

MEETING OF AUGUST 30, 1994

(The meeting convened at 10 a.m. and adjourned at 11:17 a.m.)

PLEDGE OF ALLEGIANCE - led by the Vice Chair.

CALL TO ORDER

THOUGHT OF THE DAY given by the Vice Chair.

CONSENT AGENDA

AVIATION DEPARTMENT

1. MOTION TO ADOPT Resolution 94-992 Board of County Commissioners of Broward County, Florida, providing safe and adequate access to the BCAD Maintenance Facility FLL Airport Plat (Plat 4) (036-MP-94) located within the city of Fort Lauderdale; providing for severability, providing for recording, and providing for an effective date.

ACTION (A-496) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

2. MOTION TO APPROVE a right-of-way consent agreement between Florida Power and Light Company and Broward County for the shared use of an existing Florida Power and Light easement along Rock Island Road near Kimberly Boulevard for the Regional Wastewater Transmission System Expansion Project, and authorize the Chair and Clerk to execute same. BCOES Project 8425.

ACTION (A-496) Approved.

3. MOTION TO APPROVE an encroachment agreement between Florida Gas Transmission Company and Broward County for encroachment upon the easement of Florida Gas Transmission Company along the Florida Turnpike north of Cypress Creek Road for the Regional Wastewater Transmission System Expansion Project, and authorize the Chair and Clerk to execute same. BCOES Project 8425.

ACTION (A-496) Approved.

4. MOTION TO APPROVE a license agreement between Florida East Coast Railway Company and Broward County for a subgrade utility crossing of the railway's right-of-way at Northwest 33 Street, Pompano Beach, Florida, for the Regional Wastewater Transmission System Expansion Project, and authorize the Chair and Clerk to execute same. BCOES Project 8425.

ACTION (A-496) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

5. **MOTION TO ADOPT** Resolution 94-993 accepting a warranty deed executed by Excel Sample, Ltd., donating right-of-way for Sample Road in Section 17, Township 48 South, Range 41 East.

ACTION (A-496) Approved.

6. **MOTION TO ADOPT** Resolution 94-994 accepting a warranty deed executed by William E. Bradford, Dolores V. Bradford, Lee Fiore and Fred W. Fiore, Jr., donating right-of-way for Wiles Road in Section 18, Township 48 South, Range 42 East.

ACTION (A-496) Approved.

7. A. **MOTION TO ADOPT** Resolution 94-995 accepting a drainage easement executed by Arvida/JMB Partners, donating right-of-way for Arvida Parkway in Sections 12 and 13, Township 50 South, Range 39 East, and Section 18, Township 50 South, Range 40 East.

ACTION (A-496) Approved.

B. **MOTION TO ADOPT** Resolution 94-996 accepting a drainage easement executed by Town Foundation Inc., donating right-of-way for Arvida Parkway in Sections 12 and 13, Township 50 South, Range 39 East, and Section 18, Township 50 South, Range 40 East.

ACTION (A-496) Approved.

8. **MOTION TO APPROVE** agreement between Broward County and the city of Coral Springs providing for the funding of underground utility lines and the funding of additional costs related to design changes for the design/build of Riverside Drive (Sample Road to north of Wiles Road), Project 5110, and authorize the Chair and Clerk to execute same.

ACTION (A-496) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

9. **MOTION TO APPROVE** a license agreement between Broward County and the Federal Bureau of Investigation for the installation of one remote radio receiver on Broward County tower facility for the sum of one dollar (\$1.00) and other good and valuable consideration, effective upon Board approval, to be renewed each year from October 1 through September 30, with three (3) months termination clause, and authorize the Chair and Clerk to execute same.

ACTION (A-496) Approved.

COUNTY RECORDS DIVISION

10. **MOTION TO APPROVE** the minutes of the Commission meeting of June 28, 1994, the public hearing of June 28, 1994 at 7 p.m., the minutes of the Commission meeting of July 5, 1994 and July 12, 1994 at 10 a.m., and the public hearing of July 12, 1994 at 2 p.m.

ACTION (A-496) Approved.

PURCHASING DIVISION

For Finance and Administrative Services Department

11. **MOTION TO AWARD** an open-end contract to Uniforms Inc., single bidder, Groups 1 through 5 inclusive, for uniform rental (D-06-94-10-24) in the approximate amount of \$419,704.80 for various divisions, and to authorize the Purchasing Division director to renew the contract for two additional two-year periods. The initial contract period shall start August 30, 1994 and shall terminate on August 29, 1996.

ACTION (A-496) Approved.

For Human Services Department

12. **MOTION TO AWARD** open-end contract to the low bidder, Group 1 and Group 11 to Metpath Inc. for medical laboratory testing services (G-03-94-18-24) in the approximate amount of \$265,968.20 for the Mental Health Division and the Division of Alcohol and Drug Abuse, and to authorize the Purchasing Division director to renew the contract for an additional two-year period. The initial contract period shall start August 30, 1994 and shall terminate on August 29, 1996.

ACTION (A-496) Approved.

For Public Works Department

13. **MOTION TO APPROVE** final payment and release of retainage in the amount of \$15,784.60 to Lancewood Construction Inc. for the fence construction on West Atlantic Boulevard medians, city of Margate, under Contract N5-99-94.

ACTION (A-496) Approved.

14. **MOTION TO APPROVE** Work Authorization #1 in accordance with the agreement of September 8, 1992 between Broward County and Environmental Consulting and Technology Inc. for the provision of asbestos abatement services at Fire Station #21 through the resource library of Environmental Services, for a maximum lump sum amount of \$18,281.80 and a time period of 10 days, and authorize the Chair and Clerk to execute same.

ACTION (A-496) Approved as amended.

HUMAN SERVICES DEPARTMENT

BUREAU OF CHILDREN'S SERVICES

15. **MOTION TO TERMINATE** Agreement #94-28 between Broward County and Kids Crusaders for Abused Children Inc., effective August 26, 1994, and authorize the Chair and Clerk to execute same.

ACTION (A-507) Approved.

HEALTH CARE MANAGEMENT

16. **MOTION TO APPROVE** nine (9) agreements between Broward County and Center One, Anyone in

Distress Inc. providing transportation, food bank, health insurance continuation, housing, psychological counseling and case management services under the Ryan White Title I, C.A.R.E. Act, Fiscal Year 1994 "Formula" and "Supplemental" grant funding, and 1991-92 carryover "Formula" and "Supplemental" grant funding, and authorize the Chair and Clerk to execute same.

ACTION (A-496) Approved.

TRAUMA MANAGEMENT AGENCY

17. **MOTION TO APPROVE** a grant application between the State of Florida, Department of Health and Rehabilitative Services, Office of Emergency Medical Services (EMS) and Broward County in the amount of \$39,600 for a consultant for developing and implementing the EMS/Trauma Data System for Broward County, and authorize the County Administrator to take the necessary administrative and budgetary actions for implementation. (County cash match of \$9,900 is required.) Match is budgeted in the fiscal year 1995 TrMOTION TO APPROVE a grant appl

ACTION (A-496) Approved.

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE AND REGULATION DIVISION

18. **MOTION TO ADOPT** Resolution 94-997 authorizing the acceptance of 20 microchip scanners for a total value of \$16,400 from the AVID Microchip Company of Norco, California for the benefit of the Animal Care and Regulation Division; authorizing the County Administrator to take all administrative actions to implement same.

ACTION (A-496) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

19. A. **MOTION TO APPROVE** the disbursement of \$44,975 from the Tree Preservation Trust Fund for the planting of trees along the major entryways of the Pompano Beach Highlands community of unincorporated Broward County.

ACTION (A-496) Approved.

B. **MOTION TO APPROVE** the disbursement of \$33,335 from the Tree Preservation Trust Fund for the planting of trees along the major entryways of the Loch Lomond community of unincorporated Broward County.

ACTION (A-496) Approved.

C. **MOTION TO RESCIND** approval of the disbursement of \$20,630 from the Tree Preservation Trust Fund for the planting of trees along the major entryways of the Broadview Estates community of unincorporated Broward County.

ACTION (A-496) Approved.

D. **MOTION TO APPROVE** the disbursement of \$54,355 from the Tree Preservation Trust Fund for the

planting of trees along the major entryways of the Broadview Estates community of unincorporated Broward County.

ACTION (A-496) Approved.

DEPARTMENT OF STRATEGIC PLANNING

AND GROWTH MANAGEMENT

COMMUNITY DEVELOPMENT DIVISION

20. **MOTION TO APPROVE** the first amendment to the 19th Year funding agreement between Broward County and the city of Deerfield Beach to fund the North East Focal Point Intergenerational Care Center, extending the term by three (3) months from October 31, 1994 to January 31, 1995, with no change to the original funding allocation of \$77,500, and authorize the Chair and Clerk to execute same.

ACTION (A-496) Approved.

21. **MOTION TO APPROVE** the first amendment to the 19th Year funding agreement between Broward County and The Salvation Army, a Georgia corporation, for the 1993 Emergency Shelter Grants Program, extending the term by nine (9) months from August 31, 1994 to May 31, 1995, and revising the project budget to reallocate funds from personnel for other uses, with no change to the original funding allocation of \$174,000, and authorize the Chair and Clerk to execute same.

ACTION (A-496) Approved.

OFFICE OF EQUAL OPPORTUNITY

HUMAN RIGHTS DIVISION

22. **MOTION TO APPROVE** Modification No. 2 to the FEP Agency Contract between Broward County on behalf of the Human Rights Division and the Miami District Office of the Equal Employment Opportunity Commission (EEOC) which reduces the amount of training funds by \$908.31 (unused) from \$1,700 to \$791.69, and authorize the Chair and Clerk to execute same.

ACTION (A-496) Approved.

23. **MOTION TO APPROVE** the 1994-1995 Worksharing Agreement between Broward County on behalf of the Human Rights Division and the Miami District Office of the Equal Employment Opportunity Commission (EEOC) for the period effective October 1, 1994 through September 30, 1995, and authorize the Chair and Clerk to execute same. (Document must be in the EEOC Miami District Office by September 16, 1994.)

ACTION (A-496) Approved.

COUNTY ATTORNEY

24. **MOTION TO APPROVE** settlement of full compensation excluding reasonable attorney's fees and costs for Parcel Nos. 135 and 715 TCE (Temporary Construction Easement) for \$16,000 in condemnation case Broward County v. Helen Fabian, et al., Case No. 92-1120-07, Copans Road Project

5079.

ACTION (A-496) Approved.

25. MOTION TO APPROVE settlement of full compensation of any and all claims, inclusive of attorney's fees and costs, for \$5,405.64 for Parcel 803 (Permanent Roadway Easement) and Parcel 717 TCE (Temporary Construction Easement) in the condemnation case of Broward County v. Helen Fabian, et al., Case No. 92-001120, Copans Road Project 5079.

ACTION (A-496) Approved.

26. MOTION TO APPROVE settlement of \$70,000, inclusive of attorney's fees and costs, for the acquisition of several properties as a result of the inverse condemnation case of Tvrei Inc., a Florida corporation, etc., vs. Broward County -93-06038 (12), West Lake Park-ESL (Environmentally Sensitive Lands).

ACTION (A-496) Approved.

27. MOTION TO APPROVE escrow agreement between Broward County, through the Department of Natural Resource Protection, Michael Moecker and Associates, as assignee for the benefit of creditors of Connectronics Inc., Electro-Wire Products Inc., and NBD Bank, and the law firm of Schantz, Schatzman and Aaronson, P.A., as escrow agent; and authorize the Chair and Clerk to execute same.

ACTION (A-496) Approved.

28. MOTION TO ADOPT Resolution 94-998 of the Board of County Commissioners of Broward County, Florida, extending current franchise term to September 30, 1994; granting a renewal non-exclusive right, privilege and franchise to TCI TKR of South Florida Inc. d/b/a TCI of South Florida for time period certain; providing for severability; and providing for an effective date.

ACTION (A-496) Approved.

COUNTY COMMISSION

29. MOTION TO FILE Resolution #94-152 of the city of Sunrise, Florida, opposing House of Representatives Bill 3191 and Senate Bill 1405 regarding the National Flood Insurance Reform Act of 1993 as they are currently worded and recommending revisions, and providing an effective date. (Comm. Poitier)

ACTION (A-496) Approved.

30. MOTION TO FILE Resolution of the Town Council of the Town of Davie, Florida; finding certain areas of the town to be slum or blighted and finding the need for the Town of Davie Community Redevelopment Agency to have jurisdiction to exercise the powers of Chapter 163, Part III within said area; providing for an effective date. (Comm. Poitier)

ACTION (A-496) Approved.

BOARD APPOINTMENTS

31. MOTION TO APPROVE reappointment of William Harms to the Urban Wilderness Advisory Board. (Comm. Gunzburger)

ACTION (A-496) Approved.

32. MOTION TO APPROVE reappointment of Frank Sacco to the Broward Regional Health Planning Council Inc. for a term extending through August 28, 1996. Mr. Sacco serves in the category of health care provider. (Comm. Parrish)

ACTION (A-496) Approved.

REQUEST TO SET FOR PUBLIC HEARING

33. MOTION TO ADOPT Resolution 94-999 directing the County Administrator to publish notice of public hearing to be held Wednesday, September 28, 1994 at 10:00 a.m. to consider enactment of proposed ordinance.

AN ORDINANCE RELATING TO SPECIFIED NON-PROFIT AND GOVERNMENTAL ENTITIES; MAKING A FINDING AND DETERMINATION THAT THE WORK AND SERVICES OF THE ORGANIZATIONS SERVE A PUBLIC PURPOSE; AUTHORIZING APPROPRIATIONS AND DISBURSEMENTS FOR THE ORGANIZATIONS FOR THE FISCAL YEAR 1994-1995; PRESCRIBING REQUIREMENTS AND CONDITIONS FOR DISBURSEMENT OF APPROPRIATED FUNDS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION (A-496) Approved.

REGULAR AGENDA

COUNTY COMMISSION SITTING AS THE GOVERNING BOARD OF THE TWIN LAKES WATER CONTROL DISTRICT

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

ACTION (A-581) Approved.

B. MOTION TO ADOPT Resolution 94-1000 providing for a Special Assessment 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 Fiscal Year 1994-95.

ACTION (A-581) Approved.

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

ACTION (A-581) Approved.

COUNTY ADMINISTRATOR'S REPORT

35. JAIL UPDATE County Administrator B. Jack Osterholt reported that the jail population for August 16, 1994 is at 92 percent of the cap and is over on three floors.

ACTION (A-605) No Board action was necessary.

DEPARTMENT OF STRATEGIC PLANNING AND GROWTH MANAGEMENT

COMMUNITY DEVELOPMENT DIVISION

36. MOTION TO ADOPT Resolution 94-1001 of the Board of County Commissioners of Broward County, Florida, amending the Broward County Administrative Code, Chapter 8, Part VIII entitled "Division of Community Development"; amending Section 8.37 establishing the Division of Community Development and Director as head; amending Section 8.38 setting forth functions and responsibilities; amending Chapter 19, Part V entitled, "Policy and Procedure for Screening and Funding Community Development Block Grant Requests" MOTION TO ADOPT Resolution 94-1001 of the Board of County Commissioners of Broward County, Florida, amending the Broward County Administrative Code, Chapter 8, Part VIII entitled "Division of Community Development"; amending Section 8.37 establishing the Division of Community Development and Director as head; amending Section 8.38 setting forth function

ACTION (A-623) Approved.

PUBLIC WORKS DEPARTMENT/COMMUNITY SERVICES DEPARTMENT

37. A. MOTION TO ADOPT budget resolution 94-1002 transferring funds within the General Fund for the Libraries Division in the amount of \$128,625 for the purpose of creation of a library branch at Delevoe Park.

ACTION (A-631) Approved.

B. MOTION TO ADOPT budget resolution 94-1003 transferring funds within the Municipal Service District Fund for the Parks and Recreation Division in the amount of \$42,875 for the purpose of expansion of Delevoe Park.

ACTION (A-631) Approved.

C. MOTION TO ADOPT unanticipated revenue resolution 94-1004 within the General Capital Outlay Fund for the Libraries Division in the amount of \$128,625 for the purpose of creation of a library branch at Delevoe Park.

ACTION (A-631) Approved.

D. MOTION TO ADOPT unanticipated revenue resolution 94-1005 within the Unincorporated Capital Fund for the Parks and Recreation Division in the amount of \$42,875 for the purpose of expansion of Delevoe Park.

ACTION (A-631) Approved.

E. MOTION TO APPROVE contract executed by Martha Dye in the amount of \$676,000 for the purchase of real property adjoining Delevoe Park for the purpose of expansion of the park and the

creation of a new library branch at same; authorize the Chair and Clerk to execute contract, and authorize acceptance and recordation of deed.

ACTION (A-655) Approved.

FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT

38. MOTION TO APPROVE the appointment of Managing Underwriters and Co-Managers for the proposed Broward County Port Acquisition Revenue Bonds as follows: PaineWebber Inc., Senior Manager with book; J.P. Morgan & Co., Co-Senior Manager; Ward Bradford & Co., Co-Senior Manager; Artemis Capital Group, Co-Manager; Nationsbanc Capital Markets, Co-Manager; Samuel A. Ramirez & Co., Co-Manager.

ACTION (A-865) Approved.

39. MOTION TO ADOPT Resolution 94-1006 of the Board of County Commissioners of Broward County, Florida, authorizing the negotiation of a loan in an aggregate amount not to exceed \$3,600,000 from the First Florida Governmental Financing Commission; approving the acquisition, construction and erection of certain capital projects; approving the execution and delivery of a loan agreement with the First Florida Governmental Financing Commission; providing certain other matters in connection with the making of su

MOTION TO ADOPT Resolution 94-1006 of t

ACTION (A-896) Approved.

40. MOTION TO ADOPT Resolution 94-1007 of the Board of County Commissioners of Broward County, Florida, authorizing the execution of a satisfaction of mortgage, termination of UCC financing statements, termination of assignment of leases and rents and subordination, and termination of non-disturbance consent and attornment agreement, all in connection with payment of Broward County Industrial Development Revenue Bond in the original principal amount of \$5,750,000 (Gray Drug Fair Inc., Project) 1985; and pro

MOTION TO ADOPT Resolution

ACTION (A-900) Approved.

41. MOTION TO ADOPT Resolution 94-1008 of the Board of County Commissioners of Broward County, Florida authorizing amendment to the County's Multi-Purpose Commercial Paper Program, authorizing the execution and delivery of the amended and restated Indenture of Trust, dated as of August 1, 1994, between the County and BankAmerica Trust Company, as Trustee; authorizing the execution and delivery of (i) the Credit Agreement, dated as of August 1, 1994 between the county and the Mitsubishi Bank, Limited, acting

MOTION TO ADOPT Resolution 94-1008 of the Board of County Commissioners of Broward County, Florida authorizing amendment to the County's Multi-Purpose Comm

ACTION (A-903) Approved.

PURCHASING DIVISION

For Public Works Department

42. MOTION TO APPROVE an increase in the Change Order allowance of \$17,975 for a revised total of \$26,963, which is 15 percent of the original contract amount of \$179,748 awarded by the Board on

November 9, 1993 to Utilities Services Inc. for Contract Q-12-92-14-OF, for rehabilitation of Lift Stations 30E, 30E1 and 30E2-11, and authorize the Chair and Clerk to execute same. BCOES Project 8488 - Rehabilitation of Lift Stations 30E, 30E-1 and 30E2-11.

ACTION (A-911) Approved.

COMMISSION AUDITOR

43. MOTION TO FILE Commission Auditor report - August 1994 follow-up to the fiscal year 1992 performance audit - Equipment Management Division.

ACTION (A-919) Approved.

COUNTY ADMINISTRATOR

44. A. MOTION TO ADOPT budget resolution 94-1009 transferring \$39,700 from the Commission Reserve within the General Fund to the Charter Review Commission in order to fund expenses for staff and associated costs for the remainder of FY 94.

ACTION (A-940) Approved.

B. MOTION TO INCREASE the personnel cap by three positions.

ACTION (A-940) Approved.

C. MOTION TO APPROVE the establishment of pay ranges for the classifications of Executive Director and Administrative Assistant of the Charter Review Commission.

ACTION (A-940) Approved.

D. MOTION TO ADOPT Resolution 94-1010 exempting the position of Administrative Aide in the Charter Review Commission from the classified civil service.

ACTION (A-940) Approved.

COUNTY COMMISSION

45. MOTION TO ADOPT Resolution 94-1011 of the Board of County Commissioners of Broward County, Florida, abolishing the Bear Habitat Trust Fund; providing for distribution of the funds; and providing for an effective date.

(Comm. Gunzburger)

ACTION (A-1020) Approved.

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

46. MOTION TO APPOINT a Commissioner to the Canvassing Board for the Tuesday, September 6,

1994 Logic and Accuracy Test Certification at 1 p.m. for the First Primary Election. (Comm. Poitier)

ACTION (A-1133) Approved with the appointment of Commissioner Thompson.

47. A. MOTION TO ACCEPT the resignation of Michael Bassichis from the Broward County Planning Council. (Comm. Cowan)

ACTION (A-1103) Approved.

B. MOTION TO APPROVE appointment of Michael Bassichis to the Cultural Affairs Council. Mr. Bassichis replaces Amy Ostrau, who resigned when she was appointed to the Performing Arts Authority. (Comm. Cowan)

ACTION (A-1103) Approved.

COUNTY ADMINISTRATOR

48. MOTION TO APPROVE extension of contract with Hill & Knowlton Public Affairs Worldwide Company for a two-year term pursuant to Article 3, Section 1 of the agreement between the county and the company.

REASON FOR SUPPLEMENTAL: It was recently determined that Board action would in fact be needed to give 30 days' notice of the extension of the contract.

ACTION (A-1170) Approved with the funding and method of payment at \$6,000 per month for federal lobbying services.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION (A-2192) Approved.

NON AGENDA

50. PROCLAMATION On behalf of the Board, Commissioner Parrish read into the record a proclamation designating August 29 through September 5, 1994 as **Fire Fighter Appreciation Week**. The Board commended the Broward County Fire Fighters for their efforts on behalf of the Muscular Dystrophy Association and expressed appreciation to the Fire Fighters and their families for their dedication to duty, personal sacrifices and constant vigil to maintain the safety quotient in our communities.

ACTION (A-134) Mr. Walter Dix, Fire Rescue Division, accepted the proclamation and thanked the Board.

51. PROCLAMATION On behalf of the Board, Commissioner Gunzburger read into the record a proclamation designating August 31, 1994 as **SEFLIN FREE-NET DAY** in Broward County, Florida. The Board urged all residents to register for the Free-Net and take advantage of the wealth and local, national and international information available on the network.

ACTION (A-204) Messrs. Sam Morrison, Library Division director and Craig Stillings, South East Florida Library Information Network (SEFLIN), accepted the proclamation and thanked the Board.

52. PROCLAMATION On behalf of the Board, the Chair read into the record a proclamation designating Thursday, September 1, 1994 as **Jane Carroll Day** in Broward County, Florida and congratulated her on being elected president of the International Association of Clerks, Recorders, Election Officials and Treasurers (IACREOT).

ACTION (A-330) Ms. Jane Carroll, Supervisor of Elections, accepted the proclamation and thanked the Board.

53. DRUG COURT Commissioner Parrish referred to an article in *The Herald* dated August 29, 1994 entitled "Drug Court -- Where Second Chances Multiply".

ACTION (A-2220) Commissioner Parrish requested that the Commission Auditor provide a report on the county's expenditures on drug court.

[Back to previous page](#)