

MEETING OF OCTOBER 13, 1998

(Meeting convened at 10:00 a.m. and adjourned at 11:30 a.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

CONSENT AGENDA

1. BOARD APPOINTMENTS

A. MOTION TO APPROVE appointment of Mr. W. Jeffrey Igoe to serve on the Central Examining Board of General and Specialty Building Contractors. Mr. Igoe will fill a vacant position. (Commissioner Rodstrom)

ACTION: (A-502) Approved.

B. MOTION TO REAPPOINT Dr. Porter H. Gott to the Broward Regional Health Planning Council for a two-year term representing a Senior Citizen Consumer. Dr. Gott's current term expires on October 24, 1998. (Commissioner Parrish)

ACTION: (A-502) Approved.

(Item #43A & B from the regular agenda was transferred to Item #1 of the Consent Agenda)

OFFICE OF LEGISLATIVE & INTERGOVERNMENTAL MANAGEMENT

C. MOTION TO ACCEPT nominations for an at-large position under the category of "purchaser" for the Broward County Health Planning Council.

ACTION: (A-502) Approved.

D. MOTION TO NOMINATE Mr. Bernie Friedman for reappointment to an at-large set on the Broward Regional Health Planning Council for a two-yr term

representing a Purchaser. Mr. Friedman's current term expires on October `9, 1998. (Commissioner Gunzburger)

ACTION: (A-502) Approved.

AVIATION DEPARTMENT

2. MOTION TO APPROVE commuter terminal building lease agreement between Broward County, Florida and Flying Boat, Inc. d/b/a Pan Am Air Bridge at the Fort Lauderdale-Hollywood International Airport effective upon Board approval and shall terminate on the fifth annual anniversary of the effective date with a 30-day cancellation notice, and authorize the Chair and Clerk to execute same

ACTION: (A-502) Approved.

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

ACTION: (A-502) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

4. MOTION TO ADOPT Resolution 1998-818 accepting three quit claim deeds executed by Old Plantation Water Control District for road right-of-way for Hiatus Road Project 5143, Parcels 5, 6 and 7; and authorize acceptance and recordation of deeds.

ACTION: (A-502) Approved.

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

5. MOTION TO APPROVE developer's agreement between the County and Home Depot U.S.A., Inc., a Corporation of Delaware, providing for utility installations located at Pembroke Road and State Road 7, Hollywood, Florida, by the Developer at an estimated installation cost of \$13,880.00, at no cost to the County, to furnish water service (sewer service by the City of Miramar), and authorize the Chair and Clerk to execute same. (BCOES Project Number: 8761)

ACTION: (A-502) Approved.

FISCAL OPERATIONS DIVISION

6. MOTION TO APPROVE AND EXECUTE Satisfactions of Claim of Lien to release liens recorded for unpaid water and/or sewer charges.

ACTION: (A-502) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

7. MOTION TO APPROVE revocable license agreement between Broward County and Family Entertainment Centers, Inc., a Florida Corporation, for the installation of additional landscaping and irrigation in the right-of-way of NW 136th Avenue, in the City of Sunrise, north of State Road 84, adjacent to the plat of Marina West (121-17); and authorize the Chair and Clerk to execute same.

ACTION: (A-502) Approved.

8. MOTION TO APPROVE notice of termination of a revocable license agreement between Broward County and Sunrise Ventures/S-H Property Holdings Ltd. for the installation of additional landscaping and irrigation in the additional road right-of-way dedication for NW 136th Avenue, in the City of Sunrise, north of State Road 84,

shown on the recorded plat of Marina West Parcel "A" (121-17); and authorize the Chair and Clerk to execute same.

ACTION: (A-502) Approved.

9. MOTION TO ADOPT Resolution 1998-819 accepting a road easement executed by Joe DeBellis, donating right-of-way for SW 166th Avenue & SW 66th Street in Section 5, Township 51 South, Range 40 East, subject parcel is located at the southwest corner of the intersection of SW 166th Avenue and SW 66th Street.

ACTION: (A-502) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

OFFICE OF HOUSING FINANCE

10. MOTION TO FILE Quarterly Foreclosure Report for the State Housing Incentives Partnership (SHIP) Single Family Second Mortgage Program administered by the Office of Housing Finance.

ACTION: (A-502) Approved.

ACCOUNTING DIVISION

11. MOTION TO APPROVE check lists issued from August 1, 1998 through August 31, 1998 in accordance with Florida Statute 136.06.

ACTION: (A-502) Approved.

12. MOTION TO APPROVE satisfactions and releases of anti-litter liens.

ACTION: (A-502) Approved.

13. MOTION TO APPROVE satisfactions and releases of land clearance liens and releases of Notices of Non-compliance with the Land Clearing Code of Broward County.

ACTION: (A-502) Approved.

14. MOTION TO APPROVE satisfactions and releases of building demolition liens.

ACTION: (A-502) Approved.

PURCHASING DIVISION

For Aviation Department

15. MOTION TO APPROVE First Amendment to Work Authorization No. 1 in accordance with the Agreement of August 27, 1996 between Broward County and BBL Environmental Services (BBLES) from the Library for Environmental Services, to provide professional services to remove the underground storage tank and install an aboveground tank as part of the storage tank upgrades located at the Fort- Lauderdale-Hollywood International Airport, for an additional \$74,323.73, which amends the maximum amount not to exceed total to \$168,646.60, and for an additional 60 calendar days to a revised total time period of 260 calendar days, and authorize the Chair and Clerk to execute same.

ACTION: (A-502) Approved.

For Community Services Department

16. MOTION TO REJECT bid from single bidder, M B R Construction, for Palm Aire Playground (No. T-01-98-05-CF) for the Parks and Recreation Division.

ACTION: (A-502) Approved.

For Public Works Department

17. MOTION TO AWARD open-end contract to low bidder High Tech Engineering for locating/marketing underground water utilities (Bid No. T-4-98-106-B-1) in the estimated amount of

\$129,060 for the Environmental Operations Division of the Office of Environmental Services.

ACTION: (A-502) Approved.

COMMUNITY SERVICES DEPARTMENT

ANIMAL CARE AND REGULATION DIVISION

18. MOTION TO APPROVE agreement between Broward County and Dr. R. W. Lundberg, V.M.D. in the amount of \$21,300 for the purchase of temporary veterinarian services, injured animal radiology services, emergency medical and surgical treatment from date of execution to September 30, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-502) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

19. MOTION TO APPROVE settlement agreements between Broward County and the listed respondents for violations of Broward County Code of Ordinances for Department of Natural Resource Protection (DNRP). The Respondents were cited for violations of the Broward County Code of Ordinances for the attached violations and have agreed to pay Broward County for any penalties in full:

1. Donald Blair
2. Sun Harbor Homeowners Association
3. Enterprise Rent-A-Car, Inc.

ACTION: (A-502) Approved.

PORT EVERGLADES DEPARTMENT

20. MOTION TO APPROVE Port Everglades Taxi/Limo/Bus Service Business Permit between Broward County, Florida and Astronaut Charters, Inc., in accordance with Chapter 32 of the Broward County Administrative Code, effective from the date of approval, with an expiration date of December 31, 1998, and authorize the Chair and Clerk to execute same.

ACTION: (A-502) Approved.

21. MOTION TO APPROVE renewal of a one-year lease agreement between Broward County and Harrington & Company, Inc. for 3,081 square feet of warehouse and office space in Building No. 612 at Port Everglades, for the period of November 1, 1998 through October 31, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-502) Approved.

22. MOTION TO APPROVE renewal of a one-year lease agreement between Broward County and Rikki Davis, Inc. for Suite No. 206 in Building 611 at Port Everglades, consisting of 416 square feet of office space, for the period of November 1, 1998 through October 31, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-502) Approved.

23. MOTION TO APPROVE renewal of a one-year lease agreement between Broward County and Pittsville Services, Inc. for Suites No. 8, 9 and 10 in Building 62 at Port Everglades, consisting of 594 square feet of office space, for the period of November 1, 1998 through October 31, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-502) Approved.

24. MOTION TO APPROVE renewal of a one-year lease agreement between Broward County and DLS Petroleum, Inc. d/b/a Anchor Petroleum for Suite No. 304 in Building 611 at Port Everglades, consisting of 332 square feet of office space, for the period of November 1, 1998 through October 31, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-502) Approved.

25. MOTION TO APPROVE consent to assignment of interests in duty free retail stores and snack bar concession agreement and lease agreement necessitated by transfer of 100% ownership of Sunset Duty Free, Inc. to Weitnauer America Trading Services, Inc., and authorize the Chair and Clerk to execute same.

ACTION: (A-502) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

26. MOTION TO APPROVE business travel for County employees in accordance with Administrative Order 105.

ACTION: (A-502) Approved.

27. MOTION TO ADOPT unanticipated revenue Resolution 1998-1024 within the General Fund for the Sheriff in the amount of \$200,900 for five Broward Sheriff's Office (BSO) positions to conduct comprehensive background checks at the Port. This program was started in Fiscal Year 1998 and totally funded by the Port.

ACTION: (A-502) Approved.

28. MOTION TO ADOPT unanticipated revenue Resolution 1998-1025 within the Law Enforcement Trust Fund to provide funding in the amount of \$127,078 to provide funding for Young Men's Christian Association (YMCA) of Broward County, Florida; Broward Sheriff's Office (BSO) Bureau of Patrol Services, Department of Law Enforcement; and Block Grant Matching Funds for BSO District II.

ACTION: (A-502) Approved.

29. A. MOTION TO APPROVE first amendment for the Primary Health Care agreement between Broward County and the South Broward Hospital District for an additional \$800,000 and extend the agreement for a period of 90 days.

ACTION: (A-502) Approved.

B. MOTION TO ADOPT budget Resolution 1998-1026 transferring within the General Fund for the first amendment of the Primary Health Care agreement with the South Broward Hospital District in the amount of \$800,000 from the Commission Reserve for expanded levels of service and increases number of clients being served.

ACTION: (A-502) Approved.

COUNTY COMMISSION

30. MOTION TO FILE Resolution No. 98-9-2 adopted by the City Commission of the City of Cooper City urging Congress to approve critical projects authorized by the 1998 Water Resources Development Act; and providing for an effective date. (Chair)

ACTION: (A-502) Approved.

31. MOTION TO FILE notice of public hearing to be held on Tuesday, October 20, 1998 at 7:00 p.m. by the Deerfield Beach City Commission in the City Commission meeting room for the purpose of adopting a resolution finding slum and blight conditions in the Beach/Cove Redevelopment Area and finding of necessity to create a Community Redevelopment Agency in the City of Deerfield Beach. (Chair)

ACTION: (A-502) Approved.

REQUEST TO SET FOR PUBLIC HEARING

32. MOTION TO ADOPT Resolution 1998-1027 directing the County Administrator to publish a notice of public hearings to be held at 2:00 p.m. on Tuesday, October 27, 1998 and Tuesday, November 10,

1998 in Room 422 of the Governmental Center to consider a second amendment to the lease between Broward County and BCCC Hotel Limited Partnership.

ACTION: (A-502) Approved.

33. MOTION TO ADOPT Resolution 1998-1028 directing the County Administrator to publish notice of public hearing to be held on Tuesday, October 27, 1998 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, AMENDING CHAPTER 15, ARTICLE V, SECTION 15-74 OF THE BROWARD COUNTY CODE RELATING TO THE REGIONAL EMERGENCY MEDICAL SERVICES COUNCIL (“EMS COUNCIL”); PROVIDING FOR AN EXCEPTION TO THE RESIDENCY REQUIREMENT FOR THREE (3) BOARD APPOINTEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-502) Approved.

REGULAR AGENDA

34. COUNTY ADMINISTRATOR’S REPORT - The County Administrator advised he had nothing to report at this time.

ACTION: (A-603) No action required by the Board.

AVIATION DEPARTMENT

35. A. MOTION TO WAIVE Broward County Administrative Code, Section 24.16, Selection of Works of Art, pertaining to the Public Art and Design Committee’s review of proposed loans of artworks to the County.

ACTION: (A-606) Approved.

B. MOTION TO APPROVE agreement between Broward County and Dr. Guy Harvey for loan of artwork to the County for display in the Airport Terminals at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-502) Approved.

PUBLIC WORKS DEPARTMENT

OFFICE OF ENVIRONMENTAL SERVICES

ENVIRONMENTAL ENGINEERING DIVISION

36. A. MOTION TO TERMINATE Contract Number B-11-94-01-OF awarded to Urban Organization, Inc. on July 8, 1997. (BCOES Project Number: 8291 - Renovate 2401 N. Powerline Road Administration Buildings 1, 2 & 3)

ACTION: (A-731) Approved.

B. MOTION TO AUTHORIZE County Attorney's Office to take all necessary actions to proceed against Urban Organization, Inc. and the Surety to obtain completion of the Project to Renovate 2401 N. Powerline Road Administration Buildings 1, 2 & 3.

ACTION: (A-502) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

PURCHASING DIVISION

For Finance and Administrative Services Department

37. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm to provide a Billing and Property Management System for the Aviation Department.

ACTION: (A-788) Approved, as amended, wherein if the cost of this project exceeds the \$200,000 in the item, the County Commission is to be notified within three business days.

RISK MANAGEMENT DIVISION

38. MOTION TO AUTHORIZE full and final settlement of claim No. 89WC0624SM/PT in the amount of \$1,200,000 which shall be reimbursed in full by the reinsurance carrier.

ACTION: (A-828) Approved.

HUMAN SERVICES DEPARTMENT

ELDERLY AND VETERANS SERVICES

DIVISION

39. MOTION TO APPROVE Agreement No. 99-8363-4 between Broward County and Silver Impact, Inc. from October 1, 1998 to September 30, 1999 in the amount of \$34,000 for the purpose of providing a drop-in center for psychiatrically disabled

seniors, and authorize the Chair and Clerk to execute same. (Deferred from September 28, 1998, Item 21 for revision of Outcome Measure.)

ACTION: (A-833) Approved.

DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT

COMMUNITY DEVELOPMENT DIVISION

40. MOTION TO ADOPT Resolution 1998-1029 of the Board of County Commissioners of Broward County, Florida regarding West Broward Boulevard Facade Treatment Program; approving form Letter of Agreement with Grantees; authorizing Director of Community Development Division to sign on behalf of County; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (A-950) Approved, as amended.

PORT EVERGLADES DEPARTMENT

41. A. MOTION TO WAIVE Broward County Procurement Code for the purpose of entering into an amendment to agreement with The Florida Alliance, Inc.

ACTION: (A-961) Approved.

B. MOTION TO APPROVE agreement between Broward County, Florida and The Florida Alliance, Inc., a Florida corporation, not for profit, effective October 1, 1998, for a one-year term, and authorize the Chair and Clerk to execute same.

ACTION: (A-961) Approved, as amended.

OFFICE OF BUDGET AND MANAGEMENT

POLICY

42. MOTION TO APPROVE travel for County employees on the attached list, in accordance with Administrative Order 105.

ACTION: (A-1080) Approved, as amended.

OFFICE OF LEGISLATIVE & INTERGOVERNMENTAL MANAGEMENT

43. A. MOTION TO ACCEPT nominations for an at-large position under the category of “purchaser” for the Broward County Health Planning Council.

ACTION: (A-502) This item transferred to Item #1 of Consent Agenda.

B. MOTION TO NOMINATE Mr. Bernie Friedman for reappointment to an at-large seat on the Broward Regional Health Planning Council for a two-year term representing a Purchaser. Mr. Friedman’s current term expires on October 19, 1998. (Commissioner Gunzburger)

ACTION: (A-502) This item transferred to Item #1 of Consent Agenda.

COUNTY ATTORNEY

44. MOTION TO NOTE FOR THE RECORD notice of proposed settlement in the amount of \$14,999 in Scherzer v. Broward County, Case No. 97-01020.14.

ACTION: (A-1265) Approved.

45. MOTION TO ACCEPT settlement offer in Broward County v. Caribe Container Express, Inc., Broward County Circuit Court Case No. 97-16953, in the amount of \$1,913.20, plus sales tax.

ACTION: (A-1271) Approved.

46. MOTION TO DIRECT County Attorney to draft an ordinance to become effective on the earliest possible date after approval of Amendment No. 12 of the proposed Florida Constitutional Revisions for the 1998 Ballot, which ordinance shall require a criminal background check and provide for the maximum allowable waiting period before the purchase of hand guns and other firearms in Broward County and directing the County Administrator to set a public hearing to be held at 2:00 p.m. on Tuesday, November 24, 1998 in Room 422 of the Governmental Center to consider the enactment of such ordinance; provided that such public hearing shall be canceled if Amendment No. 12 of the proposed Florida Constitutional Revisions for the 1998 Ballot is not approved.

ACTION: (A-1280) Approved, as corrected.

COUNTY COMMISSION

47. DISCUSSION: Ordinance mandating posting of alcohol health warning signs to include additional information in signs in an effort to raise public awareness level of the effects and dangers of alcohol. (Chair)

ACTION: (A-1280) No decision made; moved the agenda.

NON AGENDA ITEMS

48. PRESENTATION: Commissioner Rodstrom presented the Volunteer of the Month Award to Michael Veingrad for the month of July, 1998.

ACTION: (A-51) Mr. Veingrad accepted and thanked the Commission for the presentation.

49. PROCLAMATION: Commissioner Lieberman read into the record a Proclamation designating the week of October 14 through October 30, 1998, as MEDIATION week in Broward County, Florida, and encourages all citizens to recognize the important role that mediation plays in our society.

ACTION: (A-95) Susan F. Dubow, Director and Daniel Bass, President of the Court Mediation & Arbitration Program accepted and thanked the Commission for the Proclamation.

50. PROCLAMATION: Commissioner Gunzburger read into the record a Proclamation designating October 13, 1998 as JUDITH WOLFMAN APPRECIATION DAY in Broward County, Florida for her decade of service as president of the Friends of Broward County Library.

ACTION: (A-192) Ms. Wolfman accepted and thanked the Commission for the Proclamation and introduced the members of her family that were seated with her.

51. PROCLAMATION: Commissioner Parrish read into the record a proclamation designating Wednesday, October 14, 1998 as ROCKY RODRIGUEZ APPRECIATION DAY in Broward County and congratulates him on being honored at the Stephen R. Booher Memorial Fourth Annual Gala.

ACTION: (A-376) Mr. Rodriguez accepted and thanked the Commission for the Proclamation.

52. DISCUSSION: Policy on removal of Selection/Negotiation Committee members for unexcused absences. (Chair)

ACTION: (A-1435) The County Attorney will draft language relating to a 48 hour notice when a Committee member is unable to attend a meeting, that such notice keeps the member on the Selection/Negotiation Committee, and the quorum is readjusted to a majority of those present.

53. REPORT: Commissioner Cowan related his experience riding a Broward County bus to work last week and noted that the cities are installing bus benches at non bus stops for the revenue only.

ACTION: (A-1764) The Commission directed that staff request all cities, via the City/County Liaison Group, to have affixed to bus benches at non bus stops the following: "This is not an official Broward County Bus Stop".

54. CHILD DROWNING STUDY: Commissioner Lieberman discussed the very thorough study made by Broward Medical Examiner Joshua A. Perper on accidental drownings of Broward children under 5

years of age.

ACTION: (A-1951) Commissioner Lieberman said that this report stresses the need for supervision and to teach young children to swim.

55. MEETING DATE CHANGED: At the request of attorney Barbara Hall, the public meeting scheduled for October 20, 1998 at 7:00 p.m. on the plat approval of the Oakridge West Plat has been changed to Tuesday, November 10, 1998 at 7:00 p.m.

ACTION: (A-2034) Approved.

56. ARENA AND ART IN PUBLIC PLACES: The issue of Arena Development Corporation prevailing wage and the Art in Public Places was discussed.

ACTION: (A-2381) Tabled to the end of the 2:00 p.m. public hearing this afternoon at which time the Board directed that the County Administrator contact Arena Development Company, Ltd. relating to the disputed compliance with Broward County's Art in Public Places Ordinance.

[Back to previous page](#)