

MEETING OF AUGUST 28, 2001

(The meeting convened at 10:00 a.m. and adjourned at 12:01 p.m.)

PLEDGE OF ALLEGIANCE was led by Mr. James Brady, Esquire.

MOMENT OF SILENCE In memory of Mr. John Stapleton, Assistant County Attorney.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPROVE reappointment of Mr. Howard A. Kusnick to the Human Rights Board. (Commissioner Parrish)

ACTION: (Time-10:06 AM) Approved.

B. MOTION TO REAPPOINT Mr. Henry Mack to the Public Safety Coordinating Council. (Commissioner Rodstrom)

ACTION: (Time-10:06 AM) Approved.

C. MOTION TO REMOVE Commissioner Lori Parrish from the Selection/Negotiation Committee for Miramar Regional Park, RLI 070689). (Commissioner Parrish)

ACTION: (Time-10:06 AM) Approved.

D. MOTION TO APPOINT Commissioner Wasserman-Rubin to Selection/Negotiation Committee for Miramar Regional Park, RLI 07689-RB. (Commissioner Wasserman-Rubin)

ACTION: (Time-10:06 AM) Approved.

E. MOTION TO APPOINT Commissioner John E. Rodstrom, Jr. to serve on the Selection/Negotiation Committee Nonofiltration for Water Treatment Plant (WTP) 1A RLI 060601-RB. (Commissioner Rodstrom)

ACTION: (Time-10:06 AM) Approved.

F. MOTION TO APPROVE appointment of Christopher C. Puentes to the Municipal Services Advisory Board. (Commissioner Parrish)

ACTION: (Time-10:06 AM) Approved.

G. MOTION TO APPOINT Kenny M. Davis to the Small Business Development Advisory Board as a Prime Contractor. (Commissioner Lieberman)

ACTION: (Time-10:06 AM) Approved.

H. MOTION TO APPOINT William O. Charland to the Unsafe Structures & Minimum Housing Code Appeals Board - category General Contractor. Mr. Charland fills a vacancy. (Commissioner Jacobs)

ACTION: (Time-10:06 AM) Approved.

I. MOTION TO APPOINT Dr. Frederick R. Scarbrough to the Homeless Initiative Partnership Board. Dr. Scarbrough fills a vacancy. (Commissioner Jacobs)

ACTION: (Time-) Approved.

J. MOTION TO REMOVE Commissioner Kristin Jacobs from the Selection/Negotiation Committee Managing General Contractors Various Library Construction Projects - RLI No. 041700-RB. This action provides notice to other members and staff of non-participation. (Commissioner Jacobs)

ACTION: (Time-10:06 AM) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE Amendment No. 13 to the Terminal Building Lease Agreement between Broward County, Florida and American Trans Air, Inc., which provides for adding ticket counter space, operations space, baggage service office space, and decreasing ticket counter office space, with an annual estimated revenue of \$273,000 and for the reimbursement of costs related to relocating from Terminal 2 to Terminal 3, in an amount not to exceed \$75,000; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:06 AM) Approved.

3. A. MOTION TO ADOPT Resolution 2001-879 determining that certain property located on Fort Lauderdale-Hollywood International Airport is no longer needed by the Aviation Department and does not impair the operating efficiency of the Airport System, as required by Section 713 of the Airport System Revenue Bonds; and providing for an effective date.

ACTION: (Time-10:06 AM) Approved.

B. MOTION TO ADOPT Resolution 2001-880 determining that certain property located on North Perry Airport is no longer needed by the Aviation Department and does not impair the operating efficiency of the Airport System, as required by Section 713 of the Airport System Revenue Bonds; and providing for an effective date.

ACTION: (Time-10:06 AM) Approved.

4. MOTION TO APPROVE agreement between Florida Department of Environmental Protection and Broward County Establishing Restrictive Covenants on the Broward County Aviation Department Former Redwing Facility site located at the Fort Lauderdale-Hollywood International Airport, in order to obtain a Site Rehabilitation Completion with Conditions Order addressing alternative groundwater cleanup target levels.

ACTION: (Time-10:06 AM) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

5. MOTION TO APPROVE consent agreement between Broward County and South Florida Water Management District (SFWMD) in the amount of \$51,625 and authorize the Chair and Clerk to execute same. (BCOES Project No. 1149/8559, Central County Neighborhood Improvement Project, Bid Package 3). (**Commission District 9**)

ACTION: (Time-10:06 AM) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

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

ACTION: (Time-10:06 AM) Approved.

COUNTY RECORDS DIVISION

7. A. MOTION TO APPROVE minutes of the 10:00 a.m. Board of Broward County Commission meetings of June 5, 2001; June 12, 2001; June 19, 2001; June 26, 2001; and July 10, 2001; and the minutes of the 2:00 p.m. Public Hearings of June 26, 2001 and July 10, 2001.

ACTION: (Time-10:06 AM) Approved.

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

ACTION: (Time-10:06 AM) Approved. See Page *****

8. A. MOTION TO APPROVE destruction of Board of County Commission minutes and supporting documents which have all been microfilmed and have met retention requirements per General Records Schedule GS1-L established by the Division of Library and Information Services of the State of Florida for local government agencies.

ACTION: (Time-10:06 AM) Approved.

B. MOTION TO APPROVE destruction of audio cassette tapes of the Board of County Commission meetings and workshops that have met the retention requirements per General Records Schedule GS1-L established by the Division of Library and Information Services of the State of Florida for local government agencies.

ACTION: (Time-10:06 AM) Approved.

PURCHASING DIVISION

For Finance and Administrative Services Department

9. MOTION TO APPROVE agreement between Broward County and Carter Goble Associates, Inc., RLI 012301-RB, in the amount of \$149,916 for family court planning and consulting services, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:06 AM) Approved.

For Port Everglades Department

10. MOTION TO APPROVE Work Authorization WA-0114 authorizing the Port General Engineering Consultant, Craven Thompson & Associates, Inc., to engage the services of a qualified specialty consultant to prepare drawings and specifications for a roofing system and prepare bid documents for the entire Buildings "A" and "B", in accordance with the Consultant's Services Agreement approved by the Board on September 17, 1996; with the total amount of consultant fee not to exceed \$108,924.98, and a time period of six weeks after Notice to Proceed; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:06 AM) Approved.

11. MOTION TO APPROVE Work Authorization WA-0118 authorizing the Port General Engineering Consultant, Craven Thompson & Associates, Inc., to engage the services of a qualified specialty consultant to prepare construction/bid documents, submit plans for permit review, assist Construction Management and Planning in the bidding phase, perform site inspections, etc., for Building No. 27 Terminal Improvements, Phase I, in accordance with the Consultant's Services Agreement approved by the Board on September 17, 1996, with the total amount of consultant fee not to exceed \$189,900; to be completed by October 1, 2002; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:06 AM) Approved.

For Safety and Emergency Management Services Department

12. A. MOTION TO APPROVE destandardization of sole source/sole brand Syva Emit drug abuse immunoassay reagents from Syva Corporation d/b/a Dade Behring Company for the Division of Medical Examiner and Trauma Services.

ACTION: (Time-10:06 AM) Withdrawn for further staff review.

B. MOTION TO APPROVE sole source/sole brand standardization of Microgenics immunoassay reagents and testing supplies from Microgenics Corporation for use with Abbott Laboratories testing equipment for the Division of Medical Examiner and Trauma Services.

ACTION: (Time-10:06 AM) Withdrawn for further staff review.

C. MOTION TO AWARD open-end contract to standardized sole source/sole brand bidder, Microgenics Corporation, for Immunoassay Reagents and Testing Supplies, Quotation No. G1ME1010, at prices equivalent to GSA but at terms more favorable to the County, in the estimated annual amount of \$84,205.48, for the Division of Medical Examiner and Trauma Services and authorize the Director of Purchasing to renew the contract as long as the same prices, terms and conditions remain in effect. The initial contract period begins on date of award and expires July 1, 2004.

ACTION: (Time-10:06 AM) Withdrawn for further staff review.

D. MOTION TO APPROVE sole source Agreement and Addendum between Broward County and Abbott Laboratories Inc. for testing equipment in the estimated annual amount of \$103,013.40, for the Division of Medical Examiner and Trauma Services, and authorize the Chair and Clerk to execute same. The contract will begin on date of award and will be effective until six months after the County notifies the vendor of contract expiration.

ACTION: (Time-10:06 AM) Withdrawn for further staff review.

REVENUE COLLECTION DIVISION

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

ACTION: (Time-10:06 AM) Approved.

HUMAN SERVICES DEPARTMENT

CHILDREN'S SERVICES

14. MOTION TO APPROVE Interagency Agreement between Broward County and the State of Florida Department of Children and Families for the purpose of certifying Broward County to receive 50 percent reimbursements from the Federal Government for funds used for Title IV-E expenditures for eligible dependent children, and authorize the Chair to execute same.

ACTION: (Time-10:06 AM) Approved.

15. MOTION TO DIRECT County Attorney's Office to draft revisions to Chapter 7 of the Broward County Code of Ordinances, relating to the licensure of child care facilities for the purpose of complying with revisions to Florida Statutes, Chapter 402 which empowers Broward County to establish, administer, enforce, and regulate conditions in child care facilities in Broward County.

*ACTION: (Time-10:12 AM) Approved. See Page ******

FAMILY SUCCESS ADMINISTRATION

16. A. MOTION TO APPROVE agreement between the State of Florida Department of Health and Broward County from September 1, 2001 through September 30, 2001, in the amount of \$12,000 for the purpose of establishing an outreach program to increase enrollment of Refugee families in the Florida KidCare program, and authorize the Chair to execute same. No County match is required.

ACTION: (Time-10:06 AM) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 2001-881 in the amount of \$12,000 within the Cuban-Haitian Refugee Program Fund for the purpose of promoting KidCare enrollment to refugees, asylees, and Cuban/Haitian entrants.

ACTION: (Time-10:06 AM) Approved.

HOMELESS INITIATIVE PARTNERSHIP

17. MOTION TO APPROVE agreement between Broward County and HSI Development, Inc., (HSI)

from date of execution through September 30, 2002, in the amount of \$60,000 for consulting services for Single Room Occupancy (SRO) permanent affordable supported housing projects for homeless persons; authorizing the Chair to execute the agreement; authorizing County Administrator to sign renewals; providing for severability and providing for an effective date.

ACTION: (Time-10:06 AM) Approved.

SUBSTANCE ABUSE AND HEALTH CARE SERVICES

18. A. MOTION TO APPROVE Amendment No. 4 to Agreement between Broward County and the North Broward Hospital District (NBHD) for crisis mental health services, decreasing the amount of the agreement by \$134,275 and changing the term of the agreement from September 30th, 2001 to September 4th, 2001; and authorize the Chair and Clerk to execute same. These remaining funds shall be applied to a new contract with Henderson Mental Health Center to provide these services pending Board approval.

ACTION: (Time-10:06 AM) Approved.

B. MOTION TO APPROVE Agreement No. NHD-002 between Broward County and the North Broward Hospital District (NBHD) in the amount of \$776,452.84, from September 4, 2001 through June 30, 2002 for the purpose of providing Psychiatric Inpatient Services for indigent adults of Broward County in a mental health crisis, and authorize the Chair and Clerk to execute same. Funding for this Agreement has been allocated in the Substance Abuse and Health Care Services Division (SAHCSD) Fiscal Year 2001-02 budget.

ACTION: (Time-10:06 AM) Approved.

C. MOTION TO APPROVE Agreement No. CSU-HMHC-1 between Broward County and Henderson Mental Health Center, Inc. (HMHC) from September 4, 2001 through June 30, 2002, in the amount of \$823,036 for the purpose of providing Crisis Stabilization Services for indigent adults of Broward County in mental health crisis, and authorize the Chair and Clerk to execute same. Funding for this agreement has been allocated in the Substance Abuse and Health Care Services Division (SAHCSD) Fiscal Year 2001-02 budget.

ACTION: (Time-10:06 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

CULTURAL AFFAIRS DIVISION

19. MOTION TO APPROVE Amendment No. 3 between Broward County and artist Jody Pinto for the light cylinder project at the Fort Lauderdale-Hollywood International Airport for Artistic Services Phase II - Fabrication and Construction to increase the contract amount by \$19,585 for a total of \$807,625 with no increase in time, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:06 AM) Approved.

LIBRARIES DIVISION

20. MOTION TO APPROVE grant application/agreement for State Aid to Libraries between Broward

County and the Florida Department of State, Division of Library and Information Services, budgeted in the amount of \$3,133,250 for an operating grant for public library service as authorized under Chapter 257, Florida Statutes, beginning October 1, 2001 through September 30, 2002, and authorize the County Administrator to make modifications to the application, if necessary, and to take all necessary administrative or budgetary actions to implement the grant, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:06 AM) Approved.

MASS TRANSIT DIVISION

21. A. MOTION TO ADOPT budget Resolution 2001-882 transferring within the Capital Fund (4510-8517) for the Mass Transit Division the amount of \$360,000 from the Capital Fund Reserve (4510-8517) for the capital cost of contracting paratransit services.

ACTION: (Time-10:06 AM) Approved.

B. MOTION TO ADOPT budget Resolution 2001-883 transferring within the Capital Fund (4510-8519) for the Mass Transit Division the amount of \$200,000 from the Capital Fund Reserve (4510-8519) for the capital cost of contracting paratransit services.

ACTION: (Time-10:06 AM) Approved.

22. A. MOTION TO ADOPT Resolution 2001-884 of the Board of County Commissioners of Broward County, Florida, authorizing the Director of Mass Transit to execute and file a Trip/Equipment Grant Application and Agreement with the Florida Commission for the Transportation Disadvantaged for Fiscal Year 2001/2002, for the provision of nonsponsored transportation disadvantaged services in the amount of \$2,122,226; 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 \$212,051 will be provided through the issuance of bus passes to eligible transportation disadvantaged individuals.)

ACTION: (Time-10:06 AM) Approved.

B. MOTION TO APPROVE standard form Coordination Agreement between Broward County, as the Community Transportation Coordinator, and not-for-profit agencies for the coordination of transportation services for the transportation disadvantaged; and authorize the Director of Mass Transit to execute the same.

ACTION: (Time-10:06 AM) Approved.

PARKS AND RECREATION DIVISION

23. MOTION TO APPROVE interlocal agreement between Broward County and the City of Deerfield Beach, for the purchase by the County of 1.6 acres (more or less) of additional park land for Quiet Waters Park, providing for the payment to County of \$100,000 by the City in two installments; and authorizing the Chair and the Clerk to execute same. **(Commission District 2)**

ACTION: (Time-10:06 AM) Approved.

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

FIRE RESCUE DIVISION

24. MOTION TO APPROVE first amendment to agreement between Broward County and the TriData Corporation for consultant services for a Fire Rescue Study in Broward County (RLI No. 100200-RB), to modify the schedule for completion of Phase IV - Final Report and Presentation to coincide with a Board of County Commissioners workshop scheduled for October 2, 2001, at no additional cost to the County; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:06 AM) Approved.

MEDICAL EXAMINER AND TRAUMA SERVICES

25. MOTION TO APPROVE agreement between Broward County and City of Dania Beach from date of execution through June 30, 2002 in the amount of \$18,800 for the purpose of purchasing semi-automatic external defibrillation equipment, and authorize the Chair and Clerk to execute same. **(Commission Districts 6 and 7)**

ACTION: (Time-10:06 AM) Approved.

26. MOTION TO APPROVE agreement between Broward County and City of Deerfield Beach from date of execution through June 30, 2002 in the amount of \$62,545 for the purpose of purchasing semi-automatic external defibrillation equipment and thermal imaging cameras, and authorize the Chair and Clerk to execute same. **(Commission Districts 2 and 3)**

ACTION: (Time-10:06 AM) Approved.

27. MOTION TO APPROVE agreement between Broward County and City of Hallandale Beach from date of execution through June 30, 2002 in the amount of \$71,000 for the purpose of purchasing semi-automatic external defibrillation equipment and thermal imaging cameras, and authorize the Chair and Clerk to execute same. **(Commission Districts 6 and 8)**

ACTION: (Time-10:06 AM) Approved.

ZONING CODE SERVICES DIVISION

28. MOTION TO APPROVE agreement between Broward County and Jeffrey A. Burley and Nancy Burley, to designate property in Unincorporated Broward County as a B- 4 Commercial Redevelopment Overlay District. **(Commission District 9)**

ACTION: (Time-10:15 AM) Approved. In the future, when overlay items come before the Board for consideration to provide aerials and visuals to better define a site. See Page *****

OFFICE OF BUDGET SERVICES

29. A. MOTION TO ADOPT budget Resolution 2001-885 transferring within the Clerk of Court's Data Processing Fund (0150) the amount of \$783,791 from the Data Processing Reserve for the purpose of transferring funds to the General Fund to fund the Clerk's Internet project.

ACTION: (Time-10:06 AM) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 2001-886 within the General Fund for the Clerk of Courts in the amount of \$783,791 for the purpose of funding the Clerk's Internet project.

ACTION: (Time-10:06 AM) Approved.

COURT ADMINISTRATION

30. MOTION TO APPROVE Grant-In-Aid Match Agreement between the Office of the State Courts Administrator, the Seventeenth Judicial Circuit and the Broward County Board of County Commissioners in the amount of \$82,346 for the Civil Traffic Infraction Hearing Officer Program.

ACTION: (Time-10:06 AM) Approved.

GREATER FORT LAUDERDALE

CONVENTION & VISITORS BUREAU

31. MOTION TO APPROVE second renewal period of the agreement between Broward County and Lynda Falcone, an independent contractor for Leisure Sales and Marketing for Broward County in Canada, in the amount not to exceed \$82,600 per year. The renewal period will start October 1, 2001, and will terminate September 30, 2002.

ACTION: (Time-10:06 AM) Approved.

32. MOTION TO APPROVE second amendment to agreement between Broward County and M. Silver Associates, Inc. for public relation services to extend the agreement for an additional one-year period for the Greater Fort Lauderdale Convention & Visitors Bureau. The initial term of this agreement shall commence on October 3, 1995 and terminate on September 30, 2002, and authorize the Chair and Clerk to execute same. All other terms and conditions of the agreement shall remain unchanged and in full force and effect between the parties.

ACTION: (Time-10:06 AM) Approved.

33. MOTION TO APPROVE renewal period of the agreement between Broward County and Ikon Office Solutions, Inc., a/k/a Van Dee Mailing Service, for mailing and marketing for the Greater Fort Lauderdale Convention & Visitors Bureau (GFLCVB) in the amount not to exceed \$595,000 per year. The contract period will start October 1, 2001 and will terminate September 30, 2002.

ACTION: (Time-10:21 AM) Table to later in the meeting. See Page *****

ACTION: (Time-10:36 AM) Approved. See Page *****

COUNTY ATTORNEY

34. A. MOTION TO APPROVE revised Exhibit "A," Scope of Services in the form agreement between Broward County and Stuart A. Starr for services as a hearing officer.

ACTION: (Time-10:06 AM) Approved.

B. MOTION TO AUTHORIZE County Attorney to execute agreement with a revised Exhibit "A" on

behalf of the Board of County Commissioners with Stuart A. Starr.

ACTION: (Time-10:06 AM) Approved.

35. MOTION TO RATIFY filing of a Petition for Administrative Hearing on agency action taken by the South Florida Water Management District.

ACTION: (Time-10:22 AM) Deferred to Tuesday, September 11, 2001.

See Page *****

36. MOTION TO APPROVE 48 individual agreements between Broward County and 48 attorneys for legal representation of indigent defendants in capital homicide criminal felony cases, and authorize the Chair to sign the agreements.

ACTION: (Time-10:06 AM) Approved.

COUNTY COMMISSION

37. MOTION TO ADOPT Resolution 2001-887 of Board of County Commissioners of Broward County establishing a waiver of permit fees for a period of six months for permit applications to retrofit existing irrigation systems by adding a rain shut off device. Effective date of Resolution is October 1, 2001. (Commissioner Parrish)

ACTION: (Time-10:06 AM) Approved, as revised, to include the fee waiver amount for the six-month period, per the Commission Auditor's memorandum dated August 24, 2001.

38. MOTION TO ADOPT Resolution 2001-888 supporting the Roadless Area Conservation Rule adopted by the Forest Services. (Commissioner Lieberman)

ACTION: (Time-10:29 AM) Approved. The Board directed staff to include the above cited issue in the 2001 National Association of Counties' (NACo) Legislative Program and the 2002 Legislative Program for Florida Association of Counties (FAC). See Page *****

39. MOTION TO FILE Resolution No. 1182 from City Commission of the City of Lighthouse Point, Florida, encouraging Broward County and the municipalities located within Broward County to pursue cable television service alternatives; providing an effective date. (Chair)

ACTION: (Time-10:06 AM) Approved.

40. MOTION TO DIRECT County Attorney to amend Section 1-485 of Chapter 1, Article XXVII of the Broward County Code of Ordinances to add additional Broward County Commissioners to the membership of the Broward County Children's Services Board. (Chair)

ACTION: (Time-10:09 AM) Approved. Commissioner Wasserman-Rubin volunteered to serve on the Broward County Children's Services Board.

See Page *****

41. MOTION TO DIRECT County Attorney to draft an amendment to the Broward County Purchasing

Code. (Commissioner Lieberman)

ACTION: (Time-10:30 AM) Deferred to Tuesday, September 4, 2001. (Scrivener's Error - See County Administrator's Memorandum: Summary Explanation & Background - line 4 should read: ". . . given by the original seller to the intermediary, agent or third party or to the County; a copy of the . . .") See Page *****

REQUEST TO SET FOR PUBLIC HEARING

42. MOTION TO ADOPT Resolution 2001-889 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, September 25, 2001 at 2:00 p.m. in Room 422 of the Governmental Center, 115 S. Andrews Avenue, Fort Lauderdale, Florida to vacate and abandon a utility easement, lying and being in Broward County, Florida and located at 19500 Pines Boulevard in the City of Pembroke Pines. Petitioner: Samuel R. Sutton (Deni Associates - Agent) 2001-V- 12. (**Commission District 8**)

ACTION: (Time-10:06 AM) Approved.

43. MOTION TO ADOPT Resolution 2001-890 of the Board of County Commissioners of Broward County, Florida, directing the County Administrator to publish a notice of Public Hearing to be held on Tuesday, September 25, 2001 at 2:00 p.m., in Room 422, Broward County Governmental Center, to receive public input on amending the Broward County Administrative Code, Volume 3, Part III, by enacting a new Section 37.26, "Ferry Boat Fare Structure," to provide a fare structure for the ferry boats; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (Time-10:06 AM) Approved.

44. MOTION TO APPROVE Resolution 2001-891 directing the County Administrator to publish a Notice of Public Hearing to be held on September 11, 2001, at 2:00 p.m., in Room 422, Broward County Governmental Center, amending Chapter 39, Broward County Administrative Code, "Fees and Other Charges, Aviation" amending Section 39.2, "Rates, Fees and Charges. Fort Lauderdale-Hollywood International Airport." to modify charges for terminal rates, landing fees, commuter terminal building rental, security charges, valet parking fee, and courtesy parking, to establish a fee for off-airport parking operators, to establish a fee for pilot concession programs, to establish a fee for terminal service permits, to establish a fee for storage of ground service equipment, amending Section 39.4, "Other Rates, Fees, and Charges and Collection," to establish rates for short term leases, and amending Exhibits 39.A and 39.C, for Fort Lauderdale-Hollywood International Airport and North Perry Airport; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (Time-10:31 AM) Approved. See Page *****

45. MOTION TO ADOPT Resolution, 2001-892 directing the County Administrator to publish a notice of Public Hearing to be held on Tuesday, September 11, 2001 at 2:00 p.m., in Room 422, Broward County Governmental Center, to consider enactment of an Ordinance, adopting Broward County Land Use Plan Amendment PC 00-11, relating to the Amerifirst Tract Development of Regional Impact, located in the City of Sunrise, the substance of which is as follows: (**Commission District 5**)

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP SERIES TO REDESIGNATE THE LAND USE OF A PORTION OF THE

AMERIFIRST TRACT DEVELOPMENT OF REGIONAL IMPACT LOCATED IN THE CITY OF SUNRISE, PROVING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:33 AM) Approved. See Page *****

46. MOTION TO ADOPT Resolution 2001-893 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, September 11, 2001, at 2:00 p.m., in Room 422 of the Governmental Center, 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 9, ARTICLE XI, REGULATION OF TREE TRIMMERS; AMENDING SUBSECTION 9-161(q), AMENDING THE DEFINITION OF CLASS B TREE TRIMMER LICENSE, AMENDING SUBSECTION 9-165(d)(1) REQUIRING AN APPLICANT TO PROVIDE AT THE TIME OF APPLICATION A COPY OF AN INTERNATIONAL SOCIETY OF ARBORICULTURE ARBORIST CERTIFICATION OR A COPY OF A DOCUMENT SHOWING THAT THE APPLICANT IS A REGISTERED CONSULTING ARBORIST WITH THE AMERICAN SOCIETY OF CONSULTING ARBORISTS; CREATING A NEW SUBSECTION 9-165(d)(3) PROVIDING THAT SOLE PROPRIETORS MAY BE ISSUED A CLASS B LICENSE IN CERTAIN CIRCUMSTANCES WITHOUT BENEFIT OF EXAM; CREATING A NEW SUBSECTION 9-165(d)(4) PROVIDING THAT THE DIVISION OF AGRICULTURE & EXTENSION EDUCATION MAKE REASONABLE ACCOMMODATIONS FOR APPLICANTS WHO ARE NOT LITERATE OR WHOSE FIRST LANGUAGE IS NOT ENGLISH; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:06 AM) Approved.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

47. MOTION TO APPROVE settlement agreements in the total amount of \$14,999 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. **(Commission Districts 1, 6, and 9)**

ACTION: (Time-10:06 AM) Approved.

48. A. MOTION TO ACCEPT a \$98,000 increase in the Fiscal Year 2001 Section 105 grant award from the U.S. Environmental Protection Agency (USEPA) for air quality monitoring, with no additional County match, and authorize the County Administrator to make necessary administrative and budgetary actions to execute the grant for the Department of Planning and Environmental Protection.

ACTION: (Time-10:06 AM) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 2001-894 within Fund 8300 for the Department of Planning and Environmental Protection in the amount of \$98,000 to recognize the Section 105 grant award increase.

ACTION: (Time-10:06 AM) Approved.

PLANNING SERVICES DIVISION

49. MOTION TO DIRECT Office of the County Attorney to prepare an Ordinance for the creation of a Neighborhood Preservation and Enhancement District for the Melrose Park neighborhood. **(Commission District 9)**

ACTION: (Time-10:06 AM) Approved.

WATER RESOURCE DIVISION

50. MOTION TO APPROVE agreement between Broward County and the South Florida Water Management District (C-12375) for cost sharing the Northern Broward County Secondary Canal Recharge and Urban Environmental Enhancements at a total cost of \$490,700; and authorize the Chair and Clerk to execute same. The District contribution is \$150,000 with Broward County contributing the remaining \$340,700 in budgeted funds and in-kind services. **(Commission Districts 1, 2, 3, and 9)**

ACTION: (Time-10:06 AM) Approved.

REGULAR AGENDA

51. COUNTY ADMINISTRATOR'S REPORT

PRESENTATION: Tax Deferred Purchase of Transit Passes

Deputy County Administrator Bertha Henry introduced John Pryor, Director, Accounting Division, who gave a brief presentation regarding the Tax Deferred Purchase of Transit Passes and how the program will benefit County employees.

ACTION: (Time-10:38 AM) The Board commended staff on the implementation of the Tax Deferred Purchase of Transit Passes. See Page *****

52. DELEGATION: Ms. Margaret Smith

ACTION: (Time-10:46 AM) The Board directed Human Services staff to assist Ms. Smith in placing her daughter into an appropriate facility. If there is a problem in doing so, staff will report back to the Board. See Page *****

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.

D EPARTMENT OF PLANNING & ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

53. DELEGATION: Richard G. Coker, Jr. regarding request to amend the note on the Lyons Corporate Park Plat - 080-MP-90. (**Commission District 3**) (Deferred from August 14, 2001.)

ACTION: (Time-10:58 AM) Approved, as amended, and subject to staff’s recommendations, based on the memorandum dated August 22, 2001, from the Broward County Planning Council. See Page *****

54. DELEGATION: Shelley Eichner regarding request to amend the note on the Prosper Pointe Plat - 030-MP-90. (**Commission District 8**) (Deferred from August 14, 2001.)

ACTION: (Time-11:01 AM) Denied per staff’s recommendations.

See Page *****

END OF QUASI-JUDICIAL HEARING

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COUNTY COMMISSION SITTING AS GOVERNING BOARD OF

THE TWIN LAKES WATER CONTROL DISTRICT

OFFICE OF ENVIRONMENTAL SERVICES

WATER MANAGEMENT DIVISION

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

ACTION: (Time-11:02 AM) Approved.

B. MOTION TO ADOPT Resolution 2001-895 providing for and ordering improvements within the Twin Lakes Water Control District for Fiscal Year 2001 - 2002.

ACTION: (Time-11:02 AM) Approved.

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

ACTION: (Time-11:02 AM) Approved.

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

WATER MANAGEMENT DIVISION

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

ACTION: (Time-10:06 AM) Approved. (Moved to Consent Agenda.)

B. MOTION TO APPROVE appointment of Mr. John Pisz and Mr. Chuck Deeb to the Water Control District No. 4 Advisory Board.

ACTION: (Time-10:06 AM) Approved. (Moved to Consent Agenda.)

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

ACTION: (Time-10:06 AM) Approved. (Moved to Consent Agenda.)

END PUBLIC HEARINGS

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AVIATION DEPARTMENT

57. MOTION TO ADOPT Resolution 2001-896 amending Chapter 26, Broward County Administrative Code, "Operational Policy, Aviation," adding Section 26.36, "Field Usage Agreement," to authorize the

Director of Aviation, Broward County Aviation Department, or his or her designee, to enter into written form Field Usage Agreements with airlines that desire to use public landing areas at Fort Lauderdale-Hollywood International Airport; Adding Section 26.37, "Terminal Services Permit," authorizing the Director of Aviation, Broward County Aviation Department, or his or her designee, to enter into written form Terminal Services Permits with companies and firms that desire to use the Airport facilities and equipment; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (Time-11:03 AM) Approved, as amended, per the Commissioner Auditor's recommendations, to require a quarterly report on Sections 1 and 2 of the requested changes of the code, containing all sufficient information for the issuance of the permits. See Page *****

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Aviation Department

58. A. MOTION TO AWARD fixed contract to low responsive, responsible bidder, Megan South, Inc., for the National Rental Car Relocation (construction of temporary facilities for National Rental Car) at the Fort Lauderdale- Hollywood International Airport, Bid No. H-6-01-135-CF, for the grand total bid amount of \$2,424,921 for the Aviation Department, subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Chair and Clerk to execute same.

ACTION: (Time-11:04 AM) Approved. See Page *****

B. MOTION TO APPROVE increase in the change order allowance from 5%, (\$121,246.05) to 26% (\$630,479.46); of which \$500,000 is that portion of the change order allowance for rehabilitation of the former Value Rent-a-Car (Value) site for occupancy by Budget Rental Car (Budget).

ACTION: (Time-11:04 AM) Withdrawn at the request of the Commission Auditor.

For Finance and Administrative Services Department

59. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified governmental entity(s) with whom to partner for the finance, development and operation of one or more cultural centers, and approve RLI 071701-RB.

ACTION: (Time-11:09 AM) Approved the following to serve on the Selection/Negotiation Committee: Commissioners Eggelton, Graber, Gunzburger, Jacobs, Lieberman, Parrish, Scott and Wasserman-Rubin; Director, Cultural Affairs Division (Chair); Director, Parks & Recreation Division and Deputy Director, Planning & Environmental Protection Department. Plus, administrative staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency. See Page *****

PORT EVERGLADES DEPARTMENT

60. MOTION TO ADOPT Resolution 2001-897 of the Board of County Commissioners of Broward County, Florida, amending the Broward County Administrative Code, Volume 2, Chapter 32, "Operational Policy Port Everglades;" Part II "Franchises;" providing for severability; providing for

inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (Time-11:15 AM) Approved. See Page *****

61. MOTION TO ADOPT Resolution 2001-898 of the Board of County Commissioners of Broward County, Florida amending the Broward County Administrative Code, Volume 2, Chapter 32, “Operational Policy, Port Everglades,” amending Section 32.4 to provide for competitive selection negotiation and award of Marine Terminal Facilities; adding pre-litigation Resolution of controversies; adding waiver provision; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (Time-11:59 AM) Approved, as amended. The following language will be inserted in Section 1., Subsection a.: Such evaluation criteria and procedures may include consideration of local preference as same as defined in the Procurement Code and/or consideration of expansion of existing businesses within the Port. See Page *****

COUNTY COMMISSION

62. A. MOTION TO NOMINATE Mr. Jose “Pepe” Lopez to the Broward County Housing Finance Authority Board. (Commissioner Eggelletion)

ACTION: (Time-10:06 AM) Approved. (Moved to Consent Agenda.)

B. MOTION TO APPROVE nomination of Neil Sterling for reappointment to the Florida Atlantic University Research and Development Authority. Mr. Sterling will serve a four year term. (Commissioner Gunzburger)

ACTION: (Time-10:06 AM) Approved. (Moved to Consent Agenda.)

NON AGENDA

63. COMMENDATIONS TO STATE REPRESENTATIVE STACEY RITTER & SENATOR STEVEN GELLER - FOR LETTER TO FDOT - SUPPORTING PEOPLE MOVER LINKING FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT TO PORT - COMMISSIONER LIEBERMAN

ACTION: (Time-12:01 PM) No Board action was taken. See Page *****

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