

MEETING OF SEPTEMBER 5, 2000

(The meeting convened at 10:15 a.m. and adjourned at 11:25 p.m.)

PLEDGE OF ALLEGIANCE was led by Commissioner Wifredo Gort, City of Miami.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

AVIATION DEPARTMENT

- MOTION TO ADOPT Resolution 2000-1064 of the Board of County Commissioners of Broward County, Florida amending the Broward County Administrative Code, Volume 1, Chapter 2, Part III, Divisions and Offices, establishing Divisions of the Aviation Department; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (A-0497) Approved.

- MOTION TO ADOPT Resolution 2000-1065 authorizing acceptance and execution of a Federal Aviation Administration Amendment No. 2 to the grant agreement for AIP Project No. 3-12-0025-3195 at Fort Lauderdale Hollywood International Airport; and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant amendment.

ACTION: (A-0497) Approved.

- MOTION TO ADOPT Resolution 2000-1066 authorizing acceptance and execution of a Federal Aviation Administration Grant Agreement, subject to review and approval by the Office of the County Attorney. These projects consist of the following: Terminal building improvements, which includes the terminal canopies and fiber optic backbone, acquisition and installation of security cameras required by FAR Part 107; conduct noise compatibility plan update (Part 150); and reimbursement for 49 parcels of land previously purchased at the Fort Lauderdale-Hollywood International Airport; in the amount up to \$ 10,661,373.00, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

ACTION: (A-0497) Approved.

- MOTION TO APPROVE terminal services permit between Broward County, Florida and Miami Aviation Technical Services, Inc., at the Fort Lauderdale-Hollywood International Airport effective upon Board approval with an expiration date of September 30, 2002 with a 30-day cancellation clause by either party, and authorize the Chair and Clerk to execute same.

ACTION: (A-0497) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

- A. MOTION TO APPROVE contract for sale and purchase executed by Ferguson E. Peters, Lewis W. Peters and Nations Bank Trustee of the Frederick T. Peters Marital Trust in the amount of \$121,200 for the purchase of road right-of-way, Hiatus Road Project No. 5168, Parcels 1, 2 and 5; parcels are located on north side of Broward Boulevard and run north to Sunrise Boulevard; Engineering Division authorizes Real Property Section to acquire this property using Engineering Division funds; authorize the Chair and Clerk to execute contract for sale and purchase; and authorize acceptance and recordation of deed.

ACTION: (A-0497) Deferred for further review.

B. MOTION TO ADOPT Resolution accepting quit claim deed executed by Old Plantation Water Control District, a political subdivision of the State of Florida for road right-of-way, at no cost to the County, for Hiatus Road Project No. 5168, Parcels 1 and 5; parcels are located on north side of Broward Boulevard and on section line of Section 31-49-41 and Section 6-50-41.

ACTION: (A-0497) Deferred for further review.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

- MOTION TO APPROVE agreement for Construction of Required Offsite Improvements as part of County road project, among Broward County, Country Lakes, L.P., and Minto Communities, Inc., at no cost to the County, and authorize the Chair and Clerk to execute same.

ACTION: (A-0599) Approved. See Page 24.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

COUNTY RECORDS DIVISION

- MOTION TO ADOPT Resolution 2000-1067 of the Board of County Commissioners of Broward County, Florida exempting from the Classified Civil Service the positions of Document Recorder I (BPN No. 07343), Document Recorder Supervisor (BPN No. 08148), and Account Clerk I (BPN No. 08612) for the Finance and Administrative Services Department, County Records.

ACTION: (A-0497) Approved.

HUMAN RESOURCES DIVISION

- A. MOTION TO APPROVE amendment to the Collective Bargaining Agreement between Broward County and the Government Supervisors Association of Florida Local 100 (Broward County Supervisory Unit) amending the base wage increase for Fiscal Years 2000/2001, 2001/2002.

ACTION: (A-0497) Approved.

B. MOTION TO AUTHORIZE the Chair to execute the amendment.

ACTION: (A-0497) Approved.

PURCHASING DIVISION

For Aviation Department

- **MOTION TO AWARD** fixed contract to the low bidder, Florida Industrial Electric, Inc., for Runway 9L-27R Signage and Marking at Fort Lauderdale-Hollywood International Airport, Bid No. P-4-00-105-CF, in the total amount of \$169,861.90, 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: (A-0497) Approved.

For Department of Safety & Emergency Services

- **MOTION TO APPROVE** interim agreement between Broward County and PhoneTel Technologies, Inc. ("PhoneTel") for public pay telephone equipment and associated long distance service, for a term of one year and one additional year renewable term option exercisable by the County from the date of execution, and authorize the Chair and Clerk to execute same.

ACTION: (A-0656/1003) Approved. See Pages 25 AND 33.

For Public Works Department

- **MOTION TO AWARD** fixed contract to the low bidder, Blackies Welding and Boiler for Aerator Parts (Bid No. C-4-00-091-BF) in the amount of \$113,400 for the Environmental Operations Division.

ACTION: (A-0497) Approved.

- **MOTION TO APPROVE** open-end contract for the procurement of carpeting, installed and related flooring products in the estimated annual amount of \$515,775 from Collins & Aikman Floor Coverings, Inc., Lee Carpets Division of Burlington Industries, Inc., Mannington Commercial, Shaw Contract Group, and Sylvan Chemical Company (Milliken) [State of Florida Contract (FSC) No. 360-240-00-1] for various Broward County agencies, and authorize the Director of Purchasing to add additional vendors when those vendors complete the County's required documents. The initial contract period shall be from date of award and shall terminate May 31, 2003, and may be extended in accordance with any extension by the State of Florida.

ACTION: (A-0497) Approved.

REVENUE COLLECTION DIVISION

- **MOTION TO APPROVE AND EXECUTE** Satisfactions of Claim of Liens.

ACTION: (A-0497) Approved.

RISK MANAGEMENT DIVISION

- **MOTION TO APPROVE** full and final settlement of Claim No. 97 WC 0648SM in the amount of \$135,000 (inclusive of attorney's fees and costs).

ACTION: (A-0497) Approved.

COMMUNITY SERVICES DEPARTMENT

AGRICULTURE AND EXTENSION EDUCATION DIVISION

- **MOTION TO ADOPT** Resolution 2000-1068 of the Board of County Commissioners of Broward County, Florida exempting a vacant Office Manager I (BPN No. 01215) from the Classified Civil Service for the Community Services Department, Agriculture and Extension Education Division.

ACTION: (A-0497) Approved.

CULTURAL AFFAIRS DIVISION

- **MOTION TO ADOPT** Resolution 2000-1069 of the Board of County Commissioners of Broward County, Florida exempting two vacant Arts Assistant positions (BPN No. 6803, and No. 8379), and a vacant Arts Management Specialist I position (BPN No. 7303) from the Classified Civil Service for the Community Services Department, Cultural Affairs Division.

ACTION: (A-0497) Approved.

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

MEDICAL EXAMINER & TRAUMA SERVICES DIVISION

- **MOTION TO ACCEPT** reappointment of Paulette Kandel to the Broward Regional Emergency Medical Services (EMS) Council.

ACTION: (A-0497) Approved.

PORT EVERGLADES DEPARTMENT

- **MOTION TO APPROVE** Port Everglades Mobile Motorized Food/Drink Service Business Permits between Broward County, Florida and the companies listed on Schedule A effective September 5, 2000 through December 31, 2000, and authorize the Chair and Clerk to execute same.

ACTION: (A-0497) Approved.

- **MOTION TO ADOPT** Resolution 2000-1070 allowing for the waiver of dockage fees, pursuant to Item No. 415 of Port Everglades Tariff No. 11, Section 42.25 of the Broward County Administrative Code for visiting military vessels participating in Fleet Week 2000 (October 2-12, 2000) in an amount not to exceed \$120,000.

ACTION: (A-0497) Approved. (Scrivener's Error see County Administrator's memorandum dated 9-1-00.)

- MOTION TO ADOPT Resolution 2000-1071 of the Board of County Commissioners of Broward County, Florida amending the Broward County Administrative Code, Volume Three, Chapter 42, Sections one, two, three, four, five, six, seven and nine of Port Everglades Tariff No. 11, attached as Exhibit 42.A and incorporated in Section 42.25 of the Broward County Administrative Code; providing for conditions governing communications, declared disaster emergency; retired underground pipelines; use of passenger terminals; crewing of vessels; providing for an increase in and changes to application of rates for dockage, wharfage, storage, cargo yard assignments, wharf demurrage, fresh water, harbormaster, line handling, labor and equipment, vehicle parking, overtime facilities use, U.S. Customs inspection, Public Safety inspections, container gantry crane usage and electrical charges for reefer containers; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (A-0680) Approved. See Page 26.

OFFICE OF BUDGET SERVICES

- MOTION TO ADOPT unanticipated revenue Resolution within the Law Enforcement Trust Fund in the amount of \$54,160 for the purpose of funding a substance abuse prevention and mentoring programs. (Deferred from August 22, 2000, Item 41)

ACTION: (A-0497) Withdrawn. BSO requested withdrawal of the Kappa Alpha Psi Foundation request and deferral of the Institute for Community Empowerment, Inc. request to the 9-26-00 Commission Meeting.

- MOTION TO ADOPT unanticipated revenue Resolution 2000-1072 within the General Fund for the Broward Sheriff's Office in the amount of \$1,615,000 for the purpose of increasing the Special Details Operation appropriation in order to meet current demand for services. This additional appropriation is funded by user fees.

ACTION: (A-0609) Approved. See Page 24.

- MOTION TO ADOPT unanticipated revenue Resolution 2000-1073 within the General Fund for the Broward Sheriff's Office in the amount of \$26,569 for the purpose of increasing the contract for Police Services for the City of Dania Beach. All direct costs are funded by the City.

ACTION: (A-0497) Approved.

HISTORICAL COMMISSION

- MOTION TO APPROVE eleventh amendment to agreement between Broward County and Helen Landers for services as County Historian for the period October 1, 2000 through September 30, 2001 for \$14,640.00, and authorize the Chair and Clerk to execute same.

ACTION: (A-0497) Approved.

REQUEST TO SET FOR PUBLIC HEARING

- MOTION TO ADOPT Resolution 2000-1074 setting a public hearing on Tuesday, October 10, 2000 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.
(This is a Quasi-Judicial Public Hearing.)

REZONING 8-Z-00

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF THE HIATUS LYING BETWEEN SECTION 25, TOWNSHIP 50 SOUTH, RANGE 40 EAST AND SECTION 30, TOWNSHIP 50 SOUTH, RANGE 41 EAST, BROWARD COUNTY, FLORIDA; FROM A-3, AGRICULTURAL AND UTILITIES DISTRICT, R-3, LOW-DENSITY MULTIPLE DISTRICT, B-2A, PLANNED BUSINESS CENTER DISTRICT, B-2, GENERAL COMMERCIAL BUSINESS DISTRICT AND B-2, GENERAL COMMERCIAL BUSINESS DISTRICT UTILIZING THE 5% FLEXIBILITY RULE TO B-2, GENERAL 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)

ACTION: (A-0497) Approved.

- A. MOTION TO WAIVE public hearing after 5:00 p.m. for a proposed ordinance changing permitted uses.

ACTION: (A-0555) Scrivener's Error see County Administrator's memorandum dated 9-1-00.

B. MOTION TO ADOPT Resolution setting two public hearings on Tuesday, September 26, 2000 at 2:00 p.m. and Tuesday, October 10, 2000 at 2:00 p.m. in Room 422 of the Governmental Center to enact an ordinance amending Chapter 39 of the Code of Ordinance, Broward County Zoning Code.

TEXT CHANGE 9-T-00

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 39 OF THE BROWARD COUNTY CODE OF ORDINANCES (ZONING CODE); AMENDING SECTION 39-38, "NOTICES"; AMENDING THE NOTIFICATION RADIUS FOR ZONING VARIANCES; REPEALING ARTICLE XLII, "MOBILE HOME PARK T-1A, T-1B AND T-1C DISTRICTS"; REPEALING ARTICLE XLVI, "TWO-FAMILY DWELLING R-2U DISTRICT"; REPEALING ARTICLE LXV, "LIMITED HEAVY INDUSTRIAL M-4 DISTRICT"; REPEALING ARTICLE LXVII, "RECREATIONAL S-1 DISTRICT"; REPEALING ARTICLE LXVIII, "OPEN SPACE S-2 DISTRICT"; REPEALING ARTICLE LXXVIII, "PLANNED EMPLOYMENT CENTER DISTRICT"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE, AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Zoning Code Services Division)

ACTION: (A-0555) Scrivener's Error see County Administrator's memorandum dated 9-1-00. Revised motion to reflect only one public hearing date.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

- **MOTION TO APPROVE** settlement agreements in the total amount of \$ 22,300 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.

ACTION: (A-0497)Approved.

QUASI-JUDICIAL CONSENT HEARING

DEVELOPMENT MANAGEMENT DIVISION

- **DISCUSSION:** of plat entitled "Ice Plat II" - District 5, (096-MP-99).

ACTION: (A-0497) Approved.

- **DISCUSSION:** of plat entitled "Riviera Beach and Yacht Club" - District 6, (099-MP-99).

ACTION: (A-0497) Approved.

- **DELEGATION:** Louis J. Lebron regarding request to amend the note on the Wellen's Commercial Plat - District 1, (017-UP-82).

ACTION: (A-0497) Approved.

- **DELEGATION:** James D. Stoner regarding request to amend the note on the Clem Plat - District 6, (078-MP-98).

ACTION: (A-0497) Approved.

- **DELEGATION:** Jan C. Hansen regarding request to amend the note on the Savannah P.U.D Plat - District 4, (054-MP-88).

ACTION: (A-0497) Approved.

- **DELEGATION:** Kevin M. Guthard regarding request to amend the note on the Pleasant Acres Plat - District 5, (014-UP-86).

ACTION: (A-1016/2064) Approved. See Pages 34.

- **DELEGATION:** E. Richard Alhadeff regarding request to amend the note on the St. Andrews at Miramar Plat - District 5, (073-MP-94).

ACTION: (A-0497) Approved.

- **DELEGATION:** Stephanie J. Toothaker-Walker regarding request to amend the note on the Countyline Corporate Center Plat - District 5, (058-MP-97).

ACTION: (A-0497) Approved.

- **DELEGATION:** Linda Strutt regarding request to amend the note on the Pola's Outboard Center Plat - District 2, (036-UP-84).

ACTION: (A-0497) Approved.

- **DELEGATION:** Gerson Garcia, representing the City of Sunrise, regarding request to amend the non vehicular access line on the Sunset Plaza Plat - District 4, (059-MP-91).

ACTION: (A-0497) Deferred to 10-3-00 per request of applicant.

- **DELEGATION:** Dawn Sonneborn regarding MOTION TO APPROVE agreement between Broward County, Ronald M. Ansin, Edmund N. Ansin, Miami Gardens Inc. and Sunbeam Properties, Inc. relating to allocation of impact fee credits for the Miramar Park of Commerce Phase IV Plat - District 5, (086-MP-97).

ACTION: (A-0497) Approved.

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

- **COUNTY ADMINISTRATOR'S REPORT**

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

- **MOTION TO APPROVE** travel for County employees in accordance with Administrative Code

Chapter 3, Part II - County Employee Travel.

ACTION: (A-1102) Approved. See Page 36.

HUMAN RESOURCES DIVISION

- A. MOTION TO APPROVE and authorize the Chair and Clerk to execute the agreement with AvMed, previously approved by the Insurance Selection Negotiation Committee, for group health and hospitalization coverage to commence on January 1, 2000 and terminate December 31, 2001 with an option to renew upon the mutual consent and agreement of the County and AvMed for a maximum of three consecutive 12-month periods. (Deferred from August 22, 2000, Item 49)

ACTION: (A-0497) Withdrawn for further staff review and S/NC meeting of 9-14-00. (See County Administrator's memorandum of 9-1-00.)

B. MOTION TO APPROVE and authorize the Chair and Clerk to execute the agreement with HIP, previously approved by the Insurance Selection Negotiation Committee, for group health and hospitalization coverage to commence on January 1, 2000 and terminate December 31, 2001 with an option to renew upon the mutual consent and agreement of the County and HIP for a maximum of three consecutive 12-month periods. (Deferred from August 22, 2000, Item 49)

ACTION: (A-0497) Withdrawn for further staff review and S/NC meeting of 9-14-00. (See County Administrator's memorandum of 9-1-00.)

C. MOTION TO APPROVE and authorize the Chair and Clerk to execute the agreement with Humana, previously approved by the Insurance Selection Negotiation Committee, for group health and hospitalization coverage to commence on January 1, 2000 and terminate December 31, 2001 with an option to renew upon the mutual consent and agreement of the County and Humana for a maximum of three consecutive 12-month periods. (Deferred from August 22, 2000, Item 49)

ACTION: (A-0497) Withdrawn for further staff review and S/NC meeting of 9-14-00. (See County Administrator's memorandum of 9-1-00.)

HUMAN SERVICES DEPARTMENT

ELDERLY AND VETERANS SERVICES DIVISION

- A. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida accepting the invitation of the Florida Commission on Veterans Affairs to participate and form an ad hoc coordinating committee for Broward County to raise funds for the State of Florida World War II Memorial Project; creating and establishing an ad hoc committee for the State of Florida World War II Memorial Project to raise such funds; directing that such funds shall be made payable in the name of the Florida World War II Veterans Memorial Matching Trust Fund; providing for membership; providing for length of term of committee; providing for automatic termination of committee after eighteen months; providing for County Administrator to take all necessary administrative actions necessary to implement same; providing for severability; providing for inclusion in the Administrative Code; providing for a repealer; and providing for an effective date. (Deferred from August 29, 2000, Item 17)

ACTION: (A-0497) Deferred at the request of Commissioner Abramowitz until 9-12-00. (See County

Administrator's memorandum dated 9-1-00.)

B. MOTION TO ACCEPT nominations for the World War II Ad Hoc Coordinating Committee for fund-raising efforts in support of the World War II Memorial. (Deferred from August 29, 2000, Item 17)

ACTION: (A-0497) Deferred at the request of Commissioner Abramowitz until 9-12-00. (See County Administrator's memorandum dated 9-1-00.)

OFFICE OF BUDGET SERVICES

- A. MOTION TO ADOPT unanticipated revenue Resolution 2000-1076 within the General Fund for the Clerk of Courts in the amount of \$825,122 for the purpose of transferring funds for the Clerk's Internet Project and the purchase of archives shelving and lighting.

ACTION: (A-1125) Approved. See Page 56.

B. MOTION TO ADOPT budget Resolution 2000-1077 transferring funds within the Clerk's Data Processing Fund in the amount of \$825,122 for the purpose of transferring funding to the General Fund for the Clerk's Internet Project and archives shelving and lighting from the Clerk's Data Processing Fund to the General Fund.

ACTION: (A-1125) Approved. See Page 56.

- MOTION TO DISCUSS office space at One University Building. (Commissioner Rodstrom)

ACTION: (A-1221) See Page 39.

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