

MEETING OF SEPTEMBER 9, 2002

(The meeting convened at 10:00 a.m.; recessed at 12:51 p.m.; reconvened at 3:10 p.m. and adjourned at 4:14 p.m.)

PLEDGE OF ALLEGIANCE was led by Mr. John Milledge, esquire, former Assistant County Attorney for Broward County, and his father, Mr. Allan Milledge, former Chair of the South Florida Water Management District Board of Governors.

MOMENT OF SILENCE In memory of the people who lost their lives due to the terrorist attacks on September 11, 2001.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Dr. Ricardo Garcia to the Historical Commission. (Commissioner Wasserman-Rubin)

ACTION: (Time-10:17 AM) Approved.

B. MOTION TO APPOINT Ellyn Setnor Bogdanoff to the Children's Services Board. (Commissioner Lieberman)

ACTION: (Time-10:17 AM) Approved.

C. MOTION TO APPOINT Mrs. Mary Anne Robertson to the Human Rights Board. (Commissioner Graber)

ACTION: (Time-10:17 AM) Approved.

D. MOTION TO APPOINT Ms. Miya Burt-Stewart to the Human Rights Board. (Commissioner Graber)

ACTION: (Time-10:17 AM) Approved.

E. MOTION TO REAPPOINT Ms. Jean Booher to serve on the Animal Care Trust Fund Committee. (Commissioner Rodstrom)

ACTION: (Time-10:17 AM) Approved.

AVIATION DEPARTMENT

2. MOTION TO ADOPT Resolution 2002-810 authorizing acceptance and execution of a United States Environmental Protection Agency grant agreement for the preparation of a Master Mitigation Plan for West Lake Park in the amount of \$598,700; and to authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

*ACTION: (Time-10:23 AM) Approved. See Page ******

PUBLIC WORKS DEPARTMENT

OFFICE OF GENERAL SERVICES

REAL PROPERTY SECTION

3. MOTION TO ADOPT Resolution 2002-811 authorizing the conveyance by Quit Claim Deed, of various Tax Deed properties that have escheated to Broward County for delinquent real estate taxes, to the municipalities in which land is located pursuant to Florida Statute 197.592. These particular properties are all within the City of Fort Lauderdale and the City of Plantation; authorize the Chair and Clerk to execute Deed; and authorize acceptance and recordation of same. (**Commission Districts 1, 5, 7, 9**) (Withdrawn from August 27, 2002 - Item No. 4, to allow staff time to provide additional information)

ACTION: (Time-10:17 AM) Approved, as corrected. (Scrivener's error - See County Administrator's report: Tax Deed Properties - Delete Parcel 16001 from the list of parcels recommended for conveyance to the City of Plantation.)

OFFICE OF INTEGRATED WASTE MANAGEMENT

RECYCLING AND CONTRACT ADMINISTRATION DIVISION

4. MOTION TO AUTHORIZE termination for convenience of agreement between Broward County and the Town of Southwest Ranches for providing solid waste services and authorize proper notices to be issued. (**Commission Districts 5 and 8**)

ACTION: (Time-10:27 AM) Deferred for up to two weeks.

*See Page ******

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

5. MOTION TO APPROVE revocable license agreement between Broward County and the City of Pompano Beach for the use of a portion of the median of Copans Road between Powerline Road and NW 3rd Avenue for the installation and maintenance of landscaping, and authorize the Chair and Clerk to execute same. (**Commission Districts 2 and 9**)

*ACTION: (Time-10:29 AM) Deferred for up to two weeks. See Page ******

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

6. MOTION TO FILE Tangible Property Asset Disposal Certificate No. 433.

ACTION: (Time-10:17 AM/10:29 AM) Approved.

ACTION: (Time-10:29 AM) Reconsidered and approved. The Board directed the County Administrator to instruct the department directors to research and determine whether a pattern is set among employees who have lost more than one item in multiple years. See Page *****

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

ACTION: (Time-10:17 AM) Approved.

COUNTY RECORDS DIVISION

8. A. MOTION TO APPROVE minutes of the 10:00 A.M. Board of Broward County Commission meeting of July 9, 2002; and the minutes of the 2:00 P.M. Public Hearing of July 9, 2002.

ACTION: (Time-10:17 AM) Approved.

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

ACTION: (Time-10:17 AM) Approved. See Page *****

PURCHASING DIVISION

For Aviation Department

9. MOTION TO APPROVE agreement between Broward County and ShuttlePort Florida, LLC (ShuttlePort), RLI 032001-RB, to provide passenger and employee shuttle bus service between and among the public and employee parking facilities, the terminals, and the consolidated rental car facility for a period of five years commencing November 1, 2002, which may be renewed by the County for one five- year term, with a management fee in the first contract year of \$350,000 plus estimated reimbursables of \$5,400,000 to cover bus acquisition costs and general operating expenses. This agreement provides for ShuttlePort to ultimately acquire a bus fleet of approximately 30-40 vehicles over the course of the contract, subject to the Board's approval of each annual budget, in order to provide appropriate levels of shuttle service. The contract provides for the management fee to be renegotiated six months prior to the opening of the Consolidated Rental Car Facility to reflect changes in scope of operation at that time. The management fee is to be increased or decreased for each subsequent contract year based on the increase or decrease of the United States Consumer Price Index for Miami-Fort Lauderdale, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:31 AM) The Board directed staff to reject all bids, and that staff enter into a month-to-month contract with the current vendor while the County is revisiting the process. Instead of a Request for Letters of Interest (RLI), that price be made a factor in the new Request for Proposals (RFP) that staff will be seeking. See Page *****

For Community Services Department

10. MOTION TO APPROVE third amendment to the agreement between Broward County and The Rubin Communications Group, Inc. for production of Cultural Quarterly Magazine to

increase compensation from \$240,000 to \$320,000 and renew the agreement for one year; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

11. MOTION TO APPROVE agreement between Broward County and Glatting Jackson Kercher Anglin Lopez Rinehart, Inc., (Glatting), RLI 071301-RB; for landscape architect consulting services to be used on an as-needed basis, providing for maximum not-to-exceed compensation to be paid to Glatting in the amount of \$300,000 for design and related services, payment to Glatting of a not-to-exceed amount of \$45,000 for reimbursables, for a total not-to-exceed consultant's services amount of \$345,000 for a term commencing upon execution and ending no later than three years from that date, with two one-year renewal options to be approved by the Purchasing Director; and authorize the Chair and Clerk to execute same.

ACTION: (Time-11:27 AM) Approved. See Page *****

12. MOTION TO APPROVE first amendment to the sole source agreement between Broward County and ArtServe, Inc., for Cooperative Marketing Services Program for the Cultural Affairs Division to increase the per hour payment for Cultural Information Center coordination from \$32 to up to \$40 per hour, and to require the vendor to provide all graphic production as needed for advertising placed through the cooperative marketing program for a maximum annual agreement amount of \$386,300; and authorize the Chair and Clerk to execute same. The first amendment period will begin upon execution and end September 30, 2003.

ACTION: (Time-10:17 AM) Approved.

For Port Everglades Department

13. MOTION TO APPROVE agreement between Broward County and the City of Fort Lauderdale (City) for potable water and wastewater services within Port Everglades (Port) for a 30 year term in the estimated annual amount of \$1,200,000 beginning October 1, 2002, for the Port Everglades Department, contingent upon approval by the City at the City Commission meeting of September 10, 2002; and authorize Chair and Clerk to execute same.

ACTION: (Time-11:31 AM) Deferred to Tuesday, September 24, 2002.

See Page *****

REVENUE COLLECTION DIVISION

14. MOTION TO APPROVE AND EXECUTE Satisfactions of Claims of Lien.

ACTION: (Time-10:17 AM) Approved.

15. MOTION TO ADOPT three Resolutions 2002-812 thru 2002-814 authorizing cancellation of warrants from Central Account No. 2079940003785, Court Trustee No. 2090002760550, Payroll No. 2079940003798, Self-Insurance No. 2090002760518 and Tax and License No. 2090002760916.

ACTION: (Time-10:17 AM) Approved.

16. MOTION TO APPROVE agreement between the Department of Highway Safety and Motor Vehicles, Broward County and the Deerfield Auto Tag Agency, Inc. to reopen the Deerfield Auto Tag Agency and allow them to continue as an authorized agent of the Tax Collector for private auto tag agency services, pursuant to the terms and conditions established in the April 13, 1999 agreement between the Tax Collector, Deerfield Auto Tag Agency, Inc. and the Department of Highway Safety and Motor Vehicles.

*ACTION: (Time-11:50 AM) Approved. See Page ******

17. MOTION TO APPROVE and execute the third amendment to the agreement between Broward County and First Broward Auto Tag Agency, Inc. ("First Broward") for private auto tag agency services.

*ACTION: (Time-10:22 AM) Approved. See Page ******

HUMAN SERVICES DEPARTMENT

CHILDREN'S SERVICES ADMINISTRATION DIVISION

18. A. MOTION TO APPROVE agreement between the School Readiness Coalition, Inc. and Broward County from August 1, 2002 through February 28, 2003, in the amount of \$43,640 for the purpose of implementing the quality rating of 20 child care facilities, and authorize the Chair and Clerk to execute same. The funding for this quality rating system is provided by a Federal grant administered through the Broward School Readiness Coalition, Inc. and requires no County funds.

ACTION: (Time-10:17 AM) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 2002-815 within the Children's Services Administration Division/Child Care Licensing and Enforcement Section Grant Fund, in the amount of \$43,640 for the purpose of implementing the quality rating of 20 child care facilities. The funding for this quality rating system is provided by a federal grant administered through the Broward School Readiness Coalition, Inc. and requires no County funds.

ACTION: (Time-10:17 AM) Approved.

ELDERLY AND VETERAN SERVICES DIVISION

19. MOTION TO APPROVE agreement between Broward County and the State of Florida Department of Veterans' Affairs, effective following full execution by both parties, for the purpose of outlining the terms and conditions of a challenge grant whereby the County will contribute up to the amount of \$5,000 to the State of Florida Department of Veterans Affairs supporting the State of Florida World War II Veterans' Memorial, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

SUBSTANCE ABUSE AND HEALTH CARE DIVISION

20. A. MOTION TO APPROVE agreement between Miami Rescue Mission, Inc. d/b/a/ Broward Outreach Center from October 1, 2002 through September 30, 2003, in the amount of \$150,000 for the purpose of providing substance abuse treatment services to homeless clients of the Broward Addiction Recovery Center, and authorize the Chair and Clerk to execute same. These are funds awarded to the

Substance Abuse and Health Care Services Division and no County match is required.

ACTION: (Time-10:17 AM) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 2002-816 within the Substance Abuse and Health Care Services Division's Meyers Act Fund (9753) in the amount of \$150,000 for the purpose of providing of outpatient substance abuse treatment services to homeless clients of the Broward Outreach Center. **(Commission Districts 6 and 9)**

ACTION: (Time-10:17 AM) Approved.

C. MOTION TO APPROVE addition of two full time grant positions within the Substance Abuse and Health Care Services Division. The classification for the proposed new positions is Family Therapist II. These are grant positions and will be terminated upon expiration of grant funding.

ACTION: (Time-10:17 AM) Approved.

COMMUNITY SERVICES DEPARTMENT

CULTURAL AFFAIRS DIVISION

21. MOTION TO FILE a report for the third quarter of Fiscal Year 2002 in accordance with Section 29.17h of the Broward County Administrative Code relating to the Broward County cultural grant agreements.

ACTION: (Time-10:17 AM) Approved.

LIBRARIES DIVISION

22. MOTION TO APPROVE grant agreement between The Florida Department of State, Division of Library and Information Services and Broward County, in the amount of \$500,000 (total grant is \$1,000,000: \$500,000 grant, \$500,000 cash match) for construction of the Miramar Community Library, for a period of 540 days commencing on the grant award date, July 1, 2002, and authorize the Chair and Clerk to execute same. **(Commission District 8)**

ACTION: (Time-10:17 AM) Approved.

23. MOTION TO APPROVE revocable license agreement between Broward County and Hall Atlantic Holdings, Inc., d/b/a First Moon Café, to provide coffee and snack bar service relating to its use and operation in the African American Research Library and Cultural Center (AARLCC). The term of this agreement is for one year upon execution and renewable for two one-year periods upon 30 days written notice, and authorize the Chair and Clerk to execute same. **(Commission District 7)**

ACTION: (Time-12:14 PM) Approved. See Page *****

MASS TRANSIT DIVISION

24. MOTION TO APPROVE first amendment to agreement between Broward County and City of Tamarac for public transportation services; providing to the City a capital contribution in the amount of \$10,000 per vehicle annually for the purpose of providing one wheelchair-accessible passenger vehicle

to be used for community bus service operations, and authorize the Chair and Clerk to execute same. The term of this agreement is effective from date of execution through September 30, 2003, and may be extended for two additional one-year periods upon written approval of the Contract Administrator. **(Commission Districts 1, 3, and 9)**

ACTION: (Time-10:17 AM) Approved.

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

BUILDING CODE SERVICES DIVISION

25. MOTION TO APPROVE agreement between Broward County and Computronix (U.S.A.), Inc., in the amount of \$51,800 to provide Broward County with a business operation analysis and a detailed statement of work pertaining to software applications within the Building Code Services Division, the Fire Marshal's office and the Zoning Code Services Division upon execution through January 31, 2003; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

FIRE RESCUE DIVISION

26. A. MOTION TO ADOPT Resolution 2002-817 of the Board of County Commissioners of Broward County, Florida authorizing the acceptance of a donation of 21 round-trip, coach class airline tickets from American Airlines for the use and benefit of the Broward County Fire Rescue Division to enable its Honor Guard and Urban Search and Rescue team members to travel to Washington, D.C. to attend the National Fallen Firefighters Memorial Service to be held from October 4, 2002 thru October 7, 2002; authorizing the County Administrator to take all administrative actions to implement same; and providing for an effective date.

ACTION: (Time-10:17 AM) Approved.

B. MOTION TO APPROVE business travel for 20 employees of the Fire Rescue Division to attend the National Fallen Firefighters Memorial Service in Washington, D.C. from October 4, 2002 through October 7, 2002.

ACTION: (Time-10:17 AM) Approved.

EMERGENCY MANAGEMENT AGENCY

27. A. MOTION TO APPROVE grant agreement between Broward County and the State of Florida, Department of Community Affairs, in the amount of \$17,325 to update hazardous material data, from date of execution through June 30, 2003, and authorize the Chair and Clerk to execute same. (No County match is required.)

ACTION: (Time-10:17 AM) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 2002-818 within the Grant Fund for the Broward Emergency Management Agency in the amount of \$17,325 for the purpose of updating hazardous material data.

ACTION: (Time-10:17 AM) Approved.

PORT EVERGLADES DEPARTMENT

28. MOTION TO APPROVE pipeline license agreement between Broward County and Support Terminals Operating Partnership, L.P., for the operation and maintenance of 2,441.2 linear feet of underground fuel pipeline located at Port Everglades, for the period of October 1, 2002 through September 30, 2012, with a license fee in the approximate amount of \$5,000 over the agreement term, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

29. MOTION TO APPROVE new one-year lease agreement between Broward County and Venture Travel, Inc., for Suite No. 12 in Building 611 at Port Everglades, consisting of 640 square feet of office space, for the period of October 1, 2002 through September 30, 2003, at an annual rental amount of \$11,200; and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:17 AM) Approved.

30. MOTION TO NOTE FOR THE RECORD Periodic Review and final Evaluation Report of certain franchises located within Port Everglades for the period April 1, 2001 through June 30, 2002.

ACTION: (Time-10:17 AM) Withdrawn for staff corrections.

REQUEST TO SET FOR PUBLIC HEARING

31. MOTION TO ADOPT Resolution 2002-819 directing the County Administrator to publish a Notice of Public Hearing to be held September 24, 2002 at 2:00 p.m., to consider a Resolution consenting to the assignment of a non-exclusive steamship agent franchise from Inchcape Shipping Services, Inc., to ISS Marine Services, Inc., to provide steamship agent services at Port Everglades for the remainder of the franchise term, through March 18, 2006.

ACTION: (Time-10:17 AM) Approved.

32. MOTION TO ADOPT Resolution 2002-820 directing the County Administrator to publish Notice of Public Hearing to be held Tuesday, October 8, 2002 at 2:00 P.M. in Room 422 of the Governmental Center, to vacate and abandon a utility easement, lying and being in Broward County, Florida and located west of Hiatus Road, between McNab Road and Commercial Boulevard. Petitioner: West Pointe, L.L.C. (Ruden, McClosky, et. al. - Agent) (**Commission District 1**)

ACTION: (Time-10:17 AM) Approved.

33. MOTION TO ADOPT Resolution 2002-821 directing the County Administrator to publish Notice of Public Hearing to be held at the Broward County Governmental Center, Room 422, on Tuesday, September 24, 2002 at 6:00 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 Broward County's North Regional Wastewater Treatment and Transmission Facility, and providing for an effective date.

ACTION: (Time-10:17 AM) Approved.

34. MOTION TO ADOPT Resolution 2002-822 directing the County Administrator to publish Notice of Public Hearing to be held at the Broward County Governmental Center, Room 422, on Tuesday, September 24, 2002 at 6:00 p.m. in Room 422 of the Governmental Center to consider adoption of a Resolution, amending Section 38.18 of the Broward County Administrative Code to prescribe changes to the schedule of Water and Wastewater Services Rates, Fees and Charges rendered by the Office of Environmental Services; providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (Time-10:17 AM) Approved.

COUNTY COMMISSION

35. MOTION TO FILE attached letter of intent to establish a Community Redevelopment Agency (CRA) for the City of Oakland Park. (Chair)

ACTION: (Time-10:17 AM) Approved.

36. MOTION TO FILE attached Resolution from the International Alliance of Theatrical Stage Employees and Moving Picture Technicians, Artists and Allied Crafts, Local 500, expressing support of the adoption of the proposed Living Wage Ordinance for Broward County employees and certain service contracts. (Chair)

ACTION: (Time-12:23 PM) Approved with correction. Two Resolutions were filed: A Resolution from the International Alliance of Theatrical Stage Employees & Moving Picture Technicians, Artists & Allied Crafts, and a Resolution from the Labor Council for Latin American Advancement Broward County Chapter. See Page *****

COUNTY ATTORNEY

37. MOTION TO DIRECT County Attorney to draft an Ordinance prohibiting vendors from giving false information to the County in any matter related to the County's procurement of goods or services.

ACTION: (Time-12:24 PM) Approved, as amended. The County Attorney shall amend language to the draft Ordinance prohibiting any false information oral or written to attempt to influence a governmental body. See Page *****

38. MOTION TO AUTHORIZE County Attorney to file a lawsuit on behalf of Broward County for property damage sustained in the amount of \$38,661.97 against Gabriel Shapamka and Glenn Shapamka.

ACTION: (Time-12:25 PM) Approved. See Page *****

39. MOTION TO APPROVE report and recommendation of Judge Gerald Mager, Special Master in the case of Miles Austin Forman, Trustee, and Walter Hamilton Forman, Trustee, for Nova Plat v. Broward County, a political subdivision of the State of Florida, heard pursuant to Sec. 70.51 Florida Statute, entitled "Florida Land Use and Environmental Dispute Resolution Act."

ACTION: (Time-12:26 PM) Approved. See Page *****

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

40. MOTION TO APPROVE settlement agreement in the total amount of \$27,230 between Broward County and the listed Respondent for violation of Broward County Code of Ordinances for Department of Planning and Environmental Protection (DPEP), and authorize the Chair and Clerk to execute same. **(Commission District 4)**

ACTION: (Time-12:27 PM) The Board directed staff to begin negotiating the settlement agreement at double the fee amount or better on the violation fines. See Page *****

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QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

41. DISCUSSION: of plat entitled “Nova Plat No. 2” - **Commission District 7**, (021-MP-01). (Deferred from April 2, 2002.)

ACTION: (Time-10:17 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

42. DISCUSSION: of plat entitled “Centerline Homes at Plantation Acres Plat” - **Commission District 5**, (081-MP-01).

ACTION: (Time-10:17 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

43. DISCUSSION: of plat entitled “Tindall Estates” - **Commission District 5**, (018-MP-02).

ACTION: (Time-10:17 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

44. DISCUSSION: of plat entitled “MJB/Davie I” - **Commission District 7**, (073-MP-01).

ACTION: (Time-10:17 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

45. DISCUSSION: of plat entitled “Southwind Cove” - **Commission District 3**, (102-MP-01).

ACTION: (Time-10:17 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

46. DISCUSSION: of plat entitled “Sieber’s Cove” - **Commission District 5**, (106-MP-01).

ACTION: (Time-10:17 AM) Approved the plat subject to staff’s recommendations as outlined in the

Development Review Report.

47. DISCUSSION: of plat entitled "Greystar Plat" - **Commission District 2**, (107-MP-01). (Deferred from August 13, 2002.)

ACTION: (Time-10:17 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

48. DELEGATION: Diane Barry regarding request to amend the note on the Trio Plat - **Commission District 7**, (129-MP-90).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

49. DELEGATION: Jeff S. Hodapp regarding request to amend the note on the Ocean Marine Yacht Club Plat - **Commission District 6**, (030-MP-99).

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

50. DELEGATION: Robin Banks regarding request to amend the note on the St. Maximilian Kolbe Catholic Church Plat - **Commission District 5**, (058-MP-90).

ACTION: (Time-10:17 AM) Deferred to April 15, 2003 or sooner, under Section 5-181(j) of the Land Development Code, to study transportation concurrency.

51. DELEGATION: Bonnie L. Miskel regarding request to revise the note on the Point West Center North Plat - **Commission District 8**, (100-MP-99).

ACTION: (Time-10:17 AM) Deferred to October 15, 2002 at the applicant's request.

52. DELEGATION: Stephanie Toothaker-Walker regarding request to amend the note on the Stirling Square Plat - **Commission District 7**, (033-UP-83).

ACTION: (Time-10:17 AM) Deferred to October 1, 2002 at the applicants request.

53. DELEGATION: Andrew Adams regarding request to amend the note on The Spring Plat - **Commission District 5**, (108-MP-90) (Deferred from May 7, 2002.)

ACTION: (Time-10:17 AM) Approved, as corrected, and subject to staff's recommendations. (Scrivener's error - See County Administrator's report: Staff requests to correct an error in Condition #7: Change date from March 9, 2002 to March 9, 2003.)

54. DELEGATION: Andrew Adams regarding request to amend the non-vehicular access line on The Spring Plat - **Commission District 5**, (108-MP-90). (Deferred from May 7, 2002.)

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

55. DELEGATION: Linda Strutt regarding MOTION TO APPROVE replacement Traffic Concurrency Agreement among Broward County, the City of Pompano Beach, and Regency Garden Apartments, Ltd. relating to the Regency Garden Apartments Plat - **Commission District 9** (002-MP-01).

ACTION: (Time-10:22 AM) Approved subject to staff's recommendations.

See Page *****

56. DELEGATION: Allan Milledge regarding MOTION TO APPROVE Traffic Concurrency Agreement among Broward County, the City of Miramar, and Edmund N. Ansin, Ronald M. Ansin, Cleghorn Shoe Corporation, and Sunbeam Development Corporation for road concurrency relating to Increment II, East Miramar Areawide Development of Regional Impact. - **Commission District 8.**

ACTION: (Time-10:17 AM) Approved subject to staff's recommendations.

END OF QUASI-JUDICIAL CONSENT HEARING

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REGULAR AGENDA

57. COUNTY ADMINISTRATOR'S REPORT County Administrator Roger J. Desjarlais informed the Board there was nothing to report.

ACTION: (Time-3:10 PM) No Board action was taken.

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QUASI-JUDICIAL HEARING

Please be advised that the following items on the Commission's agenda are quasi-judicial in nature. If you wish to object or comment upon these items, please indicate the item number you would like to address when the announcement regarding the quasi-judicial item is made. All witnesses who will testify on any quasi-judicial item will be sworn. Participants who are members of the general public need not be sworn and will not be subject to cross examination if they are not sworn. The Commission shall not assign unsworn testimony the same weight or credibility as sworn testimony in its deliberations.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

58. DELEGATION: Genevra Ferrero regarding request to amend the note on the Ice Plat - **Commission District 5**, 098-MP-95. (Deferred from August 20, 2002 - Item No. 37)

ACTION: (Time-3:11 PM) Deferred for thirty-five (35) days.

See Page *****

59. DISCUSSION: of plat entitled "Coral Springs Charter School" - **Commission District 3**, (091-MP-01). (Deferred from August 27, 2002.)

ACTION: (Time-10:17 AM) Deferred to September 24, 2002 at the applicant's request.

60. DISCUSSION: of plat entitled "Village Square Parcel B Replat" - **Commission District 3**, (074-MP-01). (Deferred from August 27, 2002.)

ACTION: (Time-10:17 AM) Deferred to September 24, 2002 at the applicant's request.

61. DISCUSSION: of plat entitled "3200 University Plat" - **Commission District 3**, (075-MP-01). (Deferred from August 27, 2002.)

ACTION: (Time-10:17 AM) Deferred to September 24, 2002 at the applicant's request.

END OF QUASI-JUDICIAL HEARING

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DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

PLANNING SERVICES DIVISION

62. MOTION TO FIND application 02-RF-01 for the allocation of 138 residential flex units in the City of Margate compatible with adjacent land uses and, that impacts upon public school facilities have been adequately considered. (**Commission District 2**)

ACTION: (Time-3:12 PM) Approved. See Page *****

63. MOTION TO FIND application 02-RF-03 for the allocation of two residential flex units in the Town of Davie compatible with adjacent land uses and, that impacts upon public school facilities have been adequately considered. (**Commission District 5**)

ACTION: (Time-12:07 PM) Approved. The applicant voluntarily agreed to enter into a Restrictive Covenant that will run with the land restricting the applicant to a maximum density of two (2) single-family homes on the subject property. See Page *****

64. MOTION TO FIND application 02-CF-03 for the allocation of 0.6 of an acre of Commercial Flexibility in the Town of Davie compatible with adjacent land uses and, that impacts upon public school facilities have been adequately considered (**Commission District 7**).

ACTION: (Time-3:13 PM) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF GENERAL SERVICES

REAL PROPERTY SECTION

65. MOTION TO EXERCISE Option to Purchase property pursuant to lease dated March 24, 1992 between Broward County and Norman Jackson for property located at 2677 NW 19th Street, Fort Lauderdale, Florida and currently utilized as a crisis stabilization unit; authorize staff to provide landlord with written notice of tenant's intent to exercise option in accordance with Article 18, Provision 18.24 of said lease. (**Commission District 9**)

ACTION: (Time-3:13 PM) Approved. See Page *****

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

66. A. MOTION TO AUTHORIZE County staff to solicit Letters of Interest from firms providing financial underwriting services for the issuance of General Obligation Bonds.

ACTION: (Time-3:24 PM) Approved. See Page *****

B. MOTION TO APPROVE a change to the Selection/Negotiation Committee ("SELECTION/NEGOTIATION COMMITTEE") for both financial advisor services and financial underwriting for the issuance of General Obligation Bonds.

ACTION: (Time-3:24 PM) Approved the following changes to the composition of the Selection/Negotiation Committee: Commissioners Eggelton and Lieberman. Staff: Director, Finance and Administrative Services Department (Chair); Assistant to the County Administrator (Zachary Williams), Director, Department of Planning and Environmental Protection, and Director, Community Services Department.

67. A. MOTION TO AUTHORIZE County staff to solicit Letters of Interest from firms providing financial underwriting services for the issuance of Water and Sewer Utility Revenue Bonds and potential refunding bonds.

ACTION: (Time-3:31 PM) Approved.

B. MOTION TO APPROVE a change to the Selection/Negotiation Committee ("SNC") for both financial advisor services and financial underwriting for the issuance of Water and Sewer Utility Revenue Bonds and potential refunding bonds.

ACTION: (Time-3:31 PM) Approved the following changes to the composition of the Selection/Negotiation Committee: Commission appointments are: Commissioners Eggelton, Lieberman and Wasserman-Rubin. Staff: Director, Finance and Administrative Services Department (Chair); Assistant to the County Administrator (Zachary Williams), and Director, Office of Environmental Services.

PURCHASING DIVISION

For Community Services Department

68. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most

qualified firm to provide assistance in developing a Transit Master Plan, and approve Request for Letters of Interest (RLI) No. 20020627-0-MT-01.

ACTION: (Time-3:31 PM) Approved the following to serve on the Selection/Negotiation Committee: Commissioners Jacobs and Parrish; Director, Mass Transit Division, Community Services Department (Chair); Director, Office of Transportation, Public Works Department; Director, Transportation Planning Division, Planning and Environmental Protection Department, and Director, Office of Economic Development. Jeff Weidner, Florida Department of Transportation, Advisory Capacity. Plus, administrative support from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing, and the using agency.

See Page *****

69. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified non-profit firms to occupy office spaces in the African-American Research Library and Cultural Center (AARLCC), and approve Request for Letters of Interest (RLI) No. 20020624-9-LIB-02. (Commission District 7)

ACTION: (Time-3:32 PM) Approved the following to serve on the Selection/Negotiation Committee: Commissioners Eggelton and Wasserman-Rubin; Director, Libraries Division, Community Services Department (Chair); Director, Parks and Recreation Division, Community Services Department, and Director, Office of Economic Development. Plus, administrative support staff from Libraries, Purchasing, Risk Management and the offices of County Attorney, Commission Auditor, and Equal Opportunity.

For Port Everglades Department

70. MOTION TO APPOINT Selection/Negotiation Committee (S/NC) to recommend the most qualified firm to provide Construction Management at Risk services in constructing a cruise terminal at Port Everglades, and approve Request for Letters of Interest (RLI) No. 20020729-0-PORT-01.

ACTION: (Time-3:33 PM) Approved the following to serve on the Selection/Negotiation Committee: Commissioners Eggelton, Graber, Gunzburger and Lieberman; Deputy Director, Port Everglades Department (Chair); Director, Construction Management and Planning Division, Port Everglades Department, and Director, Construction Management Division, Public Works Department. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency. See Page *****

HUMAN SERVICES DEPARTMENT

CHILDREN'S SERVICES ADMINISTRATION DIVISION

71. A. MOTION TO DIRECT staff to explore the possibility of establishing a waiting list priority for homeless children within the subsidized Child Care System with the Broward School Readiness Coalition prior to making a recommendation to contract in the amount of \$800,000 from October 1, 2002 through September 30, 2003 for the provision of homeless child care services.

ACTION: (Time-3:35 PM) Approved.

B. MOTION TO APPROVE extension to the agreement between Broward County and the Broward Coalition for the Homeless, Inc. in the amount of \$103,000 for information and referral, research and other supportive services from October 1, 2002 through September 30, 2003 and to approve and authorize the County Administrator to execute the appropriate agreement and make any non-substantive revisions or amendments to the Board- approved contract, including those changes provided for in the contract, which do not increase the original recommended funds. Funding for this program is included in the Fiscal Year 2003 recommended Human Services Department fiscal year budget.

ACTION: (Time-3:35 PM) Approved.

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE AND REGULATION DIVISION

72. MOTION TO APPROVE agreement between Broward County and the Society for the Prevention of Cruelty to Animals of Broward County, Inc., a/k/a Wildlife Care Center, for custodial and veterinary care of Broward County wildlife, in the amount not to exceed \$100,000 for Fiscal Year October 1, 2002, through September 30, 2003, and authorize the Chair and Clerk to execute same.

ACTION: (Time-12:50 PM) Approved.

OFFICE OF PUBLIC AND GOVERNMENTAL RELATIONS

73. BOARD DIRECTION AND DISCUSSION: Process for hiring outside lobbyists for the 2003 Florida Legislative Session.

ACTION: (Time-3:35 PM) The Board deferred discussion until after the General Elections in November 2002, but prior to the State's Organizational Session.

See Page *****

74. MOTION TO DIRECT staff to exercise the contractual option to renew the agreement with Anthony P. Carvalho to provide state appropriations and budget lobbying services for September 30, 2002-September 30, 2003.

ACTION: (Time-3:40 PM) Approved.

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

75. A. MOTION TO DIRECT County Administrator to publish Notice of Public Hearing to be held the morning of Tuesday, October 22, 2002 at the 10:00 AM meeting, in Room 422 of the Governmental Center, to consider the purchase of GOB Safe Parks and Land Preservation Bond Issue Site 228C (0.24-acre Green Space) pursuant to Florida Statute 125.355.

ACTION: (Time-3:41 PM) Approved.

B. MOTION TO ACKNOWLEDGE to the Broward County Board of County Commissioners that in accordance with Section 6.8(g)(12) of the Administrative Code, the Office of General Services, Real Property Section intends to present for consideration on or after October 22, 2002 a Purchase and Sale Contract for Site 228C (10,671 square feet; 0.24 acres) real estate located on the north shoreline of the

North Fork of the New River, west of I-95, Fort Lauderdale, Florida, for a purchase price of \$17,000.
(Commission District 7)

ACTION: (Time-3:41 PM) Approved.

76. A. MOTION TO DIRECT County Administrator to publish Notice of Public Hearing to be held the morning of Tuesday, October 22, 2002 at the 10:00 AM meeting in Room 422 of the Governmental Center, to consider the purchase of GOB Safe Parks and Land Preservation Bond Issue Site 228D (0.11-acre Green Space) pursuant to Florida Statute 125.355.

ACTION: (Time-3:41 PM) Approved.

B. MOTION TO ACKNOWLEDGE to the Broward County Board of County Commissioners that in accordance with Section 6.8(g)(12) of the Administrative Code, the Office of General Services, Real Property Section intends to present for consideration on or after October 22, 2002, a Purchase and Sale Contract for Site 228D (4,893 square feet; 0.11 acres) real estate located on the north shoreline of the North Fork of the New River, west of I-95, Fort Lauderdale, Florida, for a purchase price of \$15,000.
(Commission District 7)

ACTION: (Time-3:41 PM) Approved.

COUNTY ATTORNEY

77. DISCUSSION: County Attorney's advice and request for an attorney-client session, pursuant to Section 286.011(8), Florida Statutes, regarding Broward County v. Wheelabrator South Broward, Inc., et al., Case No. 99-16417 (04).

ACTION: (Time-3:41 PM) The Board accepted the County Attorney's advice to schedule an attorney-client session on Tuesday, October 1, 2002 at 2:00 p.m., pursuant to Section 286.011(8), Florida Statutes, regarding Broward County v. Wheelabrator South Broward, Inc., et al., Case No. 99-16417 (04).

See Page *****

COUNTY COMMISSION

78. DISCUSSION: Request to change the September 24, 2002, Public Hearing on the item with respect to the Airport Expansion from 2:00 PM to 7:00 PM. (Chair)

ACTION: (Time-3:42 PM) The Board directed staff to change the September 24, 2002, Budget Public Hearing from 6:00 p.m. to 5:01 p.m. and the Aviation Public Hearing from 2:00 p.m. to 6:00 p.m. See Page *****

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

79. MOTION TO NOMINATE for Re-appointment, Mr. Frank V. Sacco to the Broward Regional Health Planning Council. (Commissioner Graber)

ACTION: (Time-10:17 AM) Approved. (Transferred to the Consent Agenda.)

80. MOTION TO NOMINATE George Cann to the Broward Regional Health Planning Council, Inc. (Commissioner Lieberman)

ACTION: (Time-10:17 AM) Approved. (Transferred to the Consent Agenda.)

81. MOTION TO DISCUSS: Board of County Commission provisions for electing a Chair or Vice-Chair in the absence of ones who are currently serving. (Commissioner Lieberman)

ACTION: (Time-12:33 PM) The Board directed the County Attorney to draft an amendment to the Broward County Administrative Code adding a provision in the Commission's Rules of Procedure for the election of a new Chair or Vice-Chair in the event either is unable to fulfill his or her term.

See Page *****

82. DISCUSSION: Numbering County Charter issues on the November 5th ballot. (Chair)

ACTION: (Time-12:40 PM) The Board directed the County Attorney to send a letter, on behalf of the Charter Review Board, to the Supervisor of Elections' office requesting that they number the County Charter amendments/revisions on the General Election ballot. See Page *****

COUNTY ADMINISTRATOR

83. MOTION TO APPROVE additional staff resources for the Supervisor of Elections Office for pre-election services. This is a post approval.

ACTION: (Time-12:41 PM) Approved. See Page *****

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

84. A. MOTION TO ADOPT Resolution 2002-823 of the Board of County Commissioners of Broward County, Florida, supplementing Resolution No. 2000-1063, which authorizes the issuance, subject to election, of not exceeding \$400,000,000 aggregate principal amount of General Obligation Bonds of Broward County, Florida for the preservation, acquisition, reclamation, construction and improvement of park facilities, natural lands, and open spaces located in Broward County, Florida; revising the designated categories with respect to approximately \$4,200,000 of such bond proceeds; and providing for an effective date.

ACTION: (Time-11:26 AM) Approved. See Page *****

B. MOTION TO APPROVE agreement between the Board of County Commissioners of Broward County, Florida and the city of Pembroke Pines in the amount of \$4,200,000 of which \$2,100,000 is the County's contribution for the design, construction, and operation of the Pembroke Pines River of Grass Arts Park at Academic Village, the date of full execution for the period of time that the 2000 Broward County Safe Parks and Land Preservation Bond Issue is outstanding; and authorize the Chair and Clerk to execute same. **(Commission District 8)**

ACTION: (Time-11:16 AM) Approved. See Page *****

C. MOTION TO ADOPT budget Resolution 2002-824 transferring within the Parks and Land Preservation Bond Fund (3230) from Land Preservation (DPEP) to Parks in the amount of \$4,200,000 for arts park funding with the cities of Pembroke Pines and Miramar.

ACTION: (Time-11:16 AM) Approved. See Page *****

NON AGENDA

85. COMMEND STAFF - FEED BROWARD'S FAMILIES FOOD DRIVE - THE CHAIR

ACTION: (Time-12:26 PM) The Chair commended Todd LeDuc, Public Communications office; Fire Rescue staff, and all employees involved for the fine job they did in coordinating the "Feed Broward's Families Food Drive." The project was a great success. See Page *****

86. COMMISSIONER WASSERMAN-RUBIN TO REPLACE THE CHAIR ON SUPERVISOR OF ELECTIONS' CANVASSING BOARD - THE CHAIR

ACTION: (Time-12:32 PM/4:04 PM) The Board directed the County Attorney to send a letter to the Supervisor of Elections' Canvassing Board advising them that Vice-Chair Commissioner Diana Wasserman-Rubin will serve on the Elections' Canvassing Board in Chair Commissioner Lori Nance Parrish's stead. See Page *****

87. MAKE A DIFFERENCE DAY - OCTOBER 26, 2002 - THE CHAIR ON BEHALF OF COMMISSIONER LIEBERMAN

ACTION: (Time-3:55 PM) The Board directed staff to work with Commissioner Lieberman to coordinate a County-wide effort with community agencies, county employees and Broward residents for Make A Difference Day.

See Page *****

88. AMBER ALERT PROGRAM - MISSING CHILDREN - COMMISSIONER GRABER

ACTION: (Time-3:59 PM) The Board directed staff to research the Amber Alert Program and determine whether the criteria can be changed to meet the specific needs of Broward County. See Page *****

89. TARA BANKS' T-ZONE CAMP FOR TEENAGE GIRLS - COMMISSIONER EGGELLETON

ACTION: (Time-4:00 PM) The Board directed staff to work with the Greater Fort Lauderdale Convention and Visitor's Bureau to attempt to recruit a T-Zone Camp in Broward County. See Page *****

90. LETTER FROM HEWLETT PACKARD - THE CHAIR

ACTION: (Time-4:01 PM) Commissioner Gunzburger will send a follow-up letter to Hewlett Packard regarding the loss of jobs in Broward County due to the company's decision to move some of its operations to India.

See Page *****

91. COMPLAINTS REGARDING ADVERTISING/MESSAGES ON COUNTY BUSES - THE CHAIR

ACTION: (Time-4:08) The Board directed staff to perform an analysis to find a way to locate supplemental funds to offset the funds lost if the County chooses not to accept outside advertising. See Page *****

MEETING/WORKSHOP REMINDER

SELECTION/NEGOTIATION COMMITTEE

CAPITAL CONSTRUCTION FINANCIAL MANAGEMENT/ACCOUNTING SERVICE

RLI No. 043001-RB

Monday, September 9th at 9:00 AM in Room 301

SELECTION/NEGOTIATION COMMITTEE

MANAGING GENERAL CONTRACTOR

VARIOUS LIBRARY CONSTRUCTION PROJECTS

RLI No. 041700-RB

Monday, September 9th at 9:30 AM in Room 409G

BUDGET WORKSHOP

Monday, September 9th at 6:00 PM in Room 422

AVIATION WORKSHOP

Monday, September 9th 7:00 PM in Room 422

[Back to previous page](#)