

MEETING OF AUGUST 31, 1999

(Meeting convened at 10:00 a.m. and adjourned at 11:10 a.m.)

PLEDGE OF ALLEGIANCE - Led by members of the Childcare Licensing and Enforcement Section.

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO NOMINATE David H. Rush for reappointment to the Florida Atlantic Research and Development Authority for a four-year term. (Commissioner Parrish)

ACTION: (A-184) Approved.

B. MOTION TO APPROVE reappointment of Thomas Dorsett to the Code Enforcement Board of Broward County (Building and Permitting). (Commissioner Parrish)

ACTION: (A-184) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE consent to sublease between Beason-Simons, Ltd. and AAustin Enterprise, Inc., at Beason-Simons, Ltd.'s leasehold at Fort Lauderdale- Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

3. MOTION TO APPROVE consent to sublease between Hollywood Aviation, Inc. and Apple Aircraft Parts, Inc., at Hollywood Aviation, Inc.'s leasehold at North Perry Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

4. MOTION TO APPROVE consent to sublease between Hollywood Aviation, Inc. and Miller Aviation, Inc., at Hollywood Aviation, Inc.'s leasehold at North Perry Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

5. MOTION TO APPROVE consent to sublease between Sheltair Aviation Center, Inc. and BE

Aerospace, Inc., at Sheltair Aviation Center, Inc.'s, leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

6. MOTION TO APPROVE consent to sublease between Sheltair Fort Lauderdale International, Inc. and Lorair, Ltd., at Sheltair International, Inc.'s, leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

7. A. MOTION TO APPROVE transfer of funds in the amount of \$75,000 within Exhibit D4 Optional Services in accordance with Article 6 Section 6.2 of the contract between Broward County and O'Brien Kreitzberg, Inc. for program management services for the Airport Expansion Program (AEP) at Fort Lauderdale-Hollywood International Airport for the purpose of funding a contract compliance audit. (Deferred from June 22, 1999, Item 21)

ACTION: (A-184) Approved.

B. MOTION TO APPROVE work authorization in an amount not to exceed \$75,000 in accordance with Article 6 Section 6.2.1.c of the contract between Broward County and O'Brien Kreitzberg, Inc. for program management services for the Airport Expansion Program at Fort Lauderdale-Hollywood International Airport for the purpose of funding a contract compliance audit. (Deferred from June 22, 1999, Item 21)

ACTION: (A-184) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

8. A. MOTION TO ADOPT Resolution 1999-1055 of the Board of County Commissioners of Broward County, Florida amending an agreement among Broward County, Vinnette Carroll Repertory Company, Inc. and Broward County Film Society, Inc. for the leasing of real property for use as a theater to provide lessee's an additional option to extend.

ACTION: (A-184) Approved.

B. MOTION TO APPROVE second amendment to agreement among Broward County, Vinnette Carroll Repertory Company, Inc. and Broward County Film Society, Inc. for the leasing of real property for use as a theater to provide an additional option to extend the lease to the year 2022, at no cost to Broward County, and to permit the application for a Florida Cultural Facilities Grant; and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

9. MOTION TO APPROVE compensation as required under Federal procedures for the reimbursement of moving costs in the amount of \$6,925.03, associated with the relocation of Lancaster Steel Co., Inc., located on land parcel 1411.001 in the Fort Lauderdale-Hollywood International Airport South Runway expansion project.

ACTION: (A-184) Approved.

10. MOTION TO ADOPT Resolution 1999-1056 approving a three-year lease with a one-year renewal option for the Revenue Collection Division, 815, 825, and 835 NE 13th Street, Fort Lauderdale, Florida for 9,152 square feet at \$7.46, per square foot, \$5,689.49, monthly; \$68,273 annually, which constitutes a 3% increase; Term of Lease: Commencing on November 1, 1999 and terminating on October 31, 2002; Landlord: Alice D. Lowry; and authorize the Chair and Clerk to execute same.

ACTION: (A-295) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

11. MOTION TO APPROVE agreement between Broward County and City of Fort Lauderdale for trafficway beautification for Cypress Creek Road from North Andrews Avenue Extension to NE 7th Avenue (at no cost to the County); and authorize the Chair and Clerk to execute same.

ACTION: (A-368) Approved.

12. MOTION TO ADOPT Resolution 1999-1057 accepting a sidewalk easement executed by ELO Associates II, Ltd., donating said easement for SE 3rd Avenue at Las Olas Boulevard.

ACTION: (A-184) Approved.

13. MOTION TO APPROVE revocable license agreement between Broward County and ELO Associates II, Ltd. for the use of a portion of the right-of-way of SE 3rd Avenue (east side) between Las Olas Boulevard and SE 4th Street for the installation of landscape islands with street trees, ground cover and irrigation (street landscaping), and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

14. MOTION TO ADOPT Resolution 1999-1058 accepting a road easement executed by Modesto Perez and Asteria Perez, donating right-of-way for SW 195th Terrace approximately 320 feet north of SW 54th Place.

ACTION: (A-184) Approved.

15. MOTION TO ADOPT Resolution 1999-1059 accepting a road easement executed by the City of Fort Lauderdale, donating right-of-way for Prospect Road and State Road 7.

ACTION: (A-184) Approved.

16. MOTION TO APPROVE revocable license agreement between Broward County and Conrad and Margaret Yelvington for the use of a portion of the right-of-way of McNab Road (south side) between Powerline Road and the CSX Railroad for the installation of additional landscaping and driveway access, and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

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

ACTION: (A-184) Approved.

COUNTY RECORDS DIVISION

18. MOTION TO APPROVE minutes of the 10:00 a.m. Board of County Commission meeting of April 6, 1999; May 18, 1999; and May 25, 1999; and the minutes of the 2:00 p.m. Public Hearings of April 27, 1999; May 11, 1999; and May 25, 1999.

ACTION: (A-184) Approved.

19. MOTION TO ADOPT Resolution 1999-1060 of the Board of County Commissioners of Broward County, Florida amending the Broward County Administrative Code at Volume 3, Chapter 35, Part III, which establishes the copying fees for the Broward County Records Division; by amending Section 35.20 "Copying Fees" Subsection (f) relating to the fees charged for copies of the official records index data stored on surplus microfiche or compact disc; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (A-184) Approved.

PURCHASING DIVISION

For Aviation Department

20. MOTION TO APPROVE First Amendment to Work Authorization No. 1 in accordance with the agreement of August 23, 1994, as amended September 5, 1995, between Broward County and Post, Buckley, Schuh & Jernigan (PBS&J) from the Library for Environmental Consultant Services for the operation and maintenance of the groundwater remedial system at the site known as the South Terminal Remediation at the Fort Lauderdale-Hollywood International Airport which requires a reallocation of \$14,000 from labor expenses to reimbursable expenses resulting in no change in the maximum total amount not to exceed of \$138,293.94, and with a change in time period of 60 calendar days increasing the time from 425 to 485 calendar days, and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

21. A. MOTION TO ADOPT budget transfer Resolution 1999-1061 in the amount of \$250,000 from Budget Code 401-404-3614-6500 to 401-404-3612-6500 to fund the Stormwater Master Plan.

ACTION: (A-184) Approved.

B. MOTION TO APPROVE agreement between Broward County and Camp Dresser & McKee, Inc. (CDM) for consulting services for preparation of a Stormwater Master Plan for the Fort Lauderdale-Hollywood International Airport in the maximum amount not to exceed \$650,000 and a time period of four years with two additional one-year option periods, and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

For Community Service Department

22. MOTION TO APPROVE AND AWARD fixed contract to sole source vendor, Multisystems, Inc. for the procurement of MIDAS (Sole Brand) Internet Enabling Software for Broward County's Automated Vehicle and Annunciator System in the amount of \$125,000 for the Mass Transit Division.

ACTION: (A-184) Approved.

For Public Works Department

23. MOTION TO AWARD fixed contract to the low bidder, Trio Development Corporation for C-5 Canal Pump Station Improvements (Bid No. N-3-99-052-CF) for \$201,400 for the Environmental Engineering Division subject to receipt and acceptance of payment and performance guarantee, and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

24. MOTION TO NOTE FOR THE RECORD exceeding the \$50,000 cap on the use of the Facilities Management qualified lists by \$9,690 for additional work required to re-roof the West Regional

Complex.

ACTION: (A-184) Withdrawn for further staff review.

25. MOTION TO NOTE FOR THE RECORD exceeding the \$50,000 cap on the use of the Facilities Management qualified lists by \$5,800 for additional work required to re-roof the Tarpon River Building.

ACTION: (A-184) Withdrawn for further staff review.

26. A. MOTION TO WAIVE, as a technicality, the requirement that the bidder initial corrections made to the bid sheet as required by the Invitation For Bid.

ACTION: (A-184) Approved.

B. MOTION TO AWARD open-end contract to low bidder, Hydro Conduit Corporation for Concrete Culvert Pipe used for drainage (Bid No. E-4-99- 072-B1) in the estimated amount of \$204,832 for the Streets and Highways Division, and authorize the Purchasing Director to renew the contract for one year. The initial contract period shall start on the date of award and shall terminate one year from that date.

ACTION: (A-184) Approved.

REVENUE COLLECTION DIVISION

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

ACTION: (A-184) Approved.

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

ACTION: (A-184) Approved.

29. MOTION TO ADOPT Resolution 1999-1062 authorizing Cancellation of Warrants from Central Account No. 2079940003785.

ACTION: (A-184) Approved.

COMMUNITY SERVICES DEPARTMENT

LIBRARIES DIVISION

30. MOTION TO FILE annual budget submitted by the Friends of the Broward County Library, Inc. for expenditures of photocopy machine funds for the period October 1, 1999 through September 30, 2000, as provided for in the revocable license agreement entered into on March 11, 1986 between Broward County and the Friends of the Broward County Library.

ACTION: (A-184) Approved.

31. MOTION TO APPROVE disbursement of donations received by the Libraries Division and deposited in the Broward County Library Trust Fund and Account for Fiscal Year 1999-2000 in accordance with Ordinance No. 77-31 in an amount not to exceed the donations that will be received for the Libraries Division.

ACTION: (A-184) Approved.

32. MOTION TO APPROVE second amendment to the revocable license agreement between Broward County and the Broward Public Library Foundation, Inc. (Foundation), to increase the Foundation's office space in the Main Library from 288 square feet to 1,322 square feet, at no charge, from the date of execution, for a period of 12 months, with automatic annual renewals unless terminated, and authorize the Chair and the Clerk to execute same.

ACTION: (A-184) Approved.

PARKS AND RECREATION DIVISION

33. MOTION TO ADOPT Resolution 1999-1063 of the Board of County Commissioners of Broward County, Florida exempting two positions of Administrative Coordinator II from the classified civil service for the Community Service Department, Parks and Recreation Division administrative office.

ACTION: (A-184) Approved.

34. MOTION TO ADOPT Resolution 1999-1064 of the Board of County Commissioners of Broward County, Florida authorizing the acceptance of a donation of a 300 gallon aquarium tank system from Bob Schichtel for the use and benefit of the Parks and Recreation Division's Anne Kolb Nature Center at West Lake Park; authorizing the County Administrator to take all administrative actions to implement same; and providing for an effective date.

ACTION: (A-184) Approved.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

WATER RESOURCES DIVISION

35. MOTION TO APPROVE amendment to a contract between Broward County and the South Florida

Water Management District (SFWMD) for cost-sharing activities related to Phase I of the Broward Countywide Integrated Water Resources Plan (IWRP) which includes: (1) rectifying and digitizing of aerial photography; (2) identifying and digitizing of wetland resources; (3) creating GIS databases for surface water features; and (4) installing of rain gauges and groundwater level monitoring equipment throughout the County, authorize the Chair and Clerk to execute same, and authorize the County Administrator to take the necessary administrative actions for the Water Resources Division.

ACTION: (A-184) Approved.

36. MOTION TO APPROVE contract between Broward County and the South Florida Water Management District for cost-sharing of activities related to implementing Phase II of the Broward Countywide Integrated Water Resources Plan (IWRP) which include: (1) determining water needs for selected natural areas; (2) enhancing GIS coverages for surface water features and structures; (3) conducting an assessment of utilities in northern Broward County to identify opportunities to integrate infrastructure and operations; and (4) developing an outreach plan on Broward's water management system, authorize the Chair and Clerk to execute same, and authorize the County Administrator to make the necessary administrative and budgetary actions for the Water Resources Division.

ACTION: (A-184) Approved.

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

37. MOTION TO ADOPT Resolution 1999-1065 exempting the position of Administrative Manager II (BPN 00265) in the Department of Safety and Emergency Services from the Classified Civil Service.

ACTION: (A-184) Approved.

BUILDING CODE SERVICES

38. MOTION TO APPROVE interlocal agreement between Broward County and the City of Hallandale to provide the City of Hallandale, South Florida Building Code inspection/plan review and Building Official services to be performed by the Broward County Building Code Services Division from August 31, 1999 to August 30, 2001, and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

EMERGENCY MANAGEMENT DIVISION

39. A. MOTION TO APPROVE agreement between Broward County and the State of Florida Department of Community Affairs in the amount of \$49,551 for the performance of hazard mitigation activities from date of execution and extending 24 months after signature, and authorize the Chair and Clerk to execute same. (County cash match is \$6,014)

ACTION: (A-184) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 1999-1066 within the grant fund for the Emergency Management Division in the amount of \$49,551 for the purpose of retrofitting the control structures of three County owned bridges.

ACTION: (A-184) Approved.

C. MOTION TO ADOPT budget Resolution 1999-1067 transferring funds within the grant fund for the Emergency Management Division in the amount of \$6,014 for the purpose of retrofitting the control structures of three County owned bridges.

ACTION: (A-184) Approved.

PORT EVERGLADES DEPARTMENT

40. MOTION TO APPROVE three-year lease agreement between Broward County and Marino Trucking, Inc. for 6,451 square feet of warehouse and office space in Building No. 67 at Port Everglades, for a period of October 1, 1999 through September 30, 2002, and authorize the Chair and Clerk to execute same.

ACTION: (A-184) Approved.

OFFICE OF BUDGET SERVICES

41. MOTION TO APPROVE first amendment to the agreement between Broward County and the Impact Group, LLC to provide additional consultant services for an Accelerated Process Improvement Program. Amended agreement will be on a contingency basis, with an increase of \$200,000 to a total maximum fee of \$400,000 to include an increase of four studies to a total of eight studies.

ACTION: (A-184) Withdrawn by the County Administrator.

COUNTY ATTORNEY

42. MOTION TO NOTE FOR THE RECORD: Notice of settlement in the amount of \$13,500 in Marie Yvonne Oscar and Comberexantus Oscar, Plaintiffs, v. Broward County, Defendant; Case Number 98-7037 (12).

ACTION: (A-184) Approved.

43. MOTION TO NOTE FOR THE RECORD: Notice of settlement in the amount of \$3,500 and the waiver of an attorney's fees and costs claim of up to \$11,027.65, in Sam J. Tang and Jya-yu Tang,

Plaintiffs, v. Eleuterio Quintana, Florida Aggregate Transport Corp., The State of Florida, Department of Transportation and Broward County, Defendants; Case Number 97-02050 (05).

ACTION: (A-184) Approved.

COUNTY COMMISSION

44. MOTION TO FILE City of Deerfield Beach Resolution No. 1999/128 dated August 17, 1999, entitled:

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

(Chair)

ACTION: (A-184) Approved.

REQUEST TO SET FOR PUBLIC HEARING

45. MOTION TO DIRECT County Administrator to publish notice of public hearing to be held on Tuesday, September 14, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider a Nonemergency Medical Transportation Service (NEMTS) license (new) for WRP Transportation, Inc.

ACTION: (A-184) Approved.

46. MOTION TO DIRECT County Administrator to publish notice of public hearing to be held on Tuesday, September 14, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider a Nonemergency Medical Transportation Service (NEMTS) licenses (renewals) for American Medical Response, Inc.; Johnson Transportation Service; and HealthTrans, Inc.

ACTION: (A-184) Approved.

47. MOTION TO DIRECT County Administrator to publish notice of public hearing to be held on Tuesday, September 14, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider Class 1 - ALS Rescue Certificate of Public Convenience and Necessity (COPCN) to the Cities of Cooper City, Coral Springs, Davie, Fort Lauderdale, Lauderdale, Lighthouse Point, North Lauderdale, Parkland, Pembroke Park, Plantation and Wilton Manors (renewal).

ACTION: (A-184) Approved.

48. MOTION TO ADOPT Resolution 1999-1068 directing the County Administrator to publish a notice of public hearing to be held on September 28, 1999, at 2:00 p.m. in Room 422 of the Governmental Center amending Chapter 39, Broward County Administrative Code, "Fees and Other Charges, Aviation" amending the schedule of rates, fees and charges for Fort Lauderdale-Hollywood International Airport; providing for severability; providing for inclusion in the administrative code; and providing for an effective date.

ACTION: (A-184) Approved.

49. MOTION TO ADOPT Resolution 1999-1069 directing the County Administrator to publish notice of public hearing pursuant to Section 34-6, Broward County Code to be held at Coconut Creek High School, 1400 NW 44th Ave., Coconut Creek, Florida 33066 on Tuesday, September 14, 1999 at 7:00 p.m. in Room 422 of the Governmental Center to consider adoption of a resolution prescribing amended schedule of rates for regional raw water by large users of Broward County's Regional Raw Water System and providing for an effective date.

ACTION: (A-184) Approved.

50. MOTION TO ADOPT Resolution 1999-1070 directing the County Administrator to publish notice of public hearing to be held at Coconut Creek High School, 1400 NW 44th Ave., Coconut Creek, Florida 33066 on Tuesday, September 14, 1999 at 7:00 p.m. in Room 422 of the Governmental Center to consider adoption of a resolution prescribing amended schedule of rates for transmission, treatment, and disposal for sewer service by large users of Broward County's North Regional Waste Water Treatment and Transmission Facilities and providing for an effective date.

ACTION: (A-184) Approved.

51. MOTION TO ADOPT Resolution 1999-1071 directing the County Administrator to publish notices of public hearings to be held at 2:00 p.m. on September 14, 1999 and September 28, 1999 in Room 422 of the Governmental Center to consider a first amendment to lease agreement between Broward County and Worldwide Shore Services, Inc.

ACTION: (A-184) Approved.

52. MOTION TO ADOPT Resolution 1999-1072 directing the County Administrator to publish a notice of public hearing to be held September 28, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider the franchise application of Ship Supply of Florida, Inc. to provide steamship agent services at Port Everglades.

ACTION: (A-184) Approved.

53. MOTION TO ADOPT Resolution 1999-1073 directing the County Administrator to publish a notice of public hearing to be held September 28, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider the franchise application of USA Petroleum Corporation, d/b/a Anchor Marine Agency, to provide steamship agent services at Port Everglades.

ACTION: (A-184) Approved.

54. MOTION TO ADOPT Resolution 1999-1974 directing the County Administrator to publish a notice of public hearing to be held September 28, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider an application to renew the franchise of B.V. Oil Company, Inc. to provide vessel bunkering services at Port Everglades.

ACTION: (A-184) Approved.

55. MOTION TO ADOPT Resolution 1999-1082 setting a public hearing on Tuesday, September 28, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to enact an ordinance of the Broward County Code of Ordinances.

TEXT CHANGE 9-T-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; AMENDING CHAPTER 39, BROWARD COUNTY ZONING CODE, AMENDING ARTICLE XV, "RURAL AND ESTATE DISTRICTS"; SECTION 39-265, "SIZE OF PLOT," AMENDING MINIMUM PLOT SIZES IN RURAL AND ESTATE DISTRICTS FOR CONSISTENCY WITH THE FUTURE UNINCORPORATED AREA LAND USE PLAN; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Zoning Code Services Division)

ACTION: (A-184) Approved.

REGULAR AGENDA

COUNTY ADMINISTRATOR'S REPORT

56. County Administrator Roger J. Desjarlais reminded the commissioners that following this day's 2:00

p.m. public hearing there will be a meeting on the budget wrap up.

ACTION: (A-402) No action necessary.

10:00 A.M. TIME CERTAIN

PORT EVERGLADES DEPARTMENT

57. MOTION TO APPROVE agreement between Broward County and Worldwide Shore Services, Inc. and Carnival Corporation as guarantor for multi-day cruise services at Port Everglades for a 10-year term, and authorize the Chair and Clerk to execute same.

ACTION: (A-420) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

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

ACTION: (A-979) Approved as amended per staff's addendum.

HUMAN SERVICES DEPARTMENT

COMMUNITY DEVELOPMENT DIVISION

59. 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. (Deferred from August 24, 1999, Item 36)

ACTION: (A-987) Approved.

COMMUNITY SERVICES DEPARTMENT

LIBRARIES DIVISION

60. MOTION TO ADOPT Resolution 1999-1075 of the Board of County Commissioners of Broward

County, Florida for a seven-day amnesty period to recover past due books, to reinstate patron's library privileges, to forgive fines on all overdue materials, to reinforce the public's perception of the library as a user-friendly environment, and to assist the Daily Bread Food Bank (DBFB) by requiring patrons to donate a canned food item in exchange for pardon of fines. (Amnesty Week is September 12-18, 1999).

ACTION: (A-996) Approved.

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

EMERGENCY MANAGEMENT DIVISION

61. A. MOTION TO APPROVE agreement between Broward County and the State of Florida Department of Community Affairs in the amount of \$50,127.50, for the performance of anti-terrorism, from date of execution through December 31, 1999, and authorize the Chair to execute same. (No County match required)

ACTION: (A-1018) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 1999-1076 within the grant fund for the Emergency Management Division in the amount of \$50,127.50, for the purpose of performing anti-terrorism planning.

ACTION: (A-1018) Approved.

GREATER FORT LAUDERDALE

CONVENTION & VISITORS BUREAU

62. A. MOTION TO WAIVE Broward County Procurement Code, Section 21.6C.

ACTION: (A-1025) Approved.

B. MOTION TO APPROVE agreement between Broward County and Lynda Falcone, an Independent Contractor for Leisure Sales and Marketing for Broward County in Canada to provide leisure sales, public relations, and incentive business development in the promotion of Broward County and will receive a fee for professional services in the amount of \$3,417 per month within 30 calendar days of receipt of Sales Directors' proper statement, as required by the Broward County Prompt Payment Ordinance: (Broward County Ordinance No. 89-49, as may be amended from time to time) for a total annual amount not to exceed \$41,004 per year, and reimbursables and any direct non-salary expenses shall not exceed \$40,000 per year, and authorize the Chair and Clerk to execute same.

ACTION: (A-1025) Approved.

COUNTY ATTORNEY

63. 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. (Deferred from August 24, 1999, Item 76)

ACTION: (A-1210) Approved.

COUNTY ADMINISTRATOR

64. MOTION TO ADOPT budget Resolution 1999-1077 transferring within the Pay Telephone Commission Trust Fund 0220 the amount of \$75,370 from the Trust Fund Reserve to the Broward Sheriff's Office (BSO) Truancy Reduction and Intervention Program for start up expenses. (Deferred from June 15, 1999, Item 23)

ACTION: (A-1467) Approved.

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

COMPREHENSIVE & NEIGHBORHOOD PLANNING DIVISION

65. 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, and August 24, 1999, Item 90)

ACTION: (A-184) Transferred to the consent agenda to be deferred for one week at the applicant's request.

OFFICE OF BUDGET SERVICES

66. A. MOTION TO APPROVE second amendment to an interlocal agreement between Broward County and the City of Weston for the increase of fire/rescue services in the last year of the Municipal Services Benefit Unit (MSBU) Fiscal Year (FY) 2000. Subject to approval by the City.

ACTION: (A-184 & 2278) Transferred to the 2:00 p.m. public hearing, at which time the Board approved this amendment subject to the language being approved by both sides.

B. MOTION TO APPROVE interlocal agreement between Broward County and the City of Weston for the provision of fire/rescue services for 10 years (beginning in FY2001) at a cost to the City of Weston of \$4,985,000 per year. Subject to approval by the City.

ACTION: (A-184 & 2278) Transferred to the 2:00 p.m. public hearing, at which time the Board approved this amendment subject to the language being approved by both sides.

REQUEST TO SET FOR PUBLIC HEARING

67. A. MOTION TO WAIVE by a majority plus one vote, the Public Hearing after 2:00 p.m. for a rezoning ordinance as required by Section 125.66(4), Florida Statutes.

ACTION: (A-1594) No action taken. (Commissioner Lieberman abstained from voting and filed Form 8B, Memorandum of Voting Conflict.)

B. MOTION TO ADOPT Resolution 1999-1978 setting two public hearings on Tuesday, September 28, 1999 at 2:00 p.m. and Tuesday, October 12, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to enact an ordinance changing the Zoning District of certain lands within the Unincorporated Area of Broward County, Florida

ACTION: (A-1594) Approved as amended waiving the 5:15 p.m. on October 12, 1999 and maintain the 5:15 p.m. hearing on September 28, 1999. (Commissioner Lieberman abstained from voting and filed Form 8B, Memorandum of Voting Conflict.)

This is required by Section 125.66(4), Florida Statutes. In order to schedule the public hearing at 2:00 p.m., the Board of County Commissioners must approve this proposed resolution by a majority plus one vote.

The September 28, 1999 and October 12, 1999 public hearings are to be Quasi- Judicial Public Hearings.

REZONING PETITION 16-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 24, TOWNSHIP 51 SOUTH, RANGE 44 EAST, AND SECTIONS 19, 29 AND 30, TOWNSHIP 51 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM R-1C, ONE-FAMILY DWELLING DISTRICT; R-2, TWO-FAMILY DWELLING DISTRICT; R-3, LOW DENSITY MULTIPLE DISTRICT; R-3U, ROW HOUSE DISTRICT; AND R-5, MOTEL TO RS-4, ONE-FAMILY DETACHED DWELLING DISTRICT, RS-5, ONE-FAMILY DETACHED DWELLING DISTRICT, RD-5, DUPLEX AND ATTACHED ONE-FAMILY DWELLING DISTRICT AND RM- 15, MULTIPLE-FAMILY DWELLING DISTRICT; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HERewith; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

68. A. MOTION TO WAIVE by a majority plus one vote, the public hearing after 2:00 p.m. for a rezoning ordinance as required by Section 125.66(4), Florida Statutes.

ACTION: (A-1704 & 2341) Tabled to 2:00 p.m., at which time no action was taken.

B. MOTION TO ADOPT Resolution 1999-1083 setting two public hearings on Tuesday, September 28, 1999 at 2:00 p.m. and Tuesday, October 12, 1999 at 2:00 p.m. in Room 422 of the Governmental Center

to enact an ordinance changing the Zoning District of certain lands within the Unincorporated Area of Broward County, Florida.

ACTION: (A-1704 & 2341) Tabled to 2:00 p.m., at which time the Board approved holding the September 28, 1999 meeting at 5:15 p.m. Further, the Board approved advertising the proposed ordinance and a proposed amendment to delete three lots being rezoned from Residential Single Family Detached Office District (RSO) to Limited Commercial Business District (B-1) also be advertised, in order to allow the public to make comments during the public hearing.

This is required by Section 125.66(4) Florida Statutes. In order to schedule the public hearing at 2:00 p.m., the Board of County Commissioners must approve this proposed resolution by a majority plus one vote.

The September 28, 1999 and October 12, 1999 public hearings are to be Quasi- Judicial Public Hearings.

REZONING PETITION 17-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTIONS 24, AND 25, TOWNSHIP 51 SOUTH, RANGE 41 EAST, BROWARD COUNTY, FLORIDA; FROM R-1B AND R-1C, ONE-FAMILY DWELLING DISTRICTS; R-1P, ONE-FAMILY DWELLING-- PARKING DISTRICT; RSO, RESIDENTIAL SINGLE-FAMILY DETACHED AND OFFICE DISTRICT; R-2, TWO-FAMILY DWELLING DISTRICT; AND R-3U, ROW HOUSE DISTRICT; TO RS-4, RS-5 AND RS-6, ONE-FAMILY DETACHED DWELLING DISTRICTS; RD-10, DUPLEX AND ATTACHED ONE-FAMILY DWELLING DISTRICT; RM-15, MULTIPLE-FAMILY DWELLING DISTRICT; AND B-1, LIMITED COMMERCIAL BUSINESS DISTRICT UTILIZING THE 5% FLEXIBILITY RULE; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

69. A. MOTION TO WAIVE by a majority plus one vote, the public hearing after 2:00 p.m. for a rezoning ordinance as required by Section 125.66(4), Florida Statutes.

ACTION: (A-184) Transferred to the consent agenda for the purpose of being withdrawn for further staff review.

B. MOTION TO ADOPT Resolution setting two public hearings on Tuesday, September 28, 1999 at 2:00 p.m. and Tuesday, October 12, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to enact and ordinance changing the Zoning District of certain lands within the Unincorporated Area of Broward County, Florida.

ACTION: (A-184) Transferred to the consent agenda for the purpose of being withdrawn for further staff review.

This is required by Section 125.66(4), Florida Statutes. In order to schedule the public hearing at 2:00 p.m., the Board of County Commissioners must approve this proposed resolution by a majority plus one vote.

The September 28, 1999 and October 12, 1999 public hearings are to Quasi- Judicial Public Hearings.

REZONING PETITION 18-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 29 AND 30, TOWNSHIP 51 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM R-1C, ONE-FAMILY DWELLING DISTRICT TO RS-3 AND RS-4, ONE-FAMILY DETACHED DWELLING DISTRICTS; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

70. A. MOTION TO WAIVE by a majority plus one vote, the public hearing after 2:00 p.m. for a rezoning ordinance as required by Section 125.66(4), Florida Statutes.

ACTION: (A-1830) Approved.

B. MOTION TO ADOPT Resolution 1999-1079 setting two Public Hearings on Tuesday, September 28, 1999 at 2:00 p.m. and Tuesday, October 12, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to enact an ordinance changing the Zoning District of certain lands with the Unincorporated Area of Broward County, Florida

ACTION: (A-1830) Approved.

This required by Section 125.66(4) Florida Statutes. In order to schedule the Public Hearing at 2:00 P.M., the Board of County Commissioners must approve this proposed resolution by a majority plus one vote.

The September 5, 1999 and October 12, 1999 Public Hearings are to be Quasi- Judicial Public Hearings.

REZONING PETITION 19-Z-99

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 5, TOWNSHIP 50 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; FROM R-3, LOW-DENSITY MULTIPLE DISTRICT, B-3, INTENSE COMMERCIAL BUSINESS DISTRICT, AND RM-10, MULTIPLE-FAMILY DWELLING DISTRICT, TO RS-5, ONE-FAMILY DETACHED DWELLING DISTRICT, RD-5, DUPLEX AND ATTACHED ONE-FAMILY DWELLING DISTRICT, RM-5, MULTIPLE-FAMILY DWELLING DISTRICT, RM-10, MULTIPLE-

FAMILY DWELLING DISTRICT, RM-15, MULTIPLE-FAMILY DWELLING DISTRICT, AND S-2, OPEN SPACE DISTRICT; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

SUPPLEMENTAL AGENDA

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

TRANSPORTATION PLANNING DIVISION

71. A. MOTION TO ADOPT Resolution 1999-1080 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. (Deferred from August 24, 1999, Item 57)

ACTION: (A-184) Approved.

B. MOTION TO APPROVE interlocal agreement among Broward County, Florida Department of Transportation (FDOT), Tri-Rail Commuter Rail Authority, and various member cities of the MPO providing the creation and continuation of the MPO, and authorize the Chair and Clerk to execute same. (Deferred from August 24, 1999, Item 57)

ACTION: (A-184) Approved.

REASON FOR SUPPLEMENTAL: Mailing to MPO will take place Wednesday, September 1, 1999 (see County Administrator memo dated August 30, 1999).

COUNTY COMMISSION

72. DISCUSSION regarding request of the County Commission on June 15, 1999 asking staff to recommend methods of preserving open space in the form of artificial ponds and lakes. (Commissioner Jacobs)

ACTION: (A-1847) County Attorney Edward A. Dion will research this issue and report back to Board.

DEFERRED ITEMS

DEFERRED TO 9/7/99 - 65

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