

PUBLIC HEARING OF JANUARY 27, 1998

(The meeting convened at 2:00 p.m. and adjourned at 5:20 p.m.)

PLEDGE OF ALLEGIANCE - *led by Commissioner Suzanne N. Gunzburger*

CALL TO ORDER

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 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.

1. MOTION TO ENACT ordinance changing the Zoning District of certain lands within the Unincorporated Area of Broward County, Florida.

REZONING PETITION 15-Z-97

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 31, TOWNSHIP 50 SOUTH, RANGE 41 EAST; FROM A-1, AGRICULTURAL ESTATE DISTRICT, TO I-1, INSTITUTIONAL-EDUCATIONAL DISTRICT; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL REZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THIS REZONING SHALL NOT BE CONSTRUED TO CREATE A RIGHT TO DEVELOPMENT THAT FAILS TO MEET THE REQUIREMENTS OF OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-185) The Board filed proof of publications; approved the Broward County Zoning Board's recommendations, and enacted Ordinance 1998-3Z to become effective as provided by law.

END OF QUASI-JUDICIAL HEARING

2. MOTION TO CONSIDER enactment of proposed ordinance, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO THE IMMOBILIZATION OF MOTOR VEHICLES; AMENDING CHAPTER 20 OF THE BROWARD COUNTY CODE OF ORDINANCES, (A/K/A THE TOWING ORDINANCE OF BROWARD COUNTY); PROVIDING FOR THE LICENSING AND REGULATION OF THE BUSINESS OF IMMOBILIZING MOTOR VEHICLES; PROVIDING FOR DEFINITIONS, APPLICATION AND LICENSING OF OPERATORS ENGAGED IN VEHICLE

IMMOBILIZATION ON PROPERTY; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-1772) Denied.

3. MOTION TO CONSIDER enactment of proposed ordinance, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 8½ OF THE BROWARD COUNTY CODE; PROVIDING CIVIL PENALTIES FOR TOWING COMPANIES (LICENSEES) TO HAVE REQUIRED LIABILITY INSURANCE OR TO MEET MINIMUM OPERATIONAL AND SAFETY REQUIREMENTS AS CITABLE OFFENSES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-2160) Continued until such time the County Administrator determines to bring the item back to the Board.

4. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, amending Chapter 24, Section 24.50, of the Broward County Administrative Code; providing for the creation of a definition defining a Class "A", Class "B", Class "C", and Class "D" tows by towed vehicle weight classification; providing a mileage charge for Class "A", Class "B", Class "C", and Class "D" tows for each towed mile; deleting extra-hook charges; amending Chapter 37, Section 37.3; providing late fees for renewal of licenses and decals; providing fees for licensure and rates for services for immobilization businesses; and providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (B-2446) Continued until such time the County Administrator determines to bring the item back to the Board.

5. MOTION TO CONSIDER County's Legislative package for the 1998 Legislative Session.

ACTION: (B-2814) Approved as amended.

6. MOTION TO CONSIDER City/County's Joint Legislative package for the 1998 Legislative Session.

ACTION: (B-3370) Approved.

7. A. MOTION TO APPROVE an agreement between Broward County and Unisys Corporation for an Integrated Justice Information System including hardware, software and consulting services to provide the core applications and interfaces for the Clerk of the Courts Criminal and Civil Systems, including Probate/Mental Health and Guardianship Audit, the Broward Sheriff's Office Jail Management System and the county's Child Support Enforcement System in the amount of \$24,603,387.00, plus

reimbursable travel not to exceed \$1,588,342.00, pursuant to Chapter 112, Florida Statutes, to start on Notice to Proceed, with a duration of 14 months, and authorize the Chair and Clerk to execute same, subject to receipt of the Performance and Payment Bond.

ACTION: (B-3450) Approved the alternative presented by Unisys Corporation and directed staff to place the amended contract on the February 2, 1998 meeting. The Board directed staff to submit quarterly progress reports from the Selection Negotiation Committee (S/NC) Integrated Justice Information System (IJIS) members who committed and agreed to work cooperatively towards the development of an integrated justice system.

The Board requested that the County Attorney's Office include language in the agreement with Unisys Corporation that addresses the county's protection and the vendor's guarantee of an operational system for the \$26.68 million which would provide for Year 2000 compliance and future integration.

B. MOTION TO ADOPT anticipated revenue Resolution within the General Capital Outlay Fund in the amount of \$16,900,000 for the additional funding necessary to support the proposed Unisys Corporation agreement for the implementation of the initial Integrated Justice Information System (IJIS) project for system upgrades, Year 2000 compliance and support cost to implement project.

ACTION: (B-3450) No action was taken.

OR

STAFF RECOMMENDATION:

C. MOTION TO ADOPT unanticipated revenue Resolution within the Clerk's Data Processing Fund to reimburse the Clerk of Courts for the re-engineering of the Clerk's system for Year 2000 compliance for \$2,000,000.

ACTION: (B-3450) No action was taken.

D. MOTION TO DIRECT staff to negotiate an agreement with the Unisys Corporation to provide a Broward Sheriff's Office Jail Management System for up to \$5,000,000 for Board approval and request the Selection and Negotiation Committee for Year 2000 compliance to negotiate an amendment to the agreement with PKS Information Services Inc. to re-engineer the current Support Enforcement Division's system for Year 2000 compliance. (Deferred from January 20, 1998)

ACTION: (B-3450) No action was taken.

8. A. MOTION TO ADOPT budget Resolution 1998-40 transferring funds within the General Capital Outlay Fund (301) for the Office of Information Technology in the amount of \$331,915 for the purchase of RS/6000 SP2.

ACTION: (B-6520) Approved.

B. MOTION TO APPROVE procurement of Scalable POWERparallel System (RS/6000 SP2) on a fixed contract basis from IBM Corporation in the amount of \$492,948.80 (Florida State Contract No. 250-040-96-1) for the Office of Information Technology. (Deferred from January 20, 1998)

ACTION: (B-6520) Approved.

9. MOTION TO APPROVE the second amendment to an agreement between Broward County and PKS Information Services Inc. to extend contractor services to December 31, 1998 for Phase I of Broward County's Year 2000 Compliance Project (RLI No. 061396-B). (Deferred from the 10:00 a.m. meeting - Item 5.)

ACTION: (B-6497) Approved.

NON AGENDA

10. MOTION TO RECONSIDER the Board's direction to staff at the January 20, 1998 meeting to obtain two appraisals, in accordance with established county procedures, for each of the following "preferred" sites for the Southwest Regional Public Services Complex: the Alton, the Chapel Trail Corporate Park, and the combined Schwartz, Neek, Arlene/Weiss sites and any other sites recommended by the Board of County Commissioners. (Commissioner Gunzburger)

ACTION: (B-6530) Approved placing the item on the February 3, 1998 agenda.

11. COMMISSIONER GUNZBURGER requested that the county's lobbyists attending the public hearings in Tallahassee on Article V Costs, relay the Board's position.

ACTION: (B-6705) No action was taken.

12. COMMISSIONER POITIER requested that the Board direct staff to provide a report on how the state deals with its consumption use of taxes collected from the beer and wine industry and how much is retained by the industry.

ACTION: (B-6723) No action was necessary.

13. COMMISSIONER POITIER noted the absence of Ms. Kathy Harris, Human Services Department Director, and referred to a telephone call received midnight Monday, January 26 regarding the inability to copy the entire documents from Temple Messianique Child Care Center and Kindergarten to submit for the non profit organization (NPO) grant by the deadline of January 26, 1998 at 5:00 p.m. which could only be accepted by Ms. Harris.

ACTION: (B-6530) No action was taken; however, the Chair requested that Commissioner Poitier address the subject matter with the County Administrator.

14. COMMISSIONER LIEBERMAN, on behalf of the Board, commended staff for preparing the program for the Broward Partnership for the Homeless Inc.'s Groundbreaking Ceremony on January 22, 1998. She recognized the performance of Ms. Kathy Harris, Human Services Department Director, who

was one of the speakers in framing the issues and praised her for providing continued updates for the occasion.

ACTION: (B-6895) No action was necessary. County Administrator Roger J. Desjarlais promised to convey the Board's message to Ms. Harris and appropriate staff.

15. MOTION TO DIRECT staff to prepare a letter from the Board of County Commissioners to the School Board of Broward County inviting them to attend and participate in the Department of Community Affairs (DCA) hearing and requesting that the school board direct its staff to put forth their best efforts to assist the county before the DCA to turn the school concurrency issue around. (Meanwhile, the Chair requested that any county commissioner meeting a school board member individually, ought to mention the commission's desire for the school board's unanimous support.) (Commissioner Parrish)

ACTION: (B-6923) The Board had no objections.

16. DISCUSSION The Chair apprised the Board of the Town of Davie's inquiry for a site (which may be outside the boundaries) at Southwest 148 Avenue and Orange Drive as the proposed southwestern governmental complex and noted the property owner, Pasadena Homes, not requesting consideration but would do so at the town's request. She referred to her conversations with Mr. Howard Zimmerman, developer, who would provide a ready-to-build site east of Interstate 75 and north of Orange Drive.

The Chair requested that staff include in their review, consideration of the subject proposed site.

ACTION: (B-7018) The Board agreed to accept additional sites around or within the boundaries for less than \$5 million for the County Administrator to review.

17. THE CHAIR suggested that the Board be prepared to consider, on its February 3, 1998 agenda, the selection of a republican, African American, or a female firm from its remaining funds to complete the lobbyist team for the 1998 Florida Legislative Session.

ACTION: (C-20) The Board will consider the item on the February 3, 1998 agenda.

18. THE CHAIR requested that the County Administrator and the Human Services Department Director review the article in the Nation's Cities Weekly dated January 5, 1998 entitled "Dial 2-1-1 for Community Help".

ACTION: (C-200) No action was taken.

COUNTY ATTORNEY

19. REPORT Ms. Catherine M. Rodriguez, Assistant County Attorney, acknowledged the county commission's commitment to the county and their perseverance which led to the victory of the federal court case regarding the Adult Entertainment Establishments in the Unincorporated Areas of Broward County Ordinance 93-18 and Adult-Oriented Uses Ordinance 93-3.

ACTION: (C-240) The Board extended congratulations to Ms. Rodriguez and the staff involved.

[Back to previous page](#)