

MEETING OF OCTOBER 17, 1995

(Meeting convened at 10 a.m. and adjourned at 10:40 a.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER - Led by Commissioner John E. Rodstrom Jr.

CONSENT AGENDA

AVIATION DEPARTMENT

1. MOTION TO ADOPT Resolution 95-955 making application to the Florida Department of Transportation for the conveyance of certain real property to the County, for no consideration, for the public purpose of securing the Runway Protection Zone for Runway 9L.

ACTION: (A-185) Approved.

2. MOTION TO APPROVE consent to sublease between International Jet Cargo, Inc., and Air Care of Broward at International Jet Cargo, Inc.'s leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-185) Approved.

PUBLIC WORKS DEPARTMENT

3. MOTION TO APPROVE amendment #2 to the contract between the State of Florida, Department of Community Affairs and Broward County for a local government alternative vehicle fuel initiative providing \$250,000 to the County for a contract for services, and authorize the Chair and Clerk to execute same.

ACTION: (A-185) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

4. MOTION TO APPROVE closure of the March Storm Disaster Relief Funding Agreement with the State of Florida Department of Community Affairs, DCA Agreement No. 94-E0-3T-16-01-248.

ACTION: (A-185) Approved.

COUNTY RECORDS DIVISION

5. MOTION TO APPROVE for filing supplemental papers pertaining to the plats and other items that were approved in prior years.

ACTION: (A-185) Approved.

6. MOTION TO APPROVE the minutes of the Commission meeting of August 8, 1995 and the public hearing of August 8, 1995.

ACTION: (A-185) Approved.

OFFICE OF INFORMATION TECHNOLOGY

7. MOTION TO ADOPT Resolution 95-956 of the Board of County Commissioners of Broward County, Florida, relating to the cable television franchise granted to Selkirk Communications, Inc., awarded on March 21, 1995, by Resolution No. 95-283; consenting to name change from Selkirk to Comcast Cablevision of Broward, Inc., D/B/A Comcast Communications; providing for severability; and providing for an effective date.

ACTION: (A-185) Approved.

PURCHASING DIVISION

For Aviation Department

8. MOTION TO AWARD fixed contract to low bidder, Weekley Asphalt & Paving for Concourse "E" Apron Improvements South Perimeter Road Drainage Fence - Runway 9L Taxiways "B" & "G" Repairs to Ft. Lauderdale/Hollywood Airport (Bid #H-06-95-27-OF), in the grand total bid amount of \$1,832,951.50 for the Aviation Division subject to receipt and acceptance of insurance/performance and payment guaranty.

ACTION: (A-185) Approved.

For Port Everglades Department

9. MOTION TO APPROVE sole brand/sole source standardization for future purchases of ship fendering systems and replacement parts, manufactured by Seibu Polymer Corporation, from Mitsubishi International Corp.

ACTION: (A-185) Approved.

For Public Works Department

10. MOTION TO APPROVE amendment to the contract with CADD Centers of Florida, Inc. for Turnkey CADD System - OES (#A-09-93-08-OF) that will modify the equipment to be provided at an acquisition cost of \$127,462 and a maintenance service cost of \$19,432, and to authorize the Chair and Clerk to execute same.

ACTION: (A-185) Approved.

11. MOTION TO AWARD fixed contract to low bidder, K.D.G., Inc. d/b/a Wildcat for the Pompano Incinerator Facility Demolition and Disposal (Bid #L-04-95-20-OF) in the grand total bid amount of \$505,025 including base bid amount and alternates A.1.1 and A.1.2 for the Integrated Waste Management Division, subject to receipt and acceptance of insurance and performance and payment guaranty.

ACTION: (A-185) Withdrawn for further information.

RISK MANAGEMENT DIVISION

12. MOTION TO AUTHORIZE full and final settlement of Workers' Compensation Claim # 84 WC 0282 MR/PT in the amount of \$100,000.00.

ACTION: (A-185) Approved.

HUMAN SERVICES DEPARTMENT

ALCOHOL & DRUG ABUSE SERVICES DIVISION

13. MOTION TO ADOPT unanticipated revenue resolution within the 910 Grant Fund for the Alcohol and Drug Abuse Services Division in the amount of \$5,053,895 for providing substance abuse services for the Chemical Dependency Treatment Programs.

ACTION: (A-185) Withdrawn by staff.

14. A. MOTION TO ADOPT budget Resolution 95-957 transferring \$63,886 within the Grant Fund #910 to complete renovations to the treatment center at 1011 SW 2nd Court, Ft. Lauderdale.

ACTION: (A-185) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 95-958 within Grant Fund 910-024-4110-6310 and 910-024-4110-6410 Fund for the Alcohol and Drug Abuse Services Division in the amount of \$63,886 for renovations to the treatment center at 1011 SW 2nd Court, Ft. Lauderdale.

ACTION: (A-185) Approved.

**DEPARTMENT OF STRATEGIC PLANNING
& GROWTH MANAGEMENT
COMMUNITY DEVELOPMENT DIVISION**

15.MOTION TO APPROVE satisfaction of mortgage on a 5% direct loan in the amount of \$97,000 to Halford J. Ledgister and Iverine D. Ledgister and authorize Chair and Clerk to execute same.

ACTION: (A-185) Approved.

16.MOTION TO ADOPT budget Resolution 95-959 transferring funds within the Community Development Division's Diaster Relief Fund (Fund 784) in the amount of \$80,000 from the South County Facade Project to Agriculture Division Roof Replacement Project.

ACTION: (A-185) Approved.

17.MOTION TO ADOPT budget Resolution 95-960 transferring funds with the Community Development Block Grant Fund (Fund 771) in the amount of \$48,900 to cover Housing Rehabilitation Service Delivery Charges until the 21st Year funding is available for use.

ACTION: (A-185) Approved.

PORT EVERGLADES DEPARTMENT

18.MOTION TO APPROVE a one-year Lease Agreement between Broward County and Anchor Petroleum, Inc. for Suite No. 304 in Building 611 at Port Everglades, consisting of 332 square feet, for the period of November 1, 1995 through October 31, 1996, and authorize the Chair and Clerk to execute same.

ACTION: (A-185) Approved.

19.MOTION TO APPROVE a one-year Lease Agreement between Broward County and Alliance Warehouse, Inc. for Bays No. 5 and 6 in Building "B" in Foreign Trade Zone No. 25 at Port Everglades, consisting of 5,860 square feet, for the period of November 1, 1995 through October 31, 1996, and authorize the Chair and Clerk to execute same.

ACTION: (A-185) Approved.

20.MOTION TO APPROVE a one-year Lease Agreement between Broward County and Cari-Freight Shipping Company, Limited for Suite No. 2 in Building 62 at Port Everglades, consisting of 200 square feet, for the period of November 1, 1995 through October 31, 1996, and authorize the Chair and Clerk to execute same.

ACTION: (A-185) Approved.

21.MOTION TO APPROVE 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, for the period of November 1, 1995 through October 31, 1996, and authorize the Chair and Clerk to execute same.

ACTION: (A-185) Approved.

22. MOTION TO APPROVE a one-year Lease Agreement between Broward County and W9Y Construction, Inc. for 17,500 square feet of vacant land at Port Everglades, for the period of October 1, 1995 through September 30, 1996, and authorize the Chair and Clerk to execute same.

ACTION: (A-185) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-185) Approved.

INTERGOVERNMENTAL AFFAIRS

24.MOTION TO APPROVE agreement with Anthony P. Carvalho for professional state legislative budget and financial analyst services for fiscal year 1996, and authorize Chair and Clerk to execute same.

ACTION: (A-203) Approved.

BOARD APPOINTMENTS

25.MOTION TO APPOINT Kenneth J. Nolan to the Consumer Protection Advisory Board. Mr. Nolan fills an existing vacancy. (Comm. Cowan)

ACTION: (A-185) Approved.

REQUEST TO SET PUBLIC HEARING

26.MOTION TO ADOPT Resolution 95-961 directing the County Administrator to publish notice of public hearing to be held on Tuesday, November 14, 1995 at 2 p.m to vacate and abandon right-of-way, lying and being in Broward County, Florida, and located south on Taft Street, west of West Shore Drive and north of Roosevelt Street in the City of Hollywood.

Petitioner: Katherine R. Miller (Berry & Calvin, Inc. - Agent) 14-V-95.

ACTION: (A-185) Approved.

27.MOTION TO ADOPT Resolution 95-962 directing the County Administrator to publish notice of public hearing to be held Tuesday, November 14, 1995 at 2 p.m to vacate and abandon a utility easement, lying and being in Broward County, Florida, and located at 10800 N.W. 2nd Street in the City of Plantation.

Petitioner: General Charter Corp. (C. C. Winningham Corp. - Agent) 30-V-95.

ACTION: (A-185) Approved.

REGULAR AGENDA

COUNTY ADMINISTRATOR'S REPORT

28.**JAIL REPORT** County Administrator B. Jack Osterholt filed the jail report indicating the population is at 3,437, which is 219 under the cap.

ACTION: (A-493) No action necessary.

10 A.M CONTINUED PUBLIC HEARING

29.MOTION TO ADOPT Resolution 95-963 amending Chapter 39, Broward County Administrative Code, amending the schedule of rates, fees and charges to correct a scrivener's error in landing fees; revise security charges, non-terminal rates and charges for Fort Lauderdale-Hollywood International Airport and North Perry Airport; delete Exhibit 39.A and replace with a new exhibit 39.A, and amend Exhibit 39.B and Exhibit 39.C for Fort Lauderdale-Hollywood International Airport; providing for severability; providing for inclusion in the administrative code; and providing for an effective date.

(Continued from September 27, 1995)

ACTION: (A-501) Approved. Further, the Chair suggested this same resolution be adopted to the Port Everglades rental rates, and directed Jack O'Brien, Port Director, to pursue this and see if it applicable to the port.

END OF PUBLIC HEARING

DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT DEVELOPMENT MANAGEMENT DIVISION QUASI-JUDICIAL HEARING

Please be advised that the following items on the County 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. You must be sworn before addressing the commission, and if you wish to address the commission, you may be subject to cross-examination. If you refuse to submit to cross-examination, the commission will not consider what you have said in its final deliberations.

30.DISCUSSION of Plat entitled "Sector 7 - Parcels J-2 & J-3" - District 3, (021-UP-94).

ACTION: (A-579) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

31.DISCUSSION of Plat entitled "Wiles/Butler Plat One" - District 3, (022-MP-95).

ACTION: (A-564) Deferred to November 7, 1995 at the applicant's request.

32.DISCUSSION of Plat entitled "Wiles/Butler Plat Two" - District 3, (049-MP-95).

ACTION: (A-564) Deferred to November 7, 1995 at the applicant's request.

33.DISCUSSION of Plat entitled "Pines Lake Commercial Center" - District 5, (024-MP-95).

ACTION: (A-592) Approved the plat subject to staff's recommendations as outlined in the Development Review Report as amended by changing recommendation 17 to read, "50 percent of the installation cost of a traffic signal ... in the amount of \$35,000." Further, the Board directed staff to contact the South Florida Regional Planning Council staff to see if they consider this a DRI.

34.DELEGATION: Peter M. Wallach regarding request to place a note on "A Portion Of Block H - Coral Springs University Drive Subdivision Addition No. 1" - District 3, (901-MP-94). (Deferred from March 21, 1995.)

ACTION: (A-564) Withdrawn at applicant's request.

35.DELEGATION: Thomas E. Ritter regarding request to amend the note on the Deco Plat (091-MP-91).

ACTION: (A-656) Approved subject to staff's recommendations.

36.DELEGATION: Peggy Donnelly regarding request to amend the note on the Silver Lakes Phase III Replat (097-MP-94).

ACTION: (A-665) Approved subject to staff's recommendations.

37.DELEGATION: Don MacNeir regarding request to amend the note on the Ferd Heeb Plat (114-MP-83). (Deferred from September 19, 1995.)

ACTION: (A-683) Approved subject to staff's recommendations.

38.DELEGATION: Don MacNeir regarding request to amend the non-vehicular access line of the Ferd Heeb Plat (114-MP-83). (Deferred from September 19, 1995.)

ACTION: (A-693) Approved subject to staff's recommendations.

39.DELEGATION: Rosana D. Cordova regarding request to modify conditions of plat approval on the Replat of West Broward Industrial Park (069-MP-93).

ACTION: (A-701) Approved subject to staff's recommendations.

40.DELEGATION: Charles C. Winningham II regarding request to modify conditions of plat approval on the Shell Oil 803 East Plat (162-CP-78).

ACTION: (A-720) Approved subject to staff's recommendations.

41.DELEGATION: Bonnie Miskal regarding motion to approve agreement between Broward County and Avatar Development Corporation, relating to the development of certain lands with the Three Islands 3rd Section Plat (199-MP-80).

ACTION: (A-731) Deferred to October 24, 1995 for further information.

END OF QUASI-JUDICIAL HEARING

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

For Port Everglades Department

42.A.MOTION TO APPROVE an amendment to the agreement dated May 19, 1994, with Frederic R. Harris, Inc., to provide additional design services to Terminal No. 18 for an amount not to exceed \$19,983 to modify critical path items within the existing construction plans resulting from a change in the passenger loading bridge design, and authorize Clerk and Chair to execute same.

ACTION: (A-855) Approved.

B.MOTION TO APPOINT a Negotiation Committee to negotiate an amendment to the agreement dated May 19, 1994, with Frederic R. Harris, Inc., for additional design services to Cruise Terminal No. 18 to modify noncritical path items within the existing construction plans resulting from a change in the passenger loading bridge design. Port Everglades Department Project No. 6453 Midport Cruise Terminal.

ACTION: (A-855) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-859) Approved as amended per staff's addendum.

BOARD OF RULES AND APPEALS

44.MOTION TO APPROVE agreement between the Board of Rules & Appeals and Robert E. Ziegler, Esq., for legal services.

ACTION: (A-865) Approved.

NON AGENDA

45.PROCLAMATION: The Chair read into the record a proclamation designating October 1995 as National Breast Cancer Awareness Month in Broward County.

ACTION: (A-35) The following representatives of the three Broward Branches of the American Cancer Society accepted the proclamation and expressing their appreciation to the commissioners for their support: David Singer, SouthBroward; Norm Adams, Greater Fort Lauderdale Area; and Liz Gasser, North Broward Area.

46.DISCUSSION: Commissioner Cowan commented on the problem with the proposed sitings for the Doppler Weather Radar (TDWR) tower for Fort Lauderdale-Hollywood International Airport, which will be made available by the FAA at no cost to the county. There are two logical sites, both of which are in the city of Sunrise. One is an existing city utility site that has a microwave dish tower on it of comparable size. The other is on land adjacent to the right-of-way of the Sawgrass Expressway. He suggested that the Board designate a commissioner to negotiate with the city. He stated that the majority of the burden of the airport falls on the city of Dania; the other cities must share some of the burden, and the site location having to be in Sunrise is very little price to pay for the airport and future expansion.

ACTION: (A-228) Commissioner Rodstrom was selected to negotiate with the Sunrise officials. If no site is acceptable, Commissioner Cowan stated that, with the agreement of the majority of the

commission, he would go to the state and ask them to deannex the selected site out of the city of Sunrise.

47.DISCUSSION: Commissioner Cowan advised that a bill has been prefiled in the Florida Legislature outlawing same day cruises from Florida ports. He requested that staff be prepared to discuss that particular bill at the county commission workshop on October 31, 1995.

ACTION: (A-873) No action taken at this time.

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