

MEETING OF DECEMBER 10, 1996

(Meeting convened at 10:00 a.m. and adjourned at 11:19 a.m.)

PLEDGE OF ALLEGIANCE - Led by the Chair, Commissioner Scott I. Cowan..

CONSENT AGENDA

AVIATION DEPARTMENT

1. MOTION TO APPROVE Amendment No. 1 to the short term lease agreement between Broward County, Florida and Tropical Aviation Ground Services, Inc. at the Fort Lauderdale-Hollywood International Airport commencing January 1, 1997 and continuing on a month to month basis with a 30-day cancellation clause by either party, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

2. MOTION TO APPROVE termination of Interstate Ground Transportation Permit between Broward County, Florida and Palm Shuttle Services, Inc. at the Fort Lauderdale-Hollywood International Airport effective upon Board approval.

ACTION: (A-390) Approved.

3. MOTION TO APPROVE terminal services permit between Broward County and Mercury Air Cargo, Inc. at the Fort Lauderdale-Hollywood International Airport, effective upon Board approval, with an expiration date of September 30, 1997 and year to year thereafter with a 30-day cancellation clause by either party, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

4. MOTION TO APPROVE lease agreement between Broward County, Florida and Dollar Systems, Inc. for lease and use of 65,340 square feet of land to be used for vehicle storage only at the Fort Lauderdale-Hollywood International Airport, effective upon approval by the Broward County Board of County Commissioners through December 31, 1996 and month to month thereafter not to exceed 12 months with a 15 day cancellation clause, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

5. MOTION TO ADOPT Resolution 96-1091 authorizing an avigation easement between Broward County (Grantor) and the City of Fort Lauderdale (Grantee) for the City's Helistop atop the City's "Central Business District Parking Garage;" and authorize the Chair and Clerk to execute same.

ACTION: (A-390 & 1500) Approved as amended to provide that the easement is for a 20-year term, renewable for multiple 10-year options, by mutual agreement.

6. A. MOTION TO APPROVE contract with Attorney's Title Insurance Fund, Inc. for computerized title search capabilities, subject to continuing satisfactory performance. Cost is the sum of \$850 per month, and authorize the Chair and Clerk to execute agreement.

ACTION: (A-390) Withdrawn per staff's addendum.

B. MOTION TO AUTHORIZE County Administrator to renew the contract with Attorney's Title Service, Inc. for computerized title search capabilities, on an annual basis up to a maximum of five years, subject to satisfactory performance and determination that renewal is in the best interest of Broward County.

ACTION: (A-390) Withdrawn per staff's addendum.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

7. MOTION TO ADOPT Resolution 96-1092 accepting a road easement executed by D'Aria Realty Fair, Inc. donating right-of-way for SW 23rd Street and SW 57th Way in Section 24, Township 51 South, Range 41 East.

ACTION: (A-390) Approved.

8. MOTION TO ADOPT Resolution 96-1093 accepting a warranty deed executed by Joseph Fagen, donating right-of-way for Sunrise Boulevard in Section 5, Township 50 South, Range 42 East.

ACTION: (A-390) Approved.

9. MOTION TO ADOPT Resolution 96-1094 accepting a warranty deed executed by Home Dynamics Eastridge, L.P., Ltd. donating right-of-way for Military Trail in Section 14, Township 48 South, Range 42 East.

ACTION: (A-390) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

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

ACTION: (A-390) Approved.

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

ACTION: (A-390) Approved.

12. MOTION TO APPROVE satisfactions of land clearance liens and releases of Notices of Noncompliance with the Land Clearing Code of Broward County.

ACTION: (A-390) Approved.

13. MOTION TO APPROVE satisfaction of a lien levied for swale drainage maintenance.

ACTION: (A-390) Approved.

14. MOTION TO ADOPT settlement Resolution 96-1095 acknowledging satisfaction of land clearance lien.

ACTION: (A-390) Approved.

15. MOTION TO ADOPT Resolutions 96-1096 and 96-1097 releasing lot clearing liens upon certain described lands.

ACTION: (A-390) Approved.

16. MOTION TO ADOPT Resolution 96-1098 releasing a lot clearance lien upon certain described lands.

ACTION: (A-390) Approved.

COUNTY RECORDS DIVISION

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

ACTION: (A-390) Approved.

18. MOTION TO APPROVE minutes of the 2:00 p.m. Public Hearing of the Board of Commissioners on October 22, 1996; the minutes of Cocomar Water Control District of October 22, 1996; the minutes

of Twin Lakes Water Control District of October 22, 1996; and Water Control District No. 2 of October 22, 1996.

ACTION: (A-390) Approved.

HUMAN RESOURCES DIVISION

19. MOTION TO APPROVE first amendment to agreement between Broward County and the North Broward Hospital District for services related to the County's Drug and Alcohol Testing Program, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

OFFICE OF INFORMATION TECHNOLOGY

20. A. MOTION TO AWARD fixed contract to the first ranked consultant, The Warner Group, for Phase I consultant services of the Broward County Integrated Judicial Services of the Broward County Information System in the amount of \$257,040 for the Office of Information Technology.

ACTION: (A-390) Approved.

B. MOTION TO ADOPT budget Resolution 96-1099 transferring within the General Capital Outlay Fund, in the amount of \$280,000 from the capital reserve for judicial automation for the purpose of procuring consultant services for Phase I of Broward County Integrated Judicial Information System.

ACTION: (A-390) Approved.

PURCHASING DIVISION

For Public Works Department

21. MOTION TO AWARD open-end contract to low responsive, responsible bidder, Group I to B&B Maid & Janitorial Services in the approximate amount of \$1,275,290.69, less \$33,171.65, for a net approximate amount of \$1,242,114.96, and low responsive, responsible bidder, Group II to Kleen-Rite Janitorial Inc. in the approximate amount of \$205,540.46, for janitorial services at Governmental Center and South Regional Courthouse (Bid No. G-09-96-08-36) for Facilities Management Division, subject to receipt and acceptance of insurance/performance and payment guaranty, and authorize the Purchasing Director to renew contract for two one -year periods. The initial contract period shall start after acceptance of insurance/ performance and payment guaranty, and shall terminate three years from that date.

ACTION: (A-390) Withdrawn per staff's addendum.

REVENUE COLLECTION DIVISION

22. 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-390) Approved.

23. MOTION TO APPROVE AND EXECUTE satisfaction of claim of lien(s) against Charles Fremer and Elizabeth Budde.

ACTION: (A-390) Approved.

HUMAN SERVICES DEPARTMENT

24. A. MOTION TO APPROVE agreement between Broward County and the State of Florida, Department of Health and Rehabilitative Services from November 15, 1996 to June 30, 1997 in the amount of \$100,000 for the purpose of conducting a common database feasibility study, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 96-1100 within the Grant Fund for the Human Services Department in the amount of \$100,000 for a common database feasibility study.

ACTION: (A-390) Approved.

ALCOHOL & DRUG ABUSE SERVICES DIVISION

25. MOTION TO APPROVE grant application to the Department of Justice in the amount of \$400,000 for the purpose of providing enhancements to the existing Drug Court Treatment Program from July 1, 1997 through December 31, 1998, and authorize the County Administrator to make the necessary administrative and budgetary actions for implementation.

ACTION: (A-390) Approved.

CHILDREN'S SERVICES BOARD

26. MOTION TO APPROVE Agreement No. 096-115 between Broward County and North Broward Hospital District from June 1, 1996 through December 31, 1996 in the amount of \$50,262 for the purpose of providing general medical services to uninsured children seeking services at six Broward County school clinics, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

HEALTH CARE MANAGEMENT

27. MOTION TO APPROVE agreement between Broward County and Susan B. Anthony Center, Inc. from November 1, 1996 to January 31, 1997 in the amount of \$18,491 for the purpose of providing transitional housing assistance, alternative therapies and transportation to HIV/AIDS affected women who are in recovery from substance abuse and have children, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

COMMUNITY SERVICES DEPARTMENT

LIBRARIES DIVISION

28. MOTION TO APPROVE event agreement between Broward County and the City of Fort Lauderdale for use of certain city streets and property on April 18-April 20, 1997 for the Children's Reading Festival, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

WATER RESOURCE DIVISION

29. MOTION TO APPROVE agreement between Broward County and Nova Southeastern University at no cost to provide placement of graduate student interns to assist Broward Natural Resource Protection in a variety of research projects to be implemented over the following year.

ACTION: (A-390) Approved.

DEPARTMENT OF STRATEGIC PLANNING

& GROWTH MANAGEMENT

COMMUNITY DEVELOPMENT DIVISION

30. MOTION TO APPROVE subordination agreement for the purpose of permitting Broward County to

accept a second mortgage lien position on a benefit payment in the amount of \$37,000 made to Willie Bell Evans with a remaining balance of \$20,350.00, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

31. MOTION TO ADOPT Resolution 96-1101 of the Board of County Commissioners of Broward County, Florida approving the terms of the consent to transfer interests of Regal Trace, Ltd.; delegating authority to the County Administrator to review documentation and execute any future assignments of interest pursuant to the terms of the consent to transfer; providing for severability, and providing for an effective date.

ACTION: (A-390 & 1629) Approved as amended providing that, any time the company finds an assignee, they be awarded the opportunity to be on the next county commission agenda, if it occurs within seven days; however, if it is more than seven days, the County Administrator would be empowered to review the information, give his consent, and file it on the next county commission agenda.

PORT EVERGLADES DEPARTMENT

32. MOTION TO APPROVE Port Everglades Taxi/Limo/Bus Service Business Permits between Broward County, Florida and Florida Bus Lines, Inc., N & T Shuttle Service, Inc. and Sonny Tours U.S.A., 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-390) Approved.

33. MOTION TO APPROVE renewal of Port Everglades Car Rental Service Business Permits between Broward County, Florida and Gold Coast Car Rental, Inc. and Royal Rental-A-Car Systems of Florida, Inc. respectively, effective January 1, 1997 through December 31, 1997, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

34. MOTION TO APPROVE renewal of Port Everglades Crane Service Business Permit between Broward County, Florida and Miami Crane Service, Inc., effective January 1, 1997 through December 31, 1997, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

35. MOTION TO APPROVE renewal of Port Everglades Mobile Motorized Food/Drink Service Business Permits between Broward County, Florida and Evelio A. Collazo d/b/a E.A.C. Box Lunch and Ulysses McClover, Sr. d/b/a McClover Catering, respectively, effective January 1, 1997 through December 31, 1997, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

36. MOTION TO APPROVE renewal of Port Everglades Taxi/Limo/Bus Service Business Permits between Broward County, Florida and the companies listed on Schedule A attached hereto, effective January 1, 1997 through December 31, 1997, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

37. MOTION TO APPROVE consent, estoppel certificate and agreement of Broward County, for a leasehold mortgage between Eller Drive Limited Partnership, as lessee, and Nomura Asset Capital Corporation upon lessee's leasehold interest, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-390) Approved.

GREATER FORT LAUDERDALE

CONVENTION & VISITORS BUREAU

39. MOTION TO ADOPT budget Resolution 96-1102 transferring within the Convention Center Capital Fund 328 the amount of \$25,000 from the Convention Center Reserve for the purpose of contracting with an artist for the design of the Convention Center Expansion Art in Public Places project.

ACTION: (A-390) Approved.

COUNTY ATTORNEY

40. MOTION TO APPROVE final settlement agreement between plaintiffs Broward County and CSX Transportation, Inc. and defendants Atlantic Lumber, Inc., Mark Dickert, Paul Dickert and Jerry Dickert, and authorize the Chair and Clerk to execute same.

ACTION: (A-390) Approved.

BOARD APPOINTMENTS

41. MOTION TO APPROVE appointments of Ms. Annie Alba and Mr. Luis Curbelo to the Broward County HIV Health Services Planning Council.

ACTION: (A-390) Approved.

42. MOTION TO APPROVE appointment of Mr. Emilio C. Esteban, P.E. as a representative of the City of Margate for the Cocomar Water Control District Advisory Board.

ACTION: (A-390) Approved.

43. MOTION TO APPROVE appointment of Martha Ignasiak to the Personnel Advisory Board. Ms. Ignasiak will fill an existing vacancy. (Commissioner Parrish)

ACTION: (A-390) Approved.

44. MOTION TO APPROVE appointment of Wayne Thrasher to the Board of Rules and Appeals in the category of consumer advocate. (Commissioner Parrish)

ACTION: (A-390) Approved.

45. MOTION TO APPROVE appointment of Ms. Janet Caron to serve on the Advisory Board for Persons with Disabilities. Ms. Caron will fill a vacant position on the board. (Commissioner Rodstrom)

ACTION: (A-390) Approved.

46. MOTION TO APPROVE appointment of Ms. Lynn M. Shatas to serve on the Broward Beautiful Board. Ms. Shatas will fill a vacant position on the board. (Commissioner Rodstrom)

ACTION: (A-390) Approved.

47. MOTION TO APPROVE appointment of Harold E. Jackson to the Urban Wilderness Advisory Board to represent the scientific field of Zoology. Mr. Jackson fills an existing vacancy. (Commissioner Parrish)

ACTION: (A-390) Approved.

REQUEST TO SET FOR PUBLIC HEARING

48. MOTION TO ADOPT Resolution 96-1103 of the Board of County Commissioners of Broward

County, Florida directing the County Administrator to publish notice of public hearing to be held Tuesday, January 14, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to receive public input on the 1997 Broward County Complementary Paratransit Service Plan Update in compliance with the Americans with Disabilities Act (ADA) of 1990 and the ADA Paratransit Handbook of September 1991, issued by the Urban Mass Transportation Administration (UMTA).

ACTION: (A-390) Approved.

49. MOTION TO ADOPT Resolution 96-1104 directing the County Administrator to publish notice of public hearing to be held Tuesday, January 14, 1997 at 2:00 p.m. in Room 422 of the Governmental Center to vacate and abandon a utility easement, lying and being in Broward County, Florida, and located at 9600 Pines Boulevard in the City of Pembroke Pines. Petitioner: Golden Key Ltd. (Consulting Engineering, Inc. - Agent) 2-V-97.

ACTION: (A-390) Approved.

REGULAR AGENDA

COUNTY ADMINISTRATOR'S REPORT

50. JAIL UPDATE: County Administrator B. Jack Osterholt filed the jail report indicating that the population is 3,705, (31 under capacity), or 99 percent of capacity.

ACTION: (A-425) No action necessary.

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

51. DISCUSSION of Plat entitled "The Cove at French Villas" - District 5, (027-MP-96). (Deferred

from November 5, 1996)

ACTION: (A-494) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

52. DISCUSSION of Plat entitled "Pembroke Isles III" - District 5, (054-MP-96). (Deferred from November 5, 1996)

ACTION: (A-508) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

53. DISCUSSION of Plat entitled "Pembroke Isles IV" - District 5, (055-MP-96). (Deferred from November 5, 1996)

ACTION: (A-571) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

54. DELEGATION: Dennis Mele regarding motion to approve school agreement among Broward County, School Board of Broward County and Country Lakes L.P. relating to the proposed Nautica Plat (029-MP-95).

ACTION: (A-594) Approved the plat subject to staff's recommendations.

55. DELEGATION: Dennis Mele regarding request to modify conditions of plat approval on the North 29 Plat (028-MP-95). (Deferred from November 26, 1996)

ACTION: (A-714) Approved the plat subject to staff's recommendations.

56. DELEGATION: Barbara Hall regarding request to place a note on the Hollywood Airport Beach Hotel Plat (088-MP-84). (Deferred from November 5, 1996)

ACTION: (A-735) Approved subject to staff's recommendations.

57. DELEGATION: Gerald L. Knight regarding request to amend the note on the Bonavillas Plat (006-UP-86). (Deferred from November 5, 1996)

ACTION: (A-747) Deferred to December 17, 1996 under Section 5.181(i)(2) to provide time for the County Attorney to prepare a study on the ability to restrict the number of units on the note on the plat below the density in the LDR.

58. DELEGATION: Paul Lovesky regarding request to modify conditions of the Environmental Impact Report on the C.B.I. Plat No. 2 (004-UP-91). (Deferred from November 5, 1996)

ACTION: (A-475) Deferred to June 10, 1997, under Section 5-181(i) of the Land Development Code, to study wetlands mitigation.

END OF QUASI-JUDICIAL HEARING

HUMAN SERVICES DEPARTMENT

59. MOTION TO ADOPT Resolution 96-1105 of the Board of County Commissioners of Broward County, Florida relating to the dissolution of the Broward County Medical Care Network Committee; providing for the dissolution of the committee; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (A-1024) Approved.

COMMUNITY SERVICES DEPARTMENT

CULTURAL AFFAIRS DIVISION

60. MOTION TO ADOPT Resolution 96-1106 of the Board of County Commissioners of Broward County, Florida pursuant to Chapter 24, Part III, Public Art and Design Program, Section 24.16 (I) of the Broward County Administrative Code, approving shell agreement for Artistic Services/Phase II; providing for execution on behalf of the County by the County Administrator; providing for severability; and providing for an effective date.

ACTION: (A-1083) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-1093) Approved as amended per staff's addendum.

OFFICE OF URBAN AFFAIRS

62. MOTION TO ACCEPT nominations for a vacant position on the Health Facilities Authority.
(Deferred from December 3, 1996)

A. MOTION TO NOMINATE Heather Rohan to a vacant position on the Health Facilities Authority.
(Commissioner Abramowitz)

ACTION: (A-1113) Approved.

COUNTY ATTORNEY

63. MOTION TO ADOPT Resolution amending 18.17e. of the Broward County Administrative Code relating to actions taken by resolution or ordinance.

ACTION: (A-1130) Deferred per staff's addendum.

64. A. MOTION TO ADOPT Resolution 96-1107 authorizing the acquisition of an additional 4.7 acres of land for the Broward County Civic Arena site to be used as a buffer/transition area between the arena site and the surrounding neighborhood.

ACTION: (A-1132) Approved.

B. MOTION TO APPROVE contract for sale and purchase between Landstar Development Corporation and Broward County to acquire 4.7 acres for \$760,000 to be used as additional land for the Broward County Civic Arena.

ACTION: (A-1132) Approved.

SUPPLEMENTAL AGENDA

COUNTY ATTORNEY

65. MOTION TO APPROVE agreement to mediate between the State of Florida, Department of Community Affairs and Broward County, and authorize the Chair and Clerk to execute same.

REASON FOR SUPPLEMENTAL: The 15 day time frame within which DCA must refer this proceeding to DOAH unless an agreement to mediate is entered into will expire on December 12, 1996.

ACTION: (A-1355) Approved.

66. MOTION TO APPROVE appointment of Henry Michael Zibman, P.E. to the Board of Rules and Appeals. Mr. Zibman fills the Mechanical Engineer category. (Commissioner Cowan)

ACTION: (A-390) Approved.

67. MOTION TO APPROVE appointment of John Somers to serve on the Rules and Appeals Board of Broward County in the position of Master Electrician. Mr. Somers will fill a vacant position on the Board. (Commissioner Rodstrom)

ACTION: (A-390) Approved.

NON AGENDA

68. PRESENTATION: Commissioner Abramowitz presented a plaque to Commissioner Rodstrom from

the Tourism Council in recognition of his receiving the Tourism Trustee Award in appreciation of his outstanding contribution to the tourism effort, while he was Chair of the Tourist Development Council.

ACTION: (A-54) Commissioner Rodstrom accepted the plaque and thanked Nicki E. Grossman, President of the Greater Fort Lauderdale Convention and Visitors Bureau, and the members of the Tourist Development Council.

69. EMPLOYEE SUGGESTION PROGRAM: Commissioner Poitier presented awards to the following:

Alan Hill Port Everglades \$100 Intangible

Susan Lorini OES Water Management\$100 Intangible

Michael Egezeino Parks and Recreation\$150 Intangible

ArgustaWalker Libraries \$200 Intangible

Keith Smith Traffic Engineering\$250 Intangible

ACTION: (A-110) The commissioners congratulated the employees, who were presented with checks for their participation.

70. EMPLOYEE SERVICE AWARDS: Commissioner Abramowitz presented service pins to the following employees in recognition of their years of county service:

20 years

Tarry L. Baker Board of Rules and Appeals

Martaum M. BeldingHuman Resources

Robert J. Michalak Facilities Management

Lona Pierson Convention Center

Hilda G. Scuderi Revenu Collection Tag Agency, Hollywood

David L. Therrien Port Everglades, Harbormaster

25 years

Freddie L. Curry Traffic Engineering, Signs/Marketing

Jeffrey W. Meader Streets & Highways/ Construction/Hwy Maint.

30 years

Judy B. Pollio OFC-Info Tech Application Services

ACTION: (A-285) The employees accepted their pins and were told they could take off a day of their choice.

71. DISCUSSION: Commissioner Gunzburger expressed concerns over the county's oversight group, O'Brien, Krietzberg and Cummings, being barred from meetings of Arena Planning.

ACTION: (A-1671) Dick Brossard, Public Works Division Director, stated that if there any problems he will inform the commissioners.

72. DISCUSSION: Commissioner Parrish stated that she would like to have procedures whereby all documents to be presented be signed off by all parties prior to being placed on a county commission agenda.

ACTION: (A-1896) The Chair indicated that every attempt will be made to do so.

[Back to previous page](#)