

MEETING OF NOVEMBER 26, 1996

(The meeting convened at 10:00 a.m. and adjourned at 12:00 p.m.)

PLEDGE OF ALLEGIANCE was led by the Chair.

CONSENT AGENDA

AVIATION DEPARTMENT

1. MOTION TO APPROVE consent to sublease between AMR Combs, Inc. and Pharmair Corporation, at AMR Combs, Inc.'s leasehold at Fort Lauderdale- Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

2. MOTION TO APPROVE consent to sublease between Sheltair Aviation Center, Inc. and Caribbean Group Travel Services, Inc. at Sheltair Aviation Center, Inc.'s leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same

ACTION: (A-0220) Approved.

3. MOTION TO APPROVE agreement of lease between Broward County, Florida and Carnival Air Lines, Inc. for 1.2 acres of land, including a 16,920 square feet building, 33,630 square feet of paved auto parking, and 864 square feet of fencing at the Fort Lauderdale-Hollywood International Airport commencing upon board approval and extending on a month to month basis not to exceed three years and 30 day cancellation clause by either party, and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

4. MOTION TO ADOPT Resolution 96-1057 conveying a 10' utility easement to Florida Power and Light Company as indicated on the attached legal description and sketch, which supplies underground electric service to West Lake Park (Anne Kolb Nature Center); and authorize the Chair and Clerk to execute and record Easement.

ACTION: (A-0220) Approved.

5. MOTION TO ADOPT Resolution 96-1058 accepting a one-year lease renewal option for Libraries Division, 1409 NW 6th Street, Fort Lauderdale, Florida, 14,716 per S.F.; \$7,150.18, per month; Landlord: City of Fort Lauderdale; term of lease option: May 1, 1996 through April 30, 1997; and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

6. MOTION TO ADOPT Resolution 96-1059 accepting a one-year lease renewal option for Broward County Alcohol & Drug Abuse Center, 1409 NW 6th Street, Fort Lauderdale, Florida, 380 S.F. at \$5.19 per S.F.; \$164.48 per month; Landlord: City of Fort Lauderdale; term of lease option: May 1, 1996 through April 30, 1997; and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

7. MOTION TO APPROVE one-year renewal option under the same terms and conditions as provided for in that original lease dated and executed by the County on November 7, 1995, commencing October 1, 1996 through September 30, 1997 with the City of Lauderhill for a branch library at 4257 NW 12th Street, Lauderhill, Florida.

ACTION: (A-0220) Approved.

8. MOTION TO APPROVE contract for sale and purchase executed by the City of Miramar in the amount of \$23,919.65, for road right-of-way for Douglas Road widening from Sheridan Street to Pembroke Road, Parcel 9, Project No. 5116; authorize the Chair and Clerk to execute contract for sale and purchase; and authorize acceptance and recordation of deed.

ACTION: (A-0220) Approved.

9. MOTION TO APPROVE contract for sale and purchase executed by Wilton Ventures, Inc. in the amount of \$20,000 for the purchase of three outparcels for West Lake Park, Parcels 339, 340 and 436, authorize the Chair and Clerk to execute contract for sale and purchase; and authorize acceptance and recordation of deed.

ACTION: (A-0220) Approved.

10. MOTION TO ADOPT Resolution 96-1060 accepting lease for Human Services Department (BARC), 601 South Andrews Avenue, Fort Lauderdale, Florida; 5,700 square feet at \$12 per square foot, \$5,700 monthly; \$68,400 yearly for first year, \$12.36, per square foot, \$5,871 monthly, \$70,452 yearly for second year; \$12.73, per square foot, \$6,046.75, monthly, \$72,561 yearly for third year; Landlord: Lonnie Jackson Revocable Trust; Term of Lease: November 1, 1996 through October 31, 1999; and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

11. MOTION TO ADOPT budget Resolution 96-1061 transferring funds within the Capital Project Fund (315) for the Engineering Division in the amount of \$230,800 into the NE 6th Avenue Bridge replace project (No. 5173) in order to pay said amount to the City of Wilton Manors per terms of County/City agreement.

ACTION: (A-0220) Approved.

12. MOTION TO ADOPT Resolution 96-1062 accepting a road easement executed by Anthony D. Maisano and Maryanne N. Maisano donating right-of-way for NW 74th Place in Section 31, Township 47 South, Range 42 East.

ACTION: (A-0220) Approved.

13. MOTION TO APPROVE termination of agreement between Broward County and York Chase Ronto Co., and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

14. MOTION TO APPROVE amendment to the Roadway Improvement Phasing Agreement between Broward County and Griffin Road Associates, Ltd. (Tom Thumb Food Stores, Inc.) related to Calusa Corners Plat (002-UP-91), and authorize the Chair and Clerk to execute same.

ACTION: (A-0257) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

15. MOTION TO NOTE AND FILE FOR RECORD Declaration of Official Intent for reimbursement from tax-exempt bonds/notes for capital expenditures associated with the Port Everglades capital program.

ACTION: (A-0220) Approved.

COUNTY RECORDS DIVISION

16. MOTION TO APPROVE minutes of the 10:00 a.m. Board of County Commission meetings of October 1 and October 15, 1996; and the minutes of Twin Lakes Water Control District of October 1, 1996.

ACTION: (A-0220) Approved.

PURCHASING DIVISION

For Aviation Department

17. MOTION TO APPROVE first amendment to the agreement between Broward County and Walker Parking Consultants/Engineers, Inc. for Consultant Services for Conceptual Study for Terminal Infield Parking Area and Phase One Parking Structure at Fort Lauderdale-Hollywood International Airport to add additional staffing categories, to exclude transportation expenses from locations within the Dade-Broward-Palm Beach County area, and to expand the conflict of interest clause with no change in contract time or amount, and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

For Community Services Dept.

18. A. MOTION TO ADOPT unanticipated revenue Resolution within the Broward County Park, Open Space and Recreational Trust Fund 630 for the Parks and Recreational Division in the amount of \$1,300,000 for additional Phase I development costs at Miramar Festival Isle Park.

ACTION: (A-0220) Withdrawn at staff's request.

B. MOTION TO ADOPT unanticipated revenue Resolution within Capital Fund 301 for the Parks and Recreation Division in the amount of \$1,300,000 for additional Phase I development costs at Miramar Festival Isle Park.

ACTION: (A-0220) Withdrawn at staff's request.

C. MOTION TO WAIVE timely submittal of a preliminary construction progress schedule.

ACTION: (A-0220) Withdrawn at staff's request.

D. MOTION TO AWARD fixed contract to low bidder, the DeMoya Group Inc. for the Miramar Park - Park Development (Bid No. Q-04-96-28-OF) in the base bid amount of \$9,161,777.80, less \$45,000 for a net amount of \$9,116,777.80, for the Parks and Recreation Division subject to receipt and acceptance of Insurance/Performance and Payment Guarantee.

ACTION: (A-0220) Withdrawn at staff's request.

E. MOTION TO APPROVE 7% Change Order Contingency.

ACTION: (A-0220) Withdrawn at staff's request.

For Public Works Department

19. MOTION TO APPROVE first amendment to the agreement between Broward County and Craven,

Thompson & Associates, Inc., for consultant services on Project 5121, Improvement of Pine Island Road, from Oakland Park Boulevard to Commercial Boulevard in the amount of \$66,513.29, increasing the total Agreement amount from \$480,214.68, to \$546,727.97, with an extension of contract time of 60 calendar days from the Notice to Proceed; and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

20. MOTION TO ADD following vendors to the qualified bidders' list for construction services for Community Development Division in Broward County (B-09-95-05-12): Coordinated Performance Contracting; Daise Management Corp.; Detail Construction, Inc.; F & L Construction, Inc.; Hugins Construction Corp.; James Joyce Construction Corp.; Lobban Construction, Inc.; Modular Construction, Inc.; Rockland Construction Co. for the period November 26, 1996 through April 1, 1997.

ACTION: (A-0220) Approved.

21. MOTION TO APPROVE Amendment No. 1 to the Agreement between Broward County and Hazen & Sawyer, P.C. to provide consultant services for Broward County North Regional Wastewater Treatment Plant (NRWWTP) updating at an increase of \$2,516,140 from \$5,110,590 to \$7,626,730 with an increase of 380 days for Phase III, from 365 days to 745 days from Notice to Proceed, and authorize the Chair and Clerk to execute same. BCOES Project Number: 8624/8548 - NRWWTP Updating

ACTION: (A-0220) Approved.

For Finance and Administrative Services Department

22. MOTION TO APPROVE agreements between Broward County and David M. Griffith and Associates, Ltd. ("DMG") for consultant services to conduct a classification and pay study for the Office of the Court Administrator in the amount of \$46,575 which includes a software license agreement for the Archer Matrix Point Factor Job Evaluation System and a contract time of 90 days, and authorize the Chair and Clerk to execute same. RLI No. 011996-RB

ACTION: (A-0445) Approved.

23. MOTION TO AWARD open end contract to low bidder, Postal Center International, Inc. for Mail Presort Services (Bid No. A-05-96-14-12) in the approximate amount of \$50,425 for the Office of Information Technology, and to authorize the Purchasing Director to renew the contract for two (2) one (1) year periods. The initial term of the contract shall begin December 1, 1996 and end November 30, 1997.

ACTION: (A-0220) Approved.

24. A. MOTION TO ESTABLISH qualified bidders' list for board-up, demolition and pool fill-ins of various abandoned buildings, structures and pools in Broward County (Bid P-07-96-07-12), A-C Construction Co.; Ace Construction, Inc.; American Atlas Wrecking, Inc.; Aventura Engineering and Construction Corp.; Don F. Bailey; Coral-Tech Associates, Inc.; Thomas B. Cushing Demolition; Daise

Management Corp.; Danker Construction Corp.; F.A. Home Improvement; First Metro Builders, Inc.; Foglia Contracting Corp.; Frederico Equipment Co. of Florida, Inc.; International Salvage, Inc.; Linear Construction, Inc.; Lobban Construction; Omega Contracting, Inc.; Pete's Trucking & Demolition, Inc.; Picerno Construction Co., Inc.; Wesley Construction Co. The initial period of this list will be from November 28, 1996 through November 27, 1997, and authorize the Purchasing Director to renew the qualified bidders' list for two one-year periods subject to vendor acceptance, satisfactory performance, and determination that renewal is in the best interest of Broward County for the Aviation Department and the Building and Permitting Division.

ACTION: (A-0220) Approved.

B. MOTION TO APPROVE established procurement procedures as outlined in Exhibit A.

ACTION: (A-0220) Approved.

25. A. MOTION TO APPROVE destandardization of Otis Elevator Company for maintenance and repair of Otis Microprocessor Elevators, approved by the Board of County Commissioners as a sole source November 1, 1988, Item No. 24, for Facilities Management Division.

ACTION: (A-0220) Approved.

B. MOTION TO APPROVE destandardization of Montgomery Elevator Company for maintenance and repair of Montgomery Microprocessor Elevators, approved by the Board of County Commissioners as a sole source October 19, 1993, Item No. 66, for Facilities Management Division.

ACTION: (A-0220) Approved.

C. MOTION TO AWARD open-end contract to low bidders, Montgomery Kone, Groups 1 and 3; East Coast Elevator, Groups 5, 12-20 and 22; and Mowrey Elevator, Group 21; Miami Elevator Company, Groups 2, 4, 7-11, 23, and single bid Group 6, for Elevator Maintenance/Repair, various locations (Bid No. E-07-96-18-12) in the approximate amount of \$320,402 for Broward County Agencies, subject to receipt and acceptance of performance and payment guaranty, and authorize the Purchasing Director to renew the contracts for five one-year periods. The initial contract period for Groups 1-17, 19-20, and 22-23 shall start December 1, 1996 and shall terminate September 30, 1997. The initial contract period for Group 18 shall start February 10, 1997 and shall terminate September 30, 1997. The initial contract period for Group 21 shall start January 1, 1997 and shall terminate September 30, 1997. The final renewal period for all Groups 1 through 23 shall be October 1, 2001 through September 30, 2002.

ACTION: (A-0220) Approved.

REVENUE COLLECTION DIVISION

26. MOTION TO FILE Quarterly Investment Report as Required by Ordinance 95.40 approved by the Board of County Commissioners on October 10, 1995.

ACTION: (A-0220) Approved.

27. MOTION TO ACKNOWLEDGE Receipt of Notice of Lands Available for Taxes Submitted Per Florida Statutes 197.502 (7) and 12D-13.064(1)(2)(3).

ACTION: (A-0220) Approved.

28. MOTION TO APPROVE AND EXECUTE Satisfaction of Claim of Lien(s) against Clinton Brown, Derek Kozma, Paul Crance, Chantelle Clark, a minor child, Robert Giardina, a child, Doyen Max Oliver and Abdelaziz M. Shams.

ACTION: (A-0220) Approved.

COMMUNITY SERVICES DEPARTMENT

LIBRARIES DIVISION

29. MOTION TO APPROVE grant application to State of Florida, Department of State, Division of Library and Information Services in the amount of \$30,000 for the purpose of assisting public libraries to enhance their capacity to provide public access to World Wide Web based information services through multiple workstations for the period October 1, 1996 to September 30, 1997, and authorize the County Administrator to take the necessary administrative and budgetary actions to execute the grant. (No local match required)

ACTION: (A-0220) Approved.

MASS TRANSIT DIVISION

30. A. MOTION TO ADOPT budget Resolution 96-1063 transferring within the General Fund the amount of \$47,840 from the Commission Reserve for additional security at the Broward Terminal.

ACTION: (A-0220) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 96-1064 within the Operating fund (450) for the Mass Transit Division in the amount of \$47,840 for additional security at the Broward Terminal.

ACTION: (A-0220) Approved.

PARKS AND RECREATION DIVISION

31. MOTION TO APPROVE first renewal to the concession agreement between Broward County and International Business Ventures, Inc. d/b/a Home Run Batting Cages of Tradewinds Park (IBV), to provide a batting cages concession at Tradewinds Park for the first renewal term of four years, for which the County will continue to receive a minimum monthly fee of \$830 or 8.3% of gross receipts, whichever is greater, plus continue to receive a monthly capital improvement fund payment of \$170 for the batting cages facility.

ACTION: (A-0220) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

BIOLOGICAL RESOURCES DIVISION

32. MOTION TO APPROVE amendment to the agreement between the Florida Department of Environmental Protection and Broward County for an extension to the contract expiration date for an artificial reef project, and authorize the Chair and Clerk to execute same for the Biological Resources Division.

ACTION: (A-0220) Approved.

33. MOTION TO ACCEPT conservation easement from Republic National Bank for wetland mitigation associated with Bluegrass Lakes, a residential development, over approximately 5.47 acres of real property in the City of Miramar, for the Biological Resources Division.

ACTION: (A-0220) Approved.

DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT

COMMUNITY DEVELOPMENT DIVISION

34. MOTION TO APPROVE second amendment to agreement between Broward County and the City of North Lauderdale requesting a budget increase of \$97,000 amending the agreement amount from \$292,000 to \$389,000 to fund a change order to replace water main lines regarding the Phase II - Patron Village Road and Utility Improvement Project, and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

35. MOTION TO APPROVE satisfaction of mortgage on a 4% direct loan in the amount of \$20,200 made to Annette Dukes, and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

36. MOTION TO APPROVE satisfaction of mortgage on a deferred payment loan in the amount of \$9,600 made to Napoleon Lee Whitest and Ethel L. Whitest, and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

TRANSPORTATION PLANNING DIVISION

37. MOTION TO APPROVE 1996 Title VI Assessment for Capital, Operating, Technical and Planning Assistance for submittal to the Federal Transit Administration (FTA).

ACTION: (A-0220) Approved.

PORTEVERGLADES DEPARTMENT

38. MOTION TO APPROVE Port Everglades Taxi/Limo/Bus Service Business Permits among Broward County, Florida and Florida Network Tours, Inc., James Transportation, Inc., and Van Go! Transportation, Inc, respectively, in accordance with Chapter 32 of the Broward County Administrative Code, effective from the date of approval, with an expiration of December 31, 1996, and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

39. MOTION TO APPROVE renewal of a lease agreement between Broward County and Cliff Berry, Inc. for .49 acres (21,488 square feet) of land at Port Everglades, for the period of December 1, 1996 through November 30, 2001, and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

40. MOTION TO APPROVE renewal of a one-year lease agreement between Broward County and Grady Marine Construction, Inc. for Suite No. 5 in Building 611 at Port Everglades, consisting of 520 square feet, for the period of December 1, 1996 through November 30, 1997, and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

41. MOTION TO APPROVE renewal of a three-year lease agreement between Broward County and Gulf Atlantic Lumber Sales, Inc. for four acres of land at Port Everglades, for the period of December 1, 1996 through November 30, 1999, and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

42. MOTION TO APPROVE renewal of a lease agreement between Broward County and Port Petroleum, Inc. for .27 acres (11,608 square feet) of land at Port Everglades, for the period of December 1, 1996 through November 30, 2001, and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

43. MOTION TO APPROVE business travel and trips in accordance with Administrative Order 105.

ACTION: (A-0220) Approved.

44. A. MOTION TO APPROVE grant award from the Bureau of Justice Assistance (BJA) in the amount of \$515,271 for crime prevention programs (requires a 10% cash match), and authorize the necessary administrative and budgetary actions to implement same.

ACTION: (A-0220) Approved.

B. MOTION TO ADOPT budget Resolution 96-1065 transferring within the general fund the amount of \$51,530 from the Commission Reserve to provide the cash match for the grant from the Bureau of Justice Assistance.

ACTION: (A-0220) Approved.

45. MOTION TO ADOPT budget Resolution 96-1066 within the General Fund in the amount of \$250,000 from the Broward Sheriff's Office Reserve for Contingency to fund negotiated settlements for lawsuits.

ACTION: (A-0220) Approved.

46. MOTION TO ADOPT budget Resolution 96-1067 transferring funds within the Clerk of Court Data Processing Fund in the amount of \$70,799 from the Reserve for the Collection Tracking System Project.

ACTION: (A-0220) Approved.

GREATER FORT LAUDERDALE

CONVENTION & VISITORS BUREAU

47. MOTION TO APPROVE agreement between Broward County and Florida Tourism Industry Marketing Corporation for sublease of office space in Toronto, Canada and provision of tourist promotional services for the period of two years commencing on the day of execution and ending on September 30, 1998, and authorize the Chair and Clerk to execute same.

ACTION: (A-0220) Approved.

COURT ADMINISTRATION

48. MOTION TO APPROVE contract between Broward County Board of County Commissioners - Broward Court System and Florida Department of Juvenile Justice for grant funding of \$103,200 to provide Teen Court Program services to Juvenile offenders for a grant period beginning December 1, 1996 to May 31, 1997, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the Grant.

ACTION: (A-0220) Withdrawn at staff's request.

49. MOTION TO APPROVE contract between Broward County Board of County Commissioners - The Guardian-Ad-Litem program of the Seventeenth Judicial Circuit for grant funding of \$24,035 to provide Guardian-Ad-Litem services to child victims of abuse and neglect for a grant period beginning upon execution of the contract to June 30, 1997, and authorize the County Administrator to make the necessary administrative and budgetary actions to execute the grant.

ACTION: (A-0220) Approved.

BOARD APPOINTMENTS

50. MOTION TO APPROVE appointment of Walter Mitchell to serve on the Human Rights Board. Mr. Mitchell will fill a vacant position on the board. (Commissioner Rodstrom)

ACTION: (A-0220) Approved.

51. MOTION TO APPROVE reappointment of Marvin Price to the Code Enforcement Board II (Land Use Permits, etc.) for a three year term. (Commissioner Parrish)

ACTION: (A-0220) Approved.

REQUEST TO SET FOR PUBLIC HEARING

52. MOTION TO ADOPT Resolution 96-1068 directing the County Administrator to publish a notice of

public hearing to be held December 10, 1996 at 2:00 p.m. in Room 422 of the Governmental Center to consider renewing the franchise of Florida Stevedoring, Inc. to conduct cargo handler operations at Port Everglades.

ACTION: (A-0220) Approved.

53. MOTION TO ADOPT Resolution 96-1069 directing the County Administrator to publish a notice of public hearing to be held December 10, 1996 at 2:00 p.m. in Room 422 of the Governmental Center to consider renewing the franchise of Florida Stevedoring, Inc. to conduct stevedoring operations at Port Everglades.

ACTION: (A-0220) Approved.

54. MOTION TO ADOPT Resolution 96-1070 authorizing the County Administrator to advertise a public hearing to be held on Tuesday, December 10, 1996 at 2:00 p.m. in Room 422 of the Governmental Center for adopting supplemental budgets to adjust revenues and appropriations.

ACTION: (A-0220) Approved.

55. MOTION TO ADOPT Resolution 96-1071 directing the County Administrator to publish notice of public hearing to be held on Tuesday, December 10, 1996 at 2:00 p.m. at the Governmental Center to receive input on the expenditure of Local Law Enforcement Block Grant funds.

ACTION: (A-0220) Approved.

56. MOTION TO ADOPT Resolution 96-1072 directing the County Administrator to publish notice of public hearing to consider enactment of proposed ordinance to be held Tuesday, December 10, 1996 at 2:00 p.m. in Room 422 of the Governmental Center to consider enactment of a proposed ordinance, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING ORDINANCE NO. 90-33 RELATING TO FAMILY CHILD CARE HOMES; PROVIDING FOR INCLUSION OF REVISED STATE REGULATIONS RELATING TO MINIMUM STANDARDS FOR LICENSURE AND OPERATION OF FAMILY CHILD CARE HOMES; PROVIDING FOR REVISED BACKGROUND SCREENING REQUIREMENTS; PROVIDING FOR REVISED RATIOS OF PERSONNEL TO CHILDREN; PROVIDING FOR STANDARDS FOR NIGHT TIME CHILD CARE; PROVIDING FOR TEMPORARY SUSPENSION OF A FAMILY CHILD CARE HOME LICENSE WHEN NECESSARY TO PROTECT THE HEALTH, SAFETY AND WELFARE OF CHILDREN IN CARE; PROVIDING FOR ENFORCEMENT OF UNLICENSED FAMILY CHILD CARE HOMES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-0220) Approved.

57. MOTION TO ADOPT Resolution 96-1073 directing the County Administrator to publish notice of public hearing to be held on Tuesday, December 10, 1996 at 2:00 p.m. at the Governmental Center to consider enactment of a proposed ordinance, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, TO BE ENTITLED THE BROWARD COUNTY WORK RELEASE PROGRAM AND FACILITY ORDINANCE; AUTHORIZING A COUNTY WORK RELEASE PROGRAM; AUTHORIZING THE OPERATION AND MAINTENANCE OF A COUNTY WORK RELEASE FACILITY BY A PRIVATE ENTITY; SETTING STANDARDS FOR FACILITY EMPLOYEES; PROVIDING FOR APPOINTMENT OF A CONTRACT MONITOR; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-0220) Approved.

REGULAR AGENDA

58. COUNTY ADMINISTRATOR'S REPORT - County Administrator B. Jack Osterholt informed the Board there was no report.

Submitted for the record, was the jail report, which is 3,774 (38 over) the cap of 3,736.

ACTION: (A-0636) No board action was taken.

QUASI-JUDICIAL HEARING

Please be advised that the following items on the 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.

DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT

DEVELOPMENT MANAGEMENT DIVISION

59. DISCUSSION of Plat entitled "M.O.B. Plat" - District 2, (016-MP-96).

ACTION: (A-0708) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

60. DISCUSSION of Plat entitled "Diocese of Armenian Church of America" - District 5, (015-UP-96).

ACTION: (A-0731) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

61. DISCUSSION of Plat entitled "Spielman-Margolis Replat" - District 4, (006-MP-96). (Deferred from November 5, 1996)

ACTION: (A-0746) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

62. DISCUSSION of Plat entitled "Country Lakes West Plat" - District 5, (047-MP-95).

ACTION: (A-0642) Deferred to December 17, 1996 at the applicant's request. (Commissioner Parrish asked for a better understanding of how rural residential can be designated on 3.8 per gross acres.

63. DELEGATION: John Lesosky regarding request to amend the note on the Willow Lake Plat (096-MP-84).

ACTION: (A-0794) Deferred to December 17, 1996.

64. DELEGATION: Francisco Aguirre regarding request to amend the note on the Levine Plat (009-UP-95).

ACTION: (A-0645) Deferred to July 1, 1997 under Section 5-181(I) of the Land Development Code to study traffic concurrency. (Commissioner Parrish requested an explanation for the 4.61 acre school site.)

65. DELEGATION: William D. Kirkpatrick regarding request to amend the note on the North Andrews Industrial and Commercial Center Plat (904-UP-92). (Deferred from September 3, 1996)

ACTION: (A-0918) Approved subject to staff's recommendations.

66. DELEGATION: Philip Sloane regarding request to amend the note on the Caravel Village Plat (097-UP-80). (Deferred from November 12, 1996)

ACTION: (A-0969) Denied per staff's recommendation.

67. DELEGATION: Dennis Mele regarding request to modify conditions of plat approval on the North 29 Plat (028-MP-95).

ACTION: (A-1059) Deferred to December 10, 1996 at the applicant's request.

68. DELEGATION: Gustavo Aguirre regarding request to modify conditions of plat approval on the Kapok Grove Estates Plat (094-MP-94).

ACTION: (A-1108) Approved subject to staff's recommendations.

69. DELEGATION: Rob Sullivan regarding request to amend the non-vehicular access line on the Nasher Plat (024-MP-94). (Deferred from October 15, 1996)

ACTION: (A-0647) Deferred to December 17, 1996 under Section 5-181(I) of the Land Development Code to study access.

70. DELEGATION: Cary Winningham regarding request to amend the non-vehicular access line on the Vulcan Materials Company Plat No. 2 (063-MP-93).

ACTION: (A-1143) Approved subject to staff's recommendations.

71. DISCUSSION: Vote on Motion to Reconsider Agenda Item 61B, November 12, 1996, Commission meeting, the Sawgrass Exchange Plat.

ACTION: (A-1324) Motion to reconsider failed.

END OF QUASI-JUDICIAL HEARING

COMMUNITY DEVELOPMENT DIVISION

72. MOTION TO ADOPT Resolution 96-1074 of the Board of County Commissioners of Broward County, Florida approving the Hallandale Community Redevelopment Agency Plan, approved by the Hallandale Community Redevelopment Agency of the City of Hallandale, pursuant to Part III, Chapter 163, Florida Statutes; providing for ratification of actions of the Community Redevelopment Agency; and providing for an effective date.

ACTION: (A-1859) Approved.

AVIATION DEPARTMENT

73. A. MOTION TO TERMINATE agreement between Broward County, Florida and AK Media Group, Inc., f/k/a Ackerley Outdoor Advertising, f/k/a E. Bolter Companies, Inc., d/b/a Eagle Outdoor, dated January 12, 1987, effective January 31, 1997, for the installation of a billboard located at the Fort Lauderdale-Hollywood International Airport, and authorize the Aviation Department to forward the appropriate termination notice.

ACTION: (A-1870) Approved.

B. MOTION TO AUTHORIZE Office of County Attorney to take all necessary legal actions to evict AK Media Group, Inc., f/k/a Ackerley Outdoor Advertising, f/k/a E. Bolter Companies, Inc., d/b/a Eagle Outdoor, from the Fort Lauderdale-Hollywood International Airport, if AK Media Group, Inc. fails to remove all personal property, i.e., billboard from the premises by January 31, 1997.

ACTION: (A-1870) Approved.

74. MOTION TO AUTHORIZE County Attorney's Office to take all necessary legal actions to obtain possession of Parcel 1502 of the Airport Land Acquisition Program, collect any amounts owed in relation to possession of Parcel 1502, remove the billboards, and seek any damage incurred.

ACTION: (A-1925) Approved.

75. MOTION TO APPROVE Amendment No. 7 between Broward County, Florida and American Trans Air, Inc. for reimbursement of cost associated with leasehold improvements and modifications in Terminal One at the Fort Lauderdale-Hollywood International Airport, and authorize the Chair and the Clerk to execute same.

ACTION: (A-1942) Approved.

76. A. MOTION TO APPROVE removal of any material by the Naval Air Station Fort Lauderdale Historical Association (NASFLHA) from the former Naval Surface Weapons Facility at the Fort Lauderdale-Hollywood International Airport prior to the commencement of demolition of the structures and improvements.

ACTION: (A-1946) Staff directed to expedite the relocation of Building 8 to the designated site. NASFLHA given a three-month extension to remain at Building 15. Thereafter, NASFLHA would remain on a month-by-month basis and will be given a 30 day notice when it is time to vacate said premises.

B. MOTION TO AUTHORIZE Aviation Department to forward the appropriate notification to the NASFLHA that demolition of the former Naval Surface Weapons Facility will commence in six months.

ACTION: (A-1946) Staff directed to expedite the relocation of Building 8 to the designated site. NASFLHA given a three-month extension to remain at Building 15. Thereafter, NASFLHA would remain on a month-by-month basis and will be given a 30 day notice when it is time to vacate said premises.

77. A. MOTION TO ADOPT Resolution 96-1078 proposing to amend Chapter 39, Broward County Administrative Code, "Fees and Other Charges, Aviation;" amending the schedule of rates, fees and charges for non-concessionaire motor vehicle rental business or service at Fort Lauderdale-Hollywood International Airport; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (A-2560/B1-0081) Continued to the 2:00 p.m. public hearing, whereupon the item was approved.

B. MOTION TO ADOPT Resolution 96-1079 directing the County Administrator to publish notice of public hearing to be held on Tuesday, December 10, 1996 at 2:00 p.m. at the Broward County Governmental Center to amend Chapter 39, Broward County Administrative Code, "Fees and Other Charges, Aviation;" amending the schedule of rates, fees and charges for non- concessionaire motor vehicle rental business or service at Fort Lauderdale- Hollywood International Airport; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (A-2560/B1-0081) Continued to the 2:00 p.m. public hearing, whereupon the item was approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

OFFICE OF HOUSING FINANCE

78. MOTION TO ADOPT Resolution 96-1075 of the Board of County Commissioners of Broward County, Florida approving the form of a Second Amendment to the Trust Indenture between the Authority and the Trustee and securing the Authority's Multifamily Housing Revenue Bonds (Deer Chase Apartments Project) 1985 Series A (The "Bonds"); and approving the form of a First Amendment to the Loan Agreement among the Authority, the Trustee and the Developer.

ACTION: (A-2907) Approved.

OFFICE OF INFORMATION TECHNOLOGY

79. MOTION TO DIRECT Office of County Attorney to amend the Broward County Code, Article XVII, Cable TV Regulations, Sections 20-401 through 20-481 which require a review of the cable television regulations every three years to allow for modifications.

ACTION: (A-2917) Approved.

80. MOTION TO APPROVE interim agreement between Broward County and Bell South Communications, Inc. for County-wide ESSX Service under a new 60 month special service arrangement agreement, and authorize the Chair and Clerk to execute same.

ACTION: (A-2984) Approved.

PURCHASING DIVISION

For Community Services Department

81. MOTION TO APPROVE increase in the Change Order Allowance in the amount of \$24,640.98, for the construction of Delevoe Park Community Center Building and Site Improvements, Contract No. N-06-94-13-OF with Grace & Naeem Uddin, Inc. from \$49,281.95, (5%) to \$73,922.93, which is 7.5% of the original contract amount of \$985,639 for the Parks and Recreation Division. BCPRD Project No.

ACTION: (A-2999) Approved.

For Finance and Administrative Services Department

82. MOTION TO APPOINT Selection/Negotiation Committee to recommend the most qualified firm to complete a study to determine the feasibility of implementing a common database among human services, health, judicial, and educational agencies and institutions.

ACTION: (A-3011) Approved. The following were appointed to served on the Selection/Negotiation Committee: Commissioners Parrish and Poitier; Director, Human Services Department (Chair); Asst. Director, Office of Information and Technology; and County Administrator Designee.

HUMAN SERVICES DEPARTMENT

HEALTH CARE MANAGEMENT

83. MOTION TO ADOPT Resolution 96-1076 of the Board of County Commissioners of Broward County, Florida approving an allocation of \$259,018 FY 1996 Ryan White Title I, C.A.R.E. Act Formula Grant Funding for not-for-profit, for-profit health or social service organizations or governmental entities for the purpose of funding pharmaceutical services; approving for use with these services the use of the standard contract shell forms previously approved by Resolution 96-0836, Item No. 67 on September 17, 1996; authorizing the County Administrator to execute the appropriate contract for each organization as listed on Exhibit A-1 and as approved herein, and any amendments or revisions to the approved contracts; providing for severability; and providing for an effective date.

ACTION: (A-3079) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

84. MOTION TO AUTHORIZE Department of Natural Resource Protection to seek delegation of a portion of the Department of Environmental Protection and the South Florida Water Management District's responsibilities under the environmental resource permit program pursuant to Section 373.441, Florida Statutes.

ACTION: (A-3086/B1-0108) Continued to the 2:00 p.m. public hearing, whereupon the item was approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-3118) Approved, as amended.

OFFICE OF URBAN AFFAIRS

86. MOTION TO ACCEPT NOMINATIONS for a vacant position on the Health Facilities Authority.

ACTION: (A-3128) Deferred to December 3, 1996.

COUNTY ATTORNEY

87. MOTION TO ADOPT Resolution 96-1077 amending Chapter 27 of the Broward County Administrative Code, Part XXIV, "Zoning Code," Section 27.121, "Notice," to revise the notice procedures for public hearings before a Broward County Hearing Examiner regarding non-residential rezoning petitions.

ACTION: (A-3176) Approved.

88. MOTION TO RATIFY appointment of special counsel Steve Zack of Zack, Sparber, Kosnitzky, Spratt & Brooks, P.A. to represent the County in connection with possible eminent domain proceedings to acquire ±271 acres of property owned by Hollywood Inc./Michael Swerdlow Companies.

ACTION: (A-3185) Approved.

NON AGENDA

89. **EMPLOYEE SERVICE RECOGNITION:** Commissioner Gunzburger presented 20 and 25 Year service pins to the following employees:

TWENTY (20) YEARS

NAME DIVISION TITLE

Helen McNeely Bur.Child SVC/Family/ChildSocial Worker III

Willie J. Farmer Parks/Rec.So.Park DistrictMaint. Worker II

Handy K. Smith OES Water Sup. Maint. CNVUtilities Mech. II

Jay Gross SPG MGT Transp. PlanningAsst.Dir.Transp.Plan.

TWENTY-FIVE (25) YEARS

Ruby D. Benton Library-Main-Admin. Library Associate

James W. Innes Fire Rescue - Operations Battalion Chief

ACTION: (A-0115) Commissioner Gunzburger recognized each employee receiving a service pin and congratulated them all for their many years of employment with the County. The employees in return, thanked the Board for their service pins.

90. **DISCUSSION:** Commissioner Gunzburger inquired about the progress of the Convention Center Hotel and questioned whether The National Baptist Convention USA, Inc., submitted an audited report of their financial status. Commissioner Poitier relayed that she spoke to Dr. Lyon, the administrator, on November 11, 1996, and that the accounting firm of Deloitte & Touche are compiling the audited financial report.

ACTION: (A-3262) No Board action was taken.

91. **COMMISSIONER REQUEST:** Commissioner Gunzburger conveyed that she represented Broward County at the Florida Association of Counties (FAC) meeting from November 20 to November 22, 1996 on the Legislative Agenda and had difficulty attending all the meetings. She requested that staff be delegated to cover some of the meetings in her stead.

ACTION: (A-3318) County Administrator B. Jack Osterholt relayed that he would meet with Commissioner Gunzburger before the next (FAC) meeting to strategize where staff can be utilized to assist her.

92. **COMMISSIONER REQUEST:** Commissioner Parrish advised that the bylaws of the Metropolitan Planning Organization (MPO) and the Tri-County Commuter Rail Authority (Tri-Rail) require that a Tri-Rail board member from each county must sit on its respective county's MPO Board. She asked if a commissioner would give up his or her seat on the MPO Board.

ACTION: (A-3443) Commissioner Gunzburger stepped down as a member of the MPO Board and gave her seat to Commissioner Parrish.

93. **APPOINTMENTS TO THE BOARD OF RULES & APPEALS:** The Chair advised the board members of the change in the makeup of the Board of Rules & Appeals. The new requirement is six (6) appointments and four (4) alternates. He suggested a blind drawing. Members will serve three-year terms commencing January 1, 1997.

ACTION: (A-3530/B2-1363) A blind drawing for the required appointments was held at the 2:00 p.m. public hearing with the following outcome:

Air Conditioning Contractor Commissioner Abramowitz

Mechanical Engineer Commissioner Cowan

Master Electrician Commissioner Rodstrom

Consumer Advocate Commissioner Parrish

Fire Service Professional Commissioner Gunzburger

Handicapped Person Commissioner Lieberman

(Drawn by Assistant County Administrator Celiene Bruce)

Alternates: Commissioner Poitier

General Contractor

Electrical Engineer

Architect

Roofing

94. DISCUSSION - CIVIC CENTER ARENA - CITY OF PLANTATION: The Chair referred to correspondence dated November 22, 1996 from the City of Plantation regarding concerns the city has about the Arena's impacts and how the impacts can be mitigated.

Mr. Osterholt relayed that the City of Plantation has requested the City of Sunrise to defer an action regarding the arena at its upcoming commission meeting. He advised that County staff will stay with the time schedule that has been laid out. There was no objection.

ACTION: (A-3588) No board action was taken.

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