

PUBLIC HEARING OF JULY 14, 1998

(Meeting convened at 2:00 p.m. and adjourned at 8:15 p.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

1. MOTION TO ADOPT Resolution 1998-720 to vacate and abandon a right-of-way, lying and being in Broward County, Florida and located in several parts of the Everglades Land Company Subdivision in the City of Miramar. Petitioner: Sunset Lakes Associates, a Florida General Partnership (Caulfield & Wheeler, Inc. - Agent) 19-V-98.

ACTION: (B-70) Approved.

2. MOTION TO ADOPT Resolution 1998-721 authorizing the exchange of County property with property owned by Park Central Industrial, a Florida General Partnership in accordance with provisions of Section 125.37, Florida Statutes. (Parcel 98-3)

ACTION: (B-78) Approved.

3. MOTION TO ADOPT Resolution 1998-722 authorizing the exchange of County property with property owned by Park Central Industrial, a Florida General Partnership in accordance with provisions of Section 125.37, Florida Statutes. (Parcel 98-4)

ACTION: (B-88) Approved.

4. MOTION TO CONSIDER First Amendment to Agreement of Lease between Broward County and BCCC Hotel Limited Partnership. (This is the first of two public hearings to be held. The second public hearing is scheduled to be held on August 11, 1998 at 2:00 p.m. at which time a motion for approval will be presented.)

ACTION: (B-97) No action taken at this time. The second Public Hearing is scheduled for Tuesday, August 11, 1998.

5. MOTION TO CONSIDER enactment of an ordinance, the title of which is as follows:

AN ORDINANCE GRANTING TO FLORIDA POWER & LIGHT COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC FRANCHISE IN THE UNINCORPORATED AREAS OF BROWARD COUNTY, FLORIDA; IMPOSING PROVISIONS AND CONDITIONS RELATING THERETO; PROVIDING FOR MONTHLY PAYMENTS TO BROWARD COUNTY, AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-130) Approved, as amended, to be effective on the date upon which the Grantee files

such acceptance.

6. MOTION TO CONSIDER enactment of a proposed ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 34, ARTICLE II, SECTION 34-38, EXCEPTIONS, BROWARD COUNTY CODE OF ORDINANCES, TO EXEMPT AREAS LOCATED WITHIN THE RURAL RANCHES AND RURAL ESTATES LAND USE CATEGORIES FROM MANDATORY WATER CONNECTION REQUIREMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commission Chair, Lori Nance Parrish)

ACTION: (V-1051) Approved, as amended, stipulating that anyone who opts out, shall submit an affidavit that their well has been tested, meets the specifications, and then send it to the Health Department annually.

7. Deferred from July 7, 1998 Public Hearing to 3:30 P.M. Time Certain

ITEM 7(A) AMENDMENT PC 98-4

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

FROM: Agricultural

TO: Commercial

SIZE: Approximately 30 acres

LOCATION: in Section 13, Township 51, Range 39; located east of Southwest 196 Avenue; bound on the north by Pines Boulevard and on the east by Southwest 184 Avenue; located north of Pembroke Road.

PLANNING COUNCIL RECOMMENDATION: Denial

ACTION: (B-2904) Deferred to August 25, 1998.

(B)MOTION TO ADOPT A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY TRANSMITTING A PROPOSED AMENDMENT TO THE BROWARD COUNTY LAND USE PLAN OF THE BROWARD COUNTY COMPREHENSIVE PLAN TO THE DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING AN EFFECTIVE DATE.

ACTION: (B-2904) Deferred to August 25, 1998.

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.

8. Deferred from July 7, 1998 Public Hearing to 3:30 P.M. Time Certain

ITEM 8(A) AMENDMENT PC 97-3

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

FROM: Agricultural

TO: Commercial

SIZE: Approximately 4.3 acres

LOCATION: in Section 13, Township 51, Range 39; located east of Southwest 196 Avenue; bound on the north by Pines Boulevard; located west of Southwest 184 Avenue and north of Pembroke Road.

PLANNING COUNCIL RECOMMENDATION: Denial

ACTION: *(B-2455) Deferred to August 25, 1998.*

(B) MOTION TO ENACT an ordinance amending the Broward County Comprehensive Plan to adopt a "Small Scale" amendment in the City of Pembroke Pines, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING A SMALL SCALE AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF PEMBROKE PINES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: *(B-2455) Deferred to August 25, 1998.*

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

REZONING PETITION 7-Z-98

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 CF, COMMUNITY FACILITIES 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-1812) (B-3165) (C-13) Denied.

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

REZONING PETITION 8-Z-98

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 24, TOWNSHIP 51 SOUTH, RANGE 41 EAST; FROM M-1, LIGHT INDUSTRIAL DISTRICT, TO M-2, MEDIUM INDUSTRIAL 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: (C-4588) Denied.

11. MOTION TO ENACT an ordinance changing the Zoning District of certain lands within the Unincorporated Area of Broward County, Florida. (This is the first of two public hearings. The second public hearing will be held on Tuesday, August 11, 1998)

REZONING PETITION 20-Z-97

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 12, TOWNSHIP 49 SOUTH, RANGE 41 EAST; FROM R-1A, ONE-FAMILY DWELLING DISTRICT; R-1C, ONE-FAMILY DWELLING DISTRICT; R-2, TWO-FAMILY DWELLING DISTRICT; AND R-2U, TWO-FAMILY DWELLING DISTRICT; TO RS-5, ONE-FAMILY DETACHED DWELLING DISTRICT; RM-10, MULTIPLE-FAMILY DWELLING DISTRICT; AND S-2, OPEN SPACE 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: (C-5208) No action taken. The Second Public Hearing will be held on Tuesday, August 11, 1998.

END OF QUASI-JUDICIAL HEARING

(The following items were tabled from the morning meeting.)

FINANCE & ADMINISTRATIVE SERVICES DEPARTMENT

HUMAN RESOURCES DIVISION

96. MOTION TO APPROVE collective bargaining agreement between Broward County and the International Association of Firefighters (IAFF), Local 3333, and authorize the Chair and Clerk to execute same.

ACTION: (A-695) (C-3897) Approved, as amended.

COUNTY ADMINISTRATOR

109. A. MOTION TO ADOPT Resolution 1998-723 based on findings contained therein, that a public emergency exists which allows waiving the Consultant's Competitive Negotiation Act as set forth in Section 287.055, Florida Statutes, and the Broward County Procurement Code.

ACTION: (A-674) (C-5307) Approved.

B. MOTION TO APPROVE Agreement between the County and World Gate Associates Limited Partnership for the preparation of a Master Mitigation Plan and construction documents for Master Planning, Engineering and Mitigation at West Lake Park, in the maximum amount not-to-exceed \$1,200,000 for Phases I through IV, one-third of the cost to be paid by World Gate, one-third

by the Aviation Department and one-third by the Port Everglades Department; and authorizing the Chair and Clerk to execute same.

ACTION: (A-674) (C-5037) Approved, as amended.

COUNTY COMMISSION

112. DISCUSSION: Status Report, Broward County Civic Arena; Art in Public Places Ordinance. (Deferred from June 23, 1998).

ACTION: (C-46) The Commission and ADC came to an agreement for the payment of fees for designated Art in Public Places and for the arena.

113. DISCUSSION: Arena Development Corporation, Payment of Prevailing Wage (Deferred from June 23, 1998)

ACTION: (C-1503) The Board extended an offer to Arena Development Corporation for payment to construction workers of the higher wage they are entitled to under county law.

114. DISCUSSION: Florida Association of Counties (FAC) request to organize the Revision 7 campaign in Broward County by identifying the Lead County Commissioner and key staff contact. (Chair)

ACTION: (C-5370) Board designated County Administrator Roger Desjarlais, Commission Parrish and, as key staff contact, Pamela Madison, Director, Public and External affairs to the campaign.

(This concluded discussion of the items tabled from this morning's meeting.)

NON-AGENDA ITEMS

12. LETTER OF ENDORSEMENT: At the request of Commissioner Poitier on behalf of the Reverend Jonathan Ramsey, Jr., Pastor of Cathedral Church of God in Deerfield Beach, the Board agreed to send a letter to Reverend Ramsey endorsing the Church's efforts to provide the necessary services to alleviate the many problems of the youth in the community.

ACTION: (C-3081) Reverend Ramsey thanked the Commission for their gracious compliance to his request.

13. MOTION TO APPROVE appointment of Ms. Joyce L. Kutcher to the Board of Adjustment.

ACTION: (C-5412) Approved.

14. DISCUSSION: Possibility of Seminole Indian casinos in Broward County, the implications and cost of services.

ACTION: (C-5434) Board to send letter to the Governor voicing opposition to casinos in Broward County.

15. MOTION TO ADOPT Resolution 1998-724 urging Senate Environment and Public Works Committee and the House Transportation and infrastructure Committee to approve amendments to critical projects authorized by 1998 Water Resources Development Act to extend critical projects to September 30, 2002 and increase funding of critical restoration projects to \$150 million; and authorizing the County Administrator to furnish a copy of this Resolution to certain officials; providing for an effective date.

ACTION: (C-5590) Approved.

16. AIRPORT TERMINAL: Procedure to be followed on the \$75 million airport project, namely the

CM at risk project versus the process instituted at the airport.

ACTION: (C-5638) (D-20) The procedure presently being followed will be continued and discussed further on August 11, 1998.

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