

MEETING OF SEPTEMBER 28, 1994

(Meeting convened at 10 a.m. and adjourned at 1 p.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

CONSENT AGENDA

AVIATION DEPARTMENT

1. MOTION TO APPROVE Amendment No. 1 to the grant agreement for AIP Project No. 3-12-0025-2391 at Fort Lauderdale-Hollywood International Airport for the land acquisition program which modifies the grant description by deleting Parcels 1120, 1651A, 1651B, 1210, adding Parcels 1651, 1219, 1124.1 and 1262.1 and amending the eligibility ratio for Parcel 1400; and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

2. MOTION TO APPROVE contract for sale and purchase for mobile home between Broward County and Germain and Cecile Boisvert, for purchase of the subject mobile home in the amount of \$16,000, inclusive of moving and relocation expenses, replacement housing expenses, attorney's fees and court costs, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

3. MOTION TO APPROVE consent to sublease between Sheltair Aviation Center, Inc. and Janzair Consulting at Sheltair Aviation Inc.'s leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

4. MOTION TO APPROVE consent to sublease between Sheltair Aviation Center, Inc. and Beech International Sales Corporation at Sheltair Aviation Inc.'s leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

5. MOTION TO APPROVE consent to sublease between Sheltair Aviation Center, Inc. and Career Concepts 2000, Inc. at Sheltair Aviation Inc.'s leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

6. MOTION TO APPROVE interstate ground transportation permit between Broward County, Florida and Airport Shuttle, Inc. at the Fort Lauderdale-Hollywood International Airport, effective July 17, 1994 through July 31, 1994 and month-to-month thereafter, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

7. MOTION TO APPROVE terminal services permit between Broward County and Airport Terminal Services, Inc. at the Fort Lauderdale-Hollywood International Airport effective September 12, 1994 and month-to-month thereafter with a 30 day cancellation clause, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

8. MOTION TO APPROVE license agreement between Broward County, Florida, and Smarte Carte, Inc., for a self-service baggage cart rental system at Fort Lauderdale-Hollywood International Airport, commencing October 1, 1994 and terminating September 30, 1999, and the lease and use of 63 sq. ft. of office space on a month-to-month basis, and authorize the Chair and Clerk to execute same.

ACTION: (A-459) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

9. MOTION TO ADOPT Resolution 94-1106 accepting lease agreement renewal for Fire Rescue Division, Fire Station No. 15, unincorporated Broward County (Rexmere Village), 873 SW 117 Way, Fort Lauderdale, Florida; Landlord: Rexmere Lake Village Management, Inc.; Rental: \$7,030.50 per year, payable monthly; Term of Lease: one (1) year commencing on August 1, 1994; and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

10. MOTION TO ADOPT Resolution 94-1107 authorizing the conveyance by quitclaim deed of property owned by Broward County to the City of Dania to be used for the purpose of expanding the City's Byrd Park, and authorize the Chair and Clerk to execute and record same.

ACTION: (A-356) Approved.

11. MOTION TO APPROVE three (3) additional pipeline easements executed by St. Andrews at Coquina Lakes Partnership, a Florida general partnership, for BCOES Project 1134, Well Site 29, Easements 29A, 29B and 29C; and authorize acceptance and recordation of said easements.

ACTION: (A-356) Approved.

12. MOTION TO APPROVE a license agreement between Broward County and the North Broward Hospital District for use of 14,956 square feet in the Edgar Mills Multi-Purpose Center, 900 NW 31 Avenue, Fort Lauderdale, Florida under the agreement approved August 24, 1993, Item 71 for the provision of primary health care services from October 1, 1993 through September 30, 1998, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

13. MOTION TO AUTHORIZE Chair and Clerk to execute and deliver two (2) satisfactions of mortgage for a certain mortgage deed executed by John W. Radovich and Ruth F. Radovich and a

certain mortgage deed executed by Ruth F. Radovich, to Broward County, in State of Florida vs. Harold Stark Radovich, Case No. 81-10792CF.

ACTION: (A-356) Approved.

OFFICE OF ENVIRONMENTAL SERVICES

14. MOTION TO ADOPT Resolutions 94-1108 through 94-1122 assessing liens for unpaid water or sewer or water and sewer charges.

ACTION: (A-356) Approved.

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

ACTION: (A-356) Approved.

OFFICE OF INTEGRATED WASTE MANAGEMENT

RECYCLING & CONTRACT ADMINISTRATION DIVISION

16. A. MOTION TO APPROVE Part Two of the seventh year recycling grant application to the State of Florida Department of Environmental Protection (FDEP) in the amount of \$2,188,481 for recycling and education grant funds for the period October 1, 1994 through September 30, 1995 (FY 1995); authorizing the County Administrator to sign the grant agreement; and authorizing the necessary administrative and budgetary actions for implementation.

ACTION: (A-356) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 94-1123 within the Solid Waste Fund (486) for the Office of Integrated Waste Management in the amount of \$2,134,976 for Fiscal Year 1995 recycling and education grant projects.

ACTION: (A-356) Approved.

C. MOTION TO ADOPT unanticipated revenue Resolution 94-1124 within the Unincorporated Area Waste Collection Fund (490) for the Office of Integrated Waste Management in the amount of \$53,505 for Fiscal Year 1995 recycling and education projects for unincorporated residents.

ACTION: (A-356) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

17. MOTION TO ADOPT Resolution 94-1125 accepting a warranty deed executed by Ronald A. Piccari, donating right-of-way for Stirling Road in Section 32, Township 50 South, Range 40 East.

ACTION: (A-356) Approved.

18. MOTION TO ADOPT Resolution 94-1126 accepting a drainage easement executed by Estates of Stirling Lake Homeowners Association, Inc., donating right-of-way for SW 66 Street in Section 5, Township 51 South, Range 40 East.

ACTION: (A-356) Approved.

19. MOTION TO ADOPT budget Resolution 94-1127 transferring funds within the Engineering Division Capital Outlay Fund in the amount of \$102,000 to cover cost of stipulated final judgment in Case No. 90-14586(07) Broward County vs. Haas (Parcels 106/106PE/106TE). (Project 5023 - Race Track Road).

ACTION: (A-356) Approved.

STREETS AND HIGHWAYS DIVISION

20. MOTION TO ADOPT budget Resolution 94-1128 transferring funds within the Streets and Highways Capital Outlay Fund for the Streets and Highways Division in the amount of \$100,000 to upgrade sewer service to the bridgetender houses on the SE 3rd Avenue and SW 4th/7th Avenue Bridges over New River in Fort Lauderdale.

ACTION: (A-356) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

21. A. MOTION TO FILE annual financial audit reports for the Constitutional Offices for the year ended September 30, 1993 pursuant to Florida Statute 11.45, including comments and recommendations by external auditors and staff responses.

ACTION: (A-356) Approved.

B. MOTION TO FILE annual composite report of County and Constitutional Offices for the year ended September 30, 1993 pursuant to Florida Statute Section 11.45(3)(a)4.

ACTION: (A-356) Approved.

C. MOTION TO FILE report for Federal financial assistance programs in accordance with Single Audit Act for the year ended September 30, 1993, and the County's response to findings and recommendations included therein.

ACTION: (A-356) Approved.

COUNTY RECORDS DIVISION

22. MOTION TO APPROVE the minutes of the land use plan meeting of June 8, 1994, the Commission meeting of June 21, 1994, the public hearing of July 12, 1994 at 7 p.m., and the Commission meetings of August 16, 1994 and August 23, 1994.

ACTION: (A-356) Approved.

PURCHASING DIVISION

For Public Works Department

23. **MOTION TO APPROVE** the thirteenth amendment to the agreement between Broward County and Montgomery Watson Americas, Inc. for providing consultant services for a treatability study of the regional water from the wellfields at an increase of \$168,900 from \$10,788,493.93 to \$10,957,393.93, and provide 180 days for time of performance from the Notice to Proceed, and authorize the Chair and Clerk to execute same. BCOES Project 1134 - Regional Water Treatability Study.

ACTION: (A-356) Approved.

24. **MOTION TO NOTE FOR THE RECORD** Usage #17 of Contract P-03-92-29-12, Emergency Installation and Repair Services for Water and Sewer Systems, W. Jackson and Sons Construction, for repair of a service lateral at a cost of \$10,296.37 for the Water Supply Division, approval having been given under the conditions of the contract and the emergency provisions of the Broward County Procurement Code.

ACTION: (A-356) Approved.

25. A. **MOTION TO DECLARE** an emergency under Florida State Statute 287.055, Article 3(a) (Consultants Competitive Negotiations Act), to allow for unanticipated additional services as explained below.

ACTION: (A-356) Approved.

B. **MOTION TO APPROVE** the first amendment to Work Authorization 3B-1 with Professional Services Industries, Inc. for additional groundwater sampling field services as mandated by Department of Natural Resource Protection in the amount of \$8,510.44, in order to meet the requirements for "EDI" (Early Detection Incentive) reimbursement, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

26. **MOTION TO APPROVE** final payment and release of retainage to Slater Corporation in the amount of \$19,493.23 for the installation of underground tanks at various County locations on Contract O-05-89-22-OF, approved by the Board on August 22, 1989 and executed by the Chair on October 23, 1989.

ACTION: (A-356) Approved.

27. **MOTION TO APPROVE** twentieth amendment to the agreement between Broward County and Michael A. Shiff & Associates, Inc. in the amount of \$163,764.49 for the Broward County Judicial Complex to provide construction management services from July 1, 1994 until September 30, 1994, due to the general contractor not completing the project in the specified time period, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

28. A. **MOTION TO APPROVE** amendments to agreement between Broward County and Berry & Calvin, Inc., and Metric Engineering, Inc., a joint venture, for professional engineering services for Southwest 101 Avenue from Stirling Road to Sheridan Street (Fifth Amendment) and from Sheridan

Street to Taft Street (Fourth Amendment) for Road Projects 4122 and 4123 in the amount of \$4,206.71; and authorize Chair and Clerk to execute same; these amendments extend the time from 17 to 42 months, to coincide with conA. MOTION TO APPROVE amendments to agreement between Broward County and Berry & Calvin, Inc., and Metric Engineeri

ACTION: (A-356) Approved.

B. MOTION TO APPROVE final payment in the amount of \$4,206.71.

ACTION: (A-356) Approved.

REVENUE COLLECTION DIVISION

29. MOTION TO APPROVE AND EXECUTE satisfaction of claim of liens against Mary K. Gallagher, Mamie Jo Young, Rickie Ray Tucker, Michael Thomas, Antoinette J. Frank, Joseph A. O'Neil, Wesley Biddersingh, a child, Lance S. Proctor, Lowe Children, Sheila Bennett and Kevin Levon Harris.

ACTION: (A-356) Approved.

30. MOTION TO APPROVE Tabulation of Investments for month of August 1994.

ACTION: (A-356) Approved.

RISK MANAGEMENT DIVISION

31. MOTION TO AUTHORIZE full and final settlement of Claim #BBG/121593TRIA in the amount of \$25,000.

ACTION: (A-356) Approved.

HUMAN SERVICES DEPARTMENT

32. MOTION TO APPROVE agreement between Broward County and Collier City/Pompano Beach Community Development, Inc. from July 1, 1994 to September 30, 1994 for recurring operating expenses in the amount of \$4,800, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

33. A. MOTION TO RECOMMEND approval to award \$50,000 to United Way, which represents the County's share for a County-wide comprehensive needs assessment of health and human services being undertaken by the Community Resources Coordinating Council under the auspices of United Way.

ACTION: (A-356) Withdrawn at staff's request.

B. MOTION TO ADOPT budget Resolution transferring funds within the General Fund in the amount of \$50,000 from the Commission Reserve Fund for a County-wide comprehensive needs assessment of health and human services.

ACTION: (A-356) Withdrawn at staff's request.

ALCOHOL & DRUG ABUSE SERVICES DIVISION

34. MOTION TO APPROVE an agreement between Broward County and Rosa H. Liao, Certified Acupuncturist, in the amount of \$31,200 to provide acupuncture services from October 1, 1994 through September 30, 1995, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

35. MOTION TO APPROVE Amendment #1 to Agreement JH002 between the State of Florida Department of Health and Rehabilitative Services and Broward County for substance abuse services, providing for revised financial allocation and audit requirements from July 1, 1994 through June 30, 1995, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

36. MOTION TO APPROVE Amendment #1 to the agreement between Broward County and United Way of Broward County (Broward County Commission on Substance Abuse Office), which extends the agreement two (2) months to November 30, 1994, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

ELDERLY SERVICES DIVISION

37. A. MOTION TO ADOPT budget Resolution 94-1129 transferring \$58,538 within the State Grant Fund 803 to a transfer account for the Elderly Services Division for the continued provision of Community Care for the Elderly in-home services.

ACTION: (A-356) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 94-1130 within the State Grant Fund 786 for the Elderly Services Division in the amount of \$65,042 for the purpose of maintaining an increased level of in-home services for Community Care for the Elderly clients through the rollover of fiscal year 1993-94 grant funding.

ACTION: (A-356) Approved.

FAMILY DEVELOPMENT & RESOURCE DIVISION

38. MOTION TO APPROVE Amendment #1 to the agreement between Broward County and the Child Care Connection of Broward County, Inc. from July 1, 1994 to September 30, 1994, increasing the amount from \$25,000 to \$30,000 for the purpose of providing additional child day care services, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

HEALTH CARE MANAGEMENT DIVISION

39. MOTION TO APPROVE agreement between Broward County and EMSA Limited Partnership from October 1, 1994 to September 30, 1995 at a total cost not to exceed \$159,999.96 annually for the purpose of providing Advanced Registered Nurse Practitioners for the Health Care Management

Division, Forensic Medical Services Section/The Phoenix Centre; and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

40. MOTION TO APPROVE Amendment #1 to agreement between Broward County and North Broward Hospital District from October 1, 1993 to September 30, 1994 for the purpose of allowing bulk pharmaceutical purchases in the amount of \$129,500, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

41. A. MOTION TO ADOPT budget Resolution 94-1131 transferring funds within the General Fund to a transfer to grant account in the amount of \$29,864 to correct a cash deficit due to unreimbursable expenditures.

ACTION: (A-374) Approved as amended by striking the words "the projected forecast" and inserting "than projected due to the acuity and severity of their medical treatments which require additional consultation and follow up."

B. MOTION TO ADOPT unanticipated revenue resolution transferring funds within the Grant Fund in the amount of \$29,864 for the Florida Health Care Access Grant to correct a cash deficit due to unreimbursable expenditures.

ACTION: (A-374) Approved as amended by striking the words "the projected forecast" and inserting "than projected due to the acuity and severity of their medical treatments which require additional consultation and follow up."

TRAUMA MANAGEMENT AGENCY

42. A. MOTION TO ACCEPT report from EMS Grants Committee which includes projects recommended for funding by distribution of "County Grant" portion of State EMS Trust Fund monies for FY 1994/95.

ACTION: (A-356) Approved.

B. MOTION TO APPROVE a grant application between Broward County and the State of Florida, Department of Health and Rehabilitative Services in the amount of \$517,768 for improving and expanding prehospital EMS in Broward County from October 1, 1994 through September 30, 1995, and authorize the County Administrator to take the necessary administrative and budgetary actions for implementation. (No County match is required.)

ACTION: (A-356) Approved.

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

ACTION: (A-356) Approved.

D. MOTION TO ADOPT Resolution 94-1133 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 and Rehabilitative Services; providing certification relating to use of grant monies; and providing for an effective date.

ACTION: (A-356) Approved.

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE & REGULATION DIVISION

43. MOTION TO APPROVE an agreement between Broward County and Dr. R.W. Lundberg, VMD in the amount of \$10,000 for the purchase of temporary veterinarian services from October 1, 1994 through September 30, 1995, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

44. MOTION TO APPROVE an agreement between Broward County and Society for the Prevention of Cruelty to Animals of Broward County, Inc. a/k/a Wildlife Care Center in the amount of \$88,000 for custodial and veterinary care for Broward County wildlife from October 1, 1994 through September 30, 1995, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

45. MOTION TO APPROVE an agreement between Broward County and Animal Medical Hospital, Inc. in the amount of \$1,300 for the purchase of injured animal radiology services and emergency medical and surgical treatment during fiscal year 1994-95, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

46. MOTION TO APPROVE an agreement between Broward County and Animal Birth Control for Broward, Inc. in the amount of \$30,000 for the purchase of services for spaying/neutering dogs and/or cats from October 1, 1994 through September 30, 1995, and authorize the Chair and Clerk to execute same.

ACTION: (A-400) Approved.

CONSUMER AFFAIRS DIVISION

47. MOTION TO APPROVE the partial change of ownership of Certificate of Public Convenience & Necessity No. 43 currently issued to AAA All Coastal Limousine, Inc. One of the two limousine permits currently issued to AAA All Coastal Limousine, Inc. will be transferred to Batia Transportation, Inc. d/b/a Coastal Limousine.

ACTION: (A-356) Approved.

LIBRARIES DIVISION

48. MOTION TO APPROVE the disbursement of donations received by the Libraries Division and deposited in the Library Trust Fund for fiscal year 1994-95 in accordance with Ordinance 77-31 in amount not to exceed the donations received.

ACTION: (A-356) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

49. MOTION TO APPROVE the settlement agreements between Broward County and the listed respondents for violations of Broward County ordinances.

A. The Kennedy Builders Corp.

B. Crooks Printing Service, Inc.

C. T.M. Building Products, Ltd.

D. Gemstar Homes, Inc.

ACTION: (A-356) Approved.

AIR QUALITY DIVISION

50. MOTION TO APPROVE agreement between Broward County and the City of Tamarac in the amount of \$7,500 as a grant for construction - to be performed by the City of Tamarac - of an approved vapor recovery system (Stage II) at one City-owned motor vehicle refueling station.

ACTION: (A-356) Approved.

51. MOTION TO APPROVE Amendment No. 2 to Contract AQ71 between Broward County and the Florida Department of Environmental Protection in the amount of \$431,593 to provide Title V Air Pollution Control Services in Broward County to be performed by the Broward County Department of Natural Resource Protection (DNRP) from October 1, 1994 to September 30, 1995, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

DEPARTMENT OF STRATEGIC PLANNING

& GROWTH MANAGEMENT

COMMUNITY DEVELOPMENT DIVISION

52. MOTION TO APPROVE a subordination agreement for the purpose of permitting Broward County to remain in second and third lien positions on a direct payment loan in the amount of \$25,000 and a deferred payment loan in the amount of \$18,250 made to Joseph Silvar, and authorize the Chair and Clerk to execute same.

ACTION: (A-356) Approved.

53. A. MOTION TO ADOPT budget Resolution 94-1134 transferring funds within the 17th year Community Development Block Grant Program in the amount of \$14,461 for the Central Area Water Systems Extension Project of the City of Oakland Park.

ACTION: (A-356) Approved.

B. MOTION TO ADOPT budget Resolution 94-1135 transferring funds within the 18th year Community Development Block Grant Program in the amount of \$262,539 for the Central Area Water Systems Extension Project of the City of Oakland Park.

ACTION: (A-356) Approved.

54. A. MOTION TO ADOPT budget Resolution 94-1136 transferring funds within the 18th year Community Development Block Grant Program in the amount of \$10,443 for the City of Deerfield Beach street resurfacing and sidewalks project.

ACTION: (A-356) Approved.

B. MOTION TO ADOPT budget Resolution 94-1137 transferring funds within the 19th year Community Development Block Grant Program in the amount of \$159,557 for the City of Deerfield Beach street resurfacing and sidewalks project.

ACTION: (A-356) Approved.

55. A. MOTION TO ADOPT budget Resolution 94-1138 transferring funds within the 14th year Community Development Block Grant Program in the amount of \$6,096 for the Orchards of Pembroke Park project.

ACTION: (A-356) Approved.

B. MOTION TO ADOPT budget Resolution 94-1139 transferring funds within the 17th year Community Development Block Grant Program in the amount of \$146,904 for the Orchards of Pembroke Park project.

ACTION: (A-356) Approved.

56. MOTION TO ADOPT unanticipated revenue Resolution 94-1140 in the amount of \$250,000 within the HOME Grant, Program Income Fund 749, for the receipt of program income from HOME Program loans on a continuous basis, and authorize the County Administrator to take the necessary administrative and budgetary actions.

ACTION: (A-356) Approved.

DEVELOPMENT MANAGEMENT DIVISION

57. MOTION TO TERMINATE, for convenience, agreement between Broward County and Tindale-Oliver and Associates, Inc.

ACTION: (A-356) Approved.

TRANSPORTATION PLANNING DIVISION

58. MOTION TO INITIATE a request to the Broward County Planning Council to amend the Broward County Trafficways Plan to add a future alignment for Blount Road extending from south of

Hammondville Road to Sample Road.

ACTION: (A-356) Approved.

59. MOTION TO APPROVE grant applications for the Metropolitan Planning Organization (MPO) for new grants for FY 1994-95 in the total of \$973,239 in support of the MPO 1994-95 Unified Planning Work Program; authorize the necessary administrative and budgetary actions for implementation, and authorize the Chair to do same.

ACTION: (A-356) Approved.

INTERGOVERNMENTAL AFFAIRS

60. MOTION TO APPROVE renewal of agreement with Anthony P. Carvalho for professional state legislative budget and financial analysis services for fiscal year 1995.

ACTION: (A-356) Approved.

61. MOTION TO SET Intergovernmental meetings including legislative workshops for 1994-95; the first workshop being the County Commission Workshop on Tuesday, November 29, 1994 at 2 p.m. in Room 437, and the second being the County Commission/Legislative Delegation luncheon workshop on Tuesday, December 20, 1994 in Room 437. The remaining meeting is the Delegation Appreciation Breakfast scheduled for Friday, October 28 at the Fort Lauderdale-Hollywood International Airport.

ACTION: (A-356) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-356) Approved.

COUNTY ATTORNEY

63. MOTION TO APPROVE settlement of full compensation, exclusive of reasonable attorney's fees and costs, for Parcel No. 1 for the sum of \$8,000 in the condemnation case Broward County v. Mildred Hankerson, et al., Case No. 93-17861-08, Boulevard Gardens Park Project.

ACTION: (A-356) Approved.

64. MOTION TO AUTHORIZE two assistant county attorneys to attend the Basics of Airport Law Workshop in Washington, D.C. on November 14 and 15, 1994.

ACTION: (A-356) Approved.

65. MOTION TO APPROVE an interlocal agreement between the County and the City of Miami Beach for utilization of the legal services of the Broward County Attorney's Office for workers' compensation.

ACTION: (A-356) Approved. Miami Beach City Attorney Larry Finegold commented Browardc

County Attorney John M. Copelan Jr. on creating a win-win, cost effective, interlocal agreement. He commented this will be a pioneer agreement of governments getting together to be cost effective and to avoid the high cost of outside counsel.

66. MOTION TO APPROVE settlement of attorney's fees in the amount of \$140,000 in the condemnation case of Broward County v. Ann Blanton Coleman and Herbert L. Fletcher, et al., Case No. 90-8834 (04) - Parcel No. 10.1 - Environmentally Sensitive Lands; Secret Woods Park.

ACTION: (A-500 & 600) Approved.

67. MOTION TO APPROVE settlement of Parcel No. 1096 in condemnation case of Broward County v. Carl A. Gullstrom and the Estate of C. Walter Gullstrom a/k/a Walter Gullstrom, et al., Case No. 93-25160 (12), in the amount of \$3,294.50, inclusive of fees and costs, as full compensation for acquisition of the parcel.

ACTION: (A-356) Approved.

68. A. MOTION TO WAIVE the Broward County Procurement Code in accordance with Section 21.6 (c).

ACTION: (A-529) Approved.

B. MOTION TO APPROVE agreement between Don Stoughton & Associates and Broward County for a period of two years for a maximum of \$139,900 in year one and \$74,200 in year two, to provide compliance monitoring services related to the detention Consent Decree.

ACTION: (A-529) Approved.

COUNTY ADMINISTRATOR

69. MOTION TO APPROVE agreement between Broward County and the Clerk of Courts for authorization for County to allow remote electronic access to public records within the custody and control of the Clerk of Courts and for the Clerk of Courts to provide billing and revenue disbursement services during Phase III of the Public Access Pilot Project.

ACTION: (A-356) Approved as amended per staff's addendum

COUNTY COMMISSION

70. MOTION TO FILE Resolution 94-R-43 of the City Commission of the City of Pembroke Pines, Florida, requesting the Board of County Commissioners of Broward County, Florida, to include improvements of Pembroke Road from Flamingo Road to I-75 to add a westbound deceleration lane in their next roadway improvement program; recommending the City of Miramar send a similar resolution to the County. (Comm. Poitier)

ACTION: (A-356) Approved.

BOARD APPOINTMENTS

71. MOTION TO APPROVE appointment of Linda Sonenstahl to the Urban Wilderness Advisory

Board, effective October 1, 1994. Ms. Sonenstahl replaces Mr. Gary Kuhl who is no longer eligible to serve due to the residency requirement. (Comm. Parrish)

ACTION: (A-356) Approved.

72. MOTION TO APPROVE the reappointments of Patrick Taylor, M.D., Donald DiPetrillo, Marie Lefere, and the new appointment of Joshua Perper, M.D. to the Broward Regional EMS Council.

ACTION: (A-356) Approved.

REQUEST TO SET FOR PUBLIC HEARING

73. MOTION TO ADOPT Resolution 94-1141 directing the County Administrator to publish notice of public hearing to be held on Wednesday, December 14, 1994 at 10:00 a.m. to consider adoption of the second annual 1994 amendments to the Broward County Comprehensive Plan.

ACTION: (A-356) Approved.

REGULAR AGENDA

10 A.M. PUBLIC HEARING

74. A. MOTION TO CONSIDER enactment of an ordinance, the substance of which is as follows:

AN ORDINANCE RELATING TO SPECIFIED NON-PROFIT AND GOVERNMENTAL ENTITIES; MAKING A FINDING AND DETERMINATION THAT THE WORK AND SERVICES OF THE ORGANIZATIONS SERVE A PUBLIC PURPOSE; AUTHORIZING APPROPRIATIONS AND DISBURSEMENTS FOR THE ORGANIZATIONS FOR THE FISCAL YEAR 1994-1995; PRESCRIBING REQUIREMENTS AND CONDITIONS FOR DISBURSEMENT OF APPROPRIATED FUNDS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-812) Filed proof of publication and enacted Ordinance 94-46 to be effective as provided by law.

B. MOTION TO ADOPT Resolution 94-1142 of the Board of County Commissioners of Broward County, Florida, to approve funding for non-profit organizations; adopt form contracts to be used for funding approved organizations; providing for execution on behalf of the County by the County Administrator; providing for severability; and providing for an effective date.

ACTION: (A-812) Approved.

75. MOTION TO ADOPT Resolution 94-1143 amending the schedule of rates, fees and charges for landing fees, terminal rates and charges, commuter terminal building rental, public parking rates, deleting notary services, establishing charges for carriers using Signatory Airlines' facilities when County-operated gates and facilities are available, adding Exhibit 39.C, deleting certain charges for identification badges and photographs and revising certain categories of aircraft type in Exhibits 39.A and 39.B at FMOTION TO ADOPT Resolution 94-1143 amending t

ACTION: (A-858) Approved.

END OF PUBLIC HEARING

76. **COUNTY ADMINISTRATOR'S REPORT - JAIL UPDATE** County Administrator B. Jack Osterholt advised the jail is at 93.5 percent of cap and over cap on five floors.

ACTION: (A-1289) No action taken.

77. **DELEGATION**: Lew Lautin, Florida Wetlandsbank regarding wetlands mitigation banking issues. (Comm. Poitier)

ACTION: (A-1311) Approved the delegation request to 1) Change the modifiers to eliminate off-site penalties in cases where mitigation is approved and done in a licensed mitigation bank, and 2) Provide a specific exemption to Section 27-399(3)(a) to mitigation bank construction where DNRP has approved a schedule for phasing. The County Attorney will bring back an amendment to the code.

DEPARTMENT OF STRATEGIC PLANNING

& GROWTH MANAGEMENT

DEVELOPMENT MANAGEMENT DIVISION

78. **DELEGATION**: Dennis Mele regarding motion to approve school agreement relating to the Regency Lakes Plat (075-MP-93).

ACTION: (A-1657) Approved.

79. **DELEGATION**: Dennis Mele regarding motion to approve second amendment to school agreement relating to the Country Lakes DRI.

ACTION: (A-1677) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF PROJECT MANAGEMENT

& CONSTRUCTION

PROJECT MANAGEMENT DIVISION

80. **MOTION TO ACCEPT** progress report to the County Administrator from the Construction Management Process Advisory Committee.

ACTION: (A-1683) Approved recommendations 1 and 3 as submitted, and approved recommendation 2 with no more than two \$50,000 amendments, and limited to capital projects, which will be brought back in the form of a resolution amending the procurement code.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

81. MOTION TO APPROVE Broward Center for the Performing Arts Fiscal 1994-1995 Operating Budget, Debt Service Budget and Combined Budgets.

ACTION: (A-2507) Approved.

HOUSING FINANCE AUTHORITY

82. MOTION TO ADOPT Resolution 94-1144 of the Board of County Commissioners of Broward County, Florida, approving the form of an agreement between the Housing Finance Authority of Broward County, Florida, and Coopers & Lybrand, for an audit of the Bonds of the Housing Finance Authority of Broward County, Florida, for fiscal years 1994 through 1998, a five-year term; and providing for an effective date.

ACTION: (A-3600) Approved.

PURCHASING DIVISION

For Aviation Department

83. A. MOTION TO ADOPT a budget Resolution 94-1145 transferring funds within the Aviation Capital Fund for the Aviation Department in the amount of \$250,000 for completing improvements and modifications to the airfield electrical system at Fort Lauderdale-Hollywood International Airport.

ACTION: (A-3607) Approved.

B. MOTION TO APPROVE an increase in the Change Order allowance in the amount of \$200,000 for construction of the Airfield Guidance Signage Project at Fort Lauderdale-Hollywood International Airport, Contract P-07-93-48-OF with Hy-Power Inc. NV, from \$82,236.60 (5%) to \$282,236.60 (17.16%) of the base contract amount of \$1,644,731.10.

ACTION: (A-3607) Approved.

For Public Works Department

84. MOTION TO APPROVE an increase in the Change Order contingency of \$54,178 for a revised total of \$730,323, which is 30.2% of the original contract amount of \$2,414,802.70 awarded by the Board on November 16, 1993 to Man Con, Inc. for Contract N-06-93-03-OF for Regional Water Supply, Bid Package 11, and authorize the Chair and Clerk to execute same. BCOES Project 1134 -Regional Water Supply - Bid Package 11.

ACTION: (A-3622) Approved.

COMMUNITY SERVICES DEPARTMENT

85. MOTION TO ADOPT Resolution 94-1146 of the Board of County Commissioners of Broward County, Florida, relating to library fees and other library charges; amending Chapter 37, Part II, Sections 37.10, 37.11, and 37.12 of the Broward County Administrative Code; providing for changes in library fees, loan periods, and charges; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (A-3695) Approved.

ANIMAL CARE & REGULATION DIVISION

86. MOTION TO ADOPT Resolution 94-1147 of the Board of County Commissioners of Broward County, Florida, creating a temporary pilot program for reduced license tag fees for cats, providing for severability, and providing for an effective date and an automatic repeal date.

ACTION: (A-3765) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

AIR QUALITY DIVISION

87. MOTION TO APPROVE Memorandum of Agreement (MOA) among the various parties with the Florida Airsheds, the Florida Department of Transportation, and the Florida Department of Environmental Protection implementing the conformity criteria and consultation procedures revision to the Florida State Implementation Plan (SIP), pursuant to the Clean Air Act Amendments of 1990, and authorize the Chair and Clerk to execute same.

ACTION: (A-3887) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-3896) Approved as amended per staff's addendum.

89. MOTION TO APPROVE an interlocal agreement among Metropolitan Dade County, Broward County, Palm Beach County, the Florida Department of Transportation (FDOT), and the Tri-County Commuter Rail Authority relating to funding for the Tri-County Commuter Rail Project.

ACTION: (A-3953) Approved as amended per staff's addendum.

90. MOTION TO ADOPT budget Resolution 94-1148 transferring funds within the General Fund for the Broward Sheriff's Office in the amount of \$252,440 to provide funding from Corrections to Judicial Services and Law Enforcement for personal services expenses.

ACTION: (A-4093) Approved.

91. MOTION TO ADOPT unanticipated revenue Resolution 94-1149 within the Law Enforcement Trust Fund (LETF) in the amount of \$1,265,160 to provide funding for the fiscal year 1995 LETF operating budget, helicopter lease payments, school resource officers, drug prevention and crime prevention programs, and law enforcement capital requests for the Broward Sheriff's Office.

ACTION: (A-4098) Approved.

COUNTY ATTORNEY

92. MOTION TO ADOPT Resolution 94-1150 designating a representative of the Board of County Commissioners to serve on the Conflict Committee for the Seventeenth Judicial Circuit for the purpose of approving and selecting Contract Special Public Defenders to serve as court-appointed attorneys in conflict cases, as required by law, from October 1, 1994 through September 30, 1997, and to authorize the solicitation of Request for Proposals from local attorneys interested in participating in this program.

ACTION: (A-4127) Approved and designated Commissioner Poitier.

COUNTY COMMISSION

93. A. MOTION TO APPROVE appointments to the Pet Overpopulation Focus Group. (Comm. Hart)

ACTION: (A-4148) Approved suggested categories for appointments to this group: Humane Society, Animal Advocacy Groups, Veterinarians, breeders, pet shop owners.

B. MOTION TO APPROVE the appointment of Michelle C. Port and Sally Matluk to the Pet Overpopulation Focus Group. (Comm. Hart)

ACTION: (A-4148) Approved.

C. MOTION TO APPROVE the following appointments:

Gary Mehringer and Lil Sayre (Comm. Parrish)

Bob Van Fleet (Comm. Rodstrom)

Capt. Ron Bosh and Lorraine Sopro (Comm. Thompson)

Larry Gene Dee, D.V.M. (Comm. Gunzburger)

Vera Halpin Bistrim and Linda Gruskin (Comm. Poitier)

ACTION: (A-4148) Approved.

COUNTY ADMINISTRATOR/COUNTY ATTORNEY/COMMISSION AUDITOR

94. A. MOTION TO EVALUATE County Administrator and adopt Resolution 94-1151 establishing salary for FY 1995, effective October 1, 1994.

ACTION: (A-4285) Approved a 7.5 percent increase effective October 1, 1994 and effective April 1, 1995 the salary shall be annualized at \$130,000.

B. MOTION TO ADOPT Resolution 94-1152 establishing an automobile allowance for the County Administrator.

ACTION: (A-4285) Approved as follows: \$450 per month and delete the reference to the type of car.

95. MOTION TO ESTABLISH salary for County Attorney for FY 1995, effective October 1, 1994.

ACTION: (A-5700) Approved a 5 percent salary increase and \$1,500 per year increase in deferred

compensation to \$4,000.

96. MOTION TO ESTABLISH salary for Commission Auditor for FY 1995, effective October 1, 1994.

ACTION: (A-5730) Approved a 5 percent salary increase and an auto allowance of \$450.

SUPPLEMENTAL AGENDA

COUNTY COMMISSION

97. MOTION TO AUTHORIZE any County Commissioner to attend a workshop session of the Governing Board of the South Florida Water Management District on October 12, 1994. (Comm. Poitier)

ACTION: (A-5748) Approved.

98. A. MOTION TO WAIVE the Broward County Administrative Code, Section 12.3.g.5.c, and Section 29.2.a.1 regarding review and approval of the Promotional Activities Committee and the marketing Advisory Committee of Applications for Event Sponsorships for tourist development revenue funding for the Broward Quality Council. (Comm. Poitier)

ACTION: (A-5767) Approved.

B. MOTION TO APPROVE an event sponsorship agreement with the Broward Quality Council, Inc., in the maximum amount of Fifty Thousand Dollars (\$50,000), for total quality management and customer service training for 538 hospitality industry employees in Broward County for the term of October 1, 1994 through September 20, 1995. (Comm. Poitier)

ACTION: (A-5767) Approved.

PURCHASING DIVISION

For Aviation Department

99. MOTION TO APPROVE Amendment No. 8 to agreement between Broward County and KPMG Peat Marwick f/k/a Peat Marwick Main & Co., and subsequently assigned to Leigh Fisher Associates, for a one year extension of the time to complete tasks authorized by the Sixth Amendment for the Master Plan Update, FAR Part 150 Noise Compatibility Program Update for Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same following execution by Leigh Fisher Associates.

REASON FOR SUPPLEMENTAL: The agreement will expire on September 30, 1994.

ACTION: (A-5779) Approved.

NON AGENDA

100. PROCLAMATION: Commissioner Gunzburger read a proclamation into the record acknowledging the Hollywood Playhouse Golden Anniversary Season and commending its worthwhile and valuable contributions that enrich the lives of the citizens.

ACTION: (A-66) Ted Mignone, Vice President of the Hollywood Playhouse, accepted the proclamation.

101. EMPLOYEE SERVICE AWARDS: County Administrator B. Jack Osterholt presented service pins to the following employees in recognition of their years of county service:

30 years

Shirley H. Willard Facilities Management

25 years

Walter Avery Sr. Bureau of Childrens Services
Crezell G. Turner Family Development
Lawrence L. Pinkney Mass Transit
Eileen J. Steigerwald Public Works
Mary E. Gerhardt OES-Fiscal Operations
Ross M. Hooks OES-Water Management
George R. Himmer OES-Water Supply
Roberta L. Hack Engineering
Jodi Hall Jr. Streets and Highways

ACTION: (A-292) The employees accepted their pins and were told they could take off a day of their choice.

102. INFORMATIONAL ITEM: Commissioner Hart advised there are three major groups in the state that are trying to formulate legislative language for relief to counties on Article 5 costs and all are starting to get consensus.

ACTION: (A-5802) No action at this time.

103. DISCUSSION: Commissioner Cowan advised the city of Fort Lauderdale is trying to annex property, which are tax plus parcels of property, in the area around the Marina Bay. He suggested that for all the economic advantage in tax base for what they take in, they take in a concomitant amount of dollars on tax drain to provide service of residential property. Commissioner Rodstrom commented that area has been considered for some period of time. Commissioner Poitier commented the city of Dania has also coDISCUSSION: Commissioner Cowa

ACTION: (A-5831) No action taken at this time.

104. INFORMATIONAL ITEM: Commissioner Poitier advised on Friday, September 30, 1994 she will be making a speech for Drug Court, and Vice Chair Gunzburger has consented to do the logic and accuracy test. Commissioner Poitier advised that on Tuesday, October 4, she may be in Washington D.C., and Commissioner Thompson has consented to conduct the canvassing board on that day.

ACTION: (A-6212) No action taken.

105. INFORMATIONAL ITEM: Commissioner Hart advised there may be an opportunity for him to visit with Secretary Babbitt in the next week or so regarding drilling in the Everglades.

ACTION: (A-6248) Without objection, the travel was approved.

[Back to previous page](#)