

# MEETING OF DECEMBER 8, 1998

(Meeting convened at 10:00 a.m. and adjourned at 1:45 p.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

## CONSENT AGENDA

### BOARD APPOINTMENTS

1A. MOTION TO APPOINT Edemilson “Jimmy” Cardoso to the Multi-Ethnic Advisory Board. Mr. Cardoso fills an existing vacancy.

**ACTION: (A-404) Approved.**

1B. MOTION TO RE-APPOINT Ali Waldman to the Children’s Services Board.

**ACTION: (A-404) Approved.**

1C. MOTION TO APPROVE appointment of Dr. Theodore D. Taylor to a four-year term on the Florida Department of Children & Families District 10 Health & Human Services Board beginning February 15, 1999. (Commissioner Parrish)

**ACTION: (A-404) Approved.**

## PUBLIC WORKS DEPARTMENT

### OFFICE OF ENVIRONMENTAL SERVICES

### FISCAL OPERATIONS DIVISION

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

**ACTION: (A-404) Approved.**

## OFFICE OF TRANSPORTATION

## **ENGINEERING DIVISION**

3. MOTION TO APPROVE agreement for trafficways beautification between Broward County and Town of Davie for improvements to Davie Road from SW 43rd Street to Nova Drive, at no cost to the County, and authorize the Chair and Clerk to execute same.

**ACTION: (A-404) Approved.**

## **FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT**

4. MOTION TO REAPPOINT John Canada to the Selection/Negotiation Insurance Committee for which he was a former member in accordance with Section 21.84.d of the Procurement Code.

**ACTION: (A-404) Approved.**

## **ACCOUNTING DIVISION**

5. MOTION TO APPROVE satisfactions and releases of land clearance liens.

**ACTION: (A-404) Approved.**

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

**ACTION: (A-404) Approved.**

7. MOTION TO ADOPT Resolution 1998-1182 acknowledging release of a lot clearing lien upon certain described lands.

**ACTION: (A-404) Approved.**

8. MOTION TO ADOPT Resolution 1998-1183 releasing land clearance charges upon certain described lands.

**ACTION: (A-404) Approved.**

9. MOTION TO FILE Annual Report and Financial Report for the Tree Preservation Trust Fund for the period ending September 30, 1998.

**ACTION: (A-404) Approved.**

# PURCHASING DIVISION

For Community Services Department

10. MOTION TO AWARD open-end contract to the low bidder, Jimmy Diesel, for Rebuilt/Exchange Bus Automatic Transmissions, Bid No. C-3-98-054-B-1, in the estimated amount of \$183,113 for the Mass Transit Division, and authorize the Purchasing Director to renew the contract for one one-year period. The initial contract period shall start on date of award, and shall terminate one year from that date.

**ACTION: (A-404) Approved.**

For County Administration

11. MOTION TO APPROVE Sole Source Agreement with The Impact Group, LLC, for consultant services for an Accelerated Process Improvement Program for the Office of Budget and Management Policy in an amount not to exceed \$200,000.00, and authorize the Chair and Clerk to execute same.

*ACTION: (A-415) Withdrawn for further staff review.*

For Public Works Department

12. MOTION TO AWARD open-end cooperative contract to the low bidder, Chemical Lime Company of Alabama, Inc., for Quicklime-Furnish and Deliver, in the estimated amount of \$800,800.00, (Broward Contract No. C-N-98-257-G-1) for the Office of Environmental Services, and authorize the Purchasing Director to renew the contract for two one-year periods. The initial contract period shall start on date of award, and shall terminate October 30, 1999. This was a competitively bid contract by the City of Tamarac, as Lead Agency, (Bid No. 98-34B) for the Broward County Co-operative Purchasing Group.

**ACTION: (A-404) Approved.**

# REVENUE COLLECTION DIVISION

13. MOTION TO APPROVE AND EXECUTE Satisfactions of Claim of Liens.

**ACTION: (A-404) Approved.**

14. MOTION TO ADOPT one Resolution 1998-1184 authorizing Cancellation of Warrants from Central Account No. 2079940003785.

**ACTION: (A-404) Approved.**

# COMMUNITY SERVICES DEPARTMENT

## **ANIMAL CARE AND REGULATION DIVISION**

15. MOTION TO APPROVE agreement between Broward County and Cat Rescue, Inc. to place stray cats made adoptable by vaccination, medical treatment and sterilization through Cat Rescue, Inc. and reimbursed \$25 of the \$50 adoption fee, in Broward County Pet Supermarket stores for adoption from date of execution through September 30, 1999, and authorize the Chair and Clerk to execute same.

**ACTION: (A-404) Approved.**

## **PARKS AND RECREATION DIVISION**

16. MOTION TO APPROVE Amendment No. 1 to the Agreement between Broward County and the Florida Inland Navigation District (FIND) extending the construction completion date for the Boaters Park project from September 30, 1998 to September 30, 1999 with no change in the contract amount of \$500,000.00, and authorize the Chair and Clerk to execute same.

**ACTION: (A-404) Approved.**

## **PORT EVERGLADES DEPARTMENT**

17. MOTION TO ADOPT Resolution 1998-1185 providing for a waiver of dockage fees in an amount not to exceed \$15,000 from April 19, 1999 through April 27, 1999, for *USS HIGGINS* while at Port Everglades for commissioning; providing for severability; and providing for an effective date.

**ACTION: (A-492) Approved.**

## **OFFICE OF BUDGET AND MANAGEMENT POLICY**

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

**ACTION: (A-404) Approved.**

## **OFFICE OF LEGISLATIVE & INTERGOVERNMENTAL MANAGEMENT**

19. MOTION TO DIRECT staff to add the following items to the 1999 Broward County Proposed Legislative Program for discussion at the Tuesday, December 15, 1998 workshop with the Broward County Legislative Delegation.

**ACTION: (A-580) Approved, as amended.**

## **COUNTY COMMISSION**

20. MOTION TO FILE City of Pembroke Pines Resolution No. 2619 dated November 4, 1998 entitled:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA REAFFIRMING RESOLUTION NO. 2255 REQUESTING THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA INCLUDE IN THEIR ROADWAY IMPROVEMENT PROGRAM IMPROVEMENTS TO PEMBROKE ROAD FROM UNIVERSITY DRIVE TO FLAMINGO ROAD AS A SIX LANE DIVIDED HIGHWAY WITH MEDIAN, LANDSCAPING, IRRIGATION, SIDEWALKS AND LIGHTING.

(Commissioner Lieberman)

**ACTION: (A-404) Approved.**

## **REQUEST TO SET FOR PUBLIC HEARING**

21. MOTION TO ADOPT Resolution 1998-1186 directing the County Administrator to publish notice of a mandatory public hearing to be held Tuesday, January 12, 1999 at 2:00 p.m. in Room 422 of the Governmental Center to consider staff recommendation that a taximeter rate increase be granted.

**ACTION: (A-404) Approved.**

## **REGULAR AGENDA**

### **10 A.M. PUBLIC HEARING**

22. A. MOTION TO OPEN meeting of Water Control District No. 2 with the Board of County Commissioners sitting as the Governing Board.

**ACTION: (A-623) Approved.**

B. MOTION TO APPROVE reappointment of the following members to the Water Control District No. 2 Advisory Board: Nancy Hurlbert, Jack Butler, and Abraham (Mickey) Kaplan.

**ACTION: (A-623) Approved.**

C. MOTION TO CLOSE meeting of Water Control District No. 2.

## **ACTION: (A-638) Approved.**

23. A. MOTION TO OPEN meeting of the Cocomar Water Control District with the Board of County Commissioners sitting as the Governing Board.

## **ACTION: (A-643) Approved.**

B. MOTION TO APPROVE reappointment of the following members to the Cocomar Water Control District Advisory Board: Emilio Esteban and Michael O'Donnell.

## **ACTION: (A-643) Approved.**

C. MOTION TO CLOSE meeting of the Cocomar Water Control District.

## **ACTION: (A-654) Approved.**

24. A. MOTION TO OPEN meeting of the Twin Lakes Water Control District with the Board of County Commissioners sitting as the Governing Board.

## **ACTION: (A-656) Approved.**

B. MOTION TO APPROVE reappointment of the following members to the Twin Lakes Water Control District Advisory Board: Jim O'Sullivan and Michael DeRosa.

## **ACTION: (A-656) Approved.**

C. MOTION TO CLOSE meeting of the Twin Lakes Water Control District.

## **ACTION: (A-656) Approved.**

## **END PUBLIC HEARING**

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

*ACTION: (A-673) No action required by the Board.*

## **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. All witnesses who will testify on any quasi-judicial item will be sworn. Participants who are members of the general public need not be sworn and will not be subject to cross examination if they are not sworn. The Commission shall not assign unsworn testimony the same weight or credibility as sworn testimony in its deliberations.

## **DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT**

### **DEVELOPMENT MANAGEMENT DIVISION**

26. DISCUSSION: of plat entitled “Siemens Pembroke Pines Plat” - District 5, (008-MP-97). (Deferred from November 3, 1998.)

*ACTION: (A-685) Upheld staff’s recommendation of denial.*

## **END OF QUASI-JUDICIAL HEARING**

### **CODE & ZONING ENFORCEMENT DIVISION**

27. MOTION TO ADOPT Resolution 1998-1187 amending Chapter 27 of the Broward County Administrative Code entitled “Operational Policy, Strategic Planning and Growth Management ,” of the Broward County Code of Ordinances.

**ACTION: (A-4850) Approved.**

28. A. MOTION TO APPROVE award by the Office of Integrated Waste Management, Recycling and Contract Administration Division to Code and Zoning Enforcement Division, in the amount of \$100,000 for the purpose of developing a waste tire dumping suppression program for Broward County.

**ACTION: (A-4861) Approved.**

B. MOTION TO ADOPT unanticipated revenue Resolution 1998-1188 within the Municipal Service District Fund for the Code and Zoning Enforcement Division in the amount of \$100,000 for the reimbursement of expenditures for work done in relation to the Waste Tire Suppression Grant. Funds were allocated from the Waste Tire Grant awarded by the Florida Department of Environmental Protection to the Office of Integrated Waste Management.

**ACTION: (A-4861) Approved.**

C. MOTION TO ADD one new grant position for the Waste Tire Dumping Suppression Program. This position will expire at the conclusion of the grant funding.

**ACTION: (A-4861) Approved, as amended.**

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

## PURCHASING DIVISION

For Community Services Department

29. MOTION TO APPOINT Evaluation, Selection/Negotiation Committee for the Design/Build procurement to expand the Parks & Recreation Administrative Office Facilities located at NW 38th Street, Oakland Park, Florida.

*ACTION: (A-4880) Approved. The following were appointed to subject Selection/Negotiation Committee: Director of Parks & Recreation Division; Director of the Office of Project Management & Construction; Assistant Director of Community Services Department; Administrative support staff from offices of the County Attorney, Parks & Recreation, Commission Auditor, Equal Opportunity, Risk Management and Purchasing.*

## HUMAN SERVICES DEPARTMENT

30. A. MOTION TO APPROVE recommendation of Homeless Initiative Partnership Advisory Board for use of approximately 6 acres of County-owned land, found east and adjacent to Blount Road and south of NW 19th Street, Pompano Beach, for the north Homeless Assistance Center.

**ACTION: (A-4899) Approved.**

B. MOTION TO APPROVE first amendment to lease agreement between Broward County and the State of Florida Department of Corrections terminating the Department's lease of County-owned property. This is a lease cancellation.

**ACTION: (A-4899) Approved.**

31. A. MOTION TO ADOPT budget Resolution 1998-1189 transferring funds within the Human Services Department's Homeless Services operating line items in the amount of \$1,359,635 from the Human Services Department Homeless Reserve for Future Capital Outlay Fund and Homeless Commission Reserve, to provide the continuum of care for the homeless population of Broward County.

**ACTION: (A-5370) Approved.**

B. MOTION TO WAIVE Grant Requirements.

## **ACTION: (A-5370) Approved.**

C. MOTION TO ADOPT Resolution 1998-1190 of the Board of County Commissioners of Broward County, Florida approving the allocation of \$4,309,635 for funding the continuum of care for the homeless population of Broward County for not-for-profit, for-profit Health and Social Service Organizations or governmental entities; authorizing the use of previously approved contracts and approving a new contract; authorizing the Chair to execute the appropriate contract or amendment to an existing contract, as applicable, for each organization listed in Exhibit 3; providing for severability and providing for an effective date.

## **ACTION: (A-5370) Approved.**

D. MOTION TO APPROVE Homeless Initiative Partnership Advisory Board's One-Year Plan.

## **ACTION: (A-5370) Approved.**

### **MEDICAL EXAMINER & TRAUMA MANAGEMENT DIVISION**

32. MOTION TO DIRECT Office of the County Attorney to draft an ordinance repealing Chapter 15 of the Broward County Code of Ordinances relating to the Broward Regional Emergency Medical Services Council ("EMS Council") and reinstating the provisions for the EMS Council into Chapter 3½ of the Broward County Code, relating to Emergency Medical Services and Nonemergency Medical Transportation Services.

*ACTION: (A-419) Transferred to Consent Agenda to be deferred for further staff review.*

## **COMMUNITY SERVICES DEPARTMENT**

33. MOTION TO DIRECT County Administrator to take all administrative action necessary to place a \$139,900,000 general obligation bond issue on the March 1999 ballot.

*ACTION: (A-5393) (B-10) Approved placing straw ballot question for the charter changes on the March, 1999 Special Election, and placing a bond issue on the March, 1999 election with respect to the library.*

## **CONSUMER AFFAIRS DIVISION**

34. MOTION TO DIRECT Office of the County Attorney to draft an ordinance amending Chapter 22½ of the Broward County Code of Ordinances (Motor Carriers Ordinance) relating to motor carriers in the business of providing "for-hire vehicle" services to the residents of Broward County; establishing regulatory authority to regulate non-sector bus transportation (jitneys); defining criminal conviction for chauffeurs registration applicants; establishing criteria for a partial taxi driver lottery; setting a new public hearing date to determine if additional taxi/limousine permits shall be issued; providing authority for the Director of the Consumer Affairs Division to approve transfer of certificates and permits; requiring "for-hire vehicles" older than six model years to be inspected semi-annually; establishing a

permit requirement for

operating “for-hire vehicles” at the Fort Lauderdale-Hollywood International Airport and establishing that such permit fees be determined by a resolution of the Board of County Commissioners.

**ACTION: (A-1141) Approved.**

## **CULTURAL AFFAIRS DIVISION**

35. MOTION TO APPROVE agreement among Broward County and Downtown Hollywood Community Redevelopment Agency (subject to funding by City of Hollywood), City of Fort Lauderdale, and Artspace Projects, Inc. for site feasibility studies for an artist live/work space project, Step One, in the amount of \$22,000 of which the County will contribute \$7,334 with a time of performance of 24 months from date of execution, and authorize the Chair and Clerk to execute same.

**ACTION: (A-1149) Approved.**

## **LIBRARIES DIVISION**

36. DISCUSSION: Nova Southeastern University Proposal for a Joint Use Public Library, Research and Information Technology Center. (Deferred from December 1, 1998, Item 62)

*ACTION: (A-419) Transferred to Consent Agenda to be deferred to December 22, 1998 for further staff review. During that time the County Administrator will meet with Nova University to negotiate a proposal for presentation to the Board.*

## **OFFICE OF BUDGET AND MANAGEMENT POLICY**

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

**ACTION: (B-1159) Approved.**

38. A. MOTION TO ADOPT Resolution 1998-1191 amending and approving the Fiscal Year 1999-2003 Capital Program to allocate the \$14.4 million proceeds of the newly approved Florida Power and Light Company (FPL) franchise fee for unincorporated area infrastructure improvements. (Deferred from December 1, 1998, Item 65)

**ACTION: (B-1165) Approved.**

B. MOTION TO ADOPT unanticipated revenue Resolution 1998-1192 within the Municipal Service

District Fund (002) in the amount of \$3,333,330 to transfer the proceeds of the FPL franchise fee to the Unincorporated Capital Fund (342) to appropriate for infrastructure improvements.

## **ACTION: (B-1165) Approved.**

C. MOTION TO ADOPT unanticipated revenue Resolution 1998-1193 within the Unincorporated Area Capital Fund (342) in the amount of \$3,333,330 to appropriate the proceeds of the FPL franchise fee for infrastructure improvements.

## **ACTION: (B-1165) Approved.**

## **COUNTY ATTORNEY**

39. DISCUSSION: Interim County Attorney compensation and benefits.

*ACTION: (B-1167) Deferred to the 2:00 p.m. Public Hearing meeting (Item 20 ) at which time the Board directed that Mr. Morrison be paid during his tenure as Interim County Attorney in the same compensation package as Ms. Cruz during her tenure as Interim County Attorney, with the option that he have a county vehicle or a car allowance.*

## **COUNTY COMMISSION**

40. DISCUSSION: The Florida Association of Counties (FAC) has requested that leftover proceeds from the special assessment be allocated to fund the implementation phase of Revision 7. (Chair)

## **ACTION: (B-1179) Approved.**

41. ATTORNEY-CLIENT MEETING: Commencement of attorney-client session pursuant to Section 286.011(8), Florida Statutes, to discuss litigation strategy related to City of Hollywood v. Broward County, Seventeenth Judicial Circuit Court Case No. 98-1859 (18).

*ACTION: (C-3650) Deferred to the 2:00 p.m. Public Hearing meeting (Item 24 ) at which time the Attorney-Client Meeting was held in Room 437. At the conclusion of the meeting it was announced that the litigation between the City of Hollywood vs. Broward County had been finalized. A transcript will be available for inspection pursuant to the public records law.*

## **SUPPLEMENTAL AGENDA**

## **COUNTY COMMISSION**

42. DISCUSSION: Northwest Regional Library. (Commissioner Abramowitz)

*ACTION: (C-2580) Deferred to the 2:00 p.m. Public Hearing Meeting (Item 19) at which time the*

*Board directed staff to work with the City of Coral Springs to review the options offered and return with a recommendation on the proposed options, those being: designate the site for the Northwest Regional Library in Parkland to the Regional Facility; accept the offer from Coral Springs to give the County \$4 million from Wiles Road in Parkland to this Regional Facility; and accept the offer from Coral Springs to give the County \$4 million.*

## **NON AGENDA ITEMS**

43. **VOLUNTEER OF THE MONTH AWARD** - Commissioner Cowan presented the Broward County Volunteer of the Month Award to Elaine Jordan for her dedication to volunteerism and to the Broward County Libraries.

***ACTION:** (A-68) Ms. Jordan accepted and thanked the Commission for the award.*

44. **TROPHY**- Joseph Millsap of the Cleveland Clinic Fleet Week Fun Run presented the First place trophy to Al Shamoun of Broward County's Comprehensive & Neighborhood Planning Division.

***ACTION:** (A-125) Mr. Shamoun accepted and thanked the Commission for the Trophy.*

45. **AWARD** - Dr. Allen Reesor of the Broward Coalition of Homeless presented each Commissioner with a Certificate in recognition of exceptional services as Elected Official of the Year Award.

***ACTION:** (A-231) On behalf of the Commissioners, Commissioner Lieberman thanked Mr. Reesor for the Certificates.*

[Back to previous page](#)