

MEETING OF SEPTEMBER 25, 2001

(The meeting convened at 10:10 a.m.; recessed at 10:25 a.m.; reconvened at 12:04 p.m.; recessed at 12:15 p.m.; reconvened at 5:03 p.m.; recessed at 5:04 p.m.; reconvened at 8:52 p.m. and adjourned at 10:00 p.m.)

PLEDGE OF ALLEGIANCE was led by Clerk of the Court Howard Forman.

MOMENT OF SILENCE In memory of Commission Auditor Norman Thabit's mother, Mrs. Lamese G. Thabit.

CALL TO ORDER

CONSENT AGENDA

BOARD APPOINTMENTS

1. A. MOTION TO APPOINT Ms. Diane Hoffman to the Animal Control Trust Fund Board. (Commissioner Scott)

ACTION: (Time-10:20 AM) Approved.

B. MOTION TO APPROVE Commissioner John E. Rodstrom, Jr. to serve on the Selection/Negotiation Committee RLI No. 0717001-RB to recommend the most qualified governmental entity(s) with whom to partner for the finance, development and operation of one or more cultural centers. (Chair)

ACTION: (Time-10:20 AM) Approved.

C. MOTION TO REAPPOINT Mr. Allan McElhiney to serve on the World War II Memorial Project (Ad Hoc Coordinating Committee for the State of Florida). (Commissioner Rodstrom)

ACTION: (Time-10:20 AM) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE Consent and Approval Agreement for Leasehold Mortgage between Broward County, Florida; Village Shoppes Associates, Ltd.; and Prudential Mortgage Capital Company, LLC collateralized by the lease agreement between Broward County, Florida and Village Shoppes Associates, Ltd. in an amount not to exceed \$5.8 million, and authorize the Chair and Clerk to execute same prior to the execution by Prudential Mortgage Capital Company, LLC, who will execute same after closing.

ACTION: (Time-10:20 AM) Approved, as corrected. (Scrivener's Error - See County Administrator's Memorandum - page 6 of exhibit, paragraph (c) the words "and such default is capable of cure" should be added on the 11th line after the word "default.")

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

WATER MANAGEMENT DIVISION

3. MOTION TO APPROVE Amendment No. 1 to the Grant Agreement, Contract No. C-10267, with South Florida Water Management District, approved by the Broward County Board of County Commissioners on September 7, 1999, extending the proposed schedule nine months to reflect an expiration date of July 1, 2002 for the construction of pump station S-1 within Water Control District No.2's C-3 Canal, and authorize the Chair and Clerk to execute same. **(Commission District 2)**

ACTION: (Time-10:20 AM) Approved.

4. MOTION TO APPROVE agreement between Broward County and the City of Lighthouse Point for partial reimbursement for the dredging of Kingfisher Canal, and authorize the Chair and Clerk to execute same. **(Commission District 2)**

ACTION: (Time-10:20 AM) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

5. MOTION TO ADOPT Resolution 2001-960 of the Board of County Commissioners authorizing the Commission Chair to execute and file a County Incentive Grant Program Agreement with the Florida Department of Transportation (FDOT). The FDOT will provide funding in an amount not to exceed \$3,337,600 towards the County's improvement project for Pine Island Road from Oakland Park Boulevard to Commercial Boulevard. **(Commission Districts 1, 3 and 5).**

ACTION: (Time-10:20 AM) Approved.

6. MOTION TO ADOPT Resolution 2001-961 of the Board of County Commissioners authorizing the Commission Chair to execute and file a County Incentive Grant Program Agreement with the Florida Department of Transportation (FDOT). The FDOT will provide funding in an amount not to exceed \$2,210,000 towards the County's improvement project for Wiles Road from Lyons Road to State Road 845/Powerline Road. **(Commission Districts 2 and 3).**

ACTION: (Time-10:20 AM) Approved.

7. MOTION TO ADOPT Resolution 2001-962 of the Board of County Commissioners authorizing the Commission Chair to execute and file a County Incentive Grant Program Agreement with the Florida Department of Transportation (FDOT). The FDOT will provide funding in an amount not to exceed \$5,600,000 towards the County's improvement project for Hiatus Road from Broward Boulevard to Oakland Park Boulevard. **(Commission Districts 1, 4 and 5).**

ACTION: (Time-10:20 AM) Approved.

8. MOTION TO ADOPT Resolution 2001-963 of the Board of County Commissioners authorizing the Commission Chair to execute and file a County Incentive Grant Program Agreement with the Florida Department of Transportation (FDOT). The FDOT will provide funding in an amount not to exceed \$1,489,250 towards the County's improvement project for Pine Island Road from Stirling Road to Sheridan Street. **(Commission District 5).**

ACTION: (Time-10:20 AM) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

9. MOTION TO APPROVE grant agreement between Broward County and the Performing Arts Center Authority for capital grant funding for Fiscal Year 2002, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

10. MOTION TO APPROVE agreement between Broward County, the Performing Arts Center Authority, and S. Davis & Associates, P.A. for providing audits of the Performing Arts Center Authority records for Fiscal Years 2000-2001 through 2004-2005, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

ACCOUNTING DIVISION

11. 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-10:20 AM) Approved.

12. MOTION TO APPROVE list of computer checks issued from June 1, 2001 through June 30, 2001, and July 1, 2001 through July 31, 2001.

ACTION: (Time-10:20 AM) Approved.

OFFICE OF INFORMATION TECHNOLOGY

13. MOTION TO APPROVE assignment agreement between Broward County and Town of Lauderdale-By-The-Sea and MediaOne of Greater Florida, Inc. relating to the cable television franchise for certain areas to be annexed to the Town of Lauderdale-By-The-Sea, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

PURCHASING DIVISION

For Aviation Department

14. MOTION TO APPROVE fifth amendment to agreement between Broward County and Harris Miller Miller & Hanson, Inc. (HMMH) in the amount of \$50,000, from \$417,885 to \$467,885 and extending the agreement for the final renewal period, October 1, 2001 through September 30, 2002 for Fiscal Year 2002 Acoustical Consulting Services at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and the Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

15. MOTION TO APPROVE fixed contract to Corporate Express Office Products, Inc./A Buhrmann Company, State of Florida Contract No. 420-420-98-1, for waiting room (gate) seating and tables for Concourse B, in the amount of \$284,867.28, and approve and award sole source procurement in the amount of \$13,037.68, for BoltaFlex seat fabric and table connectors not covered under state contract for the Aviation Department.

ACTION: (Time-10:20 AM) Approved.

16. MOTION TO AWARD fixed contract to low bidder, Stanley Industries, Inc. and Eirmark Electric Sign Co. Inc.(a Division of Stanley Industries, Inc.), Bid No. N-3-01-045-CF, in the amount of \$149,914 for signs, furnish and install in Airport parking garage subject to receipt and acceptance of insurance and payment/performance guarantee.

ACTION: (Time-10:20 AM) Approved. See Page *****

17. MOTION TO APPROVE third amendment to the agreement between Broward County and Williams, Hatfield & Stoner (WH&S) for General Engineering Consulting Services related to Broward County-Owned Airports in Broward County, Florida (RLI No. 011498-RB) in an amount not to exceed \$2,010,300 (contingent on availability of funds) from \$5,426,803 to \$7,437,103 for Fiscal Year 2002, exercising the option to renew the agreement for the first of two one-year periods, and authorize the Chair and Clerk to execute MOTION TO

ACTION: (Time-10:20 AM) Approved.

For Community Services

18. MOTION TO AWARD open-end contract to low bidder Broward County Umpires Association for Softball Officiating Services, Group I and Group II, Bid No. D-7-01-164-B2, in the estimated amount of \$156,698 for the Parks and Recreation Division, and authorize the Purchasing Director to renew the contract for a one-year period. The initial contract period shall start on November 28, 2001 and shall terminate two years from that date.

ACTION: (Time-10:20 AM) Approved.

19. MOTION TO APPROVE AND AWARD sole source agreement between Broward County and Water Taxi, Inc. (Water Taxi), for the lease of eight wheelchair-accessible, passenger ferries by Broward County to Water Taxi for the operation of ferry services in Broward County, at a cost of \$10.00 per ferry per year, and authorize the Chair and Clerk to execute same. The term of this agreement shall begin on the date of execution and shall remain in effect for a period of three years, with options to renew for two years a MOTION TO APPROVE AND AWARD sole source agreement between Broward Count

ACTION: (Time-10:20 AM) Approved.

20. MOTION TO AWARD fixed contract to low bidder, Green Team Enterprises, Inc. d/b/a G.T.E. Builders for Secret Woods Nature Center, Nature Center Expansion, Bid No. P501125CF, in the amount of \$599,061 (base bid plus alternates 1,2,3 and deduct alternate1) for the Parks and Recreation Division, subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Chair and Clerk to execute same. **(Commission District 7)**

ACTION: (Time-10:20 AM) Approved.

21. MOTION TO APPROVE second amendment to agreement between Broward County and George C. Bonis, M.D., d/b/a Neurological Rehabilitation Center Program Services, Inc. (NRC), for Medical Consultant Services Required for Compliance with the Americans with Disabilities Act (ADA) extending the term of the agreement for a period not to exceed six months, from September 30, 2001 to March 30, 2002 or earlier, with no increase in compensation for contracted services which will be furnished at the current rate struct

ACTION: (Time-10:20 AM) Approved.

For Port Everglades

22. MOTION TO APPROVE Work Authorization WA-0115 authorizing the Port General Engineering Consultant, Craven Thompson & Associates, Inc., to engage the services of a qualified specialty consultant to prepare documents (plans and specifications) for necessary improvements to the Public Works compound, in accordance with the consultant's services agreement approved by the Board on September 17, 1996, with the total amount of consultant fee not to exceed \$124,868.97, to be completed eight weeks after Notic

ACTION: (Time-10:20 AM) Approved.

23. MOTION TO APPROVE Work Authorization WA-0116 authorizing the Port General Engineering Consultant, Craven Thompson & Associates, Inc., to engage the services of a qualified specialty consultant to perform surveying for the replat of Port Everglades Industrial Park Sections 3 and 4 into a single boundary perimeter plan and provide engineering and support services in accordance with the consultant's services agreement approved by the Board on September 17, 1996, with the total amount of consultant

ACTION: (Time-10:20 AM) Approved.

24. MOTION TO APPROVE Work Authorization WA-0119 authorizing the Port General Engineering Consultant, Craven Thompson & Associates, Inc., to engage the services of a qualified specialty consultant to prepare documents (plans and specifications) for fire alarm design for 18 buildings within Port Everglades, in accordance with the consultant's services agreement approved by the Board on September 17, 1996, with the total amount of consultant fee not to exceed \$58,215; to be completed eight weeks after Not

ACTION: (Time-10:20 AM) Approved.

25. MOTION TO APPROVE Work Authorization WA-0120 authorizing the Port General Engineering Consultant, Craven Thompson & Associates, Inc., to engage the services of a qualified specialty consultant for survey, evaluation and design of the Northport Parking Garage at Port Everglades to determine areas where maintenance and repairs are necessary, in accordance with the consultant's services agreement approved by the Board on September 17, 1996, with the total amount of consultant fee not to exceed \$165,235

ACTION: (Time-10:20 AM) Approved.

26. MOTION TO APPROVE Work Authorization WA-0112 authorizing the Port General Engineering

Consultant, Craven Thompson & Associates, Inc., to engage the services of a qualified specialty consultant for evaluation and design of structural improvements to Building No. 28 in accordance with the consultant's services agreement approved by the Board on September 17, 1996, with the total amount of consultant fee not to exceed \$116,773.57, to be completed eight weeks after Notice to Proceed, and authorize the CMOTION TO APPROVE Work Author

ACTION: (Time-10:20 AM) Approved.

27. MOTION TO APPROVE Work Authorization No. 1 in accordance with the agreement dated October 12, 1999, between Broward County and URS Corporation, Inc., from the Library of Environmental Consultant Services, for professional services for the collection and analysis of open water soil borings within the Intracoastal Waterway and the Dania Cut-off Canal at Port Everglades, for a not-to-exceed amount of \$183,945 for a period of 60 calendar days, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

For Public Works

28. MOTION TO AWARD fixed contract to the single responsive, responsible bidder, Trio Development Corporation, for the S-1 Pump Station Improvements, Bid No. L301064CF, in the amount of \$343,000 for the Environmental Engineering Division subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Chair and Clerk to execute same. **(Commission Districts 3 and 4)**

ACTION: (Time-10:20 AM) Approved.

29. MOTION TO APPROVE de-standardization of Vaughn Interior Wall Panels and Hardware from Interior Space Management, Inc., approved by the Board of County Commissioners as a sole source, sole brand procurement June 4, 1985, Item No. 15 for the Facilities Management Division.

ACTION: (Time-10:20 AM) Approved.

30. MOTION TO APPROVE fixed contract to Briggs Equipment, Florida State Contract No. 760-001-99-1, for Wheel Loader (front end loader) in the amount of \$91,784 and approve and award sole source procurement in the amount of \$20,553 for optional equipment not covered under State Contract, for a total amount of \$112,337 for the Streets and Highways Division.

ACTION: (Time-10:20 AM) Approved.

REVENUE COLLECTION DIVISION

31. MOTION TO APPROVE AND EXECUTE Satisfactions of Claim of Lien.

ACTION: (Time-10:20 AM) Approved.

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

ACTION: (Time-10:20 AM) Approved.

HUMAN SERVICES DEPARTMENT

CHILDREN'S SERVICES ADMINISTRATION

33. A. MOTION TO APPROVE Agreement Number V1043 between Broward County and the Office of the Attorney General from October 1, 2001 to September 30, 2002, in the amount of \$152,311 for the purpose of providing services for victim assistance in cases of non-caretaker child abuse and adult sexual assault, and authorize the Chair to execute same. A 25% County match is required and is being provided through current staff resources.

ACTION: (Time-10:20 AM) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 2001-964 within the Victim of Crime Act Grant Fund (9590) for the Children's Services Administration Division, Sexual Assault Treatment Center Section, in the amount of \$152,311 for the purpose of providing victim assistance in cases of non-caretaker child abuse and adult sexual assault.

ACTION: (Time-10:20 AM) Approved.

ELDERLY AND VETERANS SERVICES

34. MOTION TO APPROVE Agreement No. 02-EVSD-8209-01 between Broward County and the Areawide Council on Aging of Broward County, Inc. from October 1st, 2001 to September 30th, 2002 in the amount of \$557,570 for the purpose of providing local match funding of senior services, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

FAMILY SUCCESS ADMINISTRATION

35. A. MOTION TO APPROVE agreement between the State of Florida Department of Children and Families and Broward County from October 1, 2001, through September 30, 2002, in the amount of \$231,600 for the purpose of providing employment and social adjustment services to refugees, asylees, and Cuban/Haitian entrants, and authorize the Chair to execute same. No county match is required.

ACTION: (Time-10:20 AM) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 2001-965 in the amount of \$231,600 within the Targeted Assistance for Refugees Fund for the purpose of providing employment and social adjustment services to refugees, asylees, and Cuban/Haitian entrants.

ACTION: (Time-10:20 AM) Approved.

36. A. MOTION TO APPROVE agreement between the State of Florida Department of Children and Families and Broward County from October 1, 2001 through September 30, 2002, in the amount of \$510,858 for the purpose of providing

employment services to refugees, asylees, and Cuban/Haitian entrants, and authorize the Chair to execute same. No County match is required.

ACTION: (Time-10:20 AM) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 2001-966 in the amount of \$510,858 within the Targeted Assistance for Refugees Fund for the purpose of providing employment services to refugees, asylees, and Cuban/Haitian entrants.

ACTION: (Time-10:20 AM) Approved.

OFFICE OF HOUSING FINANCE

37. MOTION TO APPROVE AND EXECUTE subordination agreements for Chaves Lake Apartments, Ltd. to subordinate a U.S. Department of Housing Development (HUD) HOME Investment Partnership Program (HOME) funded mortgage lien in the amount of \$500,000 and a State Housing Initiatives Partnership (SHIP) funded mortgage lien in the amount of \$300,000 to a State Apartment Initiative Loan (SAIL) from the Florida Housing Finance Corporation (FHFC) in the amount of \$2,000,000, and authorize the Chair and Clerk to execute MOTION TO APPROVE AND EXECUTE sub

ACTION: (Time-10:20 AM) Approved.

SUBSTANCE ABUSE AND HEALTH CARE SERVICES

38. MOTION TO APPROVE agreement between the State of Florida Department of Health and Broward County from October 1, 2001 to September 30, 2002 in the amount of a cash contribution not to exceed \$1,744,240 for the purpose of enabling the County Health Department (CHD) to promote, protect, maintain and improve the health and safety of the citizens and visitors of Broward County, and authorize the Chair and Clerk to execute same. Funding has been approved and allocated in the Fiscal Year 2002 budget of the SMOTION TO APPROVE agreement between the State o

ACTION: (Time-10:23 AM) Approved. (Staff was encouraged to educate parents on the need for Hepatitis as an immunization.) See Page *****

COMMUNITY SERVICES DEPARTMENT

LIBRARIES DIVISION

39. MOTION TO FILE annual budget submitted by the Friends of the Broward County Library, Inc., for expenditures of photocopy machine funds for the period October 1, 2001 through September 30, 2002, as provided for in the Revocable License Agreement entered into on March 11, 1986, between Broward County and the Friends of the Broward County Library.

ACTION: (Time-10:20 AM) Approved.

40. A. MOTION TO APPROVE grant agreement between Broward County and Florida Department of State, Division of Library and Information Services, in the amount of \$500,000 (total grant is \$1,000,000: \$500,000 grant, \$500,000 cash match) for construction of the Stirling Road Branch Library, for a period of 540 days commencing on the grant award date, July 1, 2001, and authorize the Chair and Clerk to execute same. (**Commission District 7**)

ACTION: (Time-10:20 AM) Approved.

B.MOTION TO ADOPT unanticipated revenue Resolution 2001-967 within the Certificate of Participation Fund (3090) for Libraries Division in the amount of \$500,000 for construction of the Stirling Road Branch Library.

ACTION: (Time-10:20 AM) Approved.

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

BUILDING CODE SERVICES

41. MOTION TO APPROVE interlocal agreement between Broward County and the Town of Pembroke Park to provide the Town of Pembroke Park with services from the Broward County Minimum Housing/Unsafe Structures Board, to hear and dispose of cases on behalf of the Town of Pembroke Park from the date of execution through April 30, 2003, and authorize the Chair and Clerk to execute same. **(Commission District 8)**

ACTION: (Time-10:20 AM) Approved.

EMERGENCY MANAGEMENT DIVISION

42. A. MOTION TO APPROVE grant agreement between Broward County and the State of Florida, Department of Community Affairs, in the amount of \$102,974 to implement and administer Broward County's Emergency Management and Preparedness program from October 1, 2001 to September 30, 2002, and authorize the Chair and Clerk to execute same . (County in-kind match is existing program funding; cannot be used to supplant existing funds.)

ACTION: (Time-10:20 AM) Approved.

B.MOTION TO ADOPT unanticipated revenue Resolution 2001-968 within the Grant Fund for the Emergency Management Division in the amount of \$ 102,974 for the purpose of enhancing Broward County's Emergency Management and Preparedness program.

ACTION: (Time-10:20 AM) Approved.

43. A. MOTION TO APPROVE grant agreement between Broward County and the State of Florida, Department of Community Affairs, in the amount of \$ 15,665 to update hazardous material data, from date of execution through September 30, 2002, and authorize the Chair and Clerk to execute same . (No county match required.)

ACTION: (Time-10:20 AM) Approved, as corrected. (Scrivener's Error - See County Administrator's Memorandum - ending date of grant should be June 30, 2002 instead of September 30, 2002)

B.MOTION TO ADOPT unanticipated revenue Resolution 2001-969 within the Grant Fund for the Emergency Management Division in the amount of \$ 15,665 for the purpose of updating hazardous material data.

ACTION: (Time-10:20 AM) Approved.

FIRE RESCUE DIVISION

44. MOTION TO APPROVE appointment of Mr. Martin J. Falk to the Fire Rescue Services Advisory Board representing the Broward County Municipal Services Advisory Board.

ACTION: (Time-10:20 AM) Approved.

ZONING CODE SERVICES DIVISION

45. MOTION TO APPROVE satisfaction and release of lot clearing liens. (**Commission District 9**)

*ACTION: (Time-10:20 AM) Approved. (When costs are recovered, staff was directed to attempt to utilize the interest on Litter Prevention grants in the unincorporated area. See Page ******

PORT EVERGLADES DEPARTMENT

46. MOTION TO APPROVE new three-year lease agreement between Broward County and Sherrie Penfold, an Individual, for 21,782 square feet of vacant land at Port Everglades, for the period of October 1, 2001 through September 30, 2004, with rent in the approximate amount of \$65,306 over the lease term, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

OFFICE OF BUDGET SERVICES

47. MOTION TO APPROVE Fiscal Year 2002 travel appropriations in accordance with the Administrative Code, Section 20.29 to inform the Board of proposed travel for all departments, divisions, and offices for Fiscal Year 2002.

ACTION: (Time-10:20 AM) Approved.

48. MOTION TO APPROVE Fiscal Year 2002 Personnel Cap of 6,869 pursuant to Section 20.8 of the Administrative Code.

ACTION: (Time-10:20 AM) Approved.

49. MOTION TO ADOPT budget Resolution 2001-970 transferring within the General Fund the amount of \$77,626 from the Clerk of Courts Enhancement Fund Reserve in order to provide funding for expanding the Clerk's driver's license reinstatement program.

ACTION: (Time-10:20 AM) Approved.

50. MOTION TO ADOPT budget Resolution 2001-971 within the General Fund in the amount of \$360,000 from the Non-Departmental Reserve for the 17th Judicial District to provide funding reserved in anticipation of Local Government Criminal Justice Trust Fund revenues.

ACTION: (Time-10:20 AM) Approved.

51. MOTION TO ADOPT budget Resolution 2001-972 transferring funds within the General Fund for the Broward Sheriff's Office in the amount of \$2,200,000 for expenses through this year due to the staffing of critical posts responsible for the care, custody and control of inmates.

ACTION: (Time-10:20 AM) Approved.

52. MOTION TO ADOPT unanticipated revenue Resolution 2001-973 within the General Fund for the Broward Sheriff's Office in the amount of \$541,632 for the purpose of increasing the contract for police services for the City of Pompano Beach. All direct costs are funded by the City. **(Commission Districts 1, 2 and 9)**

ACTION: (Time-10:20 AM) Approved.

53. MOTION TO ADOPT unanticipated revenue Resolution 2001-974 in the amount of \$5,320,000 within the General Fund to appropriate the proceeds of a contract between the Broward Sheriff's Office and the City of North Lauderdale to cover BSO services to the City from October 1, 2001 to September 30, 2002. **(Commission District 1)**

ACTION: (Time-10:20 AM) Approved.

54. MOTION TO APPROVE interlocal agreement with the City of Dania Beach to address the transition of municipal services from the County to the City and other annexation issues relating to the South Central unincorporated area.

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

GREATER FORT LAUDERDALE

CONVENTION & VISITORS BUREAU

55. MOTION TO TERMINATE agreement between Broward County and Carol Brant Quigley, an Independent Contractor for Convention and Meeting Sales at the Broward County Convention Center for the Greater Fort Lauderdale Convention and Visitors Bureau, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

56. MOTION TO ADOPT unanticipated revenue Resolution 2001-975 within the Convention Center Capital Fund (3280) for the Convention Center in the amount of \$3,869,442 for the purpose of funding the acquisition of the Show Management leasehold parcel. There is no agreement to be approved as this is simply setting aside funds to be put into escrow.

ACTION: (Time-10:20 AM) Approved.

COUNTY ATTORNEY

57. MOTION TO APPROVE submission of the case Grace & Naeem Uddin, Inc., Case No. 98-15166-05, to binding arbitration pursuant to the Florida Arbitration Code.

ACTION: (Time-10:25 AM) Approved. See Page *****

REQUEST TO SET FOR PUBLIC HEARING

58. MOTION TO ADOPT Resolution 2001-976 directing the County Administrator to publish a Notice

of Public Hearing to be held October 9, 2001 at 2:00 p.m., in Room 422 of the Governmental Center to consider an application to renew the non-exclusive franchise of V. Ships Agency Inc. to provide steamship agent services for a 5-year term at Port Everglades.

ACTION: (Time-10:20 AM) Approved.

59. MOTION TO ADOPT Resolution 2001-977 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, October 9, 2001 at 2:00 p.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, REPEALING AND DELETING CHAPTER 31½, ARTICLE V, PUBLIC SERVICE TAX ON PURCHASE OF TELECOMMUNICATIONS SERVICES, SECTIONS 31½-71 THROUGH 31½-80; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:20 AM) Approved.

60. MOTION TO ADOPT Resolution 2001-978 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, October 9, 2001 at 2:00 p.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO THE ADVISORY BOARD FOR PERSONS WITH DISABILITIES; AMENDING SECTION 16½-87 OF THE BROWARD COUNTY CODE OF ORDINANCES TO REFLECT THE PROPER TITLE OF THE ADVISORY BOARD; AMENDING SECTION 16½-88 OF THE BROWARD COUNTY CODE OF ORDINANCES TO CONFORM WITH THE AMENDED TITLE AND TO ADDRESS BY-LAWS; AMENDING SECTION 16½-90 OF THE BROWARD COUNTY CODE OF ORDINANCES TO ADJUST THE COMPOSITION OF THE ADVISORY BOARD CONCERNING DISABLED INDIVIDUALS, AND TO PROVIDE ADA DEFINITIONS OF A DISABLED INDIVIDUAL; AMENDING SECTION 16½-92 OF THE BROWARD COUNTY CODE OF ORDINANCES TO ADJUST THE COMPOSITION OF THE ADVISORY BOARD, THE NUMBER OF MEMBERS NEEDED TO CALL SPECIAL MEETINGS, AND THE MINIMUM NUMBER OF MEETINGS PER YEAR; AMENDING SECTION 16½-93 OF THE BROWARD COUNTY CODE OF ORDINANCES TO INCLUDE THE AMERICANS WITH DISABILITIES ACT (ADA) COORDINATOR AS ADMINISTRATIVE SUPPORT FOR THE

ADVISORY BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-10:20 AM) Approved.

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

AIR QUALITY DIVISION

61. MOTION TO APPROVE Contract AQ 169, Ambient Air Quality Monitoring, between the Broward County Department of Planning and Environmental Protection, Air Quality Division and the Florida Department of Environmental Protection in the amount of \$241,113; and authorize the Chair and Clerk to authorize same.

ACTION: (Time-10:20 AM) Approved.

62. MOTION TO APPROVE Contract AQ 164, Title V, between the Broward County Department of Planning and Environmental Protection, Air Quality Division and the Florida Department of Environmental Protection in the amount of \$324,766 to support federal air quality permitting; and authorize the Chair and Clerk to authorize same.

ACTION: (Time-10:20 AM) Approved.

DEVELOPMENT MANAGEMENT DIVISION

63. MOTION TO DIRECT County Attorney to draft an Ordinance amending the Land Development Code to implement SB 2274 relating to projects that promote public transportation within regional activity centers and within an area that contains major public and private postsecondary institutions of higher learning.

ACTION: (Time-10:20 AM) Approved.

TRANSPORTATION PLANNING DIVISION

64. MOTION TO ADOPT unanticipated revenue Resolution 2001-979 for the Metropolitan Planning Organization (MPO) in the amount of \$1,412,100 for support of the MPO 2001-2002 Unified Planning Work Program; and authorize the necessary administrative and budgetary actions for implementation, and authorize the Chair and Clerk to execute same.

ACTION: (Time-10:20 AM) Approved.

QUASI-JUDICIAL CONSENT HEARING

DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION

DEVELOPMENT MANAGEMENT DIVISION

65. DISCUSSION: of plat entitled “Carmakal Plat “ - **Commission District 3**, 072-MP-00.

ACTION: (Time-10:20 AM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

66. DISCUSSION: of plat entitled “Hidden Cove “ - **Commission District 4**, 034-MP-99.

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

67. DISCUSSION: of plat entitled "Hillsboro Square Parcel C " - **Commission District 2**, 044-MP-01.

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

68. DISCUSSION: of plat entitled "Kraft Plat " - **Commission District 2**, 064-MP-00.

ACTION: (Time-10:20 AM) Deferred to October 23, 2001 or sooner at the applicant's request.

69. DISCUSSION: of plat entitled "Rock Lake Plat " - **Commission District 2**, 049-MP-00.

ACTION: (Time-10:20 AM) Deferred to October 23, 2001 or sooner at the applicant's request.

70. DISCUSSION: of plat entitled "Isles at Weston " - **Commission District 8**, 048-MP-01.

ACTION: (Time-10:24 AM) Tabled to the 2:00 p.m. Public Hearing meeting.

See Page *****

ACTION: (Time- 8:53 PM) Deferred to October 9, 2001 at the request of Commissioner Wasserman-Rubin. See Page *****

71. DISCUSSION: of plat entitled "Sonoma II " - **Commission District 5**, 033-MP-00. (Deferred from September 4, 2001.)

ACTION: (Time-10:20 AM) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

72. DELEGATION: Merrill Romanik regarding request to amend the note on the Corporate Park at Emerald Lake Plat - **Commission District 7**, 039-UP-84.

ACTION: (Time-10:20 AM) Approved subject to staff's recommendations.

73. DELEGATION: John D. Voight regarding request to amend the note on the Main Street Plat - **Commission District 4**, 049-MP-85.

ACTION: (Time-10:20 AM) Approved subject to staff's recommendations.

74. DELEGATION: Richard G. Coker regarding request to amend the note on the GLC Plat - **Commission District 9**, 172-MP-86. (Deferred from May 1, 2001.)

ACTION: (Time-10:20 AM) Approved subject to staff's recommendations.

75. DELEGATION: Richard Ventura regarding request to revise the note on the Cristelle Cay Plat - **Commission District 2**, 008-UP-00.

ACTION: (Time-10:20 AM) Approved subject to staff's recommendations.

76. DELEGATION: Susan P. Motley regarding request to place a note on the Reflections Plat - **Commission District 9**, 96-UP-80. (Deferred from August 14, 2001).

ACTION: (Time-10:20 AM) Approved subject to staff's recommendations.

77. DELEGATION: Paul E. Lingerfeldt regarding request to amend the note on the Meekins Bamman Plat - **Commission District 8**, 101-MP-94. (Deferred from August 14, 2001.)

ACTION: (Time-10:20 AM) Approved subject to staff's recommendations.

78. DELEGATION: Paul E. Lingerfeldt regarding request to amend the non-vehicular access line on the Meekins Bamman Plat - **Commission District 8**, 101-MP-94. (Deferred from August 14, 2001.)

ACTION: (Time-10:20 AM) Approved subject to staff's recommendations.

79. DELEGATION: Gladys DiGirolamo regarding request to amend the note on the Shell Oil 803 Plat - **Commission District 4**, 162-CP-78.

ACTION: (Time-10:20 AM) Approved subject to staff's recommendations.

80. DELEGATION: Joseph Newman, representing the Housing Authority of the City of Fort Lauderdale, regarding request to waive educational impact fees for the Riverside Park Townhouse and Villas Plat - **Commission District 7**, 182-MP-87.

ACTION: (Time-10:20 AM) Approved subject to staff's recommendations.

81. DELEGATION: Neal Janov regarding request to amend the non-vehicular access line on the Spanish River Racquet Club Plat - **Commission District 2**, 075-MP-83.

ACTION: (Time-10:20 AM) Deferred to May 7, 2002 or sooner, under Section 5-181(i) of the Land Development Code, to study inconsistency with plat restriction.

82. DELEGATION: Dawn Sonneborn regarding request to amend the non-vehicular access line on the Walnut Creek Plat - **Commission Districts 4 and 6**, 002-UP-98.

ACTION: (Time-10:20 AM) Approved, as amended, subject to staff's recommendations. The staff report incorrectly stated the current restriction on the plat. The correct restriction is 788 single family units, 115 townhouses, 209 garden apartments and 8 acres municipal park on Parcel A; 108,590 square feet of commercial on Parcel B; and parking on Parcel C.

83. DELEGATION: Bill Norton, regarding request to amend the non-vehicular access line on the Northwest Park of Commerce Plat - **Commission District 3**, 031-MP-89. (Deferred from September 4, 2001.)

ACTION: (Time-10:20 AM) Deferred to April 16, 2002 or sooner, under Section 5-181(i) of the Land Development Code, to study access.

END OF QUASI-JUDICIAL CONSENT HEARING

REGULAR AGENDA

84. **COUNTY ADMINISTRATOR’S REPORT** County Administrator Roger J. Desjarlais informed the Board there was nothing to report.

ACTION: (Time-8:39 PM) No Board action was necessary.

QUASI-JUDICIAL AGENDA

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

85. **DISCUSSION:** of plat entitled “15th Street Church of Christ “ - **Commission District 9**, 005-MP-01. (Deferred from September 4, 2001.)

ACTION: (Time-5:03 PM) Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.

See Page *****

END OF QUASI-JUDICIAL AGENDA

AVIATION DEPARTMENT

86. A. MOTION TO APPROVE third amendment to the agreement between Broward County, Florida and the Sheriff of Broward County (“Sheriff”) to provide for additional staffing and five K-9 teams for law enforcement services at the Fort Lauderdale-Hollywood International Airport (“Airport”) due to the significant increase in security requirements recently promulgated by the Federal Aviation Administration (“FAA”) at a cost not to exceed \$3,393,186; effective on October 1, 2001 thrA. MOTION TO APPROVE third amendment to the agreement between Brow

ACTION: (Time-10:13 AM) Withdrawn for further staff review.

*See Page ******

B.MOTION TO ADOPT budget Resolution for Fiscal Year 2002 transferring within the Aviation Operating Fund an amount not to exceed \$3,393,186 for the period of six months commencing October 1, 2001 through March 31, 2002, from Account 4010-400-4190-9415 (Other Restricted Reserves - Rate Stabilization) to Account 4010-400-5160-8101 for the Aviation Department Operations Division - Payments to other Government Agencies (Broward County Sheriff’s Office).

ACTION: (Time-10:13 AM) Withdrawn for further staff review.

*See Page ******

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

87. MOTION TO APPROVE write-off of Housing Opportunities for People With Aids (HOPWA) grant receivables of \$245,900 in Fund 7220, and to transfer this cost against available Fiscal 2001 budgeted funds in the General Fund, account number 0010-024-1101-5520.

ACTION: (Time-8:54 PM) Approved.

PURCHASING DIVISION

For Aviation Department

88. A. MOTION TO WAIVE 5% limitation in Section 21.31.d. of the Broward County Procurement Code and authorize the Contract Administrator to reduce and change the scope of work and negotiate an adjustment of the bid price.

ACTION: (Time-8:54 PM) Approved.

B.MOTION TO AWARD fixed contract to low responsive, responsible bidder, Phoenix Construction Services, Inc. for the Task B2 - Apron, Taxilane and Hydrant Fuel System Project at the Fort Lauderdale-Hollywood International Airport, Bid No. H-Z-00-260-CF, for the grand total bid amount of \$6,746,935 for the Aviation Department, subject to receipt and acceptance of insurance/performance and payment guarantee, and authorize the Chair and Clerk to execute same.

ACTION: (Time-8:54 PM) Approved.

C.MOTION TO APPROVE deductive Change Order No. 1 in the amount of \$812,537 (12%) reducing

the contract price from \$6,746,935 to \$5,934,398 and reducing the scope of work, and authorize the Chair and Clerk to execute same.

ACTION: (Time-8:54 PM) Approved.

For Finance and Administrative Services Department

89. A. MOTION TO APPROVE amendment to agreement between Broward County and First Broward Auto Tag Agency of Lauderdale for Private Auto Tag Agency Services for a percentage increase for various tag agency fees in a range from 20% to 26% to be effective October 1, 2001, and authorize the Chair and Clerk to execute same.

ACTION: (Time-8:55 PM) Approved. See Page *****

B. MOTION TO APPROVE amendment to agreement between Broward County and Broward Express Auto Tag Agency for Private Auto Tag Agency Services for a percentage increase for various tag agency fees in a range from 33% to 50% to be effective October 1, 2001, and authorize the Chair and Clerk to execute same.

ACTION: (Time-8:55 PM) Approved. See Page *****

C. MOTION TO APPROVE amendment to agreement between Broward County and Deerfield Beach Auto Tag Agency for Private Auto Tag Agency Services for a percentage increase for various tag agency fees in a range from 33% to 50% to be effective October 1, 2001, and authorize the Chair and Clerk to execute same.

ACTION: (Time-8:55 PM) Approved. See Page *****

D. MOTION TO APPROVE amendment to agreement between Broward County and SFADA Tag Agency, Inc. for Private Auto Tag Agency Services for a percentage increase for various tag agency fees in a range from 20% to 26% to be effective October 1, 2001, and authorize the Chair and Clerk to execute same.

ACTION: (Time-8:55 PM) Approved. See Page *****

For Port Everglades

90. A. MOTION TO APPROVE sole source agreement between Broward County and the Broward County Sheriff's Office (BSO) for law enforcement services at Port Everglades in the estimated annual amount of \$4,375,987 and authorize the Purchasing Director to renew the agreement for a term and compensation mutually agreed upon by both parties not to be increased more than 5% annually, and authorize the Chair and Clerk to execute same. The contract will commence October 1, 2001 and will terminate on September A. MOTION

ACTION: (Time-8:57 PM) Approved.

B. MOTION TO AUTHORIZE Port Director as appointing authority to negotiate the transfer of seven dispatchers to Broward Sheriff's Office.

ACTION: (Time-8:57 PM) Approved.

COMMUNITY SERVICES DEPARTMENT

MASS TRANSIT DIVISION

91. MOTION TO APPROVE Joint Participation and Reimbursement Agreement for the Installation, Maintenance, and Operations of Regional Transit Consumer Information Network (CIN) Services, among Palm Beach County, Broward County, Miami-Dade County, Tri-County Commuter Rail Authority, and the Florida Department of Transportation (FDOT), at an implementation cost of \$2.8 million to be paid by Florida Department Of Transportation District 6, and Operation and Customer Care (OCC) costs to be paid annually, beginning

MOTION TO APPROVE Joint Participation and Reimbursement Agreement for the Installation, Maintenance, and Operations of Regional Transit Consumer Information Network (CIN) Services, among Palm Beach County, Broward County, Miami-Dade County, Tri-County Commuter Rail Authority, and the Florida Department of Transportation (FDOT), at an implementation cost of \$2.8 million to be paid by Florida Department Of Transportation District 6,

ACTION: (Time-10:20 AM) Withdrawn for further staff review.

DEPARTMENT OF SAFETY AND EMERGENCY SERVICES

ZONING CODE SERVICES DIVISION

92. MOTION TO DIRECT Office of the County Attorney to draft an amendment to Ordinance No. 1999-45 relative to land clearance pre-and special assessment hearings and the requisite authority to levy costs.

ACTION: (Time-8:57 PM) Approved.

93. MOTION TO APPROVE release and discharge of land clearance and special assessment liens totaling \$127,153.68. (Commission District 9)

ACTION: (Time-8:58 PM) Approved, as corrected. (Scrivener's Error - See County Administrator's Memorandum - signature pages added following "Release and Discharge of Lot Clearing" and "Declaration of Restrictive Covenants.)

OFFICE OF ECONOMIC DEVELOPMENT

94. MOTION TO APPROVE Broward Alliance Fiscal Year 2002 Business Plan pursuant to the agreement between the Broward Alliance and Broward County. The Broward Alliance will receive up to \$1,133,000 from anticipated County occupational license fee revenue for certain economic development functions, services, and activities. The organization serves as Broward County's key private sector partner in economic development complementing the County's broader economic development initiatives coordinated by

MOTION TO APPROVE Broward Alliance

ACTION: (Time-8:58 PM) Approved.

SAFE PARKS AND LAND PRESERVATION BOND PROGRAM

95. MOTION TO ACKNOWLEDGE Open Space Selection and Prioritization Criteria as approved by the Land Preservation Advisory Board pursuant to Resolution 2000-1230, and direct the Land

Preservation Section of the Biological Resources Division to initiate the Open Space Application Process.

ACTION: (Time-9:05 PM) Approved. The Board authorized staff to use the necessary discretion to work through unique circumstances, such as criteria issues involving the Cities of Sunrise, Cooper City and Margate, as well as any city experiencing difficulty pursuing the purchase of land with Open Space funds. Staff will return before the board with recommendations.

See Page *****

COUNTY COMMISSION

96. DISCUSSION: Municipal Services Advisory Board's (MSAB) request that the County Commission direct the County Administrator to have Parks & Recreation Division staff assist unincorporated area neighborhood organizations prepare applications for "Open Space" category property acquisitions under the Land Preservation Bond Program. (Commissioner Parrish)

ACTION: (Time-9:28) Parks & Recreation Division staff will assist unincorporated area neighborhood organizations to prepare applications for "Open Space" category property acquisitions under the Land Preservation Bond Program. Further, the Chair, on behalf of the County Commission, will send a letter to the Chair of the MSAB informing the Board that the County Commission approved the concept in the budget and enforced it at this day's meeting. See Page *****

97. MOTION TO NOMINATE Mr. Kevin M. Guthard for appointment to the Code Enforcement Board (Building & Permitting) in the category of general contractor. (Commissioner Parrish)

ACTION: (Time-10:20 AM) Approved. (Moved to the Consent Agenda.)

98. MOTION TO RESCIND Board action of May 24, 1994, i.e., policy to disallow all unwarranted multi-way stop signs. (Commissioner Parrish)

ACTION: (Time-12:04 PM) Withdrawn. See Page *****

99. MOTION TO APPROVE agreement between Broward County and City of Cooper City for Multi-Way Stop Signs at intersection of SW 49th Street and SW 118th Avenue, and authorize the Chair and Clerk to execute same. (**Commission District 5**) (Commissioner Parrish)

ACTION: (Time-12:04 PM) Approved, as amended by the County Attorney. The approval is contingent upon the City of Cooper City agreeing to the amendment to the agreement which will be sent to the city by the County Attorney. See Page *****

UMOTION TO DIRECT County Attorney to draft an Ordinance amending Section 18-112 of the Broward County Code and Section 19.86 of the Broward County Administrative Code, et. seq., to provide funding for homeless assistance programs from the Broward County Pay Telephone Commissions Trust Fund and to establish funding priorities and guidelines. (Commissioner Lieberman)

ACTION: (Time-9:29 PM) Approved.

UMOTION TO DIRECT County Attorney's Office to amend the Broward County Animal Care and

Regulation Ordinance to provide for an exemption of all service animals for individuals with disabilities from any and all fees, taxes, or other assessments made by the County under a pet licensing or registration program. (Commissioner Lieberman)

ACTION: (Time-9:29 PM) Approved.

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

102. **MOTION TO DISCUSS**: Development of a Division of County Security as part of our Public Safety Division. (Commissioner Graber)

ACTION: (Time-9:30 PM) No Board action was taken. See Page *****

103. **MOTION TO DISCUSS**: Expansion of the Broward County Sheriff's Office to enhance its role as a special forces unit for catastrophic threats. (Commissioner Graber)

ACTION: (Time-9:53 PM) No Board action was taken. See Page *****

NON AGENDA

104. **FAC ALERT - PROJECTED STATE BUDGET CUTS - \$10 MILLION IMPACT TO COUNTIES - COMMISSIONER LIEBERMAN**

ACTION: (Time-9:58 PM) Staff was directed to add the County's opposition to the County's Legislative Policy regarding any proposed state budget cuts that can negatively impact local governments. See Page *****

105. **LEGISLATIVE ISSUES - AVIATION DEPARTMENT - COMMISSIONER GUNZBURGER**

ACTION: (Time-9:57 PM) The Board directed staff to add to the County's Federal Legislative Policy statement that the County obtain a category "X" status at all category 1 airports, including the Fort Lauderdale-Hollywood International Airport as presented by Mr. Bill Sherry, Director, Aviation Department. See Page *****

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