

MEETING OF AUGUST 24, 1999

(The meeting convened at 10:00 a.m.; recessed at 1:15 p.m.; reconvened at 3:20 p.m. and adjourned at 4:35 p.m.)

PLEDGE OF ALLEGIANCE was led by Vice Mayor Frank C. Ortis, City of Pembroke Pines.

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Lawrence "Chip" P. Coughlin to the Motor Vehicle Body Repair and Motor Vehicle Painting Industry Board to fill a vacancy.

ACTION: (A-693) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE second amendment to the agreement of lease between Broward County, Florida and World Aircraft Flight Operations, Inc. at the North Perry Airport extending the lease through August 31, 2000 with a 90-day cancellation clause by either party, and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

3. MOTION TO APPROVE license agreement between Broward County, Florida and The Hertz Corporation for directional signage and lighting at Fort Lauderdale- Hollywood International Airport effective upon Board approval with a 120-day cancellation notice by the County, and authorize the Chair and Clerk to execute same.

ACTION: (A-769) Approved, as amended.

4. MOTION TO APPROVE license agreement between Broward County, Florida and BellSouth Mobility, Inc. for installation, operation and maintenance of microcell antenna facilities at Fort Lauderdale-Hollywood International Airport effective upon the first day of the month following approval by the Board and terminating on the fifth annual anniversary with a 30-day cancellation clause by either party, and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

5. MOTION TO APPROVE second amendment (and final) to the reimbursable agreement between the Federal Aviation Administration (FAA) and Broward County for raising the Airport Surveillance Radar

(ASR) antenna for additional staff time required for the start up of the ASR at the Fort Lauderdale-Hollywood International Airport, for an additional cost of \$94,500 and a total revised cost for the agreement of \$425,628.00, and authorize the Chair to sign prior to execution by FAA.

ACTION: (A-693) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

6. MOTION TO ADOPT Resolution 1999-1009 exercising lease option for Libraries Division, 4257 NW 12th Street, Lauderhill, Florida with the City of Lauderhill; Term of Lease: October 1, 1999 through September 30, 2000; The City of Lauderhill's portion provides \$83,300 for staffing and operational expenses and the Broward County Libraries Division's portion provides \$75,825 for staffing and operational expenses; for a total of \$159,125 as outlined in Schedule A and Article X of the lease; and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

7. MOTION TO ADOPT Resolutions 1999-1010 and 1999-1011 authorizing the sale and conveyance by Quit Claim Deed pursuant to Florida Statute 125.35, the following properties:

A. Lot 4, Block 48, "Carver Ranches Rev. Plat," Plat Book 21, Page 8B, Broward County Records to Bernard and Leslie Dorsett for \$6,750.00; and authorize the Chair and Clerk to execute Quit Claim Deed.

B. Lot 22, Block 46, "Carver Ranches Rev. Plat," Plat Book 21, Page 8B, Broward County Records to Jo-C Builders, Inc. for \$7,125.00; and authorize the Chair and Clerk to execute Quit Claim Deed.

ACTION: (A-693) Approved.

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

8. MOTION TO APPROVE certification of financial responsibility, certifying the unconditional obligation of Broward County, should we in the future be required, by law, to plug and abandon existing injection wells 1, 2, 3 and 4 located in the North Regional Wastewater Treatment Plant complex at Powerline Road and Copans Road in Pompano Beach, and authorize the Chair and Clerk to execute same. The requirements specified in Florida Statutes, Chapter 218 and Rule 62-528.435(9), Florida Administrative Code, bear on the issuance of injection well permits and the Consent Order between

Broward County and the Florida Department of Environmental Protection. (BCOES Project No. 8624, North Regional Wastewater Treatment Plant Expansion Phase III)

ACTION: (A-693) Approved.

FISCAL OPERATIONS DIVISION

9. MOTION TO DIRECT Office of the County Attorney to draft an amendment to the Backflow Prevention Ordinance to provide a methodology to exempt certain low hazard commercial customers from the requirements of the Ordinance.

ACTION: (A-955) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

10. MOTION TO ADOPT Resolution 1999-1012 accepting a warranty deed executed by Players Place Association, Inc., donating right-of-way for Rock Island Road and Bailey Road.

ACTION: (A-693) Approved.

11. MOTION TO ADOPT Resolution 1999-1013 accepting a road easement executed by Dania Economic Development Corp., donating right-of-way for NW 29th Terrace and NW 9th Street.

ACTION: (A-693) Approved.

12. A. MOTION TO ADOPT Resolution 1999-1014 accepting road easement executed by Parcland Associates, Ltd., donating right-of-way for Hillsboro Boulevard approximately 500 feet west of State Road 7.

ACTION: (A-693) Approved.

B. MOTION TO ADOPT Resolution 1999-1015 accepting road easement executed by Parcland Associates, Ltd., donating right-of-way for Hillsboro Boulevard approximately 1,400 feet west of State Road 7.

ACTION: (A-693) Approved.

13. MOTION TO ADOPT Resolution 1999-1016 of the Board of County Commissioners declaring certain County owned property to be public road right-of-way; the subject parcel is to be used for the

construction of a bus pullout bay on Pine Island Road at the northeast corner of the intersection with Broward Boulevard.

ACTION: (A-693) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

14. MOTION TO NOTE AND FILE FOR RECORD Declaration of Official Intent for reimbursement from tax-exempt bonds/notes for capital expenditures associated with the Broward Sheriff's Office Energy Conservation and Facilities Improvement Project.

ACTION: (A-693) Approved.

15. MOTION TO ADOPT Resolution 1999-1017 of the Board of County Commissioners of Broward County, Florida providing for the release and discharge of certain lot clearing liens; providing for severability; and providing for an effective date.

ACTION: (A-972) Approved, as amended. (Amendment to agreement, Section 4. Enforcement: Time limit for construction of homes shall be within three years.)

ACCOUNTING DIVISION

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

ACTION: (A-693) Approved.

COUNTY RECORDS DIVISION

17. MOTION TO APPROVE minutes of 10:00 a.m. Board of County Commission Meetings of April 20, 1999 and April 27, 1999; and the minutes of 5:05 p.m. Public Hearing of May 11, 1999.

ACTION: (A-693) Approved.

18. MOTION TO APPROVE FOR FILING supplemental papers pertaining to the plats and other items listed below that were approved in prior years.

ACTION: (A-693) Approved.

PURCHASING DIVISION

For Aviation Department

19. MOTION TO APPROVE third amendment to the agreement between Broward County and Bermello, Ajamil and Partners, Inc. for consultant services for airfield improvements (Interim Capacity Enhancements) at Fort Lauderdale-Hollywood International Airport to transfer funds from Bid Package “B”, Concourse E and Connector, in the amount of \$170,335 to Bid Package “C/D”, Terminal Renovations and Reimbursables with no change in the total agreement amount or contract time, and authorize the Chair and Clerk to execute the same.

ACTION: (A-693) Approved.

For Finance and Administrative services Department

20. MOTION TO NOTE FOR THE RECORD emergency procurement of alterations to the Child Support Enforcement System software to bring the system into conformance with statutory mandates based on a fixed statement of work to sole source vendor, IBM Corporation, in the amount of \$135,000 for the Office of Information Technology.

ACTION: (A-693) Approved.

21. MOTION TO APPROVE agreements between Broward County and Barnes Ferland and Associates, Inc.; Brown and Caldwell; Carney-Neuhas, Inc.; Coastal Planning & Engineering, Inc.; Consul-Tech Engineering, Inc.; Craven Thompson & Associates; Enviro Team, Inc.; GLE Associates, Inc.; Hazen and Sawyer, P.C.; H2O Environmental, Inc.; Lang Engineering and Environmental Services, Inc.; Magnum Environmental Services, Inc.; Nutting Environmental of Florida, Inc.; Panhandle Industries, Inc. (d/b/a PI Environmental, Inc and PI Environmental); Slater Corporation; Sole Source Consulting, Inc.; Stephenson Engineering Group, Inc.; Water Restoration, Inc.; and Wingerter Laboratories, Inc. for inclusion into a resource library for environmental services, for a period of three years beginning September 6, 1999 with two one-year extensions to be approved by the Director of Purchasing, and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

For Port Everglades Department

22. MOTION TO APPROVE first amendment to agreement between Broward County and Craven Thompson & Associates, Inc. for general professional engineering and related consulting services for Port Everglades Department, providing for option of one year extension with revised rates, effective October 1, 1999; and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

For Public Works Department

23. MOTION TO APPROVE third amendment to agreement between Broward County and P.A.B. Consultants, Inc. for consulting services on Project No. 5157, Broward Boulevard Streetscape Improvement from State Road 7 to NW 7th Avenue, in the amount of (\$6,000), decreasing the contract amount from \$267,767.32, to \$261,767.32, with no change in contract time, and authorize the Chair and

Clerk to execute same.

ACTION: (A-693) Approved.

24. MOTION TO AWARD open-end contract to C.E.M. Enterprises, Inc., d/b/a Sunshine Painting, low bidder, for the total bid amount, groups one through five, to furnish and install guardrails and accessories (Bid No. P-4-99-087-B-1) in the estimated amount of \$413,415.50, for the Streets and Highways Division, and authorize the Director of Purchasing to renew the contract for one one-year period. The initial contract will start on the date of award, and expire one year from that date.

ACTION: (A-693) Approved.

REVENUE COLLECTION DIVISION

25. MOTION TO ACKNOWLEDGE Receipt of Lands Available for Taxes submitted per Florida Statutes 197.502(7), 12D -13.064(1)(2)(3), and 197.542(2).

ACTION: (A-693) Approved.

26. MOTION TO FILE Quarterly Investment Report as required by Ordinance 95.40 approved by the Board of County Commissioners on October 10, 1995.

ACTION: (A-693) Approved.

27. MOTION TO ADOPT Resolution 1999-1018 authorizing cancellation of warrants from Court Trustee Account No. 2090002760550.

ACTION: (A-693) Approved.

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

ACTION: (A-693) Approved.

29. MOTION TO ADOPT Resolution 1999-1019 authorizing cancellation of warrants from Court Trustee Account No. 2090002760550, and Tax and License No. 2090002760916.

ACTION: (A-693) Approved.

RISK MANAGEMENT DIVISION

30. MOTION TO APPROVE first of two one-year renewals to the agreement between Broward County

and CorVel Healthcare Corporation as the Managed Care Provider for Workers' Compensation pursuant to Florida Statutes, Chapter 440, RLI No. 090597-RB, authorize the Director of Purchasing to exercise the second renewal for the third year of the agreement, upon the Purchasing Director's determination that this renewal is in the best interests of the County, subject to the availability of funds from the County for the continuation of this agreement, in accordance with Section 129 of the Florida Statutes, and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

31. MOTION TO AUTHORIZE full and final settlement of Claim No. 93WC0324RS, 95WC1224RS, 96WC1184RS and KB070698DALZ in the amount of \$31,839.31.

ACTION: (A-693) Approved.

HUMAN SERVICES DEPARTMENT

ALCOHOL & DRUG ABUSE SERVICES DIVISION

32. MOTION TO APPROVE Amendment No. 1 to Agreement No. 99-3400-01-ADAS-1 between Broward County and Adela Beckerman, Ph.D., ACSW, increasing the value of the agreement by \$10,000 in federal funds from \$5,000 to \$15,000 for the provision of comprehensive evaluation services from December 17, 1998 through September 30, 1999, and authorize the Chair and Clerk to execute same. Funding for this evaluation piece is available through the existing Drug Court Enhancement Grant.

ACTION: (A-693) Approved.

33. MOTION TO APPROVE Amendment No. 1 to Agreement No. 99-3100-16 between Broward County Alcohol and Drug Abuse Services Division and the North Broward Hospital District to include language making this agreement consistent with all other agreements between Broward County and the North Broward Hospital District for the provision of primary health care services, no funding involved, and authorizes the Chair and the Clerk to execute same.

ACTION: (A-693) Approved.

CHILDREN'S SERVICES ADMINISTRATION

34. MOTION TO ADOPT Resolution 1999-1020 of the Board of County Commissioners of Broward County, Florida; approving funding in the amount of \$1,100,340 from the Children's Services Administration Division Fiscal Year 2000 budget for non-profit organizations and public agencies for the purpose of providing teenage pregnancy and Sexually Transmitted Disease (STD) prevention services; allowing use of previously approved form contracts for Fiscal Year 1999-2000 to be used for execution on behalf of the County by the County Administrator; and providing for an effective date.

ACTION: (A-693) Approved.

COMMUNITY DEVELOPMENT DIVISION

35. MOTION TO FILE quarterly reports for foreclosures and satisfactions of mortgages for the Housing Rehabilitation Programs administered by Community Development Division.

ACTION: (A-693) Approved.

36. MOTION TO APPROVE second amendment to agreement between Broward County and Stein Gerontological Institute for the State Housing Initiatives Partnership (SHIP) Program increasing the funding amount by \$340,000 from \$366,913 to \$706,913 increasing the total number of units to be produced from a total of 20 to a total of 37, and authorize the Chair and Clerk to execute the same. This action involves only SHIP Program funds.

ACTION: (A-693) Deferred to August 31, 1999 at the request of the Human Services Department.

37. A. MOTION TO APPROVE amendment to Economic Development Administration (EDA) Planning Grant No. 04-25-04341-01 between the U.S. Department of Commerce Economic Development Administration and Broward County increasing the EDA Planning Grant amount from \$75,000 to \$150,000 and the Broward County in-kind match from \$25,000 to \$50,000 for a total project budget of \$200,000 for the purpose of expanding the area of coverage for the Central County Area Revitalization Plan; and authorizing the County Administrator to execute the amendment to the EDA Planning Grant, time extensions, funding and project amendments and to take other necessary administrative actions.

ACTION: (A-693) Approved.

B. MOTION TO ADOPT budget Resolution 1999-1021 transferring funds within the 25th Year Community Development Block Grant (CDBG) fund for Community Development in the amount of \$25,000 for the in-kind match for the EDA Planning Grant.

ACTION: (A-693) Approved.

C. MOTION TO ADOPT unanticipated revenue Resolution 1999-1022 within the Urban Planning Fund 9500 030 3273 in the amount of \$100,000 for the EDA Planning Grant.

ACTION: (A-693) Approved.

GRANTS RESEARCH AND DEVELOPMENT DIVISION

38. MOTION TO APPROVE corrected third amendment to agreement between Broward County and H.O.P.E., Inc., for the purpose of correcting errors contained in Amendment No. 3, originally approved on July 13, 1999, Item No. 60, and authorize the Chair and Clerk to execute same. This amendment has no fiscal impact upon the County and all other terms and conditions remain the same.

ACTION: (A-1045) Approved. (Staff was directed to expedite payment.)

HEALTH CARE MANAGEMENT DIVISION

39. MOTION TO ADOPT Resolution 1999-1023 of the Board of County Commissioners of Broward County, Florida approving an allocation of \$391,482 in appropriated Fiscal Year 1999 Ryan White Title I Comprehensive AIDS Resources Emergency Act Grant Funding for direct services; approving the amendment of existing contracts; authorizing the County Administrator to execute the appropriate amendments to contracts for each organization as indicated on Exhibit No. 2 and as approved herein, providing for severability; and providing for an effective date. The funding for this Resolution is from a federal grant in the amount of \$10,810,324 and no county funds are required.

ACTION: (A-693) Approved.

40. MOTION TO APPROVE agreement between Broward County and Holy Cross Hospital, Inc. from the date of execution through June 30, 2000 in the maximum amount of \$54,000 for the purpose of providing for forensic medical and consultation services for the Sexual Assault Treatment Center Child Protection Team, and authorize the Chair and Clerk to execute same. No County funds required.

ACTION: (A-693) Withdrawn for further staff review.

41. MOTION TO ADOPT Resolution 1999-1024 of the Board of County Commissioners of Broward County, Florida authorizing the acceptance of \$1,200 from the Children's Opportunity Group for deposit in the Broward County Children's Victim Services Section Trust Fund (formerly known as the Sexual Assault Treatment Division Trust Fund), and authorizing the County Administrator to take all administrative actions to implement same.

ACTION: (A-693) Approved.

OFFICE OF HOUSING FINANCE

42. MOTION TO FILE Quarterly Foreclosure Report for the State Housing Initiatives Partnership (SHIP) Single Family Second Mortgage Program administered by the Office of Housing Finance.

ACTION: (A-693) Approved.

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

ACTION: (A-693) Withdrawn for further staff review at the request of the Human Services Department.

44. MOTION TO APPROVE AND EXECUTE subordination agreement for Juliet and Paul Walker 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 Eagle First Mortgage Inc., and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

45. MOTION TO APPROVE AND EXECUTE subordination agreement for Charles and Ruth McClasky to subordinate Broward County's second mortgage lien, on a State Housing Initiatives Partnership (SHIP) forgivable deferred payment loan in the amount of \$13,030 to new refinancing with ContiMortgage Corp., and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

46. A. MOTION TO FILE Audited Financial Statements for the Housing Finance Authority's Multi-Family and Single Family Mortgage Revenue Bond Programs of Broward County, Florida for fiscal year ending September 1998.

ACTION: (A-693) Withdrawn for further staff review.

B. MOTION TO FILE Auditor's Report to Management.

ACTION: (A-693) Withdrawn for further staff review.

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE AND REGULATION DIVISION

47. MOTION TO ADOPT Resolution 1999-1025 of the Board of County Commissioners of Broward County, Florida authorizing the acceptance of \$1,449 from family and friends in memory of the late Susan Bradley for benefit of the Broward County Animal Care and Regulation Division; authorizing the County Administrator to take all administrative actions to implement same.

ACTION: (A-693) Approved.

48. MOTION TO ADOPT Resolution 1999-1026 of the Board of County Commissioners of Broward County, Florida authorizing the acceptance of \$600 from Ms. Cathy Montgomery Sheppard for the benefit of the Broward County Animal Care and Regulation Division; authorizing the County Administrator to take all administrative actions to implement same.

ACTION: (A-693) Approved.

CONSUMER AFFAIRS DIVISION

49. MOTION TO HOLD drawing to award nine taxicab general permits and nine taxicab driver permits to eligible applicants as authorized by the Board of County Commissioners on June 22, 1999 Public Hearing, Item 15.

ACTION: (A-693) Withdrawn for further staff review.

CULTURAL AFFAIRS DIVISION

50. MOTION TO FILE report for the third quarter of Fiscal Year 1999 in accordance with Section 29.17h of the Broward County Administrative Code relating to the Broward County Cultural Grant agreements.

ACTION: (A-693) Approved.

51. MOTION TO APPROVE agreement between Broward County and Artspace Projects, Inc. for Phase II - Predevelopment Feasibility Study for an Artist Live/Work Space Project, in the amount of \$24,000.00, and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

LIBRARIES DIVISION

52. A. MOTION TO APPROVE grant agreement (Grant Number FL-98-33301-01-A) between The Gates Learning Foundation ("GLF") and Broward County Library in the amount of \$309,371 to provide funds for the expansion of public access to computers and the Internet in low income neighborhood libraries, commencing from the date of execution and terminating on March 15, 2000, and authorize the Chair and the Clerk to execute same.

ACTION: (A-693) Approved.

B. MOTION TO APPROVE grant agreement (Grant No. FL-98-330660-01-B) between The Gates Learning Foundation and Broward County Library in the amount of \$30,331 to provide funds for resources for a regional computer training lab at the North Regional/Broward Community College Library to provide computer and Internet access for staff and library patrons, commencing from the date of execution and terminating on March 15, 2000, and authorize the Chair and the Clerk to execute same.

ACTION: (A-693) Approved.

C. MOTION TO ADOPT unanticipated revenue Resolution 1999-1027 within The Gates Learning Foundation (No. 9520) in the total amount of \$339,702 to provide funds for new computers.

ACTION: (A-693) Approved.

PARKS AND RECREATION DIVISION

53. MOTION TO ADOPT Resolution 1999-1028 of the Board of County Commissioners of Broward County, Florida authorizing the acceptance of a donation of \$1,000 to the Friends of the Parks and Recreation Division Trust Fund from The ARC of Palm Beach County, Inc. (formerly the Palm Beach County Association for Retarded Citizens), for the use and benefit of the Parks and Recreation Division for its Inclusionary Recreation Programs; authorizing the County Administrator to take all administrative actions to implement same; and providing for an effective date.

ACTION: (A-693) Approved.

54. MOTION TO APPROVE Project Grant Agreement-Development between Broward County and the Florida Department of Environmental Protection (DEP) for a Florida Recreation Development Assistance Program (FRDAP) grant in the amount of \$100,000 for Sunshine Ranches Equestrian Park; and authorize the Chair and Clerk to execute the same. (County Match of \$100,000 is required)

ACTION: (A-693) Approved.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

AIR QUALITY DIVISION

55. MOTION TO ADOPT unanticipated revenue Resolution 1999-1029 within the General Fund for the Department of Planning and Environmental Protection (DPEP) Air Quality Division in the amount of \$117,997 for the purpose of recognizing additional air quality grant funds received from the U.S. Environmental Protection Agency. At no cost to the County.

ACTION: (A-693) Approved.

56. MOTION TO APPROVE settlement agreement between Broward County and Florida Power & Light Company (FP&L) 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.

ACTION: (A-693) Approved.

TRANSPORTATION PLANNING DIVISION

57. A. MOTION TO ADOPT Resolution determining the Metropolitan Planning Organization (MPO) reapportionment plan is necessary to fulfill specific goals of Broward County and that the plan complies with all federal requirements pertaining to MPO membership.

ACTION: (A-693) Deferred for further staff review.

B. MOTION TO APPROVE interlocal agreement among the County, Florida Department of Transportation (FDOT), Tri-Rail, and various member cities of the MPO providing the creation and continuation of the MPO, and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Deferred for further staff review.

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

BUILDING CODE SERVICES DIVISION

58. MOTION TO APPROVE refund of Prepaid Permit Fees to Lennar Homes, a construction firm, located at 8190 State Road 84, Davie, Florida 33324, in the amount of \$3,768.74.

ACTION: (A-693) Approved.

TELECOMMUNICATIONS DIVISION

59. MOTION TO APPROVE license agreement to allow the use of a Broward County communications tower facility by the Federal Bureau of Investigation (FBI).

ACTION: (A-693) Approved.

60. MOTION TO ADOPT Resolution 1999-1030 of the Board of County Commissioners of Broward County, Florida re-establishing the County-wide "911" telephone fee set forth in Section 35.9 of the Broward County Administrative Code for Fiscal Year 1999-2000 to pay for "911" costs; providing for severability; and providing for an effective date.

ACTION: (A-693) Approved.

ZONING CODE SERVICES DIVISION

61. MOTION TO DIRECT Office of the County Attorney to prepare an Ordinance setting forth an alternative code enforcement procedure permitting code inspectors to issue Notices To Appear at any hearing conducted by a County court for violations of the Broward County Code of Ordinances.

ACTION: (A-693) Approved.

PORT EVERGLADES DEPARTMENT

62. MOTION TO APPROVE Port Everglades Taxi/Limo/Bus Service Business Permit between Broward County, Florida and Miami Tours Limousines, Inc. in accordance with Chapter 32 of the Broward County Administrative Code effective from the date of approval with an expiration date of December 31, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

63. MOTION TO APPROVE agreement between Broward County and the United States to provide potable water and ancillary services for Naval Vessels calling at Port Everglades for the period January 1, 2000 through December 31, 2000, with two one-year option periods, and authorize the Chair and Clerk to Execute same.

ACTION: (A-693) Approved.

64. MOTION TO APPROVE designation and participation of Gene F. Ciccarelli as a delegate to the American Association of Port Authorities Annual Convention in New York City on September 26-October 1, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

65. MOTION TO APPROVE renewal of a one-year lease agreement between Broward County and The Frank Pesce Group, Inc. for Bay No. 1 in Building "B" in Foreign Trade Zone No. 25 at Port Everglades, consisting of 2,952 square feet of warehouse space, for the period of October 1, 1999 through September 30, 2000, and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

66. MOTION TO APPROVE bulk petroleum product pipeline license agreement between Broward County and Amerada Hess Corporation for underground pipelines at Port Everglades for a ten-year period, and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

67. MOTION TO APPROVE three-year lease agreement between Broward County and Port Everglades Association, Inc. for Suite No. 500 in the Port Administration Building at Port Everglades, consisting of 540 square feet, for the period of September 1, 1999 through August 31, 2002, and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

OFFICE OF BUDGET SERVICES

68. MOTION TO ADOPT budget Resolution 1999-1031 transferring from a reserve within the General Fund the amount of \$35,500 for Clerk of the Courts for the purpose of funding the continuation of the Cash Bond Project and three additional positions for the Juvenile Division.

ACTION: (A-693) Approved.

69. MOTION TO APPROVE assignment of lease between LIH Realty and Broward County from Broward County to Kenneth C. Jenne, II, Sheriff of Broward County for the Drug Court Treatment Program space located at 4200 NW 16th Street in Fort Lauderdale.

ACTION: (A-693) Approved.

70. MOTION TO ADOPT unanticipated revenue Resolution 1999-1032 within the Law Enforcement Trust Fund in the amount of \$25,000 to fund an after-school program for youth at Modello Park.

ACTION: (A-693) Approved.

71. MOTION TO ADOPT unanticipated revenue Resolution 1999-1033 within the Law Enforcement Trust Fund in the amount of \$2,500 to assist funding the Neighborhood Emergency Calling System operated by A Child Is Missing, Inc.

ACTION: (A-693) Approved.

72. MOTION TO ADOPT unanticipated revenue Resolution 1999-1034 within the Law Enforcement Trust Fund in the amount of \$10,000 to provide funding assistance for an incentive-based summer camp program for at-risk children.

ACTION: (A-693) Approved.

73. MOTION TO APPROVE budget transfer of \$200,000 within the Clerk of Courts Fiscal Year 1999 Budget from personal services to operating expenses (\$154,000) and capital expenses (\$46,000) in accordance with the Letter of Understanding dated November 1998 between the Clerk of Courts and Broward County.

ACTION: (A-693) Withdrawn for further staff review at the request of the Office of Budget Services.

GREATER FORT LAUDERDALE

CONVENTION & VISITORS BUREAU

74. MOTION TO APPROVE fifth amendment to the agreement between Broward County and SMG for the management of the Broward County Convention Center to extend the executed agreement six months past the official receipt of a certificate of occupancy for the completion of the expansion of the Broward County Convention Center, and authorize the Chair and Clerk to execute same.

ACTION: (A-693) Approved.

COUNTY ATTORNEY

75. MOTION TO APPROVE proposal for settlement in the amount of \$50,000 in Lafavor v. Broward County, Case No. 95-06003(12).

ACTION: (A-693) Approved.

76. MOTION TO APPROVE settlement agreement among Broward County, ArtServe, Inc., George V. Behan Construction, Inc., and George V. Behan, Individually, in full and final settlement of a lawsuit filed in Broward County Circuit Court, Case No. 97-007706-08, Broward County and ArtServe, Inc. v. George V. Behan Construction, Inc.

ACTION: (A-693) Deferred to August 31, 1999 by the Chair.

REQUEST TO SET FOR PUBLIC HEARING

77. MOTION TO ADOPT Resolution 1999-1035 directing the County Administrator to publish notice of a quasi-judicial public hearing to be held on September 14, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider adoption of a "Small Scale" amendment, PC 99-21, in the City of Fort Lauderdale, to the Broward County Comprehensive Plan per Chapter 163, Section 163.3187(1)(c), Florida Statutes.

ACTION: (A-693) Approved.

REGULAR AGENDA

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10 A.M. PUBLIC HEARING

COUNTY COMMISSION SITTING AS GOVERNING BOARD

OF THE TWIN LAKES WATER CONTROL DISTRICT

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

ACTION: (A-1579) Continued the public hearing following the conclusion of the 2:00 p.m. public hearing.

2:00 P.M. PUBLIC HEARING

ACTION: (C-062) Approved.

B. MOTION TO ADOPT Resolution 1999-1053 providing for a Special Assessment of \$40 to be levied on all parcels of land not exempt by law within the Twin Lakes Water Control District for the purpose of meeting the budgetary requirements of the District for the Fiscal Year 1999-2000.

ACTION: (A-1579) Continued the public hearing following the conclusion of the 2:00 p.m. public hearing.

2:00 P.M. PUBLIC HEARING

ACTION: (C-062) Approved.

C. MOTION TO CLOSE the meeting of the Twin Lakes Water Control District.

ACTION: (A-1579) Continued the public hearing following the conclusion of the 2:00 p.m. public hearing.

2:00 P.M. PUBLIC HEARING

ACTION: (C-062) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

79. A. MOTION TO CONDUCT public hearing on the proposed issuance by the Florida Ports Financing Commission of its Revenue Bonds (State Transportation Trust Fund -- Intermodal Program), Series 1999, and loan a portion of the proceeds thereof to Broward County in an amount not to exceed \$64,250,000 to finance all or a portion of certain capital projects in Port Everglades.

ACTION: (A-1866) Approved.

B. MOTION TO ADOPT Resolution 1999-1036 of the Board of County Commissioners of Broward County, Florida approving the issuance by the Florida Ports Financing Commission of its Revenue Bonds (State Transportation Trust Fund -- Intermodal Program), Series 1999, and loan a portion of the proceeds thereof to Broward County in an amount not to exceed \$64,250,000 to finance all or a portion of certain capital projects in Port Everglades; and providing for an effective date.

ACTION: (A-1866) Approved.

END PUBLIC HEARING

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80. COUNTY ADMINISTRATOR’S REPORT County Administrator Roger J. Desjarlais advised the Board there was nothing to report.

ACTION: (A-1920) No Board action was necessary.

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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

81. DISCUSSION: of plat entitled “Pines Mobil Tract” - District 5, (113-MP-96). (Deferred from January 19, 1999, Item 40)

ACTION: (A-1976) Denied per staff’s recommendation.

82. DELEGATION: Greg Siefker regarding:

A. Request to amend the note on the North Lauderdale Estates Plat (048-MP-81).

ACTION: (A-2004) Approved subject to staff's recommendations.

B. MOTION TO APPROVE revised agreement for roadway concurrency related to the North Lauderdale Estates Plat (048-MP-81).

ACTION: (A-2004) Approved subject to staff's recommendations.

83. DELEGATION: Rod A. Feiner regarding request to amend the non-vehicular access line and delete the building set back line on the G&W Plat (011-PL-78). (Deferred from April 6, 1999, Item 59)

ACTION: (A-2029) Approved subject to staff's recommendations, as amended. (Waiver of Staff Recommendations 6 and 7, which involve compliance with the Trafficways Plan.)

END OF QUASI-JUDICIAL HEARING

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AVIATION DEPARTMENT

84. MOTION TO APPROVE second amendment to 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. (Deferred from August 17, 1999, Item 2)

ACTION: (A-693) Withdrawn for further staff review.

85. MOTION TO ADOPT Resolution 1999-1037 authorizing acceptance and execution of a Joint Participation Agreement (JPA) between Broward County and the Florida Department of Transportation Financial Project No. 405742-1-94-01 in the amount of \$7,500,000 (state's share) for the acquisition and installation of passenger loading bridges at Fort Lauderdale-Hollywood International Airport; and authorize the County Administrator to make the necessary administrative and budgetary action to execute the grant.

ACTION: (A-2174) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

86. MOTION TO ADOPT unanticipated revenue Resolution 1999-1038 in the amount of \$287,463 to recognize interest earnings from the prevailing wage escrow account as part of the settlement agreement between Broward County and Arena Development Company, Ltd. regarding the application of the Art in Public Places Ordinance to the National Car Rental Center project.

ACTION: (A-2182) Approved.

ACCOUNTING DIVISION

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

ACTION: (A-2189) Approved, as amended.

HUMAN RESOURCES DIVISION

88. A. MOTION TO APPROVE 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, 2000. (Deferred from August 17, 1999, Item 122)

ACTION: (A-2198) Approved.

B. MOTION TO AUTHORIZE the Chair to sign the labor agreement. (Deferred from August 17, 1999, Item 122)

ACTION: (A-2198) Approved.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

89. MOTION TO DETERMINE that a 17-acre parcel located adjacent to I-95, as described within Exhibit 2 Attachment A, and recently conveyed to the City of Deerfield Beach by the Florida Department of Transportation, is no longer needed for expressway purposes. This action is recommended by the Department of Planning and Environmental Protection.

ACTION: (A-2306) Approved.

COMPREHENSIVE & NEIGHBORHOOD PLANNING DIVISION

90. 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. (Deferred from August 17, 1999, Item 116)

ACTION: (A-2320) Deferred to August 31, 1999.

PORT EVERGLADES DEPARTMENT

91. MOTION TO APPROVE agreement between Broward County and Port Everglades Passenger Services, Inc. for management and operation of snack bar concessions at Port Everglades, for a five-year term commencing January 1, 2000, with an expiration of December 31, 2004, and authorize the Chair and Clerk to execute same.

ACTION: (A-2090) Approved, as amended.

ACTION: (A-4988) Reconsidered and tabled to the conclusion of the 2:00 p.m. public hearing.

2:00 P.M. PUBLIC HEARING

ACTION: (C-086) Approved, as originally proposed (five-year lease agreement.)

92. MOTION TO APPROVE agreement between Broward County and Sunset Duty Free, Inc. for management and operation of duty free shops at Port Everglades, for a five-year term commencing January 1, 2000, with an expiration of December 31, 2004, and authorize the Chair and Clerk to execute same.

ACTION: (A-2143) Approved, as amended.

ACTION: (A-4988) Reconsidered and tabled to the conclusion of the 2:00 p.m. public hearing.

2:00 P.M. PUBLIC HEARING

ACTION: (C-0321) Approved, as originally proposed (five-year lease agreement.)

93. MOTION TO APPROVE renewal of a 64-month lease agreement between Broward County and Sunset Duty Free, Inc. for 5,977 square feet of warehouse space in Building "E" of Foreign Trade Zone No. 25 at Port Everglades, effective September 1, 1999 through December 31, 2004, and authorize the Chair and Clerk to execute same.

ACTION: (A-2155) Approved, as amended.

ACTION: (A-4988) Reconsidered and tabled to the conclusion of the 2:00 p.m. public hearing.

2:00 P.M. PUBLIC HEARING

ACTION: (C-0328) Approved, as originally proposed (64-month lease agreement).

OFFICE OF BUDGET SERVICES

94. MOTION TO APPROVE interlocal agreement between Broward County and the City of Pompano Beach for the transition of services and revenues and to approve the infrastructure partnership for the areas that will vote on annexation on September 7, 1999, subject to the approval of the Pompano Beach City Commission.

ACTION: (A-3901) Tabled to the conclusion of the 2:00 p.m. public hearing.

2:00 P.M. PUBLIC HEARING

ACTION: (C-0332) Approved, as amended.

95. MOTION TO APPROVE interlocal agreement between Broward County and the City of Deerfield Beach for the transition of services and revenues and to approve the infrastructure partnership for the areas that will vote on annexation on September 7, 1999, subject to approval of the Deerfield Beach City Commission.

ACTION: (A-5268) Tabled to the conclusion of the 2:00 p.m. public hearing.

2:00 P.M. PUBLIC HEARING

ACTION: (C-1504) Approved, as amended.

COUNTY ATTORNEY

96. 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. (Deferred from August 17, 1999, Item 123)

ACTION: (A-5425) Approved, as amended, to allow general public input.

COUNTY COMMISSION

97. MOTION TO APPROVE agreement among Broward County, Pembroke Pines, and Colony Point Club, Inc. for the joint participation in the installation of a traffic signal at the intersection of Johnson Street and Colony Point. (Commissioner Parrish)

ACTION: (A-1079) Approved.

NON AGENDA

98. GOOD & WELFARE - Commissioner Cowan commented that he felt it was not an efficient use of staff time to have them wait until the Good & Welfare portion of the commission meetings is completed. He requested that the County Administrator develop an improved procedure for Good & Welfare.

ACTION: (A-6235) By a consensus of the Board, County Administrator Roger J. Desjarlais was directed to develop an improved Good & Welfare procedure to efficiently handle staff waiting time prior to the commencement of the Consent portion of commission meetings.

99. NAMING OF FACILITY - Commissioner Gunzburger referred to correspondence she received on

August 17, 1999 from the City of Hollywood requesting that the County Commissioners name the Reading Room at the Hollywood Beach Culture and Community Center after Bernice P. Oster, a dedicated civic activist. She asked staff to place the item on the Consent Agenda.

ACTION: (A-6300) Staff was directed to place the item on the August 31, 1999 Consent Agenda.

100. ACKNOWLEDGMENT - The Chair, on behalf of the Board, congratulated Mr. Ray Lubomski, Director, Community Development, on being elected vice president of the Florida Community Development Association.

ACTION: (A-6328) No board action was necessary.

101. GOVERNOR'S APPOINTMENT - Commissioner Parrish stated that she was asked to apply for a Governor's appointment to serve on the Governor's Commission for the Everglades. She relayed that she applied on Monday, August 23, 1999 and requested that the Board send a letter of endorsement.

ACTION: (A-6343) By a unanimous consensus, the Chair will circulate a letter for all commissioners to sign endorsing Commissioner Parrish's application to serve on the Governor's Commission for the Everglades.

102. JOINT PARTICIPATION AGREEMENT - Referring to item 85 of this day's meeting, County Administrator Roger J. Desjarlais commended staff on all their efforts in obtaining \$7.5 million (state's share) from the Florida Department of Transportation for the acquisition and installation of passenger loading bridges at the Fort Lauderdale-Hollywood International Airport.

ACTION: (A-6412) Mr. Desjarlais was encouraged to send a letter commending staff.

103. BUDGET WORKSHOP SCHEDULE - County Administrator Roger J. Desjarlais discussed the budget workshop schedule with the Board. With respect to additional service levels discussed at the August 23, 1999 budget workshop, Mr. Desjarlais explained that the millage rates have been set and cannot be increased. Staff will provide the commissioners with the list of items and their costs discussed at the August 23 workshop. The Chair recommended that the Board conduct a pre-budget workshop to discuss the Board's goals prior to the beginning of the next budget cycle before the fiscal year budget is formulated. Mr. Desjarlais answered questions posed by Board members relating to county travel.

ACTION: (C-1815) By a consensus of the Board, the budget workshop will be held on Monday, August 30, 1999 from 9:00 a.m. to 5:00 p.m. in Room 437. Board members will have a working lunch on that day.

DEFERRED/WITHDRAWN ITEMS

DEFERRED ITEMS

DEFERRED - 57 A & B

DEFERRED TO AUGUST 31, 1999 - 36, 76, 90

WITHDRAWN ITEMS

WITHDRAWN FOR FURTHER STAFF REVIEW - 40, 43, 46 A & B, 49, 73, 84

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