

MEETING OF DECEMBER 20, 1994

(Meeting convened at 10 a.m. and adjourned at 3:25 p.m.)

PLEDGE OF ALLEGIANCE

CONSENT AGENDA

AVIATION DEPARTMENT

1. A. MOTION TO APPROVE consent and approval agreement between Broward County, Florida, Beason-Simons, Ltd., and Commonwealth Life Insurance Company for the purpose of consenting to a leasehold mortgage for the refinancing of the existing mortgage, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

B. MOTION TO APPROVE fifth amendment to agreement of lease between Broward County, Florida and Beason-Simons, Ltd. d/b/a Hill-Beason, Ltd., a Virginia corporation, for the purpose of amending various provisions of the agreement of lease, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

2. A. MOTION TO APPROVE consent to sublease between AMR Combs, Inc. and Learjet, Inc., sublessee at AMR Combs, Inc. leasehold at Fort Lauderdale-Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

B. MOTION TO APPROVE a consent, subordination, attornment and nondisturbance agreement between Broward County, Florida, AMR Combs, Inc. and Learjet, Inc. relating to the AMR Combs, Inc. leasehold at Fort Lauderdale- Hollywood International Airport, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

PUBLIC WORKS DEPARTMENT

REAL PROPERTY SECTION

3. MOTION TO ADOPT Resolution 94-1573 authorizing the conveyance by quitclaim deed, various tax deed properties that have escheated to Broward County for delinquent real estate taxes, to the City of Margate; and authorize the Chair and Clerk to execute and record same.

ACTION: (A-300) Approved.

4. A. MOTION TO ADOPT Resolution 94-1574 of the Board of County Commissioners of Broward County, Florida, requesting the Board of Trustees of the Internal Improvement Trust Fund to lease to Broward County the former Department of Transportation Administration building on State Road 84 for a thirty-year period for an annual administrative fee of \$300.00; authorizing the Chairperson or Vice

Chair to execute Lease Agreement; authorizing the County Administrator to submit this resolution and the Lease AgreeA. MOTION TO ADOPT Resolution 94-1574 of the Board of County Com

ACTION: (A-356) Approved as amended above per staff's addendum.

B. MOTION TO ADOPT Resolution 94-1575 of the Board of County Commissioners of Broward County, Florida, authorizing Broward County to lease to the State Florida Department of Corrections 6.69 acres of vacant land lying in Section 27-48-42 on the east side of Blount Road for a fee of \$1 per year for a term of thirty years, with an option of thirty years; authorizing the Chairperson or Vice Chair to execute Lease Agreement; and providing for an effective date.

ACTION: (A-356) Approved as amended above per staff's addendum.

5. MOTION TO APPROVE a permanent utility easement executed by Forest Lake Development, a Florida general partnership, in the amount of \$80,000 for BCOES Regional Wastewater Corridor, Project 8425, Parcel 1; authorize the Chair and Clerk to execute easement agreement; and authorize acceptance and recordation of same.

ACTION: (A-300) Approved.

OFFICE OF TRANSPORTATION

ENGINEERING DIVISION

6. MOTION TO ADOPT Resolution 94-1576 accepting a drainage easement executed by Perma Ventures, donating right-of-way for Racquet Club Road in Section 5, Township 50 South, Range 40 East.

ACTION: (A-300) Approved.

7. MOTION TO ADOPT Resolution 94-1577 accepting and ratifying recordation of a special warranty deed executed by Florida Power & Light Company, donating right-of-way for Douglas Road in Section 4, Township 51 South, Range 41 East.

ACTION: (A-300) Approved.

8. MOTION TO ADOPT Resolution 94-1578 accepting a quitclaim deed executed by the City of Fort Lauderdale for SW 43 Way in Section 13, Township 50 South, Range 41 East.

ACTION: (A-300) Approved.

9. A. MOTION TO ADOPT two (2) Resolutions 94-1579 and 94-1580 authorizing conveyance respectively of Parcels 123.1R and 147.1R in fee simple, executed by Broward County, donating right-of-way for State Road 7 (U.S. 441) in Section 13-50-41 to the State of Florida Department of Transportation, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

B. MOTION TO ADOPT four (4) Resolutions 94-1581 through 94-1584 authorizing conveyance respectively of four (4) perpetual easements (Parcels 800.1, 800.1R and 802) executed by Broward

County, donating right-of-way for State Road 7 (U.S. 441) in Sections 12 and 13-50-41 and Section 6-50-42, to the State of Florida Department of Transportation, and authorize the Chair and Clerk to execute and deliver same.

ACTION: (A-300) Approved.

C. MOTION TO ADOPT Resolution 94-1585 authorizing conveyance of a temporary easement (Parcel 706.1R) executed by Broward County, donating right-of-way for State Road 7 (U.S. 441) in Section 13-50-41 to the State of Florida Department of Transportation, and authorize the Chair and Clerk to execute and deliver said deed.

ACTION: (A-300) Approved.

10. A. MOTION TO ADOPT Resolution 94-1586 accepting a warranty deed executed by the School Board of Broward County, Florida, donating right-of-way for NW 9 Avenue (Powerline Road) in Section 34, Township 49 South, Range 42 East.

ACTION: (A-300) Approved.

B. MOTION TO ADOPT Resolution 94-1587 accepting a non- exclusive easement executed by the School Board of Broward County, Florida, donating right-of-way for NW 9 Avenue (Powerline Road) in Section 34, Township 49 South, Range 42 East.

ACTION: (A-300) Approved.

11. MOTION TO APPROVE road improvement phasing agreement between Broward County and Ledds Enterprises, a Michigan corporation, and authorize Chair and Clerk to execute same.

ACTION: (A-300) Approved.

12. A. MOTION TO APPROVE local roadway agreement for the Park of Commerce Plat-Parcel B between Broward County and Equitable Life Assurance Society of the United States, a New York corporation, and authorize the Chair and Clerk to execute same.

ACTION: (A-1048) Approved.

B. MOTION TO APPROVE local roadway agreement for the Park of Commerce Plat-Parcel C between Broward County and Equitable Life Assurance Society of the United States, a New York corporation, and authorize the Chair and Clerk to execute same.

ACTION: (A-1048) Approved.

13. A. MOTION TO ADOPT budget resolution transferring funds within the Engineering Capital Projects Fund (315) for the Engineering Division in the amount of \$847,000 for the cost of parcel settlement and attorney's fees in inverse condemnation case of First Baptist Church of Southwest Broward, Inc. v. Broward County, Case No. 90- 20059-(05), known as Palm Avenue Road Expansion Project.

ACTION: (A-1122) Withdrawn by staff.

B. MOTION TO ADOPT unanticipated revenue resolution within the 1978 Public Improvement Bonds Capital Outlay Fund (313) for the Engineering Division in the amount of \$847,000 for the cost of parcel settlement and attorney's fees in inverse condemnation case of First Baptist Church of Southwest Broward, Inc. v. Broward County, Case No. 90-20059-(05), known as Palm Avenue Road Expansion Project.

ACTION: (A-1122) Withdrawn by staff.

14. MOTION TO ADOPT budget resolution transferring funds within the Engineering Division Capital Outlay Fund in the amount of \$99,169 to cover cost of an out-of-court settlement in the case of BP Exploration & Oil, Inc., an Ohio corporation v. Broward County, Case No. 93-00294 (18).

ACTION: (A-1122) Withdrawn by staff.

TRAFFIC ENGINEERING DIVISION

15. MOTION TO APPROVE an amendment to a Joint Participation Agreement (JPA) between the Florida Department of Transportation (FDOT) and the County.

ACTION: (A-300) Approved.

OFFICE OF PROJECT MANAGEMENT

& CONSTRUCTION

CONSTRUCTION MANAGEMENT DIVISION

16. MOTION TO APPROVE Bill of Sale Absolute for the water and sewer lines of the Sunrise Branch Library as required by the City of Sunrise, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

ACCOUNTING DIVISION

17. MOTION TO APPROVE check lists issued from November 1, 1994 through November 30, 1994, in accordance with Florida Statute 136.06.

ACTION: (A-300) Approved.

18. MOTION TO FILE Annual Report of interest payments made under the Prompt Payment Act pursuant to Florida Statute 218 and County Ordinance 89-49.

ACTION: (A-300) Approved.

COUNTY RECORDS DIVISION

19. MOTION TO APPROVE the minutes of the Commission meeting of November 8, 1994.

ACTION: (A-300) Approved.

DIVISION OF HUMAN RESOURCES

20. A. MOTION TO APPROVE an amendment to the prepaid legal services contract between Broward County and Guardian Legal Services, Inc., changing the plan administrator from Risk Management Division Director to Human Resources Division Director and references from the Risk Management Division to the Human Resources Division, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

B. MOTION TO APPROVE an amendment to the prepaid legal services contract between Broward County and Prepaid Legal Services, Inc., changing the plan administrator from Risk Management Division Director to Human Resources Division Director and references from the Risk Management Division to the Human Resources Division, and removing reference to an agent as party to the contract, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

C. MOTION TO APPROVE an amendment to the agreement between Broward County and HIP Health Plan of Florida, to add Allianz Life Insurance Company of North America as a party to the contract for provision of services in the Point of Service Plan option, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

PURCHASING DIVISION

For Aviation Department

21. MOTION TO APPROVE second amendment to agreement between Broward County and HNTB Corporation for consultant services for the Airfield Guidance Signage System Project at Fort Lauderdale-Hollywood International Airport, increasing the construction phase by \$72,000 by reallocating \$12,000 from reimbursables, \$8,000 from additional services, and increasing the contract amount by \$52,000 from \$388,742 to \$440,742, and increasing the contract time by 120 calendar days from 240 to 360 days for additional constrMOTION TO APPROVE second amendment to agreement between Broward County and HNTB Co

ACTION: (A-300) Approved.

For Finance and Administrative Services Department

22. MOTION TO APPROVE extension of maintenance portion of open-end Contract A-08-84-23-OF with Wiltel Communications Systems for an electronic telephone communications system. The contract extension period shall be from January 1, 1995 through March 31, 1995 and then continued on a quarter-to-quarter basis for a period not to exceed one (1) year.

ACTION: (A-300) Approved.

23. MOTION TO APPROVE first amendment to the agreement between Broward County and American

Management Systems, Inc. (AMS) for the licensing of additional American Management Systems Inc. software for the Office of Information Technology, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

For Greater Fort Lauderdale Convention and Visitors Bureau

24. MOTION TO NOTE FOR THE RECORD the emergency procurement for the management and coordination of the Welcome Reception for the American Bus Marketplace Convention in the amount of \$128,249 to Gardner Associates for the Convention Bureau.

ACTION: (A-300) Approved.

For Public Works Department

25. A. MOTION TO APPROVE a total change order allowance of \$2,995.50, which is 12.4% of the original contract value of \$24,169.20 on Contract H-04-94-25-OF with McCall Nursery and Landscaping, Inc. for landscape development of West Atlantic Boulevard (Margate), awarded by Director of Purchasing on July 22, 1994.

ACTION: (A-300) Approved.

B. MOTION TO APPROVE release of retainage and final payment in the amount of \$8,264.70 to McCall Nursery and Landscaping, Inc. for landscape development of West Atlantic Boulevard (Margate), awarded by Director of Purchasing on July 22, 1994.

ACTION: (A-300) Approved.

26. MOTION TO APPROVE the third amendment to the agreement between Broward County and Craven, Thompson and Associates, Inc., for professional engineering services for South County neighborhood improvements at an increase of \$3,759,888 from \$3,025,191 to \$6,785,079 with a time of completion of 58 months from date of first Notice to Proceed (Phase II), and authorize the Chair and Clerk to execute same. BCCDD Project 3209, BCEED Project 8600, BCWMD Project 1148.

ACTION: (A-300) Approved.

REVENUE COLLECTION DIVISION

27. MOTION TO APPROVE AND EXECUTE satisfaction of claim of liens against Linda Gibson, Laura Smith and Theresa B. Edwards.

ACTION: (A-300) Approved.

28. MOTION TO APPROVE Tabulation of Investments for Month of November 1994.

ACTION: (A-300) Approved.

RISK MANAGEMENT DIVISION

29. MOTION TO APPROVE renewal of a \$30,000,000 commercial umbrella liability policy with

Sedgwick James Inc. for the Port Everglades Department from January 1, 1995 through December 31, 1995.

ACTION: (A-300) Approved.

HUMAN SERVICES DEPARTMENT

30. MOTION TO APPROVE an indemnity agreement between Broward County and the City of Deerfield Beach for a Broward County contract with Northeast Alzheimer's Day Care Center, Inc., and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

BUREAU OF CHILDREN'S SERVICES

31. A. MOTION TO APPROVE Amendments #001 and #002 entered into between the State of Florida Department of Juvenile Justice and Broward County for the purpose of amending the language changes in the Juvenile Alternative Services Program Contract #JT009, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

B. MOTION TO APPROVE Amendments #001 and #002 entered into between the State of Florida Department of Juvenile Justice and Broward County for the purpose of amending the language changes in the Juvenile Restitution Program (JRP) Contract #JT010, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

32. A. MOTION TO APPROVE Amendment #1 to agreement between the State of Florida Department of Health and Rehabilitative Services and Broward County from July 1, 1994 to June 30, 1995 in the amount of \$210,347 for the purpose of supporting the licensure and monitoring and local criminal background screening for child care owners/operators, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

B. MOTION TO ADOPT unanticipated revenue Resolution 94-1589 within the State Grant Fund for the Bureau of Children's Services in the amount of \$49,940 for the purpose of licensing and monitoring of family child care homes and child care facilities. (No County match is required.)

ACTION: (A-300) Approved.

C. MOTION TO INCREASE the number of positions within the Grant Fund for the Bureau of Children's Services, Child Care Licensing and Enforcement Section by two (2) positions: one (1) Child Development Specialist I and one (1) Clerk Typist II for the purpose of licensing and monitoring of family child care homes and child care facilities.

ACTION: (A-300) Approved.

ELDERLY SERVICES DIVISION

33. MOTION TO ADOPT Resolution 94-1590 authorizing the acceptance of a donation of \$1,000 from the Doctors Hospital Foundation, for deposit in the Broward County Elderly Services Division's Revenue from Operations account, and authorizing the County Administrator to take all administrative actions to implement same.

ACTION: (A-300) Approved.

34. MOTION TO APPROVE agreement between Broward County and the City of Pembroke Pines through March 31, 1995 in the amount of \$28,018.75 for the purpose of purchasing handheld, pen-based computers and associated software, enhancements, and training, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

35. MOTION TO APPROVE a first amendment to agreement between Broward County and the University of Miami to extend the completion date of the grant project for an additional nine- month period commencing January 1, 1995 and ending September 30, 1995.

ACTION: (A-300) Approved.

COMMUNITY SERVICES DEPARTMENT

AGRICULTURE DIVISION

36. MOTION TO APPROVE an agreement between Broward County and Broward Soil & Water Conservation District in the amount of \$20,000 to promote environmental education and provide administrative support from October 1, 1994 through September 30, 1995, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

MASS TRANSIT DIVISION

37. MOTION TO APPROVE Amendment #3 to the agreement between Broward County and Winston Network, Inc. for the purpose of increasing transit advertising revenues by implementing a "Wrapped Vinyl Bus" concept and expanding the existing "Painted Bus" advertising program, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

38. MOTION TO APPROVE Amendment #1 to the agreement between Broward County and the City of Coconut Creek to reduce the number of vehicles from two to one and reduce the compensation amount from \$36,000 to \$18,000 for public transportation services, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

39. MOTION TO APPROVE a three-year agreement between Broward County and CVE Master

Management Company, Inc. to provide bus transportation services to and from Century Village, Deerfield Beach, as outlined in Exhibit "A" at a cost to CVE of \$1,074,744 to be paid in 12 equal monthly installments of \$29,560 from January 1, 1995 to December 31, 1995; 12 equal monthly installments of \$29,852 from January 1, 1996 to December 31, 1996; and 12 equal monthly installments of \$30,150 from January 1, 1997 to December 31, 1997. **MOTION TO APPROVE** a three-year agreement between Broward Co

ACTION: (A-300) Approved.

40. **MOTION TO APPROVE** a three-year agreement between Broward County and Pines Master Management, Inc. to provide bus transportation services to and from Century Village, Pembroke Pines, at a cost to Pines Master Management, Inc. of \$405,132 to be paid in 12 equal monthly installments of \$10,924 from January 1, 1995 to December 31, 1995; 12 equal monthly installments of \$11,250 from January 1, 1996 to December 31, 1996; and 12 equal monthly installments of \$11,587 from January 1, 1997 to December 31, 1997. **MOTION TO APPROVE** a three-year agreement between

ACTION: (A-300) Approved.

DEPARTMENT OF NATURAL RESOURCE PROTECTION

41. **MOTION TO APPROVE** a grant application to the Florida Department of Community Affairs requesting \$38,584 in Fiscal Year 1995 Federal Coastal Zone Management funds for the purpose of conducting a study on the economic value of artificial reefs to Broward County; authorize the Chair to execute the grant application; and authorize the County Administrator to make necessary administrative and budgetary actions to execute the grant (County match required; \$17,168 in-kind services, and \$21,416 cash match).

ACTION: (A-300) Approved.

DEPARTMENT OF STRATEGIC PLANNING

& GROWTH MANAGEMENT

COMMUNITY DEVELOPMENT DIVISION

42. **MOTION TO APPROVE** a satisfaction of mortgage on a deferred payment loan in the amount of \$11,800 to Leona H. Summers, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

43. **MOTION TO APPROVE** a satisfaction of mortgage on a residential redevelopment benefit payment in the amount of \$25,000 to Jacques Rodriguez and Gladys E. Rodriguez his wife, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

44. **MOTION TO APPROVE** a satisfaction of mortgage on a residential redevelopment benefit payment in the amount of \$29,500 to John J. Lupoe and Ella Louise Lupoe, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

45. MOTION TO APPROVE the third amendment to the 16th year agreement between Broward County and Liberia Economic and Social Development, Inc., increasing the funding amount by \$49,000 for the Liberty Heights Housing Development Project from \$296,400 to \$345,400 with no change to the term of the agreement, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

PORT EVERGLADES DEPARTMENT

46. MOTION TO APPROVE the action agenda for the Port Everglades Authority regular meeting of November 17, 1994.

ACTION: (A-300) Approved.

47. A. MOTION TO APPROVE termination effective as of December 31, 1994 of lease agreement between Port Everglades Authority and Bureau Veritas dated April 24, 1992.

ACTION: (A-300) Approved.

B. MOTION TO APPROVE consent to sublease between Hvide Marine Incorporated as Lessor and Bureau Veritas North America, Inc. (formerly known as Bureau Veritas) as Lessee for 1,431 square feet of office space located in Building 27 of Hvide Marine Incorporated's leasehold at Port Everglades, commencing on January 1, 1995, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

48. A. MOTION TO APPROVE termination effective as of December 31, 1994 of lease agreement between Port Everglades Authority and Western Cement, Inc. dated February 7, 1994.

ACTION: (A-300) Approved.

B. MOTION TO APPROVE consent to sublease between Hvide Marine Incorporated as Lessor and Western Cement, Inc. as Lessee for 1,991 square feet of office space located in Building 27 of Hvide Marine Incorporated's leasehold at Port Everglades, commencing on January 1, 1995, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

49. A. MOTION TO APPROVE termination effective as of December 31, 1994 of lease agreement between Port Everglades Authority and Resolve Marine Services, Inc. dated May 7, 1993.

ACTION: (A-300) Approved.

B. MOTION TO APPROVE consent to sublease between Hvide Marine Incorporated as Lessor and Resolve Marine Services, Inc. as Lessee for 1,707 square feet of office space located in Building 27 of Hvide Marine Incorporated's leasehold at Port Everglades, commencing on January 1, 1995, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-300) Approved.

51. MOTION TO ADOPT budget Resolution 94-1591 transferring within the General Fund the amount of \$250,000 from the Broward Sheriff's Office Reserve for negotiated settlements for lawsuits.

ACTION: (A-300) Approved.

OFFICE OF URBAN AFFAIRS

52. MOTION TO APPROVE first amendment to agreement between Broward County and the Broward County Minority Builders Coalition for minor home repair and weatherization assistance projects, to extend the term from December 31, 1994 through December 31, 1995 and increase the contract amount by \$290,945 for a total of \$581,366, and authorize the Chair and Clerk to execute same.

ACTION: (A-300) Approved.

COMMISSION AUDITOR

53. MOTION TO APPROVE travel for Commission Auditor to Daytona Beach, Florida from February 1-3, 1995 for the winter meeting of the Southeastern Intergovernmental Audit Forum.

ACTION: (A-300) Approved.

COUNTY ATTORNEY

54. MOTION TO APPROVE settlement of \$72,711.67 for the costs in Parcel Nos. 44 and 44 TCE (Temporary Construction Easement) in the condemnation case of Broward County v. Gita Patel, et al., Case No. 88-23659 (21) - A-1-A Road Expansion Project.

ACTION: (A-300) Approved.

55. MOTION TO APPROVE twelve (12) agreements for legal representation of indigents and/or juveniles and to approve fee schedules adopted by the Conflict Committee in the areas of Life Felonies as classified by Section 775.081, Florida Statutes; Non-Capital Felonies; Misdemeanors (including Traffic); Dependency; Mental Health; Guardian ad litem; and Juvenile Delinquency between Broward County and the attorneys on the attached list, and authorize the Chair to execute same.

ACTION: (A-300) Approved.

56. MOTION TO APPROVE settlement of costs in the amount of \$35,351.24 in the condemnation case of Broward County v. Ann Blanton Coleman and Herbert L. Fletcher, et al., Case No. 90-8834 (04) - Parcel No. 10.1, Environmentally Sensitive Lands; Secret Woods Park.

ACTION: (A-300) Approved.

57. MOTION TO APPROVE settlement of \$40,826.88 for the costs in Parcel Nos. 47 and 47 TCE (Temporary Construction Easement) in the condemnation case of Broward County v. Gita Patel, et al., Case No. 88-23659 (21) - A-1-A Road Expansion Project.

ACTION: (A-300) Approved.

58. A. MOTION TO ADOPT Resolution 94-1592 to authorize condemnation of a portion of Parcel 1069.1 as part of the Fort Lauderdale-Hollywood International Airport land acquisition program, in accordance with the Master Plan Update and Part 150 Studies.

ACTION: (A-300) Approved.

B. MOTION TO AUTHORIZE offers for settlement, offers of judgment and settlement on Parcel 1069.1 for an amount not to exceed 110% of the original written offer for purchase of the parcel at the discretion of the County Attorney and/or designee of the County Attorney and without the requirement of prior supplemental approval by the Board of County Commissioners.

ACTION: (A-300) Approved.

59. MOTION TO APPROVE agreements for legal representation of indigents in death qualified criminal felony court proceedings between Broward County and the attorneys on the attached list, and authorize the Chair to execute same.

ACTION: (A-1177 & 4270) Approved as amended in inserting the following verbiage after the word "list," "subject to verification by the County Attorney's Office as either residing or having an office in Broward County".

60. MOTION TO APPROVE contract for Student Law Clerk for services to be rendered for legal work involving real property and eminent domain cases.

ACTION: (A-300) Approved.

BOARD APPOINTMENTS

61. MOTION TO APPROVE appointment of Mr. Winston Barnes to the Multi-Ethnic Advisory Board. Mr. Barnes fills a vacancy. (Comm. Gunzburger)

ACTION: (A-300) Approved.

62. MOTION TO APPROVE the appointment of Mr. Bernie Kemp to serve on the Multi-Ethnic Advisory Board. (Comm. Rodstrom)

ACTION: (A-300) Approved.

63. MOTION TO APPROVE appointment of Howard Zimmerman to the Parks and Recreation Advisory Board. Mr. Zimmerman replaces Mr. J. Jay Simons who has resigned. (Comm. Parrish)

ACTION: (A-300) Approved.

REQUEST TO SET PUBLIC HEARING/DEDICATION/MEETING SCHEDULE

64. **MOTION TO ADOPT** Resolution 94-1593 directing the County Administrator to publish notice of public hearing to be held on Tuesday, January 10, 1995 at 2:00 p.m. to vacate and abandon anchor and conductor easements and setback lines, lying and being in Broward County, Florida, located on the south side of Griffin Road and on the east side of SW 35 Avenue in the City of Hollywood. Petitioner: VST/VMIF Oakridge Partnership (Berry & Calvin - Agent) 1-V-95.

ACTION: (A-300) Approved.

65. **MOTION TO ADOPT** Resolution 94-1594 directing the County Administrator to publish notice of public hearing to be held on Tuesday, January 10, 1995 at 2:00 p.m. to vacate and abandon road right-of-way and utility easement, lying and being in Broward County, Florida, located between SW 160 Avenue and SW 166 Avenue, north of SW 66 Street in the Town of Davie. Petitioner: Engle Homes/Broward, Inc. (Consul-Tech Engineering - Agent) 34-V-94.

ACTION: (A-300) Approved.

66. **MOTION TO ADOPT** Resolution 94-1595 directing the County Administrator to publish notice of public hearing to be held on Tuesday, February 14, 1995 at 2:00 p.m. to consider enactment of proposed ordinance.

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING SECTION 1-74 OF THE BROWARD COUNTY CODE, AS AMENDED, RELATING TO BIDDING PREFERENCE FOR LOCAL VENDORS; SPECIFICALLY AMENDING THE DEFINITIONS OF LOCAL BUSINESS AND PRINCIPAL LOCATIONS APPLICABLE TO THE ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Parrish)

ACTION: (A-300) Approved including Commissioner Rodstrom as a co-sponsor with Commissioner Parrish.

67. **MOTION TO APPROVE** Friday, February 3, 1995 at 2:00 p.m. as the date and time for the Broward County Judicial Complex Dedication Ceremony.

ACTION: (A-300) Approved.

68. **MOTION TO ESTABLISH** Commission meeting schedule for January, 1995.

ACTION: (A-300) Approved.

REGULAR AGENDA

10 A.M. PUBLIC HEARING

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.

69. AMENDMENT PC 94-15

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN - CITY OF MIRAMAR

FROM: Agricultural

TO: Irregular (1.5) Residential

SIZE: Approximately 1,965 acres

LOCATION: in Sections 25, 26, 27 and 36, Township 51, Range 39; located east of U.S. 27 and south of Miramar Boulevard; bound on the east by Southwest 184 Avenue; and located north of Honey Hill Road. (Continued from December 14, 1994.)

ACTION: (A-1344) The Board approved the recommendations of the South Florida Water Management District, with the request to the district that the County Attorney's Office sign off on the agreement.

70. AMENDMENT PC 94-13

AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN - CITY OF PEMBROKE PINES

FROM: Industrial

TO: Low (3) Residential

SIZE: Approximately 131 acres

LOCATION: in Section 13, Township 51, Range 40; bound on the west by Flamingo Road and on the north by Pines Boulevard; located west of Southwest 114 Avenue and north of Washington Street. (Continued from December 14, 1994.)

ACTION: (A-3459) The Board approved the Planning Council's recommendation.

END OF QUASI-JUDICIAL HEARING

71. AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY ADOPTING THE SECOND PROPOSED 1994 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN.

(Continued from December 14, 1994.)

ACTION: (A-4252) Enacted the ordinance, as amended, to be effective as provided by law.

END OF PUBLIC HEARING

COUNTY ADMINISTRATOR'S REPORT

72. JAIL UPDATE: County Administrator B. Jack Osterholt advised the jail population is 3,373, is at 92 percent of capacity, and over capacity on four floors.

ACTION: (A-4300) No action taken.

73. A. DELEGATION: William Markham, CFA, CRA, Property Appraiser regarding Agricultural Classification renewals.

ACTION: (A-4307) Approved.

B. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, approving a request of the Broward County Property Appraiser to utilize Section 193.461(3)(a), Florida Statutes, which waives the requirement to make annual applications for agricultural classifications for those persons who already have an existing agricultural classification. (Comm. Hart)

ACTION: (A-4307) Approved.

74. DELEGATION: William Markham, CFA, CRA, Property Appraiser regarding taxes - Port Everglades Property.

ACTION: (A-4355) The Board assumed the position of the former Port Authority and continues with appeal on behalf of the taxpayers of Broward County.

75. DELEGATION: Ellen Manning, Superintendent, Special Events & Cultural Affairs, City of Hollywood regarding extension or waiver for submission of attachments to 1995-96 Community Arts & Education grant and tourist-related grant application.

ACTION: (A-4887) Approved.

DEPARTMENT OF STRATEGIC PLANNING & GROWTH MANAGEMENT

DEVELOPMENT MANAGEMENT DIVISION

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.

76. DISCUSSION of Plat entitled "Greaton Plat No. 1" - District 4, (054-MP-94).

ACTION: (A-4992) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

77. DISCUSSION of Plat entitled "Greaton Plat No. 2" - District 4, (053-MP-94).

ACTION: (A-5009) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

78. DISCUSSION of Plat entitled "Christy's Ranches" - District 5, (013-UP-94).

ACTION: (A-4949) Deferred to January 3, 1995 at the request of the applicant.

79. DISCUSSION of Plat entitled "Schott Memorial Center" - District 5, (005-UP-94).

ACTION: (A-5030) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

80. DISCUSSION of Plat entitled "Archdiocese of Miami Plat" - District 5, (049-MP-94).

ACTION: (A-5046) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

81. DISCUSSION of Plat entitled "Pembroke Falls Library Site" - District 5, (039-MP-94). (Deferred from November 15, 1994.)

ACTION: (A-5058) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

82. DISCUSSION of Plat entitled "Pembroke Falls - Phase 1" - District 5, (068-MP-94).

ACTION: (A-5072) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

83. DISCUSSION of Plat entitled "Pembroke Falls - Phase 3" - District 5, (069-MP-94).

ACTION: (A-5090) Approved the plat subject to staff's recommendations as outlined in the Development Review Report.

84. DISCUSSION of Plat entitled "Pembroke Pines A.C.L.F. - Senior Center Plat" - District 5, (029-MP-94).

ACTION: (A-4949) Deferred to August 8, 1995 at the request of the applicant under Section 5-181(f) of the Land Development Code to study traffic concurrency.

85. DELEGATION: Joel K. Gustafson regarding request to amend the note on the Fram/EJD Plat (176-MP-84).

ACTION: (A-5103) Approved.

86. DELEGATION: Douglas Gutierrez, representing the Broward County School Board, regarding request to amend the note on the Nob Hill Village Plat (115-MP-86).

ACTION: (A-5126) Approved.

87. DELEGATION: Doug Snyder regarding request to amend the note on the Nisa Plat (173-MP-85). (Deferred from November 15, 1994.)

ACTION: (A-5144) Approved.

88. DELEGATION: Bonnie Miskel regarding request to amend the note on the Palm Aire Cypress Course Estates 3rd Section Plat (043- MP-80).

ACTION: (A-4949) Deferred to January 3, 1995 at the request of the applicant.

89. DELEGATION: David C. Jacobson regarding:

A. Request to amend the note on the Federation Housing, Inc. Plat (068-MP-88);

ACTION: (A-5173) Approved.

B. Request for a waiver of road and park impact fees for the Federation Housing, Inc. Plat (068-MP-88);

ACTION: (A-5173) Approved.

C. MOTION TO ADOPT budget Resolution 94-1597 transferring funds within the County Transportation Trust Fund in the amount of \$2,311 from the Reserve for Future Capital Outlay for the purpose of allocating the funds to the Reserve for Road Impact Fee Waivers;

ACTION: (A-5173) Approved.

D. MOTION TO ADOPT budget Resolution 94-1598 transferring funds within the County Park Trust Fund in the amount of \$15,552 from the Reserve for Future Capital Outlay for the purpose of allocating the funds to the Reserve for Park Impact Fee Waivers.

ACTION: (A-5173) Approved.

90. DELEGATION: Rafael Paz regarding request for a temporary amendment to the non-vehicular access line for The Grove Commercial Center at Davie Plat (148-MP-87).

ACTION: (A-5190) Approved.

91. DELEGATION: Howard E. Nelson regarding request to modify conditions of plat approval for the Pembroke Lakes Regional Center Plat (165-MP-84).

ACTION: (A-4949) Deferred to January 24, 1995 at the request of the applicant.

92. DELEGATION: Gregory Mire regarding motion to approve agreement to obtain building permits prior to plat recordation for Sector 7, Parcel J-1 (016-UP-94).

ACTION: (A-5449) Approved.

93. DELEGATION: Gregory Febles regarding request to approve a sidewalk waiver for a single family residence in unincorporated Broward County (Green Meadows Sec. 2).

ACTION: (A-5475) Approved.

END OF QUASI-JUDICIAL HEARING

OFFICE OF BUDGET AND MANAGEMENT POLICY

94. A. MOTION TO INCREASE the personnel cap by 18 positions; Code and Zoning (3), Building and Permitting (9), Criminal Justice Coordinating Unit (1), Human Resources (1), Accounting (1), Office of Environmental Services Administration (1), Environmental Engineering (1) and County Commission (1).

ACTION: (A-5530) Approved as amended by deferring action on the one position for the county commission.

B. MOTION TO ADOPT budget Resolution 94-1599 within the Municipal Services District Fund, transferring \$130,750 from reserve to implement the new blasting ordinance within the Code & Zoning Enforcement Division.

ACTION: (A-5530) Approved.

C. MOTION TO ADOPT unanticipated revenue Resolution 94-1600 within the Motor Pool Fund in the amount of \$30,000 to purchase vehicles for the blasting program.

ACTION: (A-5530) Approved.

D. MOTION TO ADOPT budget Resolution 94-1601 within the Building and Permitting Special Purpose Fund transferring \$331,960 from reserve to fund costs associated with adding nine building inspection positions.

ACTION: (A-5530) Approved.

E. MOTION TO ADOPT unanticipated revenue Resolution 94-1602 within the General Fund in the amount of \$84,390 to fund one position from detention capital funds.

ACTION: (A-5530) Approved.

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

DIVISION OF HUMAN RESOURCES

95. A. MOTION TO AMEND the position Classification Plan to establish the following ten (10) classifications: Assistant Director of Code and Zoning, Blasting Official, Blasting Specialist, Code Enforcement Officer, Deputy Fire Rescue Chief, Detention/Correction Facilities Manager, Director of Project & Community Coordination, Payroll Specialist I, Payroll Specialist II, Zoning Official.

ACTION: (A-6026) Approved.

B. MOTION TO APPROVE the reclassification of three (3) positions: Code & Zoning Enforcement Division: BPN 2902 from Landuse Inspector III to Zoning Official, BPN 5982 from Landuse Inspector III to Blasting Official; Fire Rescue Division: BPN 6594 from Assistant Chief of Rescue to Assistant

Fire Rescue Chief.

ACTION: (A-6026) Approved.

C. MOTION TO DELETE four (4) classifications as follows: Assistant Fire Chief-FPB, Assistant Chief of Rescue, Chief of Rescue, Fire Chief FPB.

ACTION: (A-6026) Approved.

D. MOTION TO ADOPT Resolution 94-1603 exempting the following nine (9) classifications from the classified service: Deputy Fire Rescue Chief, Detention/Correction Facilities Manager, Director of Project & Community Coordination, Human Services Section Manager, Nursing Director II, Substance Abuse Program Manager, Systems & Programming Manager, Veterans Service Officer IV, Water Resources Manager.

ACTION: (A-6026) Approved.

E. MOTION TO ADOPT Resolution 94-1604 exempting the position of Administrative Coordinator (BPN 7813) in the Office of Environmental Services from the classified service.

ACTION: (A-6026) Approved.

OFFICE OF HOUSING FINANCE

96. MOTION TO ADOPT Resolution 94-1605 of the Board of County Commissioners of Broward County, Florida, approving and authorizing the issuance and securing of qualified Mortgage Revenue Bonds of the Housing Finance Authority of Broward County, Florida in one or more Series and in an aggregate principal or maturity amount not to exceed \$30,000,000 (the "Bonds"); approving the minutes of a public hearing held by the Authority relating to the Bonds as required by Section 147(f) of the Internal Revenue Code of MOTION TO ADOPT Resolution 94-1605 of the Board of County Commissioners of Broward County, Florida, approving and authori

ACTION: (A-6038) Approved.

OFFICE OF BUDGET AND MANAGEMENT POLICY

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

ACTION: (A-6049) Approved.

98. MOTION TO ADOPT budget Resolution 94-1606 transferring within the General Fund the amount of \$285,450 from the Commission Contingency Reserve to fund the addition of ten detention deputies for the centralized Juvenile Intervention Facility for the Broward Sheriff's Office and to fund an additional Court Deputy (Bailiff) for the Broward Sheriff's Office.

ACTION: (A-6016) Approved.

99. MOTION TO ADOPT unanticipated revenue Resolution 94-1607 within the Law Enforcement Trust Fund (LETF) in the amount of \$838,548 to provide funding for law enforcement capital requests, drug

prevention and crime prevention programs, and distribution of confiscature proceeds to police agencies via sharing agreements, for the Broward Sheriff's Office.

ACTION: (A-6070) Approved.

100. MOTION TO DIRECT County Attorney to amend Ordinance 92-23, increasing the monthly probation fees for costs of supervision from \$40 per month to \$50 per month.

ACTION: (A-6075) Withdrawn by staff for further review.

BROWARD SHERIFF'S OFFICE

101. DISCUSSION: Sheriff Ron Cochran's request for \$4,313,505 to construct Bootstrap, which has an estimated total construction cost of \$6,963,505.

ACTION: (A-6075) Withdrawn by staff for further review.

INTERGOVERNMENTAL AFFAIRS

102. MOTION TO APPOINT two members to the Commission on Annexation.

ACTION: (A-6083) Appointed Commissioners Hart and Parrish.

GREATER FORT LAUDERDALE

CONVENTION & VISITORS BUREAU

103. MOTION TO EXPAND the scope of the Selection and Negotiation Committee to include as an additional service to the feasibility study for the Hotel and Convention Center expansion, an analysis of the trade mart as a likely market source. (Deferred from December 6, 1994.)

ACTION: (A-6188) Approved but indicated no additional money. The committee will negotiate.

SUPPLEMENTAL AGENDA

COMMUNITY SERVICES DEPARTMENT

CONSUMER AFFAIRS DIVISION

104. MOTION TO ADOPT Resolution 94-1608 directing the County Administrator to publish a notice of public hearing to be held on Tuesday, January 17, 1995 at 10:00 a.m., to consider enactment of proposed ordinance.

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PROVIDING FOR THE RECOGNITION BY BROWARD COUNTY OF TWO-WEEK TEMPORARY LIMOUSINE PERMITS ISSUED BY DADE COUNTY FOR THE 1995 SUPER BOWL; REQUIRING COMPLIANCE WITH THE RULES AND REGULATIONS SET FORTH WITHIN CHAPTER 22½ OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-410) Approved.

COUNTY COMMISSION

105. DISCUSSION: Requests from Broward County Professional Fire Administrators Association and City of Hollywood. (Comm. Gunzburger)

ACTION: (B-464) Approved adding the 13th slot, and that be a representative from the Broward County Professional Fire Administrators Association.

106. MOTION TO APPROVE the appointment of Doris Altier to the Personnel Advisory Board. (Comm. Thompson)

ACTION: (B-829) Approved.

NON AGENDA

107. EMPLOYEE SERVICE AWARDS: County Administrator B. Jack Osterholt presented service pins to the following employees in recognition of their years of county service:

25 years

Frances W. Lloyd Revenue Collection
Helga T. Smith Revenue Collection
Charlie Thomas Mass Transit
Ervin W. Witter Mass Transit
Charles Adderley Parks & Recreation

20 years

Sara J. Pierce Facilities Management
Carol Ann Lahr Agriculture
Sucre N. Buenaventura Planning Council
Pamela J. Bader Building/Permitting
Annie Bell Neain Alcohol & Drug Abuse Services
Joseph Catalano Jr. Engineering

ACTION: (A-30) The employees accepted their pins and were told they could take off a day of their choice.

108. PRESENTATION: Terry James, of the Community Blood Center, thanked the county commissions for all its efforts in promoting the Governmental Center's Blood Drives. She commented that January is a very difficult month for the center as shortages are experienced brought on by the holidays. She asked all to assist Dick Cummings and Tony DeMatteo from Purchasing to help promote the week long drive starting January 9 through 13, 1995.

ACTION: (A-177) No action taken.

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