1998 to September 30, 1999 in the amount of \$36,540 for failure to perform provisions in the agreements, and authorize the Chair and Clerk to execute same. No county funds are required.

**ACTION: (A-1057) Approved.**

## **OFFICE OF HOUSING FINANCE**

40. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida approving and authorizing execution of the agreement between the Housing Finance Authority of Broward County, Florida and Fortson Eisenach Associates Inc. for financial advisory services; and providing for an effective date.

***ACTION: (A-1057) Deferred at the County Administrator’s request for further staff review.***

41. MOTION TO APPROVE the Satisfaction of Mortgage for a State Housing Initiatives Partnership (SHIP) Purchase Assistance deferred loan in the amount of \$5,000 and a SHIP Second Mortgage loan in the amount of \$18,000 to Luis A. Mora, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1057) Approved.**

42. MOTION TO APPROVE the Satisfaction of Mortgage for a HOME Investment Partnership Project First-Time Homebuyers Assistance deferred loan in the amount of \$7,143 and a State Housing Initiatives Partnership (SHIP) Second Mortgage loan in the amount of \$11,027 to Cassandra Eubanks, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1057) Approved.**

43. MOTION TO APPROVE AND EXECUTE a subordination agreement for Linda Schafer to subordinate Broward County’s second mortgage lien on a State Housing Initiatives Partnership (SHIP) forgivable deferred payment loan in the amount of \$10,000 to new refinancing with Option One Mortgage Company, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1057) Approved.**

44. MOTION TO ADOPT unanticipated revenue Resolution 1999-992 within the Broward County Affordable Housing Assistance Trust Fund for the Office of Housing Finance in the amount of \$1,506,550 for the purpose of implementing affordable housing strategies described in the 1999-2001 Joint Local Housing Assistance Plan required by the State Housing Initiatives Partnership Act. The

unanticipated revenues are additional funds received from the State of Florida (Florida Housing Finance Corporation) for Fiscal Year 1998-1999.

**ACTION: (A-1057) Approved.**

## **COMMUNITY SERVICES DEPARTMENT**

### **MASS TRANSIT DIVISION**

45. MOTION TO ADOPT Resolution 1999-993 of the Board of County Commissioners of Broward County, Florida authorizing the Mass Transit Division Director to execute and file a Trip/Equipment Grant Application and Agreement with the Florida Commission for the Transportation Disadvantaged for Fiscal Year 1999/2000 for the provision of nonsponsored transportation disadvantaged services in the amount of \$2,124,476; providing for an effective date; and authorizing the County Administrator to take the necessary administrative and budgetary actions to implement the grant. (County match of \$212,448 will be provided through issuance of bus passes to eligible transportation disadvantaged individuals.)

**ACTION: (A-1057) Approved.**

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

46. MOTION TO ADOPT Resolution 1999-994 of the Board of County Commissioners of Broward County, Florida exempting from civil service, the position of Natural Resource Specialist I (BPN No. 00461) for the Department of Planning and Environmental Protection.

**ACTION: (A-1057) Approved.**

47. MOTION TO APPROVE the settlement agreements between Broward County and the listed respondents for violations of Broward County Code of Ordinances for Department of Planning and Environmental Protection (DPEP), and authorize the Chair and Clerk to execute same. The respondents were cited for violations of the Broward County Code of Ordinances for the attached violations and have agreed to pay Broward County for any penalties in full:

A. Ronald M. Bergeron

B. Allen L. Merritt, Elizabeth M. Schultz, Ennis C. Merritt, a Life Estate; Merritt's Boat and Engine Works Inc.; B.K. Marine Construction Inc.

C. Seawood Builders Inc.; Florida Preparatory Schools Management II Ltd.; Thomas A. El-Ramey Irrevocable Trust.

**ACTION: (A-1057) Approved.**

## **BIOLOGICAL RESOURCES DIVISION**

48. MOTION TO ADOPT Resolution 1999-995 requesting the Florida Fish and Wildlife Conservation Commission to adopt a rule prohibiting the commercial harvest of freshwater turtles in Broward County east of the Water Conservation Area levee; providing for an effective date, for the Biological Resources Division of Department of Planning and Environmental Protection (DPEP).

**ACTION: (A-1057) Approved.**

49. MOTION TO ACCEPT amended conservation easement from Minto Towngate Limited Partnership for modifications to mitigation associated with Minto Towngate, a residential development, over approximately 53.6 acres of real property in the City of Pembroke Pines, for the Biological Resources Division.

**ACTION: (A-1057) Approved.**

## **DEVELOPMENT MANAGEMENT DIVISION**

50. MOTION TO ADOPT Resolution 1999-996 amending the Broward County Administrative Code by adopting an updated Traffic Review and Impact Planning System (TRIPS) status report dated August 17, 1999.

**ACTION: (A-1057) Approved.**

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

## **EMERGENCY MANAGEMENT DIVISION**

51. A. MOTION TO APPROVE modification to agreement between Broward County and the State of Florida Department of Community Affairs in the amount of \$111,298 for the purpose of enhancing capabilities at the Broward County Emergency Operations Center (EOC) which will allow it to function as the Alternate State EOC, from date of execution and extending through project completion, and authorize the Chair to execute same. (County in-kind match is \$54,566)

**ACTION: (A-1057) Approved.**

B. MOTION TO ADOPT unanticipated revenue Resolution 1999-997 within the grant fund for the Emergency Management Division in the amount of \$56,732 for the purpose of enhancing capabilities at the Broward County Emergency Operations Center.

**ACTION: (A-1057) Approved.**

C. MOTION TO APPROVE agreement between Broward County and the State of Florida Department of Community Affairs to define responsibilities of parties to establish, maintain, and support an Alternate State Emergency Operations Center for the State of Florida.

**ACTION: (A-1057) Approved.**

## **FIRE RESCUE DIVISION**

52. MOTION TO APPROVE first amendment to a business lease between Broward County and the Bailey Road Volunteer Fire Department Inc. authorizing a one-time replacement by Broward County of Station No. 34's roof in the amount of \$8,900, in consideration of the county's placement of an oxygen refill site at the subject location at no additional cost to Broward County, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1057) Approved.**

## **TELECOMMUNICATIONS DIVISION**

53. MOTION TO APPROVE interlocal agreement between Broward County and City of Plantation for funding and maintenance for Enhanced 9-1-1 equipment in the amount of \$180,046.44, for a one-time equipment cost needed to become Year 2000 compliant and a total of \$67,337 for maintenance of the system over a five- year period. The agreement may be terminated by either party without cause with 90 days written notice to the other party. Funding is available in the E 9-1-1 Special Purpose Fund (\$0.50 month charge on telephone bills).

**ACTION: (A-1057) Approved.**

## **OFFICE OF BUDGET SERVICES**

54. MOTION TO ADOPT unanticipated revenue Resolution 1999-998 within the General Fund in the amount of \$35,000 for the Public Defender's Office to recognize additional Public Defender Fee Revenues and appropriate the additional funds for increased funding for special public defender costs (expert witness fees) for the remainder of Fiscal Year 1999.

**ACTION: (A-1057) Approved.**

55. MOTION TO ADOPT unanticipated revenue Resolution 1999-999 within the General Fund for the Broward Sheriff's Office Contract Cities in the amount of \$817,248 for the transition of child protective investigation functions from the State of Florida to the Broward Sheriff's Office.

**ACTION: (A-1057) Approved.**

56. MOTION TO ADOPT budget Resolution 1999-1000 within the General Fund transferring \$14,000 from the Commission Reserve to fund the cost of the September 7, 1999 annexation election mandated by HB1563 and HB1573.

**ACTION: (A-1057) Approved.**

57. MOTION TO ADOPT budget Resolution 1999-1001 within the General Fund in the amount of \$140,000 from the Non-Departmental Restricted Reserve for the 17th Judicial District to provide funding reserved in anticipation of Local Government Criminal Justice Trust Fund revenues.

**ACTION: (A-1057) Approved.**

## **OFFICE OF INTERNAL AUDITOR**

58. MOTION TO ADOPT Resolution 1999-1002 exempting a vacant position from the classified service: Information Control Auditor (BPN No. 02974) in the Office of Internal Audit.

**ACTION: (A-1057) Approved.**

## **COMMISSION AUDITOR**

59. A. MOTION TO FILE a report on Outreach Broward Inc.

**ACTION: (A-1057) Approved.**

B. MOTION TO APPROVE AND IMPLEMENT recommendations made by the Commission Auditor.

**ACTION: (A-1057) Approved.**

## **COUNTY ATTORNEY**

60. MOTION TO AUTHORIZE the Chair and Clerk to execute and deliver four satisfactions of mortgage for four mortgage deeds executed by: 1) Yuen Lau and Jenny Zhen Lau; 2) Kin C. Sims; 3) Sukuen Lau and Paula Lau; and 4) Jin Qui Zhen and Xi Su Yu to Broward County for the purpose of posting a Property Bond in the case of State of Florida v. Yuen Lau, in the 17th Circuit Court Case No. 94-11696-CF-10-A.

**ACTION: (A-1057) Approved.**

61. MOTION TO RATIFY the extension of an agreement with Eckert, Seamans, Cherin & Mellott from March 31, 1999 to March 31, 2000, for provision of legal services as conflict counsel in employment

matters.

***ACTION: (A-3885) The Board approved the agreement and directed the County Attorney to resolve with Eckert, Seamans, et.al., the termination clause on reversing the time frames under Section 4.1.***

***(Commissioner Gunzburger abstained from voting and filed Form 8B Memorandum of Voting Conflict for County, Municipal, and Other Local Public Officers.)***

## **COUNTY COMMISSION**

62. MOTION TO FILE City of Pompano Beach Resolution No. 99-257 dated July 27, 1999 entitled:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, EXPRESSING ITS INTENT TO SERVE AS THE GOVERNING BODY OF THE UNINCORPORATED TERRITORY REFERRED TO AS THE “INTRACOASTAL/BEACH AREA”; DIRECTING THE CITY CLERK TO PROVIDE A COPY OF THIS RESOLUTION TO THE BROWARD COUNTY LEGISLATIVE DELEGATION AND OTHER INTERESTED PARTIES; PROVIDING AN EFFECTIVE DATE.

(Chair)

**ACTION: (A-1057) Approved.**

63. MOTION TO FILE City of Tamarac, Florida, Resolution No. R99-183 dated July 14, 1999 entitled:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA, REQUESTING THAT THE FLORIDA BUILDING COMMISSION ADOPT A FLORIDA BUILDING CODE THAT WILL MAINTAIN THE CURRENT LEVEL OF SAFETY PROVIDED TO CITIZENS AND RESIDENTS OF BROWARD COUNTY FLORIDA IN THE CURRENT SOUTH FLORIDA BUILDING CODE; AUTHORIZING AND DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE GOVERNOR OF THE STATE OF FLORIDA, THE FLORIDA BUILDING COMMISSION, THE BROWARD COUNTY LEGISLATIVE DELEGATION, THE FLORIDA LEAGUE OF CITIES, THE BROWARD COUNTY LEAGUE OF CITIES, THE CITY COMMISSION OF EACH CITY IN BROWARD COUNTY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Chair)

**ACTION: (A-1057) Approved.**

64. MOTION TO FILE City of Fort Lauderdale, Florida, Resolution No. 99-94 dated July 7, 1999 entitled:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, URGING THE GOVERNOR, THE STATE LEGISLATURE AND THE BUILDING COMMISSION TO ADOPT AN AUTHORIZE THE USE OF PERTINENT SECTIONS OF THE SOUTH FLORIDA BUILDING CODE IN HURRICANE PRONE AREAS AS THE CITY OF FORT

LAUDERDALE.

(Chair)

## **ACTION: (A-1057) Approved.**

65. MOTION TO FILE City of Lauderhill, Florida, Resolution No. 99R-7-139 dated July 12, 1999 entitled:

A RESOLUTION EXPRESSING THE SUPPORT OF THE CITY OF LAUDERHILL, BROWARD COUNTY, FLORIDA, FOR A STUDY REGARDING THE FEASIBILITY OF A FLORIDA TURNPIKE INTERCHANGE AT OAKLAND PARK BOULEVARD; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the City Commission) (Chair)

## **ACTION: (A-1057) Approved.**

66. MOTION TO FILE City of Miramar Resolution No. 99-253 dated July 7, 1999 entitled:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA, RECOMMENDING THAT THE BROWARD COUNTY BOARD OF COMMISSIONERS IMPLEMENT THE REMAINING TWO CENTS OF THE GAS TAX IN ACCORDANCE WITH A PROPOSED NEW INTERLOCAL AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE.

(Chair)

## **ACTION: (A-1057) Approved.**

67. MOTION TO FILE City of Miramar Resolution No. 99-240 dated June 16, 1999 entitled:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA, REQUESTING THAT THE STATE OF FLORIDA BUILDING COMMISSION ADOPT A UNIFIED FLORIDA BUILDING CODE THAT WILL MAINTAIN THE CURRENT LEVEL OF LIFE SAFETY PROVIDED TO THE RESIDENTS OF THE CITY BY THE CURRENT SOUTH FLORIDA BUILDING CODE; AUTHORIZING AND DIRECTING THE CITY CLERK TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO VARIOUS GOVERNMENTAL AGENCIES AND OFFICIALS; PROVIDING FOR AN EFFECTIVE DATE.

(Chair)

## **ACTION: (A-1057) Approved.**

68. MOTION TO FILE City of Coconut Creek, Florida Resolution No. 99-125 dated June 24, 1999 entitled:

A RESOLUTION OF THE CITY COMMISSION URGING THE FLORIDA BUILDING COMMISSION TO ADOPT A FLORIDA BUILDING CODE THAT WILL MAINTAIN THE CURRENT LEVEL OF LIFE SAFETY PROVIDED TO THE CITIZENS AND RESIDENTS OF BROWARD COUNTY UNDER THE EXISTING SOUTH FLORIDA BUILDING CODE; AUTHORIZING AND DIRECTING THE CITY CLERK TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE GOVERNOR OF THE STATE OF FLORIDA, THE FLORIDA BUILDING COMMISSION, THE INSURANCE COMMISSIONER OF THE STATE OF FLORIDA, THE DIRECTOR OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY, THE BOARD OF COUNTY COMMISSIONERS OF BROWARD, MIAMI-DADE, AND MONROE COUNTIES, THE CITY COMMISSION OR COUNCIL OF EACH CITY IN BROWARD COUNTY, THE FLORIDA LEAGUE OF CITIES, THE BROWARD COUNTY LEAGUE OF CITIES, AND OTHER INTERESTED GOVERNMENTAL AGENCIES; PROVIDING AN EFFECTIVE DATE.

(Chair)

## **ACTION: (A-1057) Approved.**

69. MOTION TO FILE City of Coral Springs, Florida Resolution No. 99-033 dated July 2, 1999 entitled:

A RESOLUTION OF THE CITY OF CORAL SPRINGS, FLORIDA, RELATING TO THE PROPOSED AMENDMENTS TO CHAPTER 3½ BROWARD COUNTY CODE OF ORDINANCES, WHICH GOVERN THE PROVISION OF EMERGENCY MEDICAL SERVICES WITHIN BROWARD COUNTY; EXPRESSING CONCERN THAT THE PROPOSED REVISIONS TO CHAPTER 3½ ARE INCONSISTENT WITH THE HOME RULE POWERS OF THE MUNICIPALITIES OF BROWARD COUNTY CONCERNING THE PROVISION OF CERTAIN EMERGENCY MEDICAL SERVICES AND TRANSPORTATION SERVICES WITHIN THE MUNICIPALITIES OF BROWARD COUNTY; ENDORSING THE POSITION OF THE GROUP CITY EMERGENCY MEDICAL COALITION OF BROWARD COUNTY, FLORIDA (COALITION), AS SET FORTH IN THE MINORITY REPORT FILED BY THE COALITION CONCERNING NECESSARY REVISIONS TO THE PROPOSED CHANGES TO CHAPTER 3½, COUNTY CODE, TO ADDRESS THE HOME RULE POWERS AND RIGHTS OF THE MUNICIPALITIES OF BROWARD COUNTY; REQUESTING THE BROWARD COUNTY COMMISSION TO DIRECT THE COUNTY ATTORNEY TO PREPARE THE REVISED CHAPTER 3½ TO

INCLUDE LANGUAGE THAT IS CONSISTENT WITH MUNICIPAL HOME RULE POWERS AND RIGHTS; PROVIDING FOR FORWARDING OF THIS RESOLUTION TO THE BROWARD COUNTY COMMISSION.

(Chair)

## **ACTION: (A-1057) Approved.**

70. MOTION TO FILE City of Pompano Beach Resolution No. 99-241 dated July 13, 1999 entitled:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, RELATING TO THE PROPOSED AMENDMENTS TO CHAPTER 3½, BROWARD COUNTY

CODE OF ORDINANCES, WHICH GOVERN THE PROVISION OF EMERGENCY MEDICAL SERVICES WITHIN BROWARD COUNTY; EXPRESSING CONCERN THAT THE PROPOSED REVISIONS TO CHAPTER 3½ ARE INCONSISTENT WITH THE HOME RULE POWERS OF THE MUNICIPALITIES OF BROWARD COUNTY CONCERNING THE PROVISION OF CERTAIN EMERGENCY MEDICAL SERVICES AND TRANSPORTATION SERVICES WITHING THE MUNICIPALITIES OF BROWARD COUNTY; ENDORSING THE POSITION OF THE GROUP CITY EMERGENCY MEDICAL COALITION OF BROWARD COUNTY, FLORIDA (COALITION), AS SET FORTH IN THE MINORITY REPORT FILED BY THE COALITION CONCERNING NECESSARY REVISIONS TO THE PROPOSED CHANGES TO CHAPTER 3½, COUNTY CODE, TO ADDRESS THE HOME RULE POWERS AND RIGHTS OF THE MUNICIPALITIES OF BROWARD COUNTY; REQUESTING THE BROWARD COUNTY COMMISSION TO DIRECT THE COUNTY ATTORNEY TO PREPARE THE REVISED CHAPTER 3½ TO INCLUDE LANGUAGE THAT IS CONSISTENT WITH MUNICIPAL HOME RULE POWERS AND RIGHTS; PROVIDING FOR FORWARDING OF THIS RESOLUTION TO THE BROWARD COUNTY COMMISSION; PROVIDING AN EFFECTIVE DATE.

(Chair)

## **ACTION: (A-1057) Approved.**

71. MOTION TO FILE City of Wilton Manors Resolution No. 2255 dated July 13, 1999 entitled:

A RESOLUTION OF THE CITY, OF THE CITY COUNCIL, OF THE CITY OF WILTON MANORS, FLORIDA RELATING TO THE PROPOSED AMENDMENTS TO CHAPTER 3½, BROWARD COUNTY CODE OF ORDINANCES, WHICH GOVERN THE PROVISION OF EMERGENCY MEDICAL SERVICES WITHIN BROWARD COUNTY, EXPRESSING CONCERN THAT THE PROPOSED REVISIONS TO CHAPTER 3½ ARE INCONSISTENT WITH THE HOME RULE POWERS OF THE MUNICIPALITIES OF BROWARD COUNTY CONCERNING THE PROVISION OF CERTAIN EMERGENCY MEDICAL SERVICES AND TRANSPORTATION SERVICES WITHIN THE MUNICIPALITIES OF BROWARD COUNTY; ENDORSING THE POSITION OF THE GROUP CITY EMERGENCY MEDICAL COALITION OF BROWARD COUNTY, FLORIDA (COALITION), AS SET FORTH IN THE MINORITY REPORT FILED BY THE COALITION CONCERNING NECESSARY REVISIONS TO THE PROPOSED CHANGES TO CHAPTER 3½, COUNTY CODE, TO ADDRESS THE HOME RULE POWERS AND RIGHTS OF THE MUNICIPALITIES OF BROWARD COUNTY; REQUESTING THE BROWARD COUNTY COMMISSION TO DIRECT THE COUNTY ATTORNEY TO PREPARE THE REVISED CHAPTER 3½ TO INCLUDE LANGUAGE THAT IS CONSISTENT WITH MUNICIPAL HOME RULE POWERS AND RIGHTS; PROVIDING FOR FORWARDING OF THIS RESOLUTION TO THE BROWARD COUNTY COMMISSION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Chair)

## **ACTION: (A-1057) Approved.**

72. MOTION TO FILE Town of Davie, Florida, Resolution No. R-99-248 dated July 21, 1999 entitled:

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, REQUESTING THAT THE FLORIDA

BUILDING COMMISSION ADOPT A FLORIDA BUILDING CODE THAT WILL MAINTAIN THE CURRENT LEVEL OF LIFE SAFETY PROVIDED TO THE CITIZENS AND RESIDENTS OF BROWARD COUNTY IN THE CURRENT SOUTH FLORIDA BUILDING CODE; AUTHORIZING AND DIRECTING THE TOWN CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE GOVERNOR OF THE STATE OF FLORIDA, THE FLORIDA BUILDING COMMISSION, THE INSURANCE COMMISSIONER OF THE STATE OF FLORIDA, THE DIRECTOR OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY, THE BOARD OF COUNTY COMMISSIONERS OF BROWARD, MIAMI-DADE AND MONROE COUNTIES, THE BROWARD COUNTY LEGISLATIVE DELEGATION, THE CITY COMMISSION OF EACH CITY IN BROWARD COUNTY, THE FLORIDA LEAGUE OF CITIES, THE BROWARD COUNTY LEAGUE OF CITIES AND OTHER INTERESTED GOVERNMENTAL AGENCIES; PROVIDING FOR AN EFFECTIVE DATE.

(Chair)

## **ACTION: (A-1057) Approved.**

73. MOTION TO FILE City of Margate Resolution No. 8839 dated July 7, 1999 entitled:

A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, RELATING TO THE PROPOSED AMENDMENTS TO CHAPTER 3½, BROWARD COUNTY CODE OF ORDINANCES, WHICH GOVERN THE PROVISION OF EMERGENCY MEDICAL SERVICES WITHIN BROWARD COUNTY; EXPRESSING CONCERN THAT THE PROPOSED REVISIONS TO CHAPTER 3½ ARE INCONSISTENT WITH THE HOME RULE POWERS OF THE MUNICIPALITIES OF BROWARD COUNTY CONCERNING THE PROVISION OF CERTAIN EMERGENCY MEDICAL SERVICES AND TRANSPORTATION SERVICES WITHIN THE MUNICIPALITIES OF BROWARD COUNTY; ENDORSING THE POSITION OF THE GROUP CITY EMERGENCY MEDICAL (COALITION), AS SET FORTH IN THE MINORITY REPORT FILED BY THE COALITION CONCERNING NECESSARY REVISIONS TO THE PROPOSED CHANGES TO CHAPTER 3½, COUNTY CODE, TO ADDRESS THE HOME RULE POWERS AND RIGHTS OF THE MUNICIPALITIES OF BROWARD COUNTY; REQUESTING THE BROWARD COUNTY COMMISSION TO DIRECT THE COUNTY ATTORNEY TO PREPARE THE REVISED CHAPTER 3½ TO INCLUDE LANGUAGE THAT IS CONSISTENT WITH MUNICIPAL HOME RULE POWERS AND RIGHTS; PROVIDING FOR FORWARDING OF THIS RESOLUTION TO THE BROWARD COUNTY COMMISSION.

(Chair)

## **ACTION: (A-1057) Approved.**

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

74. MOTION TO ADOPT Resolution 1999-1003 directing the County Administrator to publish notice of a public hearing to be held on August 24, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider the adoption of the Five-Year Transit Development Plan for the Division of Mass Transit.

## **ACTION: (A-1057) Approved.**

75. MOTION TO ADOPT Resolution 1999-1004 directing the County Administrator to publish notice of public hearing to be held on Tuesday, August 31, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 1-234 OF THE BROWARD COUNTY CODE, RELATING TO COUNTY BOARDS; ADDING A NEW SUBSECTION (e) TO PROVIDE AN EXCLUSION FOR MUNICIPAL EMPLOYEE MEMBERS OF THE COMMITTEE FOR COMMUNITY DEVELOPMENT; RELETTERING EXISTING SUBSECTION; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Board of County Commissioners)

## **ACTION: (A-1057) Approved.**

76. MOTION TO ADOPT Resolution 1999-1005 directing the County Administrator to publish notice of public hearing to be held on Tuesday, August 31, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 27, ARTICLE X, BROWARD COUNTY CODE OF ORDINANCES, SECTIONS 27-301 THROUGH 27-322, "STORAGE TANKS," RELATING TO A DECLARATION OF INTENT, DEFINITIONS AND REFERENCE STANDARDS, PROHIBITIONS, EXCEPTIONS, NOTIFICATIONS, AND REPORTING, LICENSE AND OPERATING REQUIREMENTS, PERFORMANCE STANDARDS, RELEASE DETECTION STANDARDS, METHODS AND PERFORMANCE STANDARDS, REPAIRS, OPERATION, AND MAINTENANCE OF STORAGE TANK SYSTEMS, FINANCIAL RESPONSIBILITY, RECORD KEEPING, INCIDENT AND DISCHARGE RESPONSE, APPROVAL OF STORAGE TANK SYSTEMS AND RELEASE DETECTION EQUIPMENT, OUT-OF-SERVICE AND CLOSURE REQUIREMENTS, VAPOR RECOVERY, GASOLINE TANKER TRUCKS, THE POWERS OF THE DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION, AND MINERAL ACID STORAGE TANK REQUIREMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

## **ACTION: (A-1057) Approved.**

### **REGULAR AGENDA**

### **10:00 A.M. PUBLIC HEARING**

**COUNTY COMMISSION SITTING AS GOVERNING BOARD**

**OF THE COCOMAR WATER CONTROL DISTRICT**

77. A. MOTION TO OPEN the meeting of the Cocomar Water Control District with the Board of County Commissioners acting as the District Governing Board.

**ACTION: (A-4102) By unanimous consent.**

B. MOTION TO APPOINT as a member of the Cocomar Water Control District Advisory Board: Brij M. Garg.

**ACTION: (A-4106) Approved.**

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

**ACTION: (A-4119) Approved.**

**END PUBLIC HEARING**

**COUNTY ADMINISTRATOR**

78. REPORT County Administrator Roger J. Desjarlais pointed out his memorandum dated August 16, 1999 regarding the Broward County Y2K Compliance; referred to the Governor's recent meeting to address counties who were prepared and unprepared, and noted Broward County being placed on a list as not prepared. He gave a report on the installation and testing by the end of the third quarter of Broward County's software and confirmed that the county is in advance of the other counties.

*ACTION: (A-4131) For informational purposes.*

**QUASI-JUDICIAL HEARING**

Please be advised that the following items on the Commission's agenda are quasi-judicial in nature. If you wish to object or comment upon these items, please indicate the item number you would like to address when the announcement regarding the quasi-judicial item is made. All witnesses who will testify on any quasi-judicial item will be sworn. Participants who are members of the general public need not be sworn and will not be subject to cross examination if they are not sworn. The Commission shall not assign unsworn testimony the same weight or credibility as sworn testimony in its deliberations.

**DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

# DEVELOPMENT MANAGEMENT DIVISION

79. DISCUSSION: of plat entitled "Crotty - Apolinario Acres" - District 5, (061-MP-98).

***ACTION: (A-4280) Approved subject to staff's recommendations as outlined in the Development Review Report.***

80. DISCUSSION: of plat entitled "Quality Club" - District 4, (053-MP-98).

***ACTION: (A-4301) Approved subject to staff's recommendations as outlined in the Development Review Report.***

81. DISCUSSION: of plat entitled "United States Construction Plat" - District 2, (023-MP-99).

***ACTION: (A-4320) Approved subject to staff's recommendations as outlined in the Development Review Report.***

82. DISCUSSION: of plat entitled "Oakland Park/Old Dixie Plat" - District 1, (046-MP-98).

***ACTION: (A-4348) Approved subject to staff's recommendations as outlined in the Development Review Report.***

83. DISCUSSION: of plat entitled "Harley Plat" - District 7, (081-MP-98).

***ACTION: (A-4361) Approved subject to staff's recommendations as outlined in the Development Review Report.***

84. DELEGATION: Mr. John M. Milledge regarding motion to approve agreement among Broward County, City of Fort Lauderdale and Fort Lauderdale Harley Davidson Inc., relating to the issuance of building permits while platting is in progress for the Harley Plat (081-MP-98).

***ACTION: (A-4408) Approved subject to staff's recommendations.***

85. DISCUSSION: of plat entitled "Walnut Creek Replat No. 1" - District 6, (006-MP-99).

***ACTION: (A-1057) Deferred to September 21, 1999 at the applicant's request.***

86. DISCUSSION: of plat entitled "Storage U.S.A. - Miramar" - District 5, (034-MP-98).

***ACTION: (A-1057) Deferred to March 21, 2000 or sooner, under Section 5-181(I) of the Land Development Code, to study access.***

87. DISCUSSION: of plat entitled "Lili's Ranch" - District 5, (005-UP-98).

***ACTION: (A-4481) Approved subject to staff's recommendations as outlined in the Development Review Report with the applicant's voluntarily commitment to enter into a standard waiver agreement on paved access requirements to the subject property and construct a 22-foot wide rock road and a cul-de-sac road, instead of paved; build a paved connection at the trafficway on Southwest 178 Avenue, and enter into the standard declaration of covenants restricting same.***

88. DISCUSSION: of plat entitled “Southgate at Nob Hill Plat” - District 3, (058-MP-98). (Deferred from July 6, 1999, Item 54)

***ACTION: (B-132) Deferred at the applicant’s request to September 21, 1999 or sooner under Section 5-181(I) of the Land Development Code, to study access.***

89. DELEGATION: Ms. Bonnie Miskel regarding request to amend the note on the St. James Plat (056-MP-87).

***ACTION: (B-171) Approved subject to staff’s recommendations.***

90. DELEGATION: Mr. Richard G. Coker regarding request to amend the note on the Stiles Benton Plat (024-UP-91).

***ACTION: (B-183) Deferred to September 21, 1999 to notify the surrounding unincorporated area neighborhoods of the proposed changes.***

91. DELEGATION: Lee S. Lasser regarding request to amend the note on the Lyons Road Business Park Plat (029-MP-88).

***ACTION: (B-343) Approved subject to staff’s recommendations.***

92. DELEGATION: Mr. Robert C. Smith regarding request to place a note on the Sumcot Executive Plaza Plat (042-UP-81).

***ACTION: (B-355) Approved as corrected to read: “24,493 square feet of industrial use”, subject to staff’s recommendations.***

93. DELEGATION: Mr. Tom McAuliffe regarding request to amend the note on the Nick Coppola Plat (001-MP-84).

***ACTION: (B-400) Approved subject to staff’s recommendations.***

94. DELEGATION: Ms. Elizabeth Pulice regarding request to amend the note on the Golden Plat (094-MP-95).

***ACTION: (B-420) Deferred to September 14, 1999 for staff to bring back a recommendation for a policy. (See Non Agenda Item 129).***

95. DELEGATION: Mr. Matthew Posner regarding request to amend the note on the Colonial Palms Nursing Center East Plat (031-UP-83).

***ACTION: (B-1619) Approved subject to staff’s recommendations.***

96. DELEGATION: Mr. E. Scott Allsworth regarding request to amend the note on the La Quinta Plat 1 Plat (190-MP-88).

***ACTION: (A-1647) Approved subject to staff’s recommendations.***

97. DELEGATION: Mr. Joseph Dobos regarding request to amend the note on the Zachariah

Professional Plat (170-MP-84). (Deferred from July 6, 1999, Item 58)

***ACTION: (A-1697) Withdrawn at the applicant's request.***

98. DELEGATION: Mr. Leigh R. Kerr regarding request to revise the note on the Sessa Eight Plat (092-MP-96).

***ACTION: (A-1057) Deferred to September 7, 1999 at the applicant's request.***

99. DELEGATION: G. H. Usman regarding request to amend the note on the West Atlantic Plat (025-MP-85).

***ACTION: (A-1057) Deferred to March 21, 2000 or sooner, under Section 5-181(I) of the Land Development Code, to study traffic concurrency.***

100. DELEGATION: Ms. Christina F. Nolan, representing the City of Pembroke Pines, regarding:

A. MOTION TO APPROVE second traffic concurrency agreement among Broward County, the City of Pembroke Pines, and Gary and Susan Levine Relating to the Alton Plat (027-MP-97).

***ACTION: (B-1704) Approved staff's verbal addendum of approval.***

B. REQUEST TO REVISE the note on the Alton Plat (027-MP-97). (Deferred from April 6, 1999, Item 52)

***ACTION: (B-1704) Approved staff's verbal addendum of approval.***

C. REQUEST FOR WAIVER of road impact fees for the Alton Plat (027-MP-97). (Deferred from April 6, 1999, Item 52)

***ACTION: (B-1704) Approved staff's verbal addendum of approval.***

101. DELEGATION: Ms. Christina F. Nolan, representing the City of Pembroke Pines, regarding request to amend the non-vehicular access line on the Alton Plat (027-MP-97). (Deferred from April 6, 1999, Item 53)

***ACTION: (B-2289) Approved subject to staff's recommendations.***

102. DELEGATION: Mr. David E. Rohal regarding request to amend the note on the Sector 1 Boundary Plat (104-MP-96).

***ACTION: (A-1057) Deferred to September 21, 1999 at the applicant's request.***

103. DELEGATION: Mr. David E. Rohal regarding request to amend the non-vehicular access line on the Sector 2 Boundary Plat (103-MP-96).

***ACTION: (B-3023) Approved subject to staff's recommendations.***

104. DELEGATION: Mr. Joseph Paterniti, representing the City of Miramar, regarding request to amend the non-vehicular access line on the Miramar Water Treatment Plant Plat (006-MP-92).

***ACTION: (B-3043) Approved subject to staff's recommendations.***

105. DELEGATION: Mr. Howard Jablon regarding request to amend the non-vehicular access line on the Marketplace Partnership Center Plat (076-MP-96).

***ACTION: (B-3067) Approved subject to staff's recommendations.***

106. DELEGATION: Mr. James Beeson, Jr., regarding request to modify conditions of plat approval on the Gateway Industrial Center No. 32 Plat (093-MP-85).

***ACTION: (B-3081) Approved subject to staff's recommendations.***

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

***ACTION: (B-3099) Approved subject to staff's recommendations.***

108. DELEGATION: Mr. Gustavo X. Aguirre regarding request to change from sewers to septic tanks for the Miele-Simonson Estates Plat (018-MP-97). (Deferred from May 25, 1999, Item 45)

***ACTION: (B-3149) & (B-5155) Deferred to November 30, 1999 or sooner, under Section 5-181(I) of the Land Development Code, to study water quality.***

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

109. DELEGATION: Mr. Gerald L. Knight regarding a scrivener's error on the Halvorsen Real Estate Corp. Plat (077-MP-96).

**ACTION: (B-5551) Approved.**

110. MOTION TO DIRECT the County Attorney to draft amendments to the Broward County Land Development Code.

**ACTION: (B-5564) Approved.**

**FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

## **ACCOUNTING DIVISION**

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

***ACTION: (B-5576) Approved with addendum.***

## **PURCHASING DIVISION**

For Finance and Administrative Services Department

112. MOTION TO APPOINT a replacement voting staff member for a Selection/ Negotiation Committee.

***ACTION: (B-5592) Approved the appointment of Mr. Robert Clark, Streets and Highways Division Director, to replace Mr. Michael D. Wanchick, former Department of Strategic Planning and Growth Management Director.***

113. MOTION TO APPOINT a replacement voting staff member for two Selection/ Negotiation Committees.

***ACTION: (B-5603) Approved the appointment of Mr. Al Simon, Land Use and Permit Division Director, to replace Mr. David Becker, former Planning Information Technology Division Director.***

## **HUMAN SERVICES DEPARTMENT**

### **COMMUNITY DEVELOPMENT DIVISION**

114. MOTION TO ADOPT Resolution 1999-1006 of the Board of County Commissioners of Broward County, Florida delegating to and conferring upon the City of Plantation, Florida, certain powers to create a Community Redevelopment Agency (CRA) and to prepare a Community Redevelopment Plan pursuant to Chapter 163, Part III, Florida Statutes, the Community Redevelopment Act of 1969, as amended, and providing for an effective date. (Deferred from July 6, 1999, Item 91 and July 13, 1999, Item 116)

***ACTION: (A-1208) Approved as amended deleting the text on page 22, Subsection E, Faulty Parking Lot Layout in Relation to Size, Adequacy, Accessibility or Usefulness of the Gateway 7 Slum and Blight Study, as it is not within the CRA district or City of Plantation.***

***The Board requested that the County Attorney seek an Attorney General Opinion as to whether the Board of County Commissioners is permitted to serve on CRA, such as this, to represent residents in the City of Plantation and the Broward County Unincorporated Area immediately east to the State Road 7 corridor, and appointed Commissioners Cowan and Rodstrom to represent the residents.***

***Mayor Rae Carole Armstrong confirmed that the City Council of Plantation has no objections to members of the Unincorporated Area Homeowners Association sharing in a group who would be part of making a decision on the CRA plan.***

## **COMMUNITY SERVICES DEPARTMENT**

### **PARKS AND RECREATION DIVISION**

115. MOTION TO ADOPT Resolution 1999-1007 of the Board of County Commissioners of Broward County, Florida amending Volume III, Chapter 37, Part IV, relating to the Broward County Parks Systems Fee Schedule of the Broward County Administrative Code, providing a revised schedule of fees

and charges for services and activities made available in the county parks system through the Parks and Recreation Division for Fiscal Year 2000; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

***ACTION: (B-5620) Approved with the caveat that staff review the unfunded budgetary item for shooting targets at Markham Park and Target Range and be prepared to discuss same at the forthcoming Fiscal Year 2000 Budget Workshop.***

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

### **COMPREHENSIVE AND NEIGHBORHOOD PLANNING DIVISION**

116. MOTION TO DENY Application 99-RF-01 for the allocation of 125 residential flexibility and reserve units in the City of Sunrise due to negative impacts upon public school facilities.

***ACTION: (A-1057) Deferred to the August 24, 1999 meeting at the applicant's request.***

## **COMMISSION AUDITOR**

117. MOTION TO APPROVE Commission Auditor travel to Washington, D.C., to attend the National Intergovernmental Audit Forum Meeting, September 1 to 2, 1999.

***ACTION: (B-4086) Approved.***

## **COUNTY COMMISSION**

118. MOTION TO DESIGNATE a Commissioner as a voting delegate for the Florida League of Cities' 73rd Annual Conference on August 19 through 21, 1999 at the Wyndham Palace Hotel, Lake Buena Vista, Florida. (Chair)

***ACTION: (B-4096) Approved Commissioner Abramowitz as the county commission's voting delegate with Commissioner Lieberman as the alternate.***

119. MOTION TO RATIFY the action of the Chair sending notice letters dated August 4, 1999 to SES Broward Company, L.P. (South Project) and Broward Waste Energy Company, L.P. (North Project) of the county's intent to issue refunding bonds to refund in whole, or in part, the outstanding bonds for the North and South Site Resource Recovery Bonds, Series 1984. (Chair)

***ACTION: (B-4120) Approved.***

120. MOTION TO DISCUSS: the Broward Partnership for the Homeless Inc. (BPHI) proposed new contract with Broward County. (Commissioner Rodstrom)

***ACTION: (B-5690) Approved the HAC agreement to include the following:***

***· the recommendations outlined in the memorandum dated August 16, 1999 from Mr. Norman W.***

*Thabit, Commission Auditor, (the draft first amendment to Pledge Advance Payment/Loan Agreement): the Board changed the seven days to remit funds 30 days after the end of the month; with respect to the challenge grant on a two-to-one basis, funds be credited against the outstanding balance after funds have been remitted by BPHI, and revise subsections 3.5 and 3.6, Obligations and Warranties of BPHI, subject to the review of the County Attorney and Commission Auditor and*

*· the submission of HAC's goals and achievable outcomes no later than November 2, 1999.*

121. MOTION TO ADOPT Resolution 1999-1008, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, REAFFIRMING OBJECTIVE 5.04 ENTITLED "PROVISION OF OPEN SPACE," OF THE BROWARD COUNTY COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE.

(Commissioner Jacobs)

**ACTION: (A-1057) Approved.**

## **SUPPLEMENTAL AGENDA**

**FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

## **HUMAN RESOURCES DIVISION**

122. A. MOTION TO APPROVE a labor agreement between Broward County and the Government Supervisors Association, OPEIU, Local 100 for the three- year period between October 1, 1999 through September 30, 2002.

*ACTION: (A-1057) Deferred to the August 24, 1999 meeting at the request of the County Administrator for further review.*

B. MOTION TO AUTHORIZE the Chair to sign the labor agreement.

*ACTION: (A-1057) Deferred to the August 24, 1999 meeting at the request of the County Administrator for further review.*

## **COUNTY ATTORNEY**

123. MOTION TO ADOPT Impasse Hearing Procedures for the Legislative Body in the Matter of the Impasse between the Federation of Public Employees and Broward County.

*ACTION: (B-4144) This item was rolled over to Tuesday, August 24, to consider the adoption of the procedures and to give participants the opportunity to provide input on same. The Board scheduled the Impasse Hearing -- previously scheduled for August 31, at 2:00 p.m. -- to Monday, September 13, 1999 meeting at 5:15 p.m. and directed the County Attorney's Office to publish notice of same to*

*union representatives and interested participants.*

*The Board requested that the County Attorney prepare an amendment (sponsored by Commissioner Parrish) to subsection 2.D., Presentation: Exhibits and Documents under the Impasse Hearing Procedures, requiring that copies of exhibits and documents shall be submitted to the county commission simultaneously when providing same to the opposing party and the County Attorney.*

## **COUNTY COMMISSION**

124. DISCUSSION: Approve in concept a draft Interlocal Agreement between Broward County and Town of Davie for planning and design of a Broward County Library and a children's museum to be built in Davie and jointly used between the town and the county, and direct the County Attorney's Office to prepare the appropriate standard form of agreement. (Commissioner Parrish)

**ACTION: (C-319) Withdrawn.**

## **QUASI JUDICIAL HEARING**

125. DELEGATION: Ms. Shelley Eichner's request regarding a motion to approve an agreement among Broward County, the City of Cooper City, and Temple Beth Emet Inc. relating to the issuance of building permits while platting is in process for the Temple Beth Emet Plat (048-MP-98). (Commissioner Parrish)

*ACTION: (A-1175) & (B-5460) Approved.*

126. DISCUSSION: of a plat entitled "Temple Beth Emet Plat" - District 5, (048-MP-98). (Deferred from April 6, 1999, Item 44). (Commissioner Parrish)

*ACTION: (A-1175) & (B-5392) Approved verbal addendum of approval based on the adoption of Resolution 1999-996, Item 50 at this day's meeting.*

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

127. MOTION TO DIRECT the County Attorney's Office to draft an ordinance amending Chapter 9 of the Broward County Code revising the certification requirements and disciplinary procedures relating to county certified contractors. (Chair)

**ACTION: (C-368) Approved.**

*The Board agreed to consider, during its Fiscal Year 2000 Budget Workshop session, the ability to provide a prosecuting attorney, on the consumer's behalf, to present the case and expedite the process before the hearing officer and establish appropriate fines and fees in the proposed ordinance.*

*Further, the Board directed staff to prepare a public educational program warning consumers against retaining unlicensed contractors.*

*The County Attorney's Office will inform the Board of the Attorney General's Opinion on the county's options on the use of clerical staff and the imposition of a fee for public reviewing of records.*

128. MOTION TO FILE City of Hallandale, Florida Resolution No. 1999-21 dated August 3, 1999 entitled:

A RESOLUTION OF THE CITY OF HALLANDALE, FLORIDA, RELATING TO THE PROVISION OF EMERGENCY MEDICAL SERVICES WITHIN BROWARD COUNTY; EXPRESSING CONCERN THAT THE PROPOSED REVISIONS TO CHAPTER 3½ BROWARD COUNTY CODE OF ORDINANCES ARE INCONSISTENT WITH THE HOME RULE POWERS OF THE MUNICIPALITIES OF BROWARD COUNTY ENDORSING THE MINORITY REPORT FILED BY

THE BROWARD COUNTY COMMISSION TO REVISE CHAPTER 3½ TO INCLUDE LANGUAGE THAT IS CONSISTENT WITH MUNICIPAL HOME RULE POWERS AND RIGHTS.

(Chair)

**ACTION: (A-1057) Approved.**

## **NON AGENDA**

129. MOTION TO DISCUSS the one-time exception of the de minimus rule and how it should be applied to be considered no later than September 7, 1999 meeting. (See Quasi-Judicial Hearing Agenda Item 94). (Commissioner Cowan)

*ACTION: (B-1360) Approved. The Board directed staff to provide minutes reaffirming the Board's legislative intent in this regard.*

## **COUNTY ADMINISTRATOR**

130. MOTION TO RE-ESTABLISH the Fiscal Year 2000 Budget Workshop Schedule from Tuesday, August 17, 2:00 p.m. to 5:00 p.m., to Monday, August 30, 1999, 2:00 p.m. to 5:00 p.m.

*ACTION: (B-5488) The Board had no objections.*

## **DEFERRED ITEMS**

Items 2 and 40 Date unspecified

Items 122 and 116 August 24, 1999

Item 98 September 7, 1999

Item 94 September 14, 1999

Items 85, 88, 90 and 102 September 21, 1999

Item 108 November 30, 1999 or sooner

Items 86 and 99 March 21, 2000 or sooner

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