

## **MEETING OF NOVEMBER 6, 2001**

(The meeting convened at 10:00 a.m.; recessed at 12:58 p.m.; reconvened at 4:32 p.m. and adjourned at 5:24 p.m.)

PLEDGE OF ALLEGIANCE was led by Miss Jessica Lowman, 2<sup>nd</sup> Grade, Sawgrass Elementary School, one of the overall winners of the Office of Environmental Services Book Cover Coloring and Poetry Contest.

### **CALL TO ORDER**

### **CONSENT AGENDA**

#### **BOARD APPOINTMENTS**

1. A. MOTION TO APPOINT Mr. Jeffrey N. Warmington to the Small Business Development Advisory Board as a representative of an architectural engineering firm. (Commissioner Scott)

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

B. MOTION TO APPROVE the appointment of I. Joseph Curtis to the Consumer Protection Board. Mr. Curtis fills a vacancy. (Commissioner Gunzburger)

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

C. MOTION TO APPOINT Margaret Mitchell Armand to the Cultural Affairs Advisory Board. Ms. Armand fills an existing vacancy. (Commissioner Eggelletion)

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

D. MOTION TO RE-APPOINT Myron I. Stern to the Parks and Recreation Board. (Commissioner Graber)

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

E. MOTION TO APPOINT Linda Houston-Jones to the Multi-Ethnic Advisory Board. Ms. Houston-Jones fills an existing vacancy. (Commissioner Eggelletion)

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

### **PUBLIC WORKS DEPARTMENT**

#### **OFFICE OF ENVIRONMENTAL SERVICES**

#### **ENVIRONMENTAL ENGINEERING SERVICES DIVISION**

2. MOTION TO APPROVE developer's agreement between Broward County and Island Industrial Park Ltd., a Florida Limited Partnership, providing for utilities installation, by the developer, located at the north of NW 49<sup>th</sup> Street between Powerline Road and the Florida Turnpike, with an estimated cost to the

developer of \$89,429; AT NO COST TO BROWARD COUNTY, and will furnish water and wastewater services, and authorize the Chair and Clerk to execute same. (BCOES Project No. 8924) **(Commission District 2)**

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

## OFFICE OF TRANSPORTATION

### ENGINEERING DIVISION

3. MOTION TO ADOPT Resolution 2001-1075 accepting a warranty deed, at a nominal cost of \$10 to the County, executed by Calvary Chapel of Fort Lauderdale, Inc., for right-of-way for Cypress Creek Road (NW 62<sup>nd</sup> Street) (north side) located approximately 1,320 feet west of NW 21<sup>st</sup> Avenue. **(Commission District 9)**

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

4. A. MOTION TO ADOPT Resolution 2001-1076 accepting a sidewalk easement, at a nominal cost of \$1 to the County, executed by Atlantic Business Center L.C. for right-of-way for Race Track Road (a.k.a. SW 3<sup>rd</sup> Street/Pompano Park Place) (north side) located approximately 380 feet west of the west right-of-way line of Seaboard Coast Line Railroad. **(Commission District 9)**

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

B. MOTION TO ADOPT Resolution 2001-1077 accepting a drainage easement, at a nominal cost of \$1 to the County, executed by Atlantic Business Center L.C. for right-of-way for drainage purposes for Race Track Road (a.k.a. SW 3<sup>rd</sup> Street/Pompano Park Place) (north side) located approximately 190 feet west of the west right-of-way line of Seaboard Coast Line Railroad. **(Commission District 9)**

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

5. A. MOTION TO APPROVE Railroad Reimbursement Agreement among Broward County, Florida Department of Transportation and CSX Transportation, Inc., for crossing traffic control devices for the NW 15<sup>th</sup> Street crossing of the CSX railroad at a cost of \$3,540 annually, and authorize the Chair and Clerk to execute same. **(Commission District 9)**

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

B. MOTION TO APPROVE Railroad Reimbursement Agreement among Broward County, Florida Department of Transportation and CSX Transportation, Inc., for crossing traffic control devices for the NW 19<sup>th</sup> Street crossing of the CSX railroad at a cost of \$1,770 annually, and authorize the Chair and Clerk to execute same. **(Commission District 9)**

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

C. MOTION TO APPROVE Railroad Reimbursement Agreement among Broward County, Florida Department of Transportation and CSX Transportation, Inc., for crossing traffic control devices for the Cypress Creek Road crossing of the CSX railroad at a cost of \$1,770 annually, and authorize the Chair and Clerk to execute same. **(Commission District 9)**

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

**FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

**ACCOUNTING DIVISION**

6. MOTION TO ADOPT unanticipated revenue Resolution 2001-1078 within the Debt Service Fund (Fund 2440) in the amount of \$155,568,710 to recognize the proceeds of the General Obligation Refunding Bonds, Series 2001B.

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

7. MOTION TO FILE quarterly financial report for the Children's Services Council of Broward County for the quarter ending September 30, 2001.

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

8. MOTION TO FILE Sheriff's Florida Contraband Forfeiture Semi-Annual Report for the six month period ending September 30, 2001.

***ACTION: (Time-10:23 AM) Withdrawn at the request of BSO, pending a meeting between BSO and the Commission Auditor to resolve his concerns.***

9. MOTION TO APPROVE travel for County employees on the attached list, in accordance with Administrative Code Chapter 3, Part II - County Employee Travel.

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

**PURCHASING DIVISION**

For Aviation Department

10. MOTION TO APPROVE third amendment to the agreement between Broward County and M.C. Harry & Associates, Inc., for consultant services for the Airfield Rescue and Fire Fighting Facility at Fort Lauderdale-Hollywood International Airport, to increase the contract time by 206 days, from 1,313 to 1,519 days at no additional cost, and authorize the Chair and Clerk to execute same.

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

For Community Services Department

11. MOTION TO APPROVE sole source agreement between Broward County and ArtServe, Inc., for Cooperative Marketing Services Program for the Cultural Affairs Division in an annual amount not to exceed \$386,300 in the initial agreement year, and authorize the Purchasing Director to renew the agreement for two one-year periods, and authorize the Chair and Clerk to execute same. The agreement will begin retroactively on October 1, 2001 and end on September 30, 2002.

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

For Finance and Administrative Services Department

12. A. MOTION TO ESTABLISH Qualified List for board-Up, demolition, and pool fill-ins of various abandoned buildings, structures, and pools in Broward County, Solicitation No. M-5-01-112-A1 with A-C Construction Co., A Quick Board Up Service Inc., Arbor Tree & Land, Inc., Flooker Adams Home Improvement, Frederico Equipment Co. of Florida, Inc., Hercules Demolition Company, International Salvage, Inc., J.J.R. Construction, Kimmins Contracting Corp., Miami Wrecking Co., Pete's Trucking & Demolition, Inc., Rick Hamann & Sons; and authorize the Purchasing Director to renew the Qualified List for a one year period; add vendors who originally provided submittals, but failed to provide requisite documentation, upon submission of the required documentation; and delete vendors from the list if they fail to adequately perform. The initial Qualified List period will start on November 27, 2001 and terminates on November 26, 2002.

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

B. MOTION TO APPROVE procedures for processing Qualified List as outlined in Exhibit 1.

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

For Port Everglades Department

13. MOTION TO APPROVE after the fact, first amendment to agreement between Broward County and DeRose & Slopey Consulting Engineers, Inc. (D&S), to provide for an additional three months of full-time field representation, for an amount not to exceed \$36,666.68, increasing the total contract amount from \$646,000.00, to \$682,666.68, and authorize the Chair and Clerk to execute same.

***ACTION: (Time-10:26 AM) Approved. (In the future, staff will contact the County Attorney's Office to determine whether a delay claim exists in a contract.) See Page \*\*\*\*\****

For Public Works Department

14. MOTION TO APPROVE first amendment to the deliberately phased North County Neighborhood Improvement Project (NCNIP) Agreement (RLI No. 031199-RB), Phases II and III, to allow the Consultant, Miller, Legg & Associates, Inc., to prepare engineering design plans, contract documents, permit applications and bidding assistance for the Southeast Quadrant of NCNIP for a cost of \$3,095,618 to be added to the original agreement amount of \$1,777,795 for a total agreement cost of \$4,873,413; and increase completion time by 425 days, from 249 to 674 days, and authorize the Chair and Clerk to execute same. (BCOES Project No.1152/8629) (**Commission District 2**)

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

For Department of Safety and Emergency Management

15. MOTION TO ADOPT Resolution 2001-1079 of the Board of County Commissioners of Broward County, Florida, declaring a County vehicle to be surplus property, and authorizing the donation of same to the School Board of Broward County, Florida, and providing for an effective date.

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

## **REVENUE COLLECTION DIVISION**

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

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

## **HUMAN SERVICES DEPARTMENT**

### **COMMUNITY DEVELOPMENT**

17. MOTION TO APPROVE agreement between Broward County and the City of Lauderdale Lakes in the amount \$80,000 from date of execution through August 31, 2002, for the purpose of implementing the Lauderdale Lakes Minor Home Repair Project; , and authorize the Chair and Clerk to execute same. No County funds are required. **(Commission District 9)**

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

18. MOTION TO FILE quarterly reports for foreclosures, satisfactions of mortgages, releases of restrictive covenants and subordination agreements for the Housing Rehabilitation Programs administered by Community Development Division. **(Commission Districts 2, 4, 8, and 9)**

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

19. MOTION TO DIRECT County Attorney to initiate legal action against Davis Financial Corporation for nonperformance of agreement between Broward County and Davis Financial Corporation for the purpose of recovering \$96,510 paid to this organization under the HOME Investment Partnerships Program (HOME). **(Commission District 9)**

***ACTION: (Time-10:23 AM) Withdrawn to work out a settlement agreement.***

## **COMMUNITY SERVICES DEPARTMENT**

### **ANIMAL CARE AND REGULATION DIVISION**

20. MOTION TO APPROVE agreement between Broward County and Dr. William F. Meriwether, D.V.M., in the amount not to exceed \$10,000 per year, for the purchase of relief veterinary services for the period upon execution through September 30, 2004, and authorize the Chair and Clerk to execute same.

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

21. MOTION TO APPROVE agreement between Broward County and Allen Babcock Dog and Cat Rescue, Inc., for placement of stray animals impounded by the Broward County Animal Care & Regulation Division, at no cost to the County, and to provide license tags at a cost of \$1.00 per tag for Allen Babcock Dog and Cat Rescue, Inc.'s, adoption program for the period upon execution to September 30, 2003.

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

### **CULTURAL AFFAIRS DIVISION**

22. MOTION TO FILE report for the fourth quarter of Fiscal Year 2001 in accordance with Section 29.17h of the Broward County Administrative Code relating to the Broward County cultural grant agreements.

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

## **PARKS AND RECREATION DIVISION**

23. MOTION TO ADOPT Resolution 2001-1080 of the Board of County Commissioners of Broward County, Florida; authorizing the acceptance of donations totaling \$46,500 from various corporations, organizations, and individuals for the Parks and Recreation Division's 2001 Holiday Fantasy of Lights event to be held at Tradewinds Park from November 18, 2001 through December 30, 2001; authorizing the County to provide certain in-kind services in exchange for the various sponsorships; authorizing the County Administrator to take all administrative actions to implement same; and providing for an effective date. **(Commission Districts 2 and 3)**

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

24. A. MOTION TO APPROVE master plan for the Hillsboro Pineland Natural Area located within the City of Coconut Creek, Florida. **(Commission District 3)**

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

B. MOTION TO ADOPT budget Resolution 2001-1081 transferring within the 1989 General Obligation Bond Environmentally Sensitive Land Fund the amount of \$1,006,000 from the Reserve Account to the Hillsboro Pineland Project Account, for the Parks and Recreation Division to design and construct public access amenities.

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

## **DEPARTMENT OF SAFETY AND EMERGENCY SERVICES**

### **BUILDING CODE SERVICES DIVISION**

25. MOTION TO APPROVE interlocal agreement between Broward County and the City of Fort Lauderdale to provide South Florida Building Code Inspection/Plan Review and Building Official services, and authorize the Chair and Clerk to authorize same. The cost of services will be recaptured through revenues collected from fees charged to the City for said services. Services will be performed by the Broward County Building Code Services Division and commences upon execution by County through September 30, 2002. **(Commission Districts 2,7, and 9)**

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

## **PORT EVERGLADES DEPARTMENT**

26. MOTION TO APPROVE amendment to Large User Wastewater Agreement between Broward County and the City Of Fort Lauderdale for wastewater services in Port Everglades to extend the term for an additional 11 years through December 31, 2021; amend the method of calculating the Replacement & Improvement Reserve Fund Deposit (R&R), allow use of the R&R for expenditures for improvements having an estimated cost of less than \$2 million with an expected useful life of 20 years; allow the City of Hollywood to exercise its right of first refusal by December 31, 2009 to provide wastewater services, and authorize the Chair and Clerk to execute same.

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

27. A. MOTION TO APPROVE agreement to terminate office space lease between Broward County and South Stevedoring, Inc., for Suites No. 211 and 212 in Building 611 at Port Everglades, consisting of 800 square feet of office space, and authorize the Chair and Clerk to execute same.

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

B. MOTION TO APPROVE new one-year lease agreement between Broward County and Bick's Auto World, Inc., for Suites No. 210, 211, and 212 in Building 611 at Port Everglades, consisting of 1,216 square feet of office space, for a period of one year effective upon Board approval, with rent in the amount of \$21,280 over the lease term, and authorize the Chair and Clerk to execute same.

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

28. MOTION TO APPROVE Revocable License Agreement with Broward County and the United States Coast Guard.

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

#### **OFFICE OF BUDGET SERVICES**

29. MOTION TO ADOPT unanticipated revenue Resolution 2001-1082 within the General Fund for the Broward Sheriff's Office in the amount of \$641,432 for the purpose of increasing the contract for Police Services for the Port Everglades. All direct costs are funded by the Port Everglades and are included in the Port's base budget for Fiscal Year 2002.

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

#### **COUNTY ATTORNEY**

30. MOTION TO AUTHORIZE County Attorney to file a lawsuit on behalf of Broward County for property damage sustained in the amount of \$175,079.55, against Tobin's Towing, Inc. and United Rental, Inc., formerly known as U.S. Rentals, Inc.

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

31. MOTION TO APPROVE settlement of Attorneys' fees and costs motions in two citrus canker cases: City of Pompano Beach, Broward County, et al. v. Department of Agriculture, Broward County Circuit Court Case No. 00-18394 (08) CACE; and Broward County, et al. v. Department of Agriculture, Florida Division of Administrative Hearings ("DOAH"), Case No. 00-4520.

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

#### **COUNTY COMMISSION**

32. MOTION TO FILE Resolution No. 01-141 of the City of Sunrise, Florida, declaring the City's support for the actions of the Federal Government in identifying and bringing to justice the perpetrators of the September 11<sup>th</sup>, 2001 terrorist attacks on the United States and its citizens; and urging people everywhere to guard against prejudice directed at any religious or ethnic group; and providing an effective date. (Chair)

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

33. MOTION TO ADOPT Resolution 2001-1083 supporting Nova Southeastern University's efforts to establish an Office of the Institute for Child Health Policy. (Commissioner Lieberman)

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

**REQUEST TO SET FOR PUBLIC HEARING**

34. MOTION TO ADOPT Resolution 2001-1084 authorizing the County Administrator to advertise a Public Hearing to be held Tuesday, December 11<sup>th</sup>, 2001 at 2:00 p.m., in Room 422 of the Governmental Center to adopt supplemental budgets in various funds to adjust revenues and appropriations.

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

35. MOTION TO ADOPT Resolution 2001-1085 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, November 27, 2001 at 2:00 p.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 15, ARTICLE V, SECTIONS 15-72 THROUGH 15-77 OF THE BROWARD COUNTY CODE RELATING TO COMPOSITION OF THE MEMBERSHIP OF THE BROWARD REGIONAL EMERGENCY MEDICAL SERVICES COUNCIL ("EMS COUNCIL"); PROVIDING FOR HOUSEKEEPING REVISIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

***ACTION: (Time-10:23 AM) Approved, as corrected. (Scrivener's Error - See County Administrator's Memorandum: Under "Why is Action Necessary: at the end of the sentence, change the date to read the 10<sup>th</sup> and not the 1<sup>st</sup>, 2001.***

36. MOTION TO ADOPT Resolution 2001-1086 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, November 27, 2001 at 2:00 p.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO THE BROWARD COUNTY CHILDREN'S SERVICES BOARD; AMENDING SECTION 1-485 OF THE BROWARD COUNTY CODE; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Rodstrom)

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

37. MOTION TO ADOPT Resolution 2001-1087 directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, November 27, 2001 at 2:00 p.m., in Room 422 of the Governmental Center to consider enactment of a proposed Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS AUTHORIZING THE CREATION OF THE MELROSE PARK NEIGHBORHOOD PRESERVATION AND ENHANCEMENT DISTRICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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

**DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

38. MOTION TO APPROVE settlement agreements in the total amount of \$44,970 between Broward County and the listed respondents for violations of Broward County Code of Ordinances for Department of Planning and Environmental Protection (DPEP), and authorize the Chair and Clerk to execute same. (Commission Districts 3, 7, 8, and 9)

**ACTION:** (Time-10:27 AM) *Approved. (Staff was directed to explore a means to greater strengthen the penalties for the loss of tree canopy when mature trees are replaced with young trees.) See Page \*\*\*\*\**

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**QUASI-JUDICIAL CONSENT HEARING**

**DEPARTMENT OF PLANNING AND ENVIRONMENTAL PROTECTION**

**DEVELOPMENT MANAGEMENT DIVISION**

39. DISCUSSION: of plat entitled “Skyline” - **Commission District 5**, 019-MP-01.

**ACTION:** (Time-10:23 AM) *Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.*

40. DISCUSSION: of plat entitled “Parkland Magic” - **Commission District 3**, 042-MP-01.

**ACTION:** (Time-10:23 AM) *Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.*

41. DISCUSSION: of plat entitled “Estates of Swan Lake” - **Commission District 8**, 035-MP-99. (Deferred from October 16, 2001)

**ACTION:** (Time-10:23 AM) *Approved the plat subject to staff’s recommendations as outlined in the Development Review Report.*

42. DELEGATION: David Harris regarding request to amend the note on the Colony Court Plat - **Commission District 5**, 117-MP-84.

***ACTION: (Time-10:23 AM) Approved subject to staff's recommendations.***

43. DELEGATION: Bonnie L. Miskel regarding request to amend the note on the Central Park of Commerce Plat - **Commission District 1**, 052-MP-83.

***ACTION: (Time-10:23 AM) Approved subject to staff's recommendations.***

44. DELEGATION: Steven T. Cash regarding request to amend the note on the Walmart at Miramar Plat - **Commission District 8**, 059-MP-89.

***ACTION: (Time-10:23 AM) Approved subject to staff's recommendations.***

45. DELEGATION: Regina Bobo-Jackson regarding request to amend the note on the Ameer Acres Plat - **Commission District 8**, 161-MP-86.

***ACTION: (Time-10:23 AM) Deferred to June 18, 2002 or sooner, under Section 5-181 (i) of the Land Development Code, to study consistency with the Land Use Plan.***

46. DELEGATION: Michele Mellgren regarding request to amend the note on the Y.A.F. Plat - **Commission District 4**, 087-MP-85.

***ACTION: (Time-10:23 AM) Approved subject to staff's recommendations.***

47. DELEGATION: Paul D'Arelli regarding request to amend the note on the Oakwood Hills Plat - **Commission District 6**, 073-MP-83.

***ACTION: (Time-10:23 AM) Deferred to December 4, 2001 at the applicant's request.***

48. DELEGATION: David E. Rohal regarding request to amend the note on the Lake Point Plat - **Commission District 3**, 013-MP-90.

***ACTION: (Time-10:23 AM) Approved subject to staff's recommendations.***

49. DELEGATION: Ed Ploski regarding request to amend the note on the Port Business Center Plat - **Commission District 7**, 027-MP-99. (Deferred from October 16, 2001)

***ACTION: (Time-10:23 AM) Deferred to February 5, 2002 or sooner, under Section 5-181 (i) of the Land Development Code, to study access.***

50. DELEGATION: Daniel A. Fee regarding the McVillage, Inc. Plat - **Commission District 9**, 099-MP-87.

A. Request to amend the note on the plat.

***ACTION: (Time-10:23 AM) Approved subject to staff's recommendations.***

B. Request for designation as an affordable housing project and for partial waiver of impact fees.

***ACTION: (Time-10:23 AM) Approved subject to staff's recommendations.***

51. DELEGATION: Richard G. Coker, Jr. regarding request to amend the note on the Fountains Corporate Center Plat - **Commission District 1**, 039-MP-86.

***ACTION: (Time-10:23 AM) Approved subject to staff's recommendations.***

52. DELEGATION: Genevra Ferrero regarding request to amend the note on the Sample Road/441 Partners Plat - **Commission District 3**, 006-MP-95.

***ACTION: (Time-10:23 AM) Deferred to December 4, 2001 at the applicant's request.***

53. DELEGATION: Genevra Ferrero regarding request to amend the note on the Sunrise Prospect Plaza Plat - **Commission District 5**, 110-MP-90. (Deferred from October 2, 2001)

***ACTION: (Time-10:23 AM) Withdrawn at the applicant's request.***

54. DELEGATION: Jonathan W. Keith regarding request to amend the non-vehicular access line on the Sunrise Prospect Plaza Plat - **Commission District 5**, 110-MP-90. (Deferred from October 2, 2001)

***ACTION: (Time-10:23 AM) Withdrawn at the applicant's request.***

55. DELEGATION : Richard G. Coker regarding request to modify conditions of plat approval on the Atlantic Business Center Plat - **Commission District 9**, 046-MP-99.

***ACTION: (Time-10:23 AM) Approved subject to staff's recommendations.***

56. DELEGATION: Walter H. Keller regarding request to amend the non-vehicular access line on the 2nd Addition to Copans Industrial Complex No. 1 Plat - **Commission District 9**, 025-MP-87.

***ACTION: (Time-10:23 AM) Deferred to June 18, 2002 or sooner, under Section 5-181 (i) of the Land Development Code, to study violation of plat conditions.***

57. DELEGATION: James Gran, representing the Broward County Construction Management Division, regarding request to amend the non-vehicular access line on the Stirling Oaks Plat - **Commission District 7**, 140-MP-89.

***ACTION: (Time-10:23 AM) Approved subject to staff's recommendations.***

58. DELEGATION: Pastor Reynold Maxwell regarding request for extension of time to obtain building permits for the Royal Palm 7<sup>th</sup> Day Adventist Church Site Plan - **Commission District 9**, 012-SP-99.

***ACTION: (Time-10:44 AM) Denied per staff's recommendations.***

*See Page \*\*\*\*\**

**END OF QUASI-JUDICIAL CONSENT HEARING**

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**REGULAR AGENDA**

59. **COUNTY ADMINISTRATOR’S REPORT** County Administrator Roger J. Desjarlais reported that he, along with the directors from Aviation, the Port, the president of the Greater Fort Lauderdale Convention and Visitors Bureau, director of Economic Development, director of Budget Services and the Deputy County Administrator, met over a two-day period to discuss local economic conditions resulting from the September 11<sup>th</sup> disaster. Staff’s goal in the session was to identify short term initiatives that would be strategic in nature and would coordinate the economic responses of all of the agencies, understanding the economic relationship of one agency to the other.

In summary, Mr. Desjarlais noted the following: The County is opened for business. The Fort Lauderdale-Hollywood International Airport has met or exceeded all FAA security requirements. January will be an important milestone month (relative to first quarter data). Staff continues to assess unemployment and other data to identify trends/needs. Historically, the County has fared better than the rest of the State (recession, unemployment). Staff would like to schedule a pre-goal setting budget workshop with the Board (late January/early February) for an in-depth understanding of the County’s financial picture.

***ACTION: (Time-11:07 AM) No Board action was taken. See Page \*\*\*\*\****

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60. **DELEGATION:** Mr. Dale Allen, Executive Director of the Deerfield Beach Historical Society, Inc., regarding request for waiver of deadline for submission of Fiscal Year 2000 certified financial statements.

***ACTION: (Time-11:14 AM) The Board approved the request for waiver of deadline for submission of Fiscal Year 2000 certified financial statements.***

***See Page \*\*\*\*\****

61. **DELEGATION REQUEST:** Tourist Development Council Representative

***ACTION: (Time-11:16 AM) Staff was directed to draft a proposal using the following guidelines: 1) Review the Recovery Marketing Plan budget and return with a budget that more reflects what the likely market will be. 2) Staff was directed to identify a revenue source, other than the Beach Renourishment funds, for up to \$1.2 million to be utilized for the Tourism Recovery Marketing Program. 3) Staff will research the feasibility of taking a loan from a Reserve fund and replace those funds with the overages from the Arena funds. 4) An item will be placed on the agenda for the Board’s approval in the near future.***

***Further, staff was asked to provide an assessment of the County’s financial difficulties with respect to an overall budget update. See Page \*\*\*\*\****

62. DELEGATION: Town Council of Southwest Ranches to discuss Sunshine Ranches Equestrian Park Project.

***ACTION: (Time-12:13 PM) Staff was directed to place an item on a future agenda forgiving the Town of Southwest Ranches the \$600,000 owed for the second ten (10) acres of the Sunshine Ranches Equestrian Park Project, and have the Town repay the carrying costs the County paid to issue commercial paper. Further, staff was directed to identify a revenue source and asked to determine the feasibility of using funds from the Safe Parks and Land Preservation bond. See Page \*\*\*\*\****

**COMMUNITY SERVICES DEPARTMENT**

**PARKS AND RECREATION DIVISION**

63. A. MOTION TO APPROVE interlocal agreement between Broward County and the Town of Southwest Ranches for an equestrian park within the Town boundaries; consisting of two adjacent parcels of approximately ten acres each (Parcels “A” and “B”, respectively) to be conveyed from the County to the Town; and reimbursing the Town for its improvement costs for the equestrian park in an amount not to exceed \$1,006,823; including funding through the County’s Tree Trust Program in the amount of \$139,581; Florida Department of Agriculture and Consumer Services (DACs) Grant in the amount of \$300,000; Florida Recreation Development Assistance Program (FRDAP) Grant in the amount of \$100,000; and local park impact fees in the amount of \$467,242 from the County’s Capital Budget; plus paying \$40,000 from the County’s Public Art and Design Program to an artist for art in the equestrian park for a term commencing on the date of full execution by both the County and the Town until the date when all grant restrictions on the grants listed above for the equestrian park have expired, and authorize the Chair and Clerk to execute same. (**Commission District 5**)

***ACTION: (Time-12:31 PM) No Board action was taken.***

*See Page \*\*\*\*\**

B. MOTION TO APPROVE Contract for Sale and Purchase and Quit Claim Deed between Broward County and the Town of Southwest Ranches for Parcel “A” as one of two approximately ten-acre parcels to be conveyed from the County to the Town for the Town to specifically use to develop an equestrian park, with Parcel “A” conveyed for nominal consideration, with closing within 60 days, and authorize the Chair and Clerk to execute same.

***ACTION: (Time-12:31 PM) No Board action was taken.***

*See Page \*\*\*\*\**

C. MOTION TO APPROVE Contract for Sale and Purchase and Quit Claim Deed between Broward County and the Town of Southwest Ranches for Parcel “B” as one of two approximately ten-acre parcels to be conveyed from the County to the Town for the Town to specifically use to develop an equestrian park, with Parcel “B” conveyed for \$600,000; with closing on or before the latter of December 31, 2001, or 30 days following approval by the County, and authorize the Chair and Clerk to execute same.

***ACTION: (Time-12:31 PM) No Board action was taken.***

*See Page \*\*\*\*\**

D. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, approving an interlocal agreement with the Town of Southwest Ranches for the development of an equestrian park, and purchase contracts for the conveyance to the Town of Southwest Ranches of certain County land located in the Town of Southwest Ranches for equestrian park and public park purposes; and providing for an effective date.

***ACTION: (Time-12:31 PM) No Board action was taken.***

***See Page \*\*\*\*\****

E. MOTION TO ADOPT unanticipated revenue Resolution within the Commercial Paper Fund (0240) for the Parks and Recreation Division in the amount of \$600,000 as payment from the Town of Southwest Ranches for a ten acre parcel known as Parcel "B".

***ACTION: (Time-12:31 PM) No Board action was taken.***

***See Page \*\*\*\*\****

## **FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

### **PURCHASING DIVISION**

For Finance and Administrative Services Department

64. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm(s) to provide construction contractor services on Bid Packages 7 and 8 of the Central County Neighborhood Improvement Project, and Bid Package 3 of the Riverland Village Neighborhood Improvement Project; and approve RLI 100901- RB. (**Commission District 9**)

***ACTION: (Time-12:32 PM) Approved, as amended, with the deletion of Paragraph 11 in the Evaluation Criteria, which deals with the disclosure of lobbyists' fees and contingency fee requirements.***

***The following to serve on the Selection/Negotiation Committee: Commissioner Eggelton; Director, Environmental Engineering Division, OES (Chair); Director, Environmental Operations Division. OES and Director, Planning Services Division, DPEP. Plus, administrative support staff from the offices of County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and the using agency.***

For Port Everglades Department

65. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm to position a floating drydock within the confines of the Southport Turning Notch, and approve RLI 061201.

***ACTION: (Time-4:32 PM) Approved the following to serve on the Selection/Negotiation Committee: Commissioners Gunzburger and Eggelton; Deputy Director, Port Everglades Department (Chair); Director, Office of Economic Development and Director of Operations, Port Everglades Department. Plus, administrative staff from the offices of the County Attorney, Commission Auditor, Equal Opportunity, Risk Management, Purchasing and Planning and the using agency. See Page***

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For Public Works Department

66. A. MOTION TO ADOPT unanticipated revenue Resolution 2001-1088 within the Certificates of Participation Capital Fund (3090) in the amount of \$119,093 for the Hollywood Branch Library (Stirling Road) Project No. 9CM00001069.

***ACTION: (Time-4:39 PM) Approved.***

B. MOTION TO AWARD fixed contract to low bidder Padula & Wadsworth Construction, Inc. for construction of Hollywood Branch Library (Stirling Road) (Bid No. N-6-01-149-CF) in the amount of \$2,833,025 for the Construction Management Division subject to receipt and acceptance of the Insurance/Performance and Payment Guarantee; and authorize the Chair and Clerk to execute same. **(Commission Districts 6 and 7)**

***ACTION: (Time-4:39 PM) Approved.***

**HUMAN SERVICES DEPARTMENT**

67. MOTION TO DISCUSS: Candidates for gubernatorial appointment to fill the current vacancy on the Children’s Services Council of Broward County.

***ACTION: (Time-4:40 P.M.) Staff was directed to schedule interviews for the candidates with 3, 4, 5 and 6 commission submittals for the vacant gubernatorial appointment on the Children’s Services Council of Broward County. See Page \*\*\*\*\****

**COUNTY COMMISSION**

68. DISCUSSION: Endorsement of Regional Transportation Authority Legislation recently approved by the Broward County Metropolitan Planning Organization (MPO) and the Regional Transportation Organization (RTO) Board of Directors. (Commissioner Parrish)

***ACTION: (Time-4:55 PM) Deferred to Tuesday, November 13, 2001.***

***See Page \*\*\*\*\****

69. MOTION TO DISCUSS: Committee to develop a new Fire Rescue Plan based on the results of the Fire Rescue Study. Chairmanship requested by Commissioner Ben Graber. Representatives of each municipality, fire rescue units, unions, County Commissioners, a member of the Charter Review Commission, and other parties directly impacted will have representation on the committee. The County will offer administrative staff support as needed. (Commissioner Graber)

***ACTION: (Time-4:56 PM) Deferred to after the next Fire Rescue Workshop. See Page \*\*\*\*\****

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**WORKSHOP**

Tuesday, November 6<sup>th</sup> - 2:00 p.m., Room 430

**Discussion of Tri Data Fire Rescue Study**

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**NON AGENDA**

70. ANNOUNCEMENT - NATIONAL DONOR SABBATH - THE IMPORTANCE OF ORGAN DONATION - COMMISSIONER LIEBERMAN

***ACTION: (Time- 4:57 PM) No Board action was necessary.***

***See Page \*\*\*\*\****

71. LETTER FROM CLERK OF COURT HOWARD FORMAN - CONGRATULATIONS TO COUNTY ATTORNEY'S OFFICE - PREVAILING IN UNISYS LITIGATION - COMMISSIONER LIEBERMAN

***ACTION: (Time- 4:58 PM) Staff was directed to contact the Clerk of the Court regarding how to better integrate the court system with respect to case management. See Page \*\*\*\*\****

72. SMART GROWTH PRESENTATION - COMMISSIONER LIEBERMAN

***ACTION: (Time- 4:58 PM) Staff was directed to invite professionals with different perspectives on smart growth issues to speak to the County Commission. See Page \*\*\*\*\****

73. CAR CARE SERVICES - AVAILABLE AT GOVERNMENTAL CENTER GARAGE - COMMISSIONER LIEBERMAN

***ACTION: (Time- 5:05 PM) No Board action was necessary.***

***See Page \*\*\*\*\****

74. ANNOUNCEMENT - JOB FAIR - CONSTRUCTION CAREERS - BERGERON RODEO GROUNDS COMMISSIONER WASSERMAN-RUBIN

***ACTION: (Time- 5:06 PM) A job fair for construction careers was being held on Tuesday evening, November 6, 2001 at the Bergeron Rodeo grounds.***

***See Page \*\*\*\*\****

75. TRAVEL TO PUERTO RICO - COMMEMORATE INAUGURAL FLIGHT OF SPIRIT AIRLINES TO PUERTO RICO - COMMISSIONER WASSERMAN-RUBIN

***ACTION: (Time- 5:07 PM) Commissioner Wasserman-Rubin briefly explained how the cost of the trip was being paid. Arrangements will be made to plan a visit by the mayor of Puerto Rico to Broward County.***

*See Page \*\*\*\*\**

76. VOTING MACHINE VENDORS - VOTER FRAUD - COMMISSIONER JACOBS

*ACTION: (Time- 5:08 PM) County Administration sent letters to all voting machine vendors asking them to provide the County with any information they may have regarding legal problems. The Selection/Negotiation Committee will be provided with the information by Tuesday, November 13, 2001. See Page \*\*\*\*\**

77. EOC EMERGENCY CONTACT PROCEDURES - THE CHAIR

*ACTION: (Time- 5:09 PM) When warranted, the County Administrator, in conjunction with the Chair, shall open the EOC, declare a state of local emergency and make decisions regarding all activation activities. If the Chair is not available to participate, in the absence of the Chair, the Vice Chair/the Immediate Past Chair must be contacted in that order. In the event the County Administrator can not reach the respective commissioners, he is authorized to act unilaterally. Further, staff will update the Commission emergency contact list. See Page \*\*\*\*\**

78. MEMORANDUM FROM COMMISSION AUDITOR - PEMBROKE PARK FEES OWED FOR FIRE RESCUE SERVICE - COMMISSIONER GUNZBURGER

*ACTION: (Time- 5:18 PM) Staff was directed to take appropriate action to collect the outstanding fees owed the County for Fire Rescue Services for the months of April thru September. See Page \*\*\*\*\**

79. GOOD AND WELFARE - GRANDSON TO VISIT - COMMISSIONER EGELLETON

*ACTION: (Time- 5:19 PM) No Board action was necessary.*

*See Page \*\*\*\*\**

80. MEETING SCHEDULE NOTIFICATION - COMMISSIONER SCOTT

*ACTION: (Time- 5: 19 PM) Staff was directed to include an updated meeting schedule for Selection/Negotiation Committee meetings in the County Administrator's weekly 5:00 p.m. memorandum.*

81. CLARIFICATION - SELECTION/NEGOTIATION COMMITTEE ATTENDANCE POLICY - THE CHAIR

*ACTION: (Time- 5:20 PM) No Board action was taken. See Page \*\*\*\*\**

82. CONFLICT WITH SELECTION/NEGOTIATION COMMITTEE MEETING TIMES - COMMISSIONER EGELLETON

*ACTION: (Time- 5:21 PM) Staff was asked to keep track of commissioners serving on multiple Selection/Negotiation Committees, and where there is a conflict to adjust meeting times. See Page \*\*\*\*\**

83. SELECTION/NEGOTIATION COMMITTEE - CONFLICT - AUDITOR FOR AIRPORT -

OBTAINING AN OPINION FROM BOARD OF PROFESSIONAL STANDARDS - THE CHAIR

*ACTION: (Time- 5:21 PM) No Board action was necessary. See Page \*\*\*\*\**

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