

MEETING OF OCTOBER 12, 1993

(Meeting convened at 10 a.m. and adjourned at 12:13 p.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

CONSENT AGENDA

AVIATION DEPARTMENT

1. MOTION TO AUTHORIZE termination of the terminal services permit between Broward County, Florida and Aircraft Maintenance Service Corp. d/b/a Aircraft Maintenance Service of Fort Lauderdale at the Fort Lauderdale-Hollywood International Airport effective October 12, 1993, pursuant to Section 1, Terms and Conditions of the terminal services permit.

ACTION: (A-473) (10:17 a.m.) Approved.

2. MOTION TO APPROVE terminal building lease agreement between Broward County and The Hertz Corporation, effective October 1, 1993 until October 31, 1993 and month to month thereafter with a 30-day cancellation clause for the lease and use of 90 square feet of Type 1 space in Terminal 3 at the Fort Lauderdale-Hollywood International Airport and authorize the Chair and the Clerk to execute same.

ACTION: (A-473) (10:17 a.m.) Approved.

3. A. MOTION TO APPROVE license agreement between Broward County, Florida and the United States of America, Department of Commerce, National Oceanic and Atmospheric Administration (NOAA) for the period of March 1, 1994 through February 28, 2009, granting a license to NOAA to install an Automated Surface Observing System at Fort Lauderdale-Hollywood International Airport and authorize Chair and Clerk to execute same prior to execution by the United States of America, Department of Commerce.

ACTION: (A-473) (10:17 a.m.) Approved.

B. MOTION TO APPROVE license agreement between Broward County, Florida and the United States of America, Department of Commerce, National Oceanic and Atmospheric Administration (NOAA) for the period of March 1, 1994 through February 28, 2009, granting a license to NOAA to install an Automated Surface Observing System at North Perry Airport and authorize Chair and Clerk to execute same prior to execution by the United States of America, Department of Commerce.

ACTION: (A-473) (10:17 a.m.) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

4. MOTION TO APPROVE developer's agreement between the County and Eton Centers Co., a New

York partnership, providing for utility installations by the developer with an estimated installation cost of \$32,340 at no cost to the County to furnish domestic water service to a new shopping center, and authorize the Chair and Clerk to execute same. Environmental Engineering Division Project 8532.

ACTION: (A-473) (10:17 a.m.) Approved.

#### OFFICE OF TRANSPORTATION

##### ENGINEERING DIVISION

5. MOTION TO APPROVE payment of the actual cost of \$86,793.87 for the relocation of certain Florida Power & Light facilities on Project 5094, improvements to Riverside Drive from University Drive to Atlantic Boulevard.

ACTION: (A-473) (10:17 a.m.) Approved.

6. MOTION TO APPROVE contract for sale and purchase executed by Ross A. Grooms and Cornelius Grooms, in the amount of \$45,000 for the purchase of property for future use as a senior citizen day care center; authorize Chair and Clerk to execute contract for sale and purchase; and authorize acceptance and recordation of deed.

ACTION: (A-473) (10:17 a.m.) Approved.

7. MOTION TO APPROVE amendment to phasing agreement between Broward County and Flamingo Associates I, L.P. and Westbrooke at Miramar, Inc. as successors, assigns, and grantees of STS Land Associates, L.P.; and to authorize the Chair and Clerk to execute same.

ACTION: (A-473) (10:17 a.m.) Approved.

#### FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

8. MOTION TO FILE agreement between Broward County and the Department of Community Affairs, State of Florida for disaster relief funding for damages related to the storm of March 12-13, 1993.

ACTION: (A-473) (10:17 a.m.) Approved.

9. MOTION TO ADOPT Resolution 93-1150 of the Board of County Commissioners of Broward County, Florida approving the forms of and authorizing the execution and delivery of a First Supplemental Trust Indenture, an Amended Bond, a First Supplemental Loan Agreement, Mortgage and Security Agreement and an Assignment to Trustee at the request of Derecktor-Gunnell, Incorporated and Lauderdale Propeller Service, Inc., each a Florida corporation, in connection with the \$2,550,000 Broward County, Florida Industrial Development Revenue Bond, Series 1986 (Derecktor-Gunnell, Inc. Project); approving the forms and authorizing the amendment of certain other related documents; approving certain actions relating thereto; and providing an effective date.

ACTION: (A-473) (10:17 a.m.) Approved.

##### COUNTY RECORDS DIVISION

10. MOTION TO APPROVE the minutes of the Commission meeting of August 17, 1993 at 10 a.m.

ACTION: (A-473) (10:17 a.m.) Approved.

#### PURCHASING DIVISION

For Public Works Department

11. MOTION TO AWARD open-end contract to low bidder, Marking & Equipment Corp., to furnish/install reflectorized alkyd thermoplastic pavement marking materials (Bid E-07-93-29-12) in the approximate amount of \$120,000 for Traffic Engineering Division and to authorize the Purchasing Director to renew contract for one (1) year. The initial contract period shall start October 29, 1993 and shall terminate October 28, 1994.

ACTION: (A-473) (10:17 a.m.) Approved.

For Finance and Administrative Services Department

12. A. MOTION TO WAIVE as a technicality and non-substantive in nature the timely submittal of technical information and references to specific sections therein that correspond to each of the specifications.

ACTION: (A-473) (10:17 a.m.) Approved.

B. MOTION TO AWARD fixed contract to United Telephone of Florida, low responsive and responsible bidder, for an Enhanced 9-1-1 System for the Public Safety Building Items 1, 2, and 8) in the amount of \$279,697.08; open-end contract for Term 1 of the Maintenance/Service Agreement (Item 3), including add-on equipment and maintenance, in the approximate amount of \$13,920 (D-04-93-17-OF) for the Telecommunications Division subject to receipt and acceptance of the Performance and Payment Guaranty and a Certificate of Insurance, and to authorize the Director of Purchasing to renew the Maintenance/Service Agreement (Items 4 through 7/Terms 2 through 5) for up to eight years (four two-year periods) to commence upon the expiration of Term 1 of the Maintenance/Service Agreement. The initial term of the contract shall begin upon issuance of the Notice to Proceed, and shall continue through initial system acceptance, the one (1) year warranty period, and Term 1 of the Maintenance/Service Agreement, not to exceed twenty-eight months.

ACTION: (A-473) (10:17 a.m.) Approved.

#### HUMAN SERVICES DEPARTMENT

##### ALCOHOL & DRUG ABUSE SERVICES DIVISION

13. MOTION TO ADOPT an unanticipated revenue Resolution 93-1151 within the Grant Fund for the Alcohol and Drug Abuse Services Division in the amount of \$90,720 to provide substance abuse services for the Drug Court Treatment Program.

ACTION: (A-473) (10:17 a.m.) Approved.

#### COMMUNITY SERVICES DEPARTMENT

14. MOTION TO APPROVE an agreement between Broward County, as Community Transportation Coordinator, and United Way of Broward County, Inc. in the amount of \$42,210 to provide computer

operations and maintenance support, equipment, and software development through September 30, 1994, and authorize the Chair and Clerk to execute same. (No direct County funding is required.)

ACTION: (A-505) (10:18 a.m.) Deferred for further information.

CONSUMER AFFAIRS DIVISION

15. MOTION TO APPROVE the change of ownership of Certificate of Public Convenience & Necessity No. 110 currently issued to Aviva Sela. One (1) taxicab permit currently issued to Aviva Sela will be transferred to Furer Co., Inc.

ACTION: (A-473) (10:17 a.m.) Approved.

DEPARTMENT OF STRATEGIC PLANNING

& GROWTH MANAGEMENT

COMMUNITY DEVELOPMENT DIVISION

16. MOTION TO APPROVE the first amendment to the 18th Year Agreement between Broward County and the City of Lauderhill to fund the Water/Fire Protection Project, extending the term by sixty (60) days from September 30, 1993 to November 30, 1993, with no change to the original funding allocation of \$158,810 and authorize the Chair and Clerk to execute same.

ACTION: (A-473) (10:17 a.m.) Approved.

CITIZENS SERVICE CENTER

17. MOTION TO AUTHORIZE Chair and County Administrator to execute "Request for Temporary Closing of State Road" required by the State Department of Transportation for the Dr. Martin Luther King, Jr. Memorial March and Rally scheduled on January 17, 1994.

ACTION: (A-473) (10:17 a.m.) Approved.

GREATER FORT LAUDERDALE

CONVENTION & VISITORS BUREAU

18. MOTION TO APPROVE license agreement between Broward County and the American Society of Composers, Authors and Publishers and authorize Chair and Clerk to execute same.

ACTION: (A-473) (10:17 a.m.) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-473) (10:17 a.m.) Approved.

## COUNTY ATTORNEY

20. MOTION TO APPROVE settlement of Parcel No. 1070 in the condemnation case of Broward County v. Redwing Carriers, Inc., etc., et al, Case No. 91-9914 (07), in the amount of \$828,250, exclusive of fees and costs, as full compensation for acquisition of the parcel and compensation of all claims for relocation and interest; the settlement also provides for the creation of a cleanup fund, partially funded by the defendant - Redwing Carriers, Inc., which will be used to provide environmental remediation for the parcel, as part of the Fort Lauderdale-Hollywood International Airport Acquisition Program in accordance with the Master Plan Update and the Part 150 Study.

ACTION: (A-473) (10:17 a.m.) Approved.

21. A. MOTION TO APPROVE settlement of Parcel No. 1070A in the condemnation case of Broward County v. Redwing Carriers, Inc., etc., et al, Case No. 91-9914 (07), in the amount of \$1,415,938, as full compensation for acquisition of the parcel and compensation of any and all claims for relocation benefits and interest and all other matters relating to these parcels with the exception of costs and attorney fees, as part of the Fort Lauderdale-Hollywood International Airport Acquisition Program in accordance with the Master Plan Update and the Part 150 Study.

ACTION: (A-473) (10:17 a.m.) Approved.

B. MOTION TO EXECUTE release for W.E.F. Company, Inc. to release it from liability for environmental contamination, pursuant to the Stipulated Final Judgment in Broward County v. Redwing Carriers, Inc., Parcel 1070A, and in return for compensation for environmental remediation, and authorize Chair and Clerk to execute same.

ACTION: (A-473) (10:17 a.m.) Approved.

## BOARD APPOINTMENTS

22. MOTION TO APPROVE appointment of Daniel J. Murphy, Jr. to the Broward County Advisory Board for Persons With Disabilities. Mr. Murphy's appointment will fill an existing vacancy.

(Comm. Hart)

ACTION: (A-473) (10:17 a.m.) Approved.

## REQUEST TO SET FOR PUBLIC HEARING

23. MOTION TO ADOPT Resolution 93-1152 directing the County Administrator to publish notice of public hearing to be held Tuesday, November 9, 1993 at 2:00 p.m. to vacate and abandon a utility easement, lying and being in Broward County, Florida, located at 220 Northwest 49th Street in unincorporated Broward County. Petitioner: Deborah M. Manzino (Norma L. Brown - Agent) 29-V-93.

ACTION: (A-473) (10:17 a.m.) Approved.

24. MOTION TO ADOPT Resolution 93-1153 directing the County Administrator to publish notice of public hearing to be held on November 10, 1993 at 10:00 a.m. to consider adoption of the second group of 1993 proposed amendments to the Broward County Comprehensive Plan pursuant to Chapter 163, Section 163.3184(15), Florida Statutes.

ACTION: (A-473) (10:17 a.m.) Approved.

REGULAR AGENDA

COUNTY ADMINISTRATOR'S REPORT

25. JAIL UPDATE: County Administrator B. Jack Osterholt advised the jail population is 3,122, which is 534 from capacity.

ACTION: (A-720) (10:26 a.m.) No action taken.

DEPARTMENT OF STRATEGIC PLANNING

& GROWTH MANAGEMENT

DEVELOPMENT MANAGEMENT DIVISION

26. DELEGATION: John Kinsey concerning motion to approve educational impact fee agreement for the Parkland Lakes PUD Plat (045-CP-79).

ACTION: (A-744) (10:26 a.m.) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Finance and Administrative Services

27. MOTION TO APPOINT a selection/negotiation committee to secure letters of interest from environmental firms to develop a resource library to provide a ready response to emergency and non-emergency tasks of an environmental nature.

ACTION: (A-750) (10:27 a.m.) Approved with the inclusion of Commissioners Gunzburger and Hart.

For Public Works Department

28. MOTION TO APPOINT a selection/negotiation committee to hire a firm to develop a Laboratory Information Management System for the Office of Environmental Services.

ACTION: (A-764) (10:27 a.m.) Approved with the inclusion of Commissioners Parrish and Poitier.

COMMUNITY SERVICES DEPARTMENT

CONSUMER AFFAIRS DIVISION

29. MOTION TO ADOPT Resolution 93-1154 of the Board of County Commissioners of Broward County, Florida amending Broward County Resolution 92-1076 relating to approved training programs for licensing and certification of a motor vehicle auto body repair technician or motor vehicle paint technician.

ACTION: (A-784) (10:27 a.m.) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-872) (10:31 a.m.) Approved as amended per staff's addendum.

31. MOTION TO ADOPT an unanticipated revenue Resolution 93-1155 within the Law Enforcement Trust Fund in the amount of \$250,000 to provide for the purchase of a helicopter for the Broward Sheriff's Office.

ACTION: (A-904) (10:32 a.m.) Approved the substitute motion per staff's addendum as stated above.

COUNTY ADMINISTRATOR

32. A. MOTION TO APPROVE multi-year agreement between Broward County and the Boys and Girls Club of Broward County for the construction and operation of a youth recreation facility located in Carver Ranches.

ACTION: (A-914) (10:32 a.m.) Approved.

B. MOTION TO ADOPT budget Resolution 93-1156 transferring \$219,500 from reserve in the Broward County Commission Pay Telephone Trust Fund to provide additional capital funding to construct the Carver Ranches Youth Recreation Facility.

ACTION: (A-914) (10:32 a.m.) Approved.

C. MOTION TO ADOPT Resolution 93-1157 authorizing conveyance of three computers to the Boys and Girls Club of Broward County for use in the West Broward Boulevard and Lauderhill Youth Recreation Facilities.

ACTION: (A-914) (10:32 a.m.) Approved.

COUNTY COMMISSION

33. MOTION TO APPOINT Commissioners for the Canvassing Board. (Comm. Thompson)

ACTION: (A-941) (10:33 a.m.) The Chair will serve.

34. MOTION TO DIRECT the County Attorney to study and prepare an ordinance regulating the moving industry. (Comm. Thompson)

ACTION: (A-952) (10:34 a.m.) No objection.

35. DISCUSSION: Proposed legislation regarding consumer complaints about state licensed contractors. (Comm. Thompson)

ACTION: (A-956) (10:34 a.m.) Approved.

## SUPPLEMENTAL AGENDA

### COUNTY COMMISSION

36. DISCUSSION: Letter from Edith Lederberg, Executive Director, Area Agency on Aging, regarding current freeze on new clients for provision of paratransit services, as well as ceasing future registration for those not declared ADA eligible, commencing January 1, 1994. (Comm. Parrish)

ACTION: (A-975) (10:34 a.m.) The Board directed the County Administrator to relook at this issue and present recommendations to the Board on October 26, 1993.

37. MOTION TO AUTHORIZE the Chair to write letter of support for the Sheriff's Office as part of a grant application to the Federal Bureau of Justice Assistance for community policing strategy. (Comm. Thompson)

ACTION: (A-3433) (11:52 a.m.) Approved.

38. MOTION TO APPROVE travel for any County Commissioner to attend meetings of the Florida Association of Counties for FY 1993-1994. (Comm. Hart)

ACTION: (A-3437) (11:52 a.m.) Approved.

### COUNTY ADMINISTRATOR

39. MOTION TO CANCEL Commission meetings on Tuesday, December 28, 1993.

ACTION: (A-3511) (11:54 a.m.) Approved.

### NON AGENDA

40. DISCUSSION: Policy on County Commission Travel.

ACTION: (A-3437) (11:52 a.m.) The Board reaffirmed its historical position that any member of the County Commission, who is appointed to a local, state, or federal Board as a county commissioner, their travel is included within the auspices of the duties of the county commissioner.

41. PROCLAMATION: Commissioner Gunzburger read into the record a proclamation declaring Wednesday, October 13, 1993 as B'nai B'rith Day in Broward County in recognition of its 150 years service to the community.

ACTION: (A-58) (10:02 a.m.) Commissioner Gunzburger will present this proclamation to appropriate representatives.

42. PROCLAMATION: Commissioner Thompson read into the record a proclamation declaring Friday, October 15, 1993 as Edee Greene Day in Broward County in recognition of her 80th birthday and her outstanding contributions to the community.

ACTION: (A-69) (10:03 a.m.) Ms. Greene accepted the proclamation.

43. SERVICE RECOGNITION AWARDS: County Chair Thompson and County Administrator B. Jack

Osterholt presented service pins to the following employees in recognition of their many years of dedication and service to Broward County government:

NAME DIVISION

The following employee has completed 30 years of service:

Audrey Eddie County Records

The following employees have completed 25 years of service:

Patricia Cavanaugh Parks and Recreation

Helen Spohn-Hessen Fire Rescue

Winifred Monroe OES - Water Supply

Marilyn L. Block Risk Management

Marjester Thornton OES - Water Supply

Peggy Richmond Parks and Recreation

Roberta Hartwell OES - Finance

Theodore J. Harris Mass Transit

Frank J. Frey Jr. Engineering - Property

Raeford C. Dorman OES - Water Supply

Albert Martin OES - Water Supply

Raymond L. Curry Traffic Engineering

Remelda Taylor-Parker Administration

Thomas G. Fowler OES - Water Supply

**ACTION:** (A-203) (10:05 a.m.) The employees accepted their pins and were congratulated by the Board and staff.

44. **DISCUSSION:** Commissioner Hart advised he received a letter from the Legislative Chairman of the Broward County Council of P.T.A's requesting a resolution be adopted by the Board of County Commissioners encouraging the Governor and Legislature to pass legislation regarding the restriction of hand guns.

**ACTION:** (A-3538) (11:55 a.m.) The Board directed the County Attorney to prepare this to be presented at the legislative luncheon on October 19, 1993.

45. DISCUSSION: Commissioner Hart commented on his meeting with Palm Beach County Commissioner Aaronson and his staff regarding pricing of gasoline at the pumps. The information received from that staff revealed there is a disparity of 7 to 10 cents per gallon being charged to consumers in the Dade, Broward and Palm Beach tri-county area over and above what is being charged to people as far away as St. Lucie or Martin counties. He stated Commissioner Aaronson has shared with his office and county staff the method in which they have been monitoring this situation in Palm Beach County and bringing it to the attention of the residents in that county. The consumers are acting on this by finding out who is selling gas for less. Commissioner Hart requested the Board's permission to follow up on that meeting by providing to administration a report on that meeting and seeing whether or not this county can implement something to mirror that. There was no additional staff or cost for what is being done in Palm Beach County.

ACTION: (A-3558) (11:55 a.m.) There was no objection to this request.

46. DISCUSSION: Commissioner Gunzburger advised that at the end of the Water Advisory Board meeting a few things were discussed one of which she would like added to the legislative agenda for October 19, 1993. The proposal would make it necessary for new developments with large grassy areas to start piping for water reuse rather than continuing to draw down on the limited supply of fresh water. The WAB would like this to be a state policy.

Commissioner Hart stated there have been ongoing discussion on water reuse. One of the obstacles, is the county's 10 MGD plant just put on line and the county is still seeing consumptive use permits being issued by the Water Management District for the adjacent golf course. Rather than just having a legislative policy plank that says it should be done on a statewide basis, the county needs to get the Water Management District Board on-line with what water reuse is all about. He will support directing attention to that board. And as far as making water reuse a part of the overall water supply plant, he would support Administration building up a plan towards that effect.

ACTION: (A-3618) (11:57 a.m.) Administration will follow up on this issue.

47. DISCUSSION: Commissioner Gunzburger commented on discussion held at the Water Advisory Board meeting on the sugar settlement and the fact that the urban areas are going to have to pay a greater share than the sugar industry. The WAB is sending a resolution saying they feel it is almost hypocritical to be giving subsidies to the sugar industry and then not making them pay for the pollution they have caused. The WAB feels it is time to stop the subsidies to the sugar industry.

ACTION: (A-3765) (11:57 a.m.) The Board directed a letter be send to the state and federal delegation urging them to abolish the subsidies to the sugar industry.

48. DISCUSSION: Memorandum from County Attorney John J. Copelan Jr. regarding the Florida Supreme Court decision, Board of County Commissioners of Brevard vs. Snyder.

ACTION: (A-3844) (11:59 a.m.) No action taken on this item.

49. INVITATION: Commissioner Gunzburger invited the Board and staff to the city of Hollywood's Annual Jazz Festival, being held October 15 through 17, 1993 at Young Circle.

ACTION: (A-4072) (12:08 p.m.) No action necessary.

50. DISCUSSION: Commissioner Parrish commented on a letter from Senator George Firestone (Ret.)

concerning a program being started in Dade County called "Safe Streets Patrol."

ACTION: (A-4083) (12:08 p.m.) Without objection, the Board directed the County Administrator to review the Dade County Safe Streets Patrol proposal and work in conjunction with public vehicles on the roads becoming the eyes and ears for crime prevention. This is to be reviewed by the local police agencies and sheriff's office.

51. DISCUSSION: Commissioner Poitier stated she has been contacted by the Dania Mayor's Office asking if it is permissible for the Board of County Commissioners and Administration to sit down with them relative to the airport issue. Commissioner Rodstrom stated it is his understanding that issue will be brought to the County Commission on October 19, 1993. At that point, he is anticipating there will be some alternatives regarding funding options.

ACTION: (A-4180) (12:11 p.m.) No action taken at this time.

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