

**MEETING OF SEPTEMBER 8, 1994**

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

PLEDGE OF ALLEGIANCE

CALL TO ORDER

**CONSENT AGENDA**

**AVIATION DEPARTMENT**

1. MOTION TO APPROVE consent to sublease between Cresair, Inc. and Dove Aviation, Inc. for the operation of an aircraft flight school located on Cresair's leasehold at North Perry Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-53) Approved.

2. MOTION TO APPROVE consent to sublease between Cresair, Inc. and Flying Eagle Aviation for the operation of an aircraft flight school located on Cresair's leasehold at North Perry Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-53) Approved.

**PUBLIC WORKS DEPARTMENT**

**OFFICE OF ENVIRONMENTAL SERVICES**

3. MOTION TO ADOPT Resolutions 94-1047 through 94-1061 assessing liens for unpaid water or sewer or water and sewer charges.

ACTION: (A-53) Approved.

4. MOTION TO EXECUTE satisfaction of claim of liens to release liens recorded for unpaid water or sewer or water and sewer charges.

ACTION: (A-53) Approved.

**ENVIRONMENTAL ENGINEERING DIVISION**

5. MOTION TO APPROVE a developer's agreement between the County and Sample/I-95 Associates, a Florida general partnership, providing for utility installation by the developer with an estimated installation cost of \$12,650 at no cost to the County, to furnish water and wastewater services for the proposed 18,000 square foot warehouse building, and authorize the Chair and Clerk to execute same. BCOES/EED Project 8587.

ACTION: (A-53) Approved.

**WATER SUPPLY DIVISION**

6. MOTION TO APPROVE an interlocal agreement between the City of Tamarac and the Broward County Board of County Commissioners for emergency water interconnects, in which all interconnect facilities are jointly owned, and in which water is provided to either party on a temporary, emergency basis only, at no cost to either party.

ACTION: (A-53) Approved.

## **OFFICE OF TRANSPORTATION**

### **ENGINEERING DIVISION**

7. MOTION TO ADOPT Resolution 94-1062 authorizing conveyance of a County deed executed by Broward County, donating right-of-way for State Road 7 (U.S. 441) in Section 1, Township 49 South, Range 41 East, Section 6, Township 49 South, Range 42 East, and Section 36, Township 48 South, Range 41 East, to the State of Florida Department of Transportation, and authorize the Chair and Clerk to execute same.

ACTION: (A-53) Approved.

8. MOTION TO ADOPT Resolution 94-1063 accepting a warranty deed executed by Port Property Associates, L.P., donating right-of-way for Northeast 10 Street in Sections 26 & 35, Township 50 South, Range 42 East.

ACTION: (A-53) Approved.

9. MOTION TO APPROVE agreement between Broward County and the Town of Davie for the joint funding of the Davie Road/SW 39 Street intersection improvement, and authorize the Chair and Clerk to execute same.

ACTION: (A-53) Approved.

10. MOTION TO APPROVE agreement between Broward County and the City of Hallandale for the joint funding of the improvements to SE 14 Avenue, south of Hallandale Beach Boulevard, and authorize the Chair and Clerk to execute same.

ACTION: (A-53) Approved.

### **REAL PROPERTY SECTION**

11. MOTION TO FILE 1994 Annual Report on County-owned property inventory as of July 1, 1994.

ACTION: (A-53) Approved.

12. MOTION TO AUTHORIZE the Chair and Clerk to execute and deliver two (2) satisfactions of mortgage for a certain mortgage deed executed by Gordon A. Weidner to Broward County, in State of Florida vs. Paul Weidner, Case No. 90-5377CF10.

ACTION: (A-53) Approved.

13. MOTION TO APPROVE contract for sale and purchase executed by George McKee in the amount

of \$5,000 for the purchase of an outparcel for West Lake Park, Parcel 326; authorize the Chair and Clerk to execute contract for sale and purchase, and authorize acceptance and recordation of deed.

ACTION: (A-53) Approved.

14. MOTION TO APPROVE contract for sale and purchase executed by George McKee in the amount of \$2,500 for the purchase of an outparcel for West Lake Park, Parcel 324; authorize the Chair and Clerk to execute contract for sale and purchase, and authorize acceptance and recordation of deed.

ACTION: (A-53) Approved.

### **FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

15. MOTION TO APPROVE AND EXECUTE satisfaction of claim of liens against John C. Stahl a/k/a William Schaaf, Jules Michael Matlock, Lewis Loff, Balgene Chinn, and Don Almeida (2).

ACTION: (A-53) Approved.

### **PERSONNEL DIVISION**

16. MOTION TO APPROVE the renewal of the policies with Manufacturer's Life Insurance Company for provision of employee group life insurance, accidental death and dismemberment insurance, optional life insurance, and long term disability insurance benefits for the period January 1, 1995 through March 31, 1995 at reduced rates as indicated on Exhibit 1, subject to Manufacturer's delivery by September 30, 1994 properly executed amendments to be approved by the County Attorney's Office.

ACTION: (A-53) Approved, as amended.

### **PURCHASING DIVISION**

For Finance and Administrative Services Department

17. MOTION TO APPROVE agreement between Broward County and Savannah Laboratories & Environmental Services, Inc. for inclusion into a resource library for environmental services, for a period beginning with date of award and ending September 7, 1997 with two one-year extensions to be approved by the Director of Purchasing, and authorize the Chair and Clerk to execute same.

ACTION: (A-53) Approved.

For Public Works Department

18. MOTION TO NOTE FOR THE RECORD the emergency sole source procurement under CCNA of 1st Amendment to Work Authorization No. 1 with H. J. Ross Associates, increasing project requirements from \$41,500 to \$51,406 for the engineering evaluation study which is presently in process, prior to performing emergency repairs to the exterior walls of the Main Jail, as approved under the emergency provisions of the Broward County Procurement Code.

ACTION: (A-53) Approved.

### **COMMUNITY SERVICES DEPARTMENT**

## **LIBRARIES DIVISION**

19. **MOTION TO APPROVE** a grant agreement (95-9021) between Broward County and the State of Florida, Department of State, Division of Cultural Affairs in the amount of \$500,000 for the purpose of renovating 8,300 square feet of floor area in the Main Library for the period July 1, 1994 through June 30, 1995, and authorize the Chair and Clerk to execute same. (Local match is \$1,000,000; cash \$600,000, in-kind \$400,000).

ACTION: (A-53) Approved.

## **MASS TRANSIT DIVISION**

20. **MOTION TO APPROVE** an agreement among Broward County, Metro-Dade County, Palm Beach County, Tri-County Commuter Rail Authority and the University of South Florida for its Center for Urban Transportation Research to conduct a Regional Fare Coordinating Study, and authorize the Chair and Clerk to execute same. The cost to Broward County is a maximum amount not to exceed \$3,311.75.

ACTION: (A-53) Approved.

## **PARKS AND RECREATION DIVISION**

21. **MOTION TO APPROVE** submission of a grant application to the State Department of Environmental Protection (DEP) in the amount of \$200,000 from the Florida Recreation Development Assistance Program (FRDAP) for Tradewinds Park, and authorizing the County Administrator to take the necessary administrative and budgetary actions to execute grant. (County cash match is \$100,000.)

ACTION: (A-53) Approved.

22. A. **MOTION TO APPROVE** the Broward County Marine Advisory Committee (MAC) project recommendation and grant application for the Broward County Department of Natural Resource Protection's Artificial Reef '94 Project utilizing Florida Boating Improvement Program (FBIP) funding in the amount of \$75,000. No County monies are involved.

ACTION: (A-53) Approved.

B. **MOTION TO ADOPT** Resolution 94-1064 of the Board of County Commissioners of Broward County, Florida, authorizing submission of the Broward County Artificial Reef '94 Project grant application to the State of Florida, Department of Environmental Protection (DEP), and to authorize the County Administrator to take the necessary administrative and budgetary actions to execute the grant.

ACTION: (A-53) Approved.

## **DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT**

### **COMMUNITY DEVELOPMENT DIVISION**

23. A. **MOTION TO ADOPT** Resolution 94-1065 of the Board of County Commissioners of Broward County, Florida, authorizing the County Administrator to execute contracts and time extension amendments on behalf of the County with subgrantees of U.S. Department of Housing and Urban

Development funds; providing for the County Administrator to sign contracts and amendments of certain organizations for the funding amount indicated for Fiscal Year 1994-95; and providing for an effective date.

ACTION: (A-53) Approved.

B. MOTION TO APPROVE the boiler plate contracts and amendments to provide funding for subrecipients of U.S. Department of Housing and Urban Development funds for FY 1994-95.

ACTION: (A-53) Approved.

### **HISTORICAL COMMISSION**

24. MOTION TO APPROVE agreement between Broward County and Helen Landers for services as County Historian for the period October 1, 1994 through September 30, 1995.

ACTION: (A-53) Approved.

### **OFFICE OF BUDGET AND MANAGEMENT POLICY**

25. MOTION TO APPROVE business travel and trips on the approved travel list for county employees in accordance with Administrative Order 105.

ACTION: (A-53) Approved.

### **COMMISSION AUDITOR**

26. MOTION TO APPROVE travel for Commission Auditor on October 19-21, 1994 for the Southeastern Intergovernmental Audit Forum in Atlanta, Georgia.

ACTION: (A-53) Approved.

### **REGULAR AGENDA**

27. COUNTY ADMINISTRATOR'S REPORT - The County Administrator advised that the county is at 92 percent of the cap, and over

cap on five floors so a fine is still being imposed.

ACTION: (A-79) For informational purposes.

28. DELEGATION: Dorothy Willis, President, White-Willis Theatre regarding request for waiver of the Cultural Affairs Council Certified Financial Statement deadline.

ACTION: (A-110) Approved.

### **DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT**

### **DEVELOPMENT MANAGEMENT DIVISION**

## 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. You must be sworn before addressing the Commission, and if you wish to address the Commission you may be subject to cross-examination. If you refuse to submit to cross-examination, the Commission will not consider what you have said in its final deliberations.

29. DISCUSSION of Plat entitled "F.F.C.A. Plat" - District 3, (089-MP-93).

ACTION: (A-306) Approved plat subject to staff recommendations as outlined in the Development Review Report.

30. DISCUSSION of Plat entitled "Ann Amorello Plat" - District 2, (019-MP-94).

ACTION: (A-122) Deferred to October 4, 1994 at request of applicant.

31. DISCUSSION of Plat entitled "Silver Lakes Phase III Parcel V" - District 5, (046-MP-94).

ACTION: (A-320) Approved plat subject to staff recommendations as outlined in the Development Review Report.

32. A. DISCUSSION of Plat entitled "Broward County Plat No. 2" -District 2, (082-MP-93).

ACTION: (A-331) Approved plat subject to staff recommendations as outlined in the Development Review Report.

B. MOTION TO ADOPT budget resolution 94-1066 transferring within the County Transportation Trust Fund the amount of \$8,016 from the Reserve for Future Capital Outlay for the purpose of allocating the funds to the Reserve for Road Impact Fee Waivers for Broward County Plat No. 2 (082-MP-93).

ACTION: (A-331) Approved.

33. DISCUSSION of Plat entitled "Z Plat" - District 3, (004-MP-94).

ACTION: (A-122) Deferred to October 4, 1994 at request of applicant.

34. DISCUSSION of Plat entitled "Petandrews Court" - District 4, (063-MP-92). (Deferred from August 23, 1994.)

ACTION: (A-342) Approved plat subject to staff recommendations as outlined in the Development Review Report.

35. DISCUSSION of Plat entitled "Pembroke Springs Plat" - District 5, (070-MP-93). (Deferred from August 9, 1994.)

ACTION: (A-352) Approved plat subject to staff recommendations as outlined in the Development Review Report.

36. DISCUSSION of Plat entitled "Lakes of Western Pines Replat" - District 5, (007-MP-94).

ACTION: (A-370) Approved plat subject to staff recommendations as outlined in the Development Review Report, including addendum.

37. DELEGATION: Michael Covelli regarding request to amend the note on the Living Legends Center Plat (227-MP-85).

ACTION: (A-122) Deferred to October 4, 1994 at request of applicant.

38. DELEGATION: C. William Laystrom regarding request to amend the note on the Greenman Plaza Plat (55-MP-83). (Deferred from August 23, 1994.)

ACTION: (A-436 and A-443) Continued to the meeting of October 4, 1994 on plat reviews to permit applicant to do a further traffic study as requested by staff, to justify request to amend the note on the plat.

39. DELEGATION: Robert C. Smith regarding request to amend the non-vehicular access line on the Northwest Park of Commerce Plat (031-MP-89).

ACTION: (A-382) Approved, subject to staff recommendations.

40. DELEGATION: Cindy Paddock regarding request to modify conditions of plat approval for the Silver Lakes at Pembroke Pines Phase II Plat (031-MP-91).

ACTION: (A-394) Approved, subject to staff recommendations.

41. DELEGATION: Roscoe L. Biby regarding request to amend the non-vehicular access line on the Strok Plat (058-MP-89). (Deferred from August 23, 1994.)

ACTION: (A-122) Deferred to October 4, 1994 at request of applicant.

42. DELEGATION: Donna C. Dietz regarding request to amend the non-vehicular access line on the Hollywood & Douglas Plat (179-MP-86). (Deferred from August 23, 1994.)

ACTION: (A-122) Deferred to October 4, 1994 at request of applicant.

43. DELEGATION: Jeffrey N. Spear regarding request to amend the non-vehicular access line on the Regency Plat (033-UP-82). (Deferred from August 23, 1994.)

ACTION: (A-441) Approved, subject to staff recommendations.

44. DELEGATION: Carlos J. Ballbe regarding motion to approve agreement to obtain building permits prior to plat recordation for the Huntington Section Two (002-MP-94).

ACTION: (A-122) Withdrawn at request of applicant.

45. DELEGATION: Robert C. Smith regarding motion to approve agreement to obtain building permits prior to plat recordation for the Jeffrey's Plat (066-MP-93).

ACTION: (A-122) Deferred to October 4, 1994 at request of applicant.

46. DELEGATION: Barbara Hall regarding motion to approve local park recreational agreement relating to the Prospect Road Plat (024-UP-90).

ACTION: (A-428) Approved, per verbal addendum and staff recommendations.

### **END OF QUASI-JUDICIAL HEARING**

47. MOTION TO ADOPT Resolution 94-1067 amending the Administrative Code by establishing a fee schedule for processing DRI applications.

ACTION: (A-981) Approved.

48. MOTION TO ADOPT Resolution 94-1068 amending the Administrative Code by adding a definition of vacant and unbuilt plats and defining the status of approved but vacant and unbuilt plats for the purpose of applying the *de minimis* exemption.

ACTION: (A-989) Approved.

### **AVIATION DEPARTMENT**

49. MOTION TO APPROVE Amendment No. 4 to agreement for the food and beverage concession at the Fort Lauderdale-Hollywood International Airport between Broward County and Concession Air of Fort Lauderdale, a Texas general partnership, and authorize the Chair and Clerk to execute same.

ACTION: (A-1038) Approved.

### **FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

#### **PURCHASING DIVISION**

For Community Services Department

50. MOTION TO APPROVE an increase in the Change Order allowance in the amount of \$33,125.10 for the construction of the Markham Park Boat Ramp, Contract H-02-94-14-OF with Mora Engineering Contractors, Inc. from \$24,843.83 (7½%) to \$57,968.93 (17½%) of the original contract amount of \$331,251 for the Parks and Recreation Division.

ACTION: (A-1043) Approved.

For Finance and Administrative Services Department

51. MOTION TO APPOINT a selection/negotiation committee to hire a firm to provide marketing/advertising expertise for the Parks and Recreation Division.

ACTION: Approved. The following were appointed to subject Selection/Negotiation Committee:  
Commissioner Thompson;

Director, Parks and Recreation Division (Chair); Director, Mass Transit Division; and Director, Public

Information/Graphics. Administrative support staff from the offices of the County Attorney, Commission Auditor, Risk Management, Equal Employment, Parks and Recreation, and Purchasing.

## **COMMUNITY SERVICES DEPARTMENT**

### **CONSUMER AFFAIRS DIVISION**

52. MOTION TO ADOPT Resolution 94-1069 of the Board of County Commissioners of Broward County, Florida, creating Section 37.8, Broward County Administrative Code; providing a fee for registration of movers; providing a fee for renewal of registration; providing for a late fee and a fee for replacement of a lost, destroyed or mutilated registration; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (A-1152) Approved.

## **DEPARTMENT OF NATURAL RESOURCE PROTECTION**

### **LAND USE & PERMIT DIVISION**

53. MOTION TO TRANSMIT letter to U.S. Bureau of Land Management (BLM) opposing exploratory drilling in the Everglades.

ACTION: (A-1156) Approved.

## **INTERGOVERNMENTAL AFFAIRS**

54. MOTION TO ACCEPT nominations for a vacancy on the Broward County Health Facilities Authority.

ACTION: (A-1189) Approved nomination of Mr. Lance E. Lancaster.

## **GREATER FORT LAUDERDALE**

### **CONVENTION & VISITORS BUREAU**

55. MOTION TO APPROVE third amendment to agreement between Broward County and Spectacor Management Group for professional management services for the Broward County Convention Center.

ACTION: (A-1234) Approved.

## **OFFICE OF BUDGET AND MANAGEMENT POLICY**

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

ACTION: (A-1352) Approved, as amended.

## **COUNTY ATTORNEY**

57. MOTION TO AUTHORIZE the County Attorney to represent General Master Phillip Schlissel in

Teller v. Wishner, et al., Case No. 94-6351 filed in the United States District Court for the Southern District of Florida, and to authorize payment of the litigation expenses associated with such representation by the Office of Budget & Management Policy from County general funds.

ACTION: (A-1356) Approved.

### **COUNTY COMMISSION**

58. **DISCUSSION**: Pet breeding regulation ordinance. (Comm. Hart)

ACTION: (A-122) Deferred to September 13, 1994 for further information.

### **NON AGENDA ITEMS**

59. **PRESENTATION**: Commissioner Gunzburger presented checks from the Broward County Zoo Parents Group to the Humane

Society and the Parks and Recreation Department.

ACTION: (A-162) Michael Bassichis, a member of the Broward County Zoo Parents Group, introduced Executive Director

Michelle Port, and Education Director, Amy Blum of the Humane Society, along with a Board member from the Parks and Recreation Department to the Commission. They each thanked the Board for the checks received.

60. **REQUEST**: Commissioner Cowan asked that Commissioner Poitier be designated as his alternate representative of the County Commission to the Public Safety Coordinating Council.

ACTION: (A-1445) Approved.

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