

PUBLIC HEARING OF FEBRUARY 27, 2007

(The meeting convened at 2:17 p.m.; recessed at 3:43 p.m.; reconvened at 4:34 p.m. and adjourned at 4:36 p.m.)

PLEDGE OF ALLEGIANCE was led by Mr. Michael Fox, local artist.

CALL TO ORDER: Mayor Josephus Eggelletion, Jr. called the meeting to order and declared a quorum present.

<u>COMMISSIONER</u>	<u>DISTRICT</u>	<u>ATTENDANCE</u>
Josephus Eggelletion, Jr.	9	Present
Sue Gunzburger	6	Present
Kristin D. Jacobs	2	Present
Ken Keechl	4	Present
Ilene Lieberman	1	Present
Stacy Ritter	3	Present
John E. Rodstrom, Jr.	7	Present
Diana Wasserman-Rubin	8	Present
Lois Wexler	5	Present

1. MOTION TO ADOPT Resolution 2007-065 to vacate a portion of a 10-foot wide utility easement lying within, over, and across Parcel A of Coral Springs Gate Plat; located at 6300 West Sample Road, in the City of Coral Springs; at no cost to the County. Petitioner: MPG Sample Road, Ltd., CCL/IBI Consultants, Inc., Agent (2006-V-07) **(Commission District 1)**

ACTION: (T-2:44 PM) Approved.

2. MOTION TO ADOPT Resolution 2007-066 to release the lessed out (not included) portion of a water and/or sanitary sewage easement lying across property located at approximately 3113 Stirling Road in the City of Hollywood; at no cost to the County. Petitioner: One Emerald Place, LLC, FIRM Realty, Agent (2006-V-08) **(Commission District 7)**

ACTION: (T-2:44 PM) Approved.

3. MOTION TO ADOPT Resolution 2007-067 to vacate a portion of a 5-foot wide utility easement lying within, over, or across Lot 2, Block 10, North Andrews Gardens First Addition Plat, located at 4811 North Andrews Avenue in the City of Oakland Park; at no cost to the County. Petitioner: Melody Gosa (2006-V-09) **(Commission District 4)**

ACTION: (T-2:45 PM) Approved.

4. MOTION TO ADOPT Resolution 2007-068 to vacate the northwesterly 5-foot wide portion of a 15-foot wide canal maintenance easement lying within, over, and across the southeasterly portion of Lot 37, Block 36, of the Paradise Gardens Section 4 Plat; property located at 7460 NW 7th Place, in the City of Margate; at no cost to the County. Petitioner: Anthony and Anna Briganti (2006-V-12) **(Commission District 1)**

ACTION: (T-2:45 PM) Approved.

5. MOTION TO ADOPT Resolution 2007-069 to vacate portions of a 10-foot wide and a 15-foot wide utility easements lying within, over, and across Parcel A of Sunrise Industrial Park Parcel 5 Plat, and a portion of a 6-foot wide utility easement lying within, over, and across Parcel A of Sunrise Industrial Park Parcels 14 and 15 Plat; these adjacent properties being located along NW 55th Street between Hiatus Road and NW 108th Avenue, in the City of Sunrise; at no cost to the County. Petitioner: City of Sunrise, Craven Thompson & Associates, Inc., Agent (2006-V-15) **(Commission District 3)**

ACTION: (T-2:45 PM) Approved.

6. MOTION TO ADOPT Resolution 2007-070 of the Board of County Commissioners of Broward County, Florida, granting a non-exclusive restricted stevedore franchise to Metro Cruise Services, LLC, restricted to Norwegian Cruise Line and Crystal Cruises and any new cruise business other than that which is currently operating at Port Everglades that franchisee may bring into Port Everglades, for a one-year term at Port Everglades, providing for severability; providing for an effective date; and authorizing the Mayor and Clerk to execute the franchise. The Resolution setting this Public Hearing was adopted on February 13, 2007 (Item 31).

ACTION: (T-2:46 PM) The Board tabled this item until 4:30 p.m. for review of the revised language. (Refer to minutes for full discussion.)

ACTION: (T-4:34 PM) Approved. The Board amended Section 1 of the franchise agreement to read as follows:

1. ***The Board of County Commissioners of Broward County, Florida hereby grants Franchisee a non-exclusive restricted stevedore franchise to provide said services within Port Everglades. By its execution of this franchise agreement, Franchisee acknowledges and agrees that this restricted franchise extends only to stevedore services for any new cruise business. New cruise business shall mean new cruise lines, not new cruise vessels of existing cruise lines currently doing business at Port Everglades.***

New language is added to the end of Section 3 of the franchise agreement as follows:

- 3. . . . Franchisee, by its execution of this non-exclusive restricted stevedore franchise, and in consideration of Broward County's granting of this non-exclusive restricted stevedore franchise, agrees that it shall not, during the term of this franchise, solicit any existing cruise lines currently doing business at Port Everglades. In the event the Franchisee shall be found by the Port Director to have violated this expressed restriction on solicitation, this franchise agreement shall be deemed null and of no legal effect. (Refer to minutes for full discussion.)***