

PUBLIC HEARING OF JANUARY 28, 2003

(The meeting convened at 2:00 p.m.; recessed at 2:14 p.m.; reconvened at 5:27 p.m. and adjourned at 6:14 p.m.)

PLEDGE OF ALLEGIANCE was led by Senator Steven Geller, District #29.

MOMENT OF SILENCE in memory of Anthony "Tony" Cannestro, Union Leader, Unincorporated Fort Lauderdale. Arnold Lanner, former Commissioner and Mayor, City of Hallandale Beach. William "Bill" Maurer, a member of one of Fort Lauderdale's pioneer families. Anne Traficante, Sunrise Lakes, community activist, Sunrise, Florida.

CALL TO ORDER

1. MOTION TO ADOPT Resolution 2003-57 to vacate and abandon canal and lake maintenance easements, lying and being in Broward County, Florida and located at the Northeast corner of Bonaventure Boulevard and Blatt Boulevard in the City of Weston. Petitioner: Newbon Land Partners, LTD (Coker & Feiner - Agent) (2002-V-07) **(Commission District 8)**

ACTION: (Time-5:27 PM) Approved.

2. MOTION TO CONSIDER adoption of a Resolution 2003-58, the title of which is as follows:

A RESOLUTION OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS AMENDING VARIOUS FEE SCHEDULES FOR THE BROWARD COUNTY ENGINEERING DIVISION; PROVIDING FOR SEVERABILITY; INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (Time-5:27 PM) Filed proof of publication and adopted Resolution 2003-58, to become effective January 29, 2003.

3. MOTION TO CONSIDER adoption of a Resolution 2003-59, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING THE BROWARD COUNTY ADMINISTRATIVE CODE, CHAPTER 40, PART 1, ENTITLED "LAND DEVELOPMENT PERMIT APPLICATIONS" PROVIDING FOR AMENDMENT OF THE FEE SCHEDULE FOR PLAT APPLICATIONS; PROVIDING FOR SEVERABILITY;

PROVIDING FOR INCLUSION IN THE ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (Time-5:28 PM) Filed proof of publication and adopted Resolution 2003-58, to become effective January 29, 2003.

4. MOTION TO CONSIDER renewal of a license for Nonemergency Medical Transportation Services (NEMTS) to Tender Care Centers, Inc.

ACTION: (Time-5:28 PM) Approved.

5. A. MOTION TO APPROVE consent to assign and transfer interest in the restated lease agreement from Continental Cement of Florida, Inc. to and assumption of obligations by Continental Florida Materials, Inc., at Broward County's Port Everglades.

ACTION: (Time-5:28 PM) Approved.

- B. MOTION TO APPROVE first amendment to the restated lease agreement with Continental Florida Materials, Inc. at Broward County's Port Everglades.

ACTION: (Time-5:28 PM) Approved.

6. MOTION TO ADOPT Resolution 2003-60 of the Board of County Commissioners of Broward County, Florida, consenting to the assignment of a non-exclusive cargo handler franchise from Continental Cement of Florida, Inc. to Continental Florida Materials, Inc., to provide cargo handler services at Port Everglades for the remainder of the franchise term, through May 20, 2009. The Resolution setting this Public Hearing was adopted on January 7, 2002.

ACTION: (Time-5:29 PM) Approved.

7. MOTION TO ADOPT Resolution 2003-61 of the Board of County Commissioners of Broward County, Florida, consenting to the assignment of a non-exclusive stevedore franchise from Continental Cement of Florida, Inc. to Continental Florida Materials, Inc., to provide stevedore services at Port Everglades for the remainder of the franchise term, through May 20, 2009. The Resolution setting this Public Hearing was adopted on January 7, 2002.

ACTION: (Time-5:29 PM) Approved.

8. A. MOTION TO ADOPT Resolution 2003-62 of the Board of County

Commissioners of Broward County, Florida, amending Chapter 39, Broward County Administrative Code, "Fees and Other Charges, Aviation" amending Section 39.2, "Rates, Fees and Charges, Fort Lauderdale-Hollywood International Airport," to modify charges for public parking facilities at Fort Lauderdale-Hollywood International Airport, providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (Time-5:30 PM) Approved, as amended. See Page *****

- B. MOTION TO ADOPT budget Resolution 2003-63 for unanticipated revenue and appropriations within the Aviation Operating Fund for the Aviation Department in the amount of \$1,010,000 for valet parking.

ACTION: (Time-5:30 PM) Approved, as amended. See Page *****

- C. MOTION FOR THE COUNTY ADMINISTRATOR TO FILE County Administrator shall give written notice to the Board at least two weeks prior to any increase in the daily maximum rate.

ACTION: (Time-5:30 PM) Approved, as amended. The Director of Aviation shall review the valet parking fee structure and, after six months implementation of the valet services, shall report to the Board of County Commissioners as to whether any adjustment in the rate structure is necessary to ensure that the valet services at the Airport are not subsidized by the self parking operations. See Page *****

9. MOTION TO CONSIDER enactment of an Ordinance, the title of which is as follows:

"AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 4 OF THE BROWARD COUNTY CODE OF ORDINANCES RELATING TO ANIMAL CARE AND REGULATION; CREATING A BROWARD COUNTY ANIMAL CARE AND REGULATION VICTIM TRUST FUND; ESTABLISHING ITS TERM OF EXISTENCE; PROVIDING FOR THE USE OF TRUST ASSETS; PROVIDING CONDITIONS FOR RECEIPT AND DISBURSEMENT FOR FUNDS; PROVIDING FOR CONDITIONAL GIFTS, GRANTS, AND AWARDS; PROVIDING FOR DISBURSAL OF ASSETS;

CREATING A BROWARD COUNTY ANIMAL CARE AND REGULATION VICTIM TRUST FUND COMMITTEE; PROVIDING FOR RULES AND REGULATIONS; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING AN EFFECTIVE DATE.”

(Sponsored by Commissioner Lori Nance Parrish)

ACTION: (Time-5:32 PM) Filed proof of publication and enacted the Ordinance, as amended, to become effective as provided by law.

10. MOTION TO CONSIDER enactment of an Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CREATING THE BROWARD COUNTY CHILDREN’S SERVICES BOARD; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Sue N. Gunzburger)

ACTION: (Time-5:33 PM) Filed proof of publication and enacted the Ordinance, as amended, to become effective as provided by law. The Board requested Commissioner Gunzburger, as the Board’s appointment to the Children’s Services Board, to relay the message that substance abuse and mental health issues need to be emphasized in any budget reviews the Children’s Services Board undertakes. Further, the Board directed staff to provide an analysis on duplicative spending between the Children’s Service Board and the Children Services Council and other funding sources to the entities receiving these funds. See Page *****

11. MOTION TO CONSIDER enactment of an Ordinance, the title of which is as follows:
(Continued from January 14, 2003 - Item No. 4)

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 27, ARTICLE X, "STORAGE TANKS," BROWARD COUNTY CODE OF ORDINANCES, SECTION 27-307(a), RELATING TO "PERFORMANCE STANDARDS"; PROVIDING FOR SEVERABILITY; PROVIDING FOR

INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

Sponsored by the Board of County Commissioners)

ACTION: (Time-5:59 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

12. MOTION TO CONSIDER enactment of an Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS AUTHORIZING THE CREATION OF THE ROOSEVELT GARDENS NEIGHBORHOOD PRESERVATION AND ENHANCEMENT DISTRICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-5:59 PM) Filed proof of publication and enacted the Ordinance to become effective upon the effective as provided by law.

13. MOTION TO ADOPT Resolution 2003-64, the title of which is as follows:

A RESOLUTION OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS PROVIDING FOR INTERIM COMMUNITY AESTHETIC STANDARDS; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE. **(Commission District 9)**

(Sponsored by the Board of County Commissioners)

ACTION: (Time-6:00 PM) Filed proof of publication and adopted Resolution 2003-64 to become effective upon the effective date of the Roosevelt Gardens Neighborhood moratorium ordinance.

14. MOTION TO CONSIDER enactment of an Ordinance , the title of which is as follows:
(This is the second of two Public Hearings)

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, ESTABLISHING A MORATORIUM TO PROHIBIT THE ISSUANCE OF BUILDING PERMITS FOR THE CONSTRUCTION OF NEW RESIDENTIAL DWELLING UNITS WITHIN THE ROOSEVELT GARDENS NEIGHBORHOOD

UNTIL THE ADOPTION OF THE ROOSEVELT GARDENS NEIGHBORHOOD ENHANCEMENT PLAN OR JULY 31, 2004, WHICHEVER DATE IS EARLIER; PROVIDING EXCEPTIONS TO THE ISSUANCE OF BUILDING PERMITS FOR THOSE PROPERTIES WHICH MEET INTERIM COMMUNITY AESTHETIC STANDARDS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-6:00 PM) Filed proof of publication and enacted the Ordinance, as amended, to become effective as provided by law.

NON AGENDA

15. RANCH COMMUNITIES - AMENDMENT TO GREENWAYS PLAN - COMMISSIONER PARRISH

ACTION: (Time-6:00 PM) Commissioner Parrish will place an item on the Tuesday, February 4, 2003 commission agenda. See Page *****

16. ARTICLE - CITY AND COUNTY MAGAZINE - VICE MAYOR LIEBERMAN

ACTION: (Time-6:02 PM) Vice Mayor Lieberman commended the County Administrator and the Broward County Mass Transit staff on a recent article highlighting Broward County Mass Transit and how it is ahead of the curve regarding its digital video surveillance system. See Page *****

17. COMMUNITY EVENT - COMMISSIONER EGGELLETON

ACTION: (Time-6:03 PM) Commissioner Eggelton will return before the Board with suggestions for an event to bring the community together. See Page *****

18. REQUEST BY MAYORS OF MIAMI-DADE COUNTY - JOIN IN SHOWING SOUTH FLORIDA'S INTEREST IN ATTRACTING THE FOURTH ANNUAL LATIN GRAMMY AWARDS AND RELATED EVENTS TO SOUTH FLORIDA - MAYOR WASSERMAN

ACTION: (Time-6:04 PM) Mayor Wasserman-Rubin will keep the Board members informed of any progress made. See Page *****

19. INFORMATIONAL - MAYOR KEYNOTE SPEAKER - ANNUAL ASSOCIATION OF CARIBBEAN-AMERICAN ELECTED OFFICIALS AND LEADERS REGIONAL CONFERENCE - MAYOR WASSERMAN-RUBIN

ACTION: (Time-6:06 PM) No Board action was taken. See Page *****

20. DISCUSSION - SELECTION/NEGOTIATION COMMITTEE MEETINGS - MAYOR WASSERMAN-RUBIN

ACTION: (Time-6:06 PM) The Board directed the County Attorney to send a memorandum to appropriate staff clarifying the Board's rules/policy regarding Selection/Negotiation Committee meetings. An item will be placed on an upcoming commission agenda to discuss various issues as cited by the County Administrator. See Page *****

21. APPOINT TO SELECTION/NEGOTIATION COMMITTEE - DESIGN/BUILD - TRADEWINDS NORTH - PROJECT #DB3A - COMMISSIONER JACOBS

ACTION: (Time-6:13 PM) Without objection, the Board appointed Commissioner Jacobs to serve on the Selection/Negotiation Committee for the Design/Build of Tradewinds North, Project #DB3A. See Page *****

22. REQUEST - LIST OF PROJECTS - COMMISSIONER JACOBS

ACTION: (Time-6:13 PM) Commissioner Jacobs asked staff to provide a list of projects so she can determine whether or not to serve on the Selection/Negotiation Committee. See Page *****

23. COMMISSIONERS TO BRING THEIR CALENDARS TO THE NEXT COMMISSION MEETING - SCHEDULE COMMISSION'S GOAL SETTING WORKSHOP - COUNTY ADMINISTRATOR

ACTION: (Time-6:14 PM) No Board action was taken. See Page *****