

# MEETING OF SEPTEMBER 23, 1997

*(The meeting convened at 10:08 a.m. and adjourned at 12:55 p.m.)*

PLEDGE OF ALLEGIANCE - *led by County Administrator B. Jack Osterholt*

CALL TO ORDER

## CONSENT AGENDA

### AVIATION DEPARTMENT

1. MOTION TO APPROVE Amendment No. 3 to the business lease between Broward County and United Fabricators Inc. extending the termination date from September 30, 1997 to March 31, 1998, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

2. MOTION TO APPROVE Amendment No. 6 to the advertising concession agreement between Broward County, Florida and Ackerley-Broward Airport Advertisers, a joint venture at the Fort Lauderdale-Hollywood International Airport providing for a termination date of December 14, 1997 and an adjustment of the privilege fees effective October 1, 1997 through December 14, 1997, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1058) Approved.**

3. A. MOTION TO APPROVE the extension of a license agreement with Florida Gas Transmission Company (Florida Gas) for the installation, operation, and maintenance of an underground natural gas pipeline transversing the north side of the Fort Lauderdale-Hollywood International Airport to October 31, 1997.w

**ACTION: (A-1050) Approved.**

B. MOTION TO APPROVE the pipeline license agreement between Broward County, Florida and Florida Gas Transmission Company for an underground natural gas pipeline at Fort Lauderdale-Hollywood International Airport for the period of October 1, 1997 through September 30, 2002, and authorize the Chair and Clerk to execute same.

*ACTION: (A-745) Deferred to October 28, 1997 meeting for further information.*

4. MOTION TO APPROVE the consent to a sublease between Sheltair Aviation Center Inc. and Active Consultants 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-282) Approved.**

**PUBLIC WORKS DEPARTMENT**

**REAL PROPERTY SECTION**

5. MOTION TO APPROVE the contract for sale and purchase executed by Wilton Ventures Inc. in the amount of \$20,000 for the purchase of three lots for West Lake Park, Parcels 413 and 417; authorize the Chair and Clerk to execute contract for sale and purchase, and authorize acceptance and recordation of deed.

**ACTION: (A-282) Approved.**

**OFFICE OF ENVIRONMENTAL SERVICES**

**ENVIRONMENTAL ENGINEERING  
DIVISION**

6. MOTION TO APPROVE a developer's agreement between Broward County and Park Central Industrial, a Florida general partnership, providing for utility installations by the developer at an estimated cost of \$20,342.50 (at no cost to the county) to furnish water and wastewater services, and authorize the Chair and Clerk to execute same. (BCOES Project No. 8733)

**ACTION: (A-282) Approved.**

**FISCAL OPERATIONS DIVISION**

7. MOTION TO APPROVE an interlocal agreement for billing and collection of stormwater charges between the City of Lauderdale Lakes, Florida and Broward County, Florida.

**ACTION: (A-1081) Approved.**

**OFFICE OF INTEGRATED WASTE  
MANAGEMENT**

**RECYCLING AND CONTRACT ADMINISTRATION DIVISION**

8. A. MOTION TO APPROVE a grant award to the Office of Integrated Waste Management in the

amount of \$815,088 for implementing waste tire management programs for the period October 1, 1997 through September 30, 1998 (Fiscal Year 1998); authorizing the County Administrator to sign the grant agreement, and authorizing the necessary administrative and budgetary actions for implementation.

## **ACTION: (A-282) Approved.**

B. MOTION TO ADOPT unanticipated revenue Resolution 1997-992 within the Solid Waste Fund (486) for the Office of Integrated Waste Management in the amount of \$815,088 for the period October 1, 1997 through September 30, 1998 (Fiscal Year 1998) for waste tire management programs.

## **ACTION: (A-282) Approved.**

9. A. MOTION TO APPROVE part two of the tenth-year Recycling Grant application to the State of Florida Department of Environmental Protection (FDEP) in the amount of \$819,538 for Recycling and Education Grant funds for the period October 1, 1997 through September 30, 1998 (Fiscal Year 1998); authorizing the County Administrator to sign the grant agreement, and authorizing the necessary administrative and budgetary actions for implementation.

## **ACTION: (A-282) Approved.**

B. MOTION TO ADOPT unanticipated revenue Resolution 1997-993 within the Solid Waste Fund (486) for the Office of Integrated Waste Management in the amount of \$819,538 for the period October 1, 1997 through September 30, 1998 (Fiscal Year 1998) for Recycling and Education Grant projects.

## **ACTION: (A-282) Approved.**

C. MOTION TO ADOPT unanticipated revenue Resolution 1997-994 within the Unincorporated Area Waste Collection Fund (490) for the Office of Integrated Waste Management in the amount of \$22,216 for the period October 1, 1997 through September 30, 1998 (Fiscal Year 1998) for Recycling and Education Grant projects for the Unincorporated Area residents.

## **ACTION: (A-282) Approved.**

10. A. MOTION TO APPROVE the assignment of an agreement between Broward County and Browning Ferris Industries of Florida Inc. for Materials Recovery Facility to BFI Waste Systems of North America Inc., and authorize the Chair and Clerk to execute actions for implementation.

*ACTION: (A-282) Withdrawn for further study at staff's request.*

B. MOTION TO APPROVE the assignment of agreements between Broward County and Browning-Ferris Industries Inc. or Browning-Ferris Industries of Florida Inc. for solid waste collection services, multi-family recyclable collection services and recyclable materials collections services to BFI Waste Systems of North America Inc., and authorize the Chair and Clerk to execute same.

*ACTION: (A-282) Withdrawn for further study at staff's request.*

# **OFFICE OF GENERAL SERVICES**

11. MOTION TO ADOPT budget Resolution 1997-995 transferring within the General Fund the amount of \$275,000 from the Commission Reserve for the Office of General Services, Energy Management Section to compensate for an unanticipated shortfall in the Fiscal Year 1997 electric utility budget.

**ACTION: (A-282) Approved.**

## **FLEET SERVICES DIVISION**

12. MOTION TO ADOPT Resolution 1997-996 to convey surplus county vehicle No. 1581 to the Collier City/Pompano Beach Community Development Inc. for a computer training self-help program.

**ACTION: (A-282) Approved.**

## **OFFICE OF TRANSPORTATION**

### **ENGINEERING DIVISION**

13. MOTION TO ADOPT Resolution 1997-997 accepting a road easement executed by New Development Corp. donating right-of-way for Southwest 195 Terrace in Section 36, Township 50 South, Range 39 East.

**ACTION: (A-282) Approved.**

### **TRAFFIC ENGINEERING DIVISION**

14. MOTION TO APPROVE the Traffic Engineering agreement between Broward County and the City of Weston, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

### **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

15. MOTION TO APPROVE the renewal of an agreement among Broward County, Robert E. Lockwood, Clerk of Courts for the 17th Judicial Circuit and William Markham, Property Appraiser; providing authorization for the county to allow remote electronic access to public records within the custody and control of the Clerk of Courts and the Property Appraiser for a commercial public access program, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-282) Approved.**

16. MOTION TO APPROVE the first amendment to an agreement between Broward County and BellSouth Telecommunications Inc. for data communication, billing, revenue disbursement and other services for a commercial public access program, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-282) Approved.**

### **ACCOUNTING DIVISION**

17. MOTION TO APPROVE the check lists issued from July 1, 1997 through July 31, 1997 in accordance with Florida Statute 136.06.

## **ACTION: (A-282) Approved.**

### **COUNTY RECORDS DIVISION**

18. MOTION TO APPROVE the minutes of the 10:00 a.m. Board of County Commission meeting of July 8, 1997.

## **ACTION: (A-282) Approved.**

### **PURCHASING DIVISION**

For Aviation Department

19. MOTION TO AWARD a fixed contract to low bidder, M. Vila & Associates for Gate 100 Relocation (Bid No. H-07-97-04-CF) for the total bid amount of \$512,852.34, for the Aviation Department, subject to receipt and acceptance of insurance/performance and payment guaranty.

## **ACTION: (A-282) Approved.**

20. MOTION TO AWARD a fixed contract to the low bidder, Odebrecht Contractors of Florida Inc., for new North Passenger Terminal - Aircraft Ramp, Taxilane, Apron and Fuel System, (Bid No. N-06-97-03-CF) for total bid amount of \$9,920,118 for the Aviation Department, subject to receipt and acceptance of insurance/performance and payment guaranty.

## **ACTION: (A-282) Approved.**

21. A. MOTION TO APPROVE a sole source procurement of security equipment for access control of perimeter gates located at Fort Lauderdale-Hollywood International Airport in an amount not to exceed

\$304,000 for the Aviation Department.

## **ACTION: (A-282) Approved.**

B. MOTION TO APPROVE an agreement between Broward County and Matrix Systems Inc. for installation of Matrix-supplied security equipment for access control of perimeter gates located at Fort Lauderdale-Hollywood International Airport in a maximum amount not to exceed \$304,000 with a completion date of September 1, 1999, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-282) Approved.**

For Community Services Department

22. MOTION TO AWARD a fixed contract to low bidder, MBR Construction Inc. for Pompano Beach Highlands Park Community Center (Bid No. H-06-97-05-CF) for the total base bid and alternates 1-6 in the amount of \$639,447 for the Parks and Recreation Division, subject to receipt and acceptance of insurance/performance and payment guaranty.

## **ACTION: (A-282) Approved.**

23. MOTION TO APPROVE Work Authorization No. 4 to agreement between Broward County and Recreational Design and Construction Inc. for design/build services for accessibility compliance and miscellaneous small projects for the Parks and Recreation Division at North Broward Park in an amount not to exceed \$40,427 with a term of 84 calendar days, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-282) Approved.**

For Public Works Department

24. A. MOTION TO APPROVE a change order allowance of \$319,498.62, which is 10 percent of total contract amount of \$3,194,986.24.

## **ACTION: (A-282) Approved.**

B. MOTION TO AWARD a fixed contract to low bidder de Moya Group for the widening of Northeast 62 Street, between Northeast 7 to Northeast 18 Avenues (T-03-97-04-CF) for the grand total contract bid of \$3,194,986.24, for the Engineering Division, subject to receipt and acceptance of insurance and performance and payment guaranty.

## **ACTION: (A-282) Approved.**

25. MOTION TO APPROVE Work Authorization No. 1 in the amount of \$81,538 for sampling and analytical services to be performed for the two-year period starting October 1, 1997 and ending

September 30, 1999 in accordance with the agreement between Broward County and Savannah Laboratories and Environmental Services Inc. from the Library of Environmental Services approved by the Board of County Commissioners on August 23, 1994, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-282) Approved.**

26. MOTION TO APPROVE the sixth amendment to an agreement between Broward County and Craig A. Smith & Associates Inc. for professional services to improve Northeast 62 Street (Cypress Creek Road) between Northeast 7 Avenue and Northeast 18 Avenue in the amount of \$456,625 changing the total contract amount from \$391,007.84, to \$847,632.84, with an increase in contract time of 14 months, and authorize the Chair and Clerk to execute same. (BCED Project No. 5030)

## **ACTION: (A-282) Approved.**

### **REVENUE COLLECTION DIVISION**

27. MOTION TO ACKNOWLEDGE the receipt of notice of lands available for taxes submitted per Florida Statutes 197.502(7) and 12-D-13.064(1)(2)(3).

## **ACTION: (A-282) Approved.**

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

## **ACTION: (A-282) Approved.**

### **OFFICE OF INFORMATION TECHNOLOGY**

29. MOTION TO APPROVE the first amendment to an agreement between Broward County and PKS Information Services Inc. for contractor services to fund Phase I, Stage 2 of Broward County's Year 2000 Compliance Project (RLI No. 061396-RB).

*ACTION: (A-282) Deferred at staff's request for further revision.*

### **HUMAN SERVICES DEPARTMENT**

#### **BUREAU OF CHILDREN AND FAMILY SERVICES**

30. A. MOTION TO APPROVE an agreement between the State of Florida, Department of Children and Families and Broward County from October 1, 1997 to September 30, 1998 in the amount of \$304,849

for the purpose of providing continued funding for training and employment services to Cuban/Haitian entrants and refugees, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

B. MOTION TO ADOPT unanticipated revenue Resolution 1997-998 within the Cuban/Haitian Refugee Program Grant Fund and the Bureau of Children and Family Services in the amount of \$304,849 for the provision of training and employment services to Cuban/Haitian entrants and refugees. (No county match is required.)

**ACTION: (A-282) Approved.**

C. MOTION TO ADD one grant position for the Cuban/Haitian Grant Fund to provide training and employment services.

**ACTION: (A-282) Approved.**

31. A. MOTION TO APPROVE an agreement between the State of Florida, Department of Children and Families and Broward County from October 1, 1997 to September 30, 1998 in the amount of \$199,988 for the purpose of providing continued funding for training and employment services to Cuban/Haitian entrants and refugees, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

B. MOTION TO ADOPT unanticipated revenue Resolution 1997-999 within the Cuban/Haitian Refugee Program Grant Fund for the Bureau of Children and Family Services in the amount of \$199,988 for the provision of training and employment services to Cuban/Haitian entrants and refugees. (No county match is required.)

**ACTION: (A-282) Approved.**

**ELDERLY AND VETERANS SERVICES  
DIVISION**

32. MOTION TO APPROVE an entry into non-financial referral agreements with Neu Heart Health Care Services Inc., a for-profit organization providing chore services under the Home Care for the Elderly and Home and Community Based Medicaid Waiver Programs from September 1, 1997 to June 30, 1998 for the purpose of maintaining older persons in the community, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

## **GRANTS MANAGEMENT RESEARCH AND DEVELOPMENT SERVICES**

33. MOTION TO APPROVE Amendment No. 1 to Agreement No. 97-GMU-C14 between Broward County and Northwest Federated Women's Club of Broward County Inc. to extend the term of the contract by one year from September 30, 1997 to September 30, 1998 for the purpose of completing the project, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

34. MOTION TO APPROVE Amendment No. 1 to Agreement No. 97-GMU-C17 between Broward County and Victory Living Programs Inc. to extend the term of the contract by one year from September 30, 1997 to September 30, 1998 for the purpose of completing the project, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

35. MOTION TO APPROVE an agreement between Broward County and Washington Park Child Care Center Inc. from date of execution through one year in the amount of \$18,000 for the purpose of providing child care program services to low-income households with children residing in the South Broward communities, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

36. MOTION TO APPROVE an agreement between Broward County and South Broward Cradle Nursery Inc. from date of execution through one year in the amount of \$15,000 for the purpose of providing child care program services to low-income households with children residing in the South Broward communities, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

## **HEALTH CARE MANAGEMENT DIVISION**

37. MOTION TO APPROVE a grant application to the United State Department of Health and Human Services, Health Resources and Services Administration in the amount of \$16,159,912 for the Health Care Management Division of Broward County to provide health care related services to HIV/AIDS persons from March 1, 1998 through February 28, 1999, and authorize the County Administrator to take the necessary administrative and budgetary actions for implementation.

**ACTION: (A-282) Approved.**

## **MEDICAL EXAMINER/TRAUMA MANAGEMENT**

38. A. MOTION TO ACCEPT a report from Emergency Medical Services (EMS) Grants Committee which includes projects recommended for funding by distribution of "County Grant" portion of State EMS Trust Fund monies for Fiscal Year 1998.

**ACTION: (A-696) Approved.**

B. MOTION TO APPROVE a grant application between the State of Florida, Department of Health, Bureau of Emergency Medical Services and Broward County in the amount of \$450,916 (\$357,280 from 1998 EMS Trust Fund award monies and \$93,636 from earned interest and completed projects) for improving and expanding pre-hospital emergency medical services in Broward County from October 1, 1997 through September 30, 1998, and authorize the County Administrator to take the necessary administrative and budgetary actions for implementation. (No county match is required)

**ACTION: (A-696) Approved.**

C. MOTION TO APPROVE request for county grant distribution (advance payment).

**ACTION: (A-696) Approved.**

D. MOTION TO ADOPT Resolution 1997-1000 of the Board of County Commissioners of Broward County, Florida authorizing an Emergency Medical Services grant application to the State of Florida, Department of Health, Bureau of Emergency Medical Services; providing certification relating to use of grant monies; and providing for an effective date.

**ACTION: (A-696) Approved.**

## **COMMUNITY SERVICES DEPARTMENT**

### **MASS TRANSIT DIVISION**

39. A. MOTION TO APPROVE an agreement between Broward County and the City of Cooper City in the amount of \$20,000 annually for community shuttle service from October 1, 1997 to September 30, 2000, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

B. MOTION TO APPROVE an agreement between Broward County and the Town of Davie in the amount of \$20,000 annually for community shuttle service from October 1, 1997 to September 30, 2000, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

C. MOTION TO APPROVE an agreement between Broward County and the City of Deerfield Beach in the amount of \$20,000 annually for community shuttle service from October 1, 1997 to September 30, 2000, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

40. A. MOTION TO APPROVE an agreement between Broward County and the City of Coconut Creek in the amount of \$20,000 per vehicle annually for community shuttle service from October 1, 1997 to September 30, 2000, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

B. MOTION TO APPROVE an agreement between Broward County and the City of Miramar in the amount of \$20,000 per vehicle annually for community shuttle service from October 1, 1997 to September 30, 2000, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

## **PARKS AND RECREATION DIVISION**

41. MOTION TO APPROVE an agreement between Broward County and Sheriff of Broward County for the Sheriff's use of Markham Park Target Range for a three-year term beginning October 1, 1997 through September 30, 2000 with a first-year payment of \$149,000 adjusted in years two and three by the increase in the Consumer Price Index, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

42. MOTION TO APPROVE the fifth amendment to a Concession Agreement between Broward County and Ski Rixen-Quiet Waters, Ltd. relating to the water ski operation at Quiet Waters Park for an additional five-year term from October 21, 1997 until October 21, 2002, and authorize the Chair and Clerk to execute same. (Deferred from August 12, 1997)

**ACTION: (A-282) Approved.**

43. A. MOTION TO APPROVE the Enhanced Marine Law Enforcement Grant (EMLEG) amendment to an agreement between Broward County and the Broward County Sheriff's Office increasing the amount from \$26,400 to \$36,480 to provide for 336 additional hours of enhanced marine patrol coverage from April 1, 1997 to September 30, 1997, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

B. MOTION TO ADOPT budget Resolution 1997-1001 transferring within the Local Option Vessel Registration Fees Funds the amount of \$10,080 from the Reserve for the Enhanced Marine Law

Enforcement Grant program.

## **ACTION: (A-282) Approved.**

44. A. MOTION TO APPROVE the Enhanced Marine Law Enforcement Grant (EMLEG) amendment to an agreement between Broward County and the City of Fort Lauderdale increasing the amount from \$99,120 to \$109,080 to provide for 332 additional hours of enhanced marine patrol coverage from April 1, 1997 to September 30, 1997, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-282) Approved.**

B. MOTION TO ADOPT budget Resolution 1997-1002 transferring within the Local Option Vessel Registration Fees Fund the amount of \$9,960 from the Reserve for the Enhanced Marine Law Enforcement Grant program.

## **ACTION: (A-282) Approved.**

45. A. MOTION TO APPROVE the Enhanced Marine Law Enforcement Grant (EMLEG) amendment to an agreement between Broward County and the City of Hollywood increasing the amount from \$33,030 to \$45,990 to provide for 423 additional hours of enhanced marine patrol coverage from April 1, 1997 to September 30, 1997, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-282) Approved as corrected.**

B. MOTION TO ADOPT budget Resolution 1997-1003 transferring within the Local Option Vessel Registration Fees Fund the amount of \$12,960 from the Reserve for the Enhanced Marine Law Enforcement Grant program.

## **ACTION: (A-282) Approved.**

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

46. MOTION TO APPROVE the sale of interests in Regal Trace, Ltd., from NHP Affordable Housing Partners, L.P. and Ocwen Investment Corporation to HJB Inc., a Delaware corporation and a wholly owned subsidiary of General Electric Capital Corporation; DCT Inc., a Delaware corporation and wholly owned subsidiary of General Electric Capital Corporation; or any other wholly owned subsidiary of General Electric Capital Corporation, pursuant to Broward County Board of County Commissioners Resolution No. 96-1101, which provides for procedures to approve the assignment of interests in Regal Trace, Ltd.

**ACTION: (A-282) Approved.**

## **TRANSPORTATION PLANNING DIVISION**

47. MOTION TO APPROVE the grant applications for the Metropolitan Planning Organization (MPO) for new Fiscal Year 1997-98 grants in the amount of \$1,308,030 in support of the MPO 1997-98 Unified Planning Work Program; authorize the necessary administrative and budgetary actions for implementation, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

## **PORT EVERGLADES DEPARTMENT**

48. MOTION TO APPROVE the Port Everglades Taxi/Limo/Bus Service Business Permit between Broward County, Florida and Corporate Connection Lines Inc. d/b/a Sovereign Coach and Tours in accordance with Chapter 32 of the Broward County Administrative Code effective from the date of approval, with an expiration date of December 31, 1997, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

49. MOTION TO APPROVE the renewal of a one-year lease agreement between Broward County and Steve Madden Ltd. Co. for 21,636 square feet of warehouse space 2,062 square feet of office space in Building A annex in Foreign Trade Zone No. 25 at Port Everglades for the period of October 1, 1997 through September 30, 1998, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

50. A. MOTION TO APPROVE a supplemental lease agreement to extend the term of the one-year U.S. Government lease for real property between Broward County and the Government of the United States of America for Suite No. 318 in Building 611 at Port Everglades, consisting of 600 square feet for a period of October 1, 1997 through September 30, 2001, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

B. MOTION TO APPROVE a supplemental lease agreement to extend the term of the one-year U.S. Government lease for real property between Broward County and the Government of the United States of America for 8,917 square feet of warehouse space, including three 10ft. x 16 ft. office modules and 1,234 square feet of built-out office space in Bays 4, 5, and 6 of Building E in Foreign Trade Zone No. 25 at Port Everglades for a period of October 1, 1997 through September 30, 2001, and authorize the Chair and Clerk to execute same.

## **ACTION: (A-282) Approved.**

51. MOTION TO AUTHORIZE the County Attorney's Office to terminate the lease agreement between Broward County (successor in interest to the Port Everglades Authority) as Lessor, and Hallmark Intermodal Inc. as Lessee, and to pursue all available remedies including undertaking action to regain possession of the premises.

## **ACTION: (A-282) Approved.**

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

52. MOTION TO APPROVE the business travel for county employees in accordance with Administrative Order 105.

## **ACTION: (A-282) Approved.**

53. MOTION TO ADOPT unanticipated revenue Resolution 1997-1004 within the Law Enforcement Trust Fund in the amount of \$42,547 to provide funding for the cash match of two grant programs; Project Lead, with grant funding from the Florida Department of Juvenile Justice, and MAD DADS, a subgrant of the Broward Sheriff Office (BSO) Grant Program with the Florida Department of Community Affairs, Drug Control and System Improvement Formula Grant Program. (Deferred from August 26, 1997)

## **ACTION: (A-1149) Approved.**

54. MOTION TO ADOPT budget Resolution 1997-1005 transferring within the General Fund the amount of \$450,000 from the Reserve for the Sheriff for prisoner food and health expenses. (Deferred from September 16, 1997)

## **ACTION: (A-282) Approved.**

55. MOTION TO APPROVE contingent upon adoption by the City of Weston, an interlocal agreement between Broward County and the City of Weston for the provision of park services by the Broward County Parks and Recreation Division from October 1, 1997 to March 31, 1998.

## **ACTION: (A-282) Approved.**

## **PUBLIC AND EXTERNAL AFFAIRS**

56. MOTION TO SET legislative workshops for 1997-1998. The first workshop is the County

Commission workshop on Tuesday, October 21, 1997 at 2:00 p.m. in Room 437, and the second is the County Commission/Legislative Delegation luncheon workshop on Tuesday, December 9, 1997 at 12:30 p.m. in Room 437.

**ACTION: (A-282) Approved.**

## **COUNTY ATTORNEY**

57. MOTION TO AUTHORIZE the Chair and Clerk to execute and deliver a satisfaction of mortgage for a certain mortgage executed by Melvin M. Spector and Mary Spector to Broward County, posted as a property bond in the case of State of Florida v. Melvin M. Spector, 17th Judicial Circuit Court Case No. 88-10221-CF-10A.

**ACTION: (A-710) Approved.**

*County Attorney John J. Copelan Jr. confirmed that letters will be sent to the State Attorney's Office and the Public Defender's Office on an interactive method of dealing with Commissioner Lieberman's request to ensure that when the county accepts the mortgage and cases are resolved on court orders, appropriate disclosure language to the defendant is addressed.*

58. MOTION TO APPROVE an amended stipulation for settlement between petitioners Victor Posner Trust No. 20 and Security Management Corporation, and respondents, Florida Department of Environmental Protection (DEP), Broward County and The Board of Trustees of the Internal Improvement Fund, and authorize the Chair and Clerk to execute same.

**ACTION: (A-282) Approved.**

59. MOTION TO APPROVE the travel of Assistant County Attorney Dale A. Bruschi on October 19-21, 1997, to attend the CLE International's Eminent Domain Conference in Tampa, Florida.

**ACTION: (A-282) Approved.**

## **COURT ADMINISTRATION**

60. MOTION TO APPROVE a grant-in-aid between Broward County and the Office of the State Courts Administrator in the amount of \$353,953 for court reporting services.

**ACTION: (A-282) Approved.**

## **COUNTY ADMINISTRATOR**

61. MOTION TO APPROVE the sale of approximately 1,976 feet of force main at the North Broward

Detention Center to the City of Pompano Beach for the sum of \$10.

**ACTION: (A-282) Approved.**

62. A. MOTION TO APPROVE Amendment No. 3 to the Prisoner Housing Contract among the Indian River County Sheriff's Office, the Broward Sheriff's Office, and the Board of County Commissioners for the provision of a temporary jail capacity extending the date from September 30, 1997 to September 30, 1998.

**ACTION: (A-282) Approved.**

B. MOTION TO APPROVE Amendment No. 4 to the Prisoner Housing Contract among the Monroe County Sheriff's Office, the Broward Sheriff's Office, and the Board of County Commissioners for the provision of a temporary jail capacity extending the date from September 30, 1997 to September 30, 1998.

**ACTION: (A-282) Approved.**

**BOARD APPOINTMENTS**

63. MOTION TO APPROVE the appointment of Mr. Henry R. Thompson to the Broward County Regional Health Planning Council Board. (Commissioner Poitier)

**ACTION: (A-282) Approved.**

64. MOTION TO APPROVE the appointment of Mr. Brion Blackwelder to the Planning Council, replacing Mr. Steve Werthman who has resigned. (Commissioner Gunzburger)

**ACTION: (A-282) Approved.**

65. MOTION TO APPROVE the appointment of Assistant Chief Randall C. Burrough to the Emergency Medical Services Council. Assistant Chief Burrough replaces Lt. William Barr who has resigned. (Commissioner Gunzburger)

**ACTION: (A-282) Approved.**

66. MOTION TO APPROVE the appointment of Mr. Robert Harrison to the Minority Economic Development Advisory Board to fill an existing vacancy. (Commissioner Parrish)

**ACTION: (A-282) Approved.**

**REQUEST TO SET FOR PUBLIC HEARING/MEETING SCHEDULE**

67. MOTION TO ADOPT Resolution 1997-1006 directing the County Administrator to publish a notice of public hearing to be held on Tuesday, October 14, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to consider granting a franchise to Coleary Transport Company Inc. to conduct business as a steamship agent at Port Everglades.

**ACTION: (A-282) Approved.**

68. MOTION TO APPROVE the Commission's meeting schedule for October 1997.

**ACTION: (A-282) Approved.**

69. MOTION TO APPROVE the Commission's meeting schedule for November 1997.

**ACTION: (A-282) Approved.**

70. MOTION TO APPROVE the Commission's meeting schedule for December 1997.

*ACTION: (A-1527) Approved as corrected to read "Monday, December 22, 1997 - 10:00 a.m. County Commission meeting, Room 422" and "No County Commission meeting on Tuesday, December 23, 1997. Hanukkah begins at sundown".*

## **REGULAR AGENDA**

**ITEMS 71-74 ARE ALL RELATED TO POSSIBLE ACQUISITION**

## **OF LAND CONTIGUOUS TO PORT EVERGLADES**

71. A. MOTION TO ADOPT Resolution 1997-1007 approving the purchase and sale agreement and describing certain actions taken by Broward County prior to the approval of the agreement.

**ACTION: (A-1600) Approved.**

B. MOTION TO APPROVE the purchase and sale agreement between Broward County and Port Property Associates, LP for a parcel of land adjacent to Port Everglades, and authorize the Chair and Clerk to execute same.

*ACTION: (A-1600) Approved subject to the review of the County Attorney.*

C. MOTION TO APPROVE a lease agreement between Broward County and World Gate Associates Limited Partnership for the lease of certain land adjacent to Port Everglades.

*ACTION: (A-1600) Approved subject to the review of the County Attorney.*

# 10:00 a.m. Public Hearing

72. A. MOTION TO OPEN a public hearing for the purpose of receiving comments and hearing discussion concerning a proposed plan of finance of Broward County in an aggregate principal amount not exceeding \$140,000,000 for the acquisition by the county of a certain tract of land contiguous to Port Everglades.

***ACTION: (A-5073) By unanimous consent, the Board opened the public hearing.***

B. MOTION TO ADOPT Resolution 1997-1008 of the Board of County Commissioners of Broward County, Florida approving, for the purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, a plan of finance of Broward County in an aggregate principal amount not exceeding \$140,000,000 including reserves, if any, accrued interest, if any, and costs of issuance for the acquisition by the county of a certain tract of land contiguous to Port Everglades consisting of approximately 271 acres, more or less, to be utilized for development of port related facilities, directly by the county and pursuant to lease; approving as part of the plan of finance certain interim financing to be paid and refunded by the issuance of Port Facilities Revenue Bonds of the county in one or more series; approving the public hearing held this date in respect of the issuance of said debt; providing an effective date.

**ACTION: (A-5078) Approved.**

## Close Public Hearing

73. MOTION TO ADOPT Resolution 1997-1009 of the Board of County Commissioners of Broward County, Florida relating to the county's multi-purpose commercial paper program, providing for an increase in the principal amount of notes which may be outstanding to \$125,000,000; authorizing the execution and delivery of (i) an amendment to the credit agreement dated as of August 1, 1994 between the county and the Bank of Tokyo-Mitsubishi, Ltd., New York Branch, and (ii) an amendment to the indenture of Trust securing the notes; and providing an effective date.

**ACTION: (A-5207) Approved.**

***Further the Board approved the County Attorney's Office verbal addendum to Exhibit B, Section 2.02, Amendment to Section 10.10, of the Credit Agreement to read: JURISDICTION, VENUE AND GOVERNING LAW. Bank hereby irrevocably submits to the jurisdiction of the Florida state or federal courts in any action or proceeding arising out of or relating to this Agreement and hereby irrevocably agrees that the forum for all claims in respect to such action or proceeding shall be in Broward County, Florida, the venue situs. The parties agree that this Agreement shall be construed and interpreted according to the laws of the State of Florida.***

74. A. MOTION TO WAIVE Section 21.86 of the Broward County Procurement Code and appoint Rauscher Pierce Refsnes Inc. as Financial Advisor for the proposed Port Facilities Revenue Bonds, and to approve and execute the Financial Advisory Agreement between Broward County and Rauscher Pierce Refsnes Inc. to provide financial advisory services for the issuance of the proposed Port Facilities Revenue Bonds.

***ACTION: (A-5300) Approved with the modification of Section 7.2, Term of Agreement.***

B. MOTION TO WAIVE Section 21.86 of the Broward County Procurement Code and appoint Managing Underwriters and Co-Managers for the proposed Port Facilities Revenue Bonds as follows: Paine Webber Inc., Senior Manager with book; J.P. Morgan & Co., Co-Senior Manager; Artemis Capital Group, Co-Manager; Nationsbanc Capital Markets, Co-Manager; Samuel A. Ramirez & Co., Co-Manager; and an additional minority-owned underwriter (serving as Co-Manager) to be determined by the Senior Manager with the consent of Broward County's Finance and Administrative Services Department Director.

**ACTION: (A-5300) Approved.**

## **END OF LAND ITEMS**

## **COUNTY ADMINISTRATOR'S REPORT**

75. REPORT There was no report to submit at this time.

**ACTION: (A-5330) Approved.**

### **FINANCE AND ADMINISTRATIVE SERVICES DEPARTMENT**

76. MOTION TO APPROVE the Broward Center for the Performing Arts Fiscal Year 1997-1998 operating budget, debt service budget and capital budget.

**ACTION: (A-5307) Approved.**

## **HUMAN RESOURCES DIVISION**

77. A. MOTION TO APPROVE the Fiscal Year 1997-98 unrepresented compensation policy, merit cap and supplemental pay policies. (Deferred from September 16, 1997)

***ACTION: (A-5785) & (B-129) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the item was approved with the direction that staff review and to report back with a recommendation.***

B. MOTION TO APPROVE the Fiscal Year 1997-98 Board level reclassifications, salary range reallocations, new classifications, classification consolidations, deletion of classifications, and title changes.

***ACTION: (A-5785) & (B-129) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the item was approved with the direction that staff review and to report back with a recommendation.***

C. MOTION TO ADOPT Resolutions 1997-1040 and 1997-1041 exempting certain classifications and positions from the classified service.

***ACTION: (A-5785) & (B-129) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the item was approved with the direction that staff review and to report back with a recommendation.***

## **PURCHASING DIVISION**

For Finance and Administrative Services Department

78. MOTION TO APPOINT a Selection/Negotiation Committee to recommend the most qualified firm to provide professional engineering services for the improvement of Sunrise Boulevard from Pine Island to Hiatus Road.

***ACTION: (A-5807) Approved with the appointments of Commissioners Sylvia Poitier, John E. Rodstrom Jr. and Scott I. Cowan; Public Works Department, Engineering Division Director (Chair); Department of Strategic Planning and Growth Management, Development Management Division Director, and Public Works Department, Streets and Highways Division Director with administrative support staff from the County Attorney's Office, Commission Auditor's Office, Office of Equal Opportunity, Risk Management Division, and the Purchasing Division.***

## **COMMUNITY SERVICES DEPARTMENT**

### **ANIMAL CARE AND REGULATION DIVISION**

79. MOTION TO ADOPT Resolution 1997-1010 of the Board of County Commissioners of Broward County, Florida, amending Section 37.61, Broward County Administrative Code, relating to the fee schedule for Animal Care and Regulation; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date.

**ACTION: (A-5822) Approved.**

### **PARKS AND RECREATION DIVISION**

80. MOTION TO ADOPT Resolution 1997-1011 of the Board of County Commissioners of Broward County, Florida, amending Volume III, Chapter 37, Part IV, relating to the Broward County Parks Systems fee schedule of the Broward County Administrative Code, providing a revised schedule of fees and charges for services and activities made available in the county parks systems through the Parks and Recreation Division for Fiscal Year 1998; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

## **ACTION: (A-5832) Approved.**

81. A. MOTION TO AUTHORIZE the County Administrator to take necessary steps to negotiate an indefinite suspension and/or termination of the contract with the deMoya Group Inc. (Contractor) and immediately cease work at the Miramar Festival Isle Park site.

***ACTION: (A-5838) & (B-681) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the Board authorized the County Administrator/the County Attorney to take the necessary steps to negotiate an indefinite suspension and/or termination of the contract with the deMoya Group Inc. (Contractor) and immediately cease work at the Miramar Festival Isle Park site, and all other outstanding issues as they relate to the roadway project improvements to Broward Boulevard (from Nob Hill Road to University Drive) and the construction on McNab Road (from Powerline Road to Dixie Highway).***

B. MOTION TO AUTHORIZE the County Administrator to take necessary steps to redesign the Miramar Festival Isle Park site plans to include the county's 157+ acres only, excluding the 45+ acres owned by the Broward County Fair.

***ACTION: (A-5838) & (B-1005) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the Board deferred its action on the subject item to the October 7, 1997 meeting.***

C. MOTION TO DIRECT the County Attorney to draft an Assignment, Delegation and Release Agreement for Assignment of Agreement between Broward County and The SWA Group for consultant services for improvements to Miramar Festival Isle Park site to Craven, Thompson & Associates Inc.

***ACTION: (A-5838) & (B-907) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the Board approved the item.***

D. DISCUSSION: Contingent upon Motion B passing, to consider renaming the park to remove "Festival Isle" from the name Miramar Festival Isle Park.

***ACTION: (A-5838) & (B-920) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the Board approved abandoning the entire name of the park and directed staff to recommend a new name to the Board.***

### **DEPARTMENT OF NATURAL RESOURCE PROTECTION**

## **WATER RESOURCES DIVISION**

82. A. MOTION TO ADOPT Resolution 1997-1012 endorsing "The Marjory Stoneman Douglas Wilderness and the Ernest F. Coe Visitor Center Designation Act," H.R. 136.

## **ACTION: (A-5849) Approved.**

B. MOTION TO REQUEST Chair to draft letters conveying support of H.R. 136 to the Florida Delegation.

**ACTION: (A-5849) Approved.**

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

83. MOTION TO ADOPT Resolution 1997-1013 stating support for participation with the City of Deerfield Beach in the Showcase Community Program of the Institute for Home and Business Safety (IBHS); for the development of a Local Mitigation Strategy as outlined by the State of Florida Department of Community Affairs (DCA), Division of Emergency Management; and for cooperation with the Federal Emergency Management Agency (FEMA) in achieving the objectives of the Disaster-Resistant Community Program.

**ACTION: (A-5853) Approved.**

## **PORT EVERGLADES DEPARTMENT**

84. MOTION TO APPROVE an agreement between Broward County and Discovery Cruises Inc. for a daily cruise passenger service at Port Everglades for a three-year term, and authorize the Chair and Clerk to execute same.

**ACTION: (A-5858) Approved.**

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

85. MOTION TO APPROVE the Fiscal Year 1998 Personnel Cap. (Deferred from September 16, 1997)

**ACTION: (A-5866) Approved.**

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

**ACTION: (A-5873) Approved with addendum.**

## **OFFICE OF URBAN AFFAIRS**

87. MOTION TO ACCEPT nominations for an at-large position on the Minority Economic Development Advisory Board. (Deferred from September 16, 1997)

*ACTION: (A-5881) Deferred to October 7, 1997 meeting.*

## **COMMISSION AUDITOR**

88. MOTION TO FILE the Commission Auditor's report entitled "Qualified Target Industry Tax Refund Program" dated August 19, 1997. This report is filed in accordance with Section 1.11(ee) of the Broward County Administrative Code.

*ACTION: (A-5886) & (B-1956) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the Board approved the item.*

## **OFFICE OF ECONOMIC DEVELOPMENT**

89. MOTION TO ADOPT Resolution 1997-1014 recommending that Wartsila NSD North America Inc. be approved as qualified applicant for participation in the Florida Qualified Target Industry Tax Refund Program for Fiscal Years 1997 through 2000 based on the creation of the minimum requisite jobs within Broward County, subject to the condition that the City of Hollywood provides 33 percent of the required local participation.

**ACTION: (A-5926) Approved with addendum.**

## **COUNTY ATTORNEY**

90. MOTION TO ADOPT Resolution 1997-1015 amending Chapter 26, Operational Policy, Aviation, Part III, relating to picketing, distribution of literature, and solicitation of funds to establish the time frame within which a permittee may request permission to solicit funds.

**ACTION: (A-5936) Approved.**

91. DISCUSSION of possible settlement of Port Everglades Authority v. Markham, et al., Fourth District Court of Appeal Case No. 94-2872.

*ACTION: (A-5943) Continued to the 7:00 p.m. September 25, 1997 public hearing at the County Attorney's request.*

## **COUNTY COMMISSION**

92. MOTION TO APPOINT a County Commissioner to the Canvassing Board for the School Board of Broward County for the Logic and Accuracy Test on November 3, 1997 at 10:00 a.m. (Chair)

*ACTION: (A-5962) Designated Commissioner Abramowitz as the county commission appointment.*

93. A. MOTION TO ADOPT Resolution 1997-1016 naming and designating the Broward County Public Safety Building located at 2601 West Broward Boulevard in Fort Lauderdale, Florida, the

“Ronald Cochran Public Safety Building”, and authorizing the County Administrator to take all actions necessary to implement such naming and designation.

***ACTION: (A-137) Approved as corrected to read “Ron Cochran Public Safety Building”.***

B. MOTION TO DIRECT the County Administrator to plan and schedule a public dedication ceremony to formally name and designate the Ronald Cochran Public Safety Building. (Chair)

**ACTION: (A-137) Approved.**

## **COUNTY ATTORNEY/COMMISSION AUDITOR**

94. MOTION TO ESTABLISH salary for the County Attorney for Fiscal Year 1998 effective October 1, 1997.

***ACTION: (A-5995) & (B-2024) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the Board a merit increase of three percent.***

95. MOTION TO ESTABLISH salary for the Commission Auditor for Fiscal Year 1998 effective October 1, 1997.

***ACTION: (A-5999) & (B-2039) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the Board approved a merit increase of three percent.***

## **SUPPLEMENTAL AGENDA**

### **COUNTY COMMISSION**

96. MOTION TO ADOPT Resolution 1997-1017 recommending that the Airbus Service Company be approved for direct cash incentives by the Broward County Board of County Commissioners for Fiscal Year 1998 through 2001 based on the economic impact of operating a training facility in Broward County and the retention of needed jobs in South Florida subject to the condition that the City of Sunrise provides 40 percent of the amount of \$1,000,000 in economic incentives. (Chair)

***ACTION: (A-6000) Approved with addendum reflecting non-site specific.***

97. MOTION TO DIRECT administration to prepare a letter for all the county commissioners' signatures urging the Dade County Commission to continue allowing Metro-Dade police officers, who live in Broward County, to bring their patrol cars home with them. Broward County currently allows its deputies to bring their cars home in the tri-county area, that is, Dade, Broward and Palm Beach Counties. In light of the local preference ordinance, the Dade and Broward County Commissions need to continue working cooperatively, especially on measures to protect the health, safety, and welfare of Broward County citizens, as well as promote good will. (Commissioner Parrish)

***ACTION: (A-6055) Deferred for further information.***

98. MOTION TO APPOINT Commissioner John E. Rodstrom, Jr. to serve on the Airport Expansion Americans with Disabilities Act (ADA) Consultant Selection/Negotiation Committee, RLI No. 030195-RB. (Commissioner Rodstrom)

**ACTION: (A-282) Approved.**

99. MOTION TO APPOINT Commissioner Ilene Lieberman to the Employee Benefits Selection/Negotiation Committee. (Commissioner Lieberman)

***ACTION: (A-282) Approved. Additionally, the Board approved the appointment Commissioner Parrish to serve on said S/NC.***

## **OFFICE OF PUBLIC AND EXTERNAL AFFAIRS**

100. MOTION TO APPROVE an agreement between Broward County and Advocates for Resources Inc. (Ms. Patti Webster) to advocate Broward County's Everglades Restoration policy at a local, state and federal levels in coordination with the Office of Public and External Affairs.

**ACTION: (A-6170) Approved.**

## **BOARD APPOINTMENTS**

101. MOTION TO APPOINT Mr. James Suppe to serve on the Motor Vehicle Body Repair/Painting Industry Board. Mr. Suppe will fill a vacant position. (Commissioner Rodstrom)

***ACTION: (A-282) & (B-2270) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the Board deferred the item to the October 7, 1997 meeting.***

102. MOTION TO APPROVE the appointment of Mr. Sherander Williams to the Advisory Board for Persons with Disabilities. (Commissioner Poitier)

***ACTION: (A-282) & (B-2270) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the Board deferred the item to the October 7, 1997 meeting.***

103. MOTION TO APPROVE the appointment of Ms. Gladys Sutton to the Broward County Human Rights Board. (Commissioner Poitier)

***ACTION: (A-282) & (B-2270) Tabled to the September 23, 1997 2:00 p.m. public hearing. At the public hearing, the Board deferred the item to the October 7, 1997 meeting.***

104. MOTION TO APPROVE the appointment of Ms. Audrey Dunphy Venis to the Library Advisory Board to fill the vacancy created by the resignation of Ms. Sallie L. Stephens. (Commissioner Parrish)

# **ACTION: (A-282) Approved.**

## **NON AGENDA**

105. PROCLAMATION The proclamation designating October 3, 1997 as *COLONEL TERRY L. RICE DAY* in Broward County to commend his years of dedicated service in the military and at the U.S. Army Corps of Engineers in Jacksonville as Commander and District Engineer would be presented at a future date.

***ACTION: (A-176) & (710) No action was taken.***

106. PROCLAMATION The proclamation designating Saturday, September 27, 1997 as *MS. WHEELCHAIR FLORIDA PAGEANT DAY* in Broward County will be given to the appropriate participant.

***ACTION: (A-190) & (710) The Board took no action.***

107. PRESENTATION On behalf of the Board, the Chair presented a gold clock to County Administrator B. Jack Osterholt honoring his accomplishments during his six years of exemplary service with the county.

***ACTION: (A-190) Mr. Osterholt accepted the gift and thanked the Board.***

[Back to previous page](#)