

PUBLIC HEARING OF SEPTEMBER 9, 1997

(The meeting convened at 2:00 p.m. and adjourned at 4:00 p.m.)

PLEDGE OF ALLEGIANCE was led by the Chair.

1. MOTION TO ADOPT Resolutions 1997-955 thru 1997-960 to assess land clearance liens.

ACTION: (A-1495) Approved, as amended. Folio #1219-01-413 for \$220.70 was pulled from the agenda.

2. A. MOTION TO ADOPT Resolution 1997-961 to vacate and abandon various types of easements and right-of-way, lying and being in Broward County, Florida and located on 196th Avenue between Sheridan Street and Stirling Road in the City of Pembroke Pines. Petitioner: Bergeron Land Development, Inc., et. al. (Miller Legg & Associates - Agent) 8-V-97.

ACTION: (A-1552) Approved.

B. MOTION TO ACCEPT utility easement conveyed to Broward County by Martha A. Bergeron; a utility easement and a landscape, utility, sidewalk and drainage easement conveyed to Broward County by Bergeron Land Development, Inc.; two landscape, utility, sidewalk and drainage easements; a sidewalk easement; a road right-of-way easement; and a utility easement conveyed to Broward County by Ronald M. Bergeron, Sr.; a landscape, utility, sidewalk and drainage easement, and a utility easement conveyed to Broward County by Bergeron Properties and Investment Corporation; and authorize recordation of same.

ACTION: (A-1552) Approved.

3. MOTION TO ADOPT Resolution 1997-962 to vacate and abandon utility easements, lying and being in Broward County, Florida, and located in the 300 block of Brickell Avenue in the City of Fort Lauderdale. Petitioner: Historic Brickell Ltd., et. al. (Craven, Thompson & Associates, Inc. - Agent) 11-V-97.

ACTION: (A-1567) Approved.

4. MOTION TO ADOPT Resolution 1997-963 to vacate and abandon a utility easement, lying in Broward County, Florida, located at 4000 Military Trail in the City of Pompano. Petitioner: Home Dynamics Eastridge, L.P. (Keith & Schnars, Inc. - Agent) 19-V-97.

ACTION: (A-1576) Approved.

5. MOTION TO ADOPT Resolution 1997-964 pursuant to 336 of the Florida Statutes to vacate and abandon road rights-of-way lying and being in Broward County, Florida and lying between 11310 and 12370 NW 28th Place in the City of Sunrise. Petitioner: City of Sunrise (24-V-96).

ACTION: (A-1582) Approved.

6. MOTION TO ADOPT Resolution 1997-965 to vacate and abandon right-of-way and utility, drainage and sidewalk easements, lying in Broward County, Florida and located at 20500 Saddle Club Road in the City of Weston. Petitioner: Arvida/JMB Partners (CCL Consultants, Inc. - Agent) 35-V-96.

ACTION: (A-1593) Approved.

7. A. 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, RELATING TO THE BROWARD COUNTY CHILDREN'S SERVICES BOARD; AMENDING SECTION 1-485 OF THE BROWARD COUNTY CODE TO ADD A MEMBER OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS TO THE CHILDREN'S SERVICE BOARD AND PROVIDING FOR THE APPOINTMENT OF ONE MEMBER TO THE CHILDREN'S SERVICES BOARD BY EACH MEMBER OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS; PROVIDING

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

(Sponsored by The Board of County Commissioners)

ACTION: (A-1601) Filed proof of publication and enacted the ordinance to become effective as provided by law.

7. B. MOTION TO NOMINATE AND APPOINT Commissioner Suzanne Gunzburger as the County Commission's representative to Children's Services Board for a term commencing with the effective date of the ordinance. (Commissioner Parrish)

ACTION: (A-1616) Approved.

STAFF DIRECTIVE: County Attorney's Office was directed to draft an ordinance for all boards relating to: "those people serving on boards without pay cannot vote and rank their organization submittals." Staff was requested to draft the ordinance expeditiously.

8. MOTION TO CONSIDER enactment of an ordinance, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; AMENDING CHAPTER 1, ARTICLE XVII, "QUASI- JUDICIAL PROCEEDINGS," BROWARD COUNTY CODE OF ORDINANCES; DELETING THE REQUIREMENT THAT SITE SPECIFIC LAND USE PLAN AMENDMENTS BE REVIEWED AND APPROVED IN A QUASI-JUDICIAL MANNER; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-1673) Filed proof of publication and enacted Ordinance 1997-34 to become effective as provided by law.

9. MOTION TO CONSIDER enactment of an ordinance, the substance of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; AMENDING CHAPTER 31, "STREETS AND SIDEWALKS," BROWARD COUNTY CODE OF ORDINANCES, ARTICLE I, "IN GENERAL," SECTION 31-3, "DISPLAY OF ADDRESS NUMBERS REQUIRED; APPLICATION," SETTING FORTH THE REQUIREMENTS FOR ADDRESS NUMBERS; AMENDING SECTION 8½-16, "SCHEDULE OF CIVIL PENALTIES," SECTION (G), PROVIDING CIVIL PENALTIES; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Lori Nance Parrish)

ACTION: (A-1681) Filed proof of publication and enacted Ordinance 1997-33 to become effective as provided by law.

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

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 18, ARTICLE VII OF THE BROWARD COUNTY CODE OF ORDINANCES, RELATING TO BROWARD COUNTY PAY TELEPHONE COMMISSIONS TRUST FUND; PROVIDING FOR A ONE- TIME APPROPRIATION TO THE SHERIFF OF BROWARD COUNTY, SAILS FOUNDATION, INC., AND BROWARD COUNTY COMMUNITY COLLEGE FOUNDATION, INC., FOR ESTABLISHMENT OF A PERPETUAL SCHOLARSHIP PROGRAM FOR AT-RISK YOUTHS OF BROWARD COUNTY; PROVIDING A \$1.5 MILLION LIMIT ON FUNDING FOR YOUTH PROGRAMS AND VICTIM/WITNESS PROGRAMS; PROVIDING FOR FUNDS IN EXCESS OF \$1.5 MILLION TO BE APPROPRIATED FOR MEDICAL EXPENSES OF PRISONERS DETAINED IN BROWARD COUNTY DETENTION FACILITIES; PROVIDING FOR SEVERABILITY, INCLUSION IN CODE; AND EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (A-1700) Filed proof of publication and enacted the ordinance to become effective as provided by law.

COMMEMORATION TO SHERIFF COCHRAN: The Chair, on behalf of the County Commission, will send a letter to the widow of Sheriff Cochran, describing the suggestions made regarding a lasting tribute to the late Sheriff. The Chair will ask Mrs. Cochran and her family for the family's preference.

ACTION: (A-2058) The Chair will send a letter to Mrs. Cochran regarding a lasting tribute in memory of the late Sheriff Cochran.

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

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING CHAPTER 2, AIRPORTS AND AIRCRAFT, ARTICLE III, DIVISIONS 3 AND 3 ½, OF THE BROWARD COUNTY CODE OF ORDINANCES RELATING TO PICKETING

OR DISTRIBUTION OF LITERATURE, AND SOLICITATION OF FUNDS OR SERVICES AT THE FORT LAUDERDALE-HOLLYWOOD INTERNATIONAL AIRPORT; DELETING THE LIMITATION OF FOUR BADGES PER GROUP; PROVIDING THAT HEARING OFFICERS SHALL BE A MEMBER IN GOOD STANDING OF THE FLORIDA BAR; PROVIDING THAT THE NUMBER OF BADGES AVAILABLE FOR REGISTRANTS AND PERMITTEES SHALL BE ESTABLISHED BY RESOLUTION OF THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Board of County Commissioners)

ACTION: (A-2362) Filed proof of publication and enacted the ordinance to become effective as provided by law.

B. MOTION TO ADOPT Resolution 1997-967 amending Chapter 26, Operational Policy, Aviation, Part III, relating to picketing, distribution of literature and solicitation of funds, establishing the number of badges available for such activities, and deleting reference to Director of Airports by substituting Director of Aviation.

ACTION: (A-2368) Approved, with substitute Resolution. (Staff will return before the board with an amendment under Section 1. 26.27., Subsection d., paragraph 2.)

NON AGENDA

12. CONDOLENCES TO MRS. CAROL ANN COCHRAN AND FAMILY: Each County Commissioner expressed their deepest sorrow on the passing of Sheriff Ron Cochran. Condolences were sent to Sheriff Cochran's widow and family. He will be missed by everyone.

ACTION: (A-2528) The Commission, with the involvement of the Sheriff's family, will explore a range of opportunities to honor the late Sheriff Cochran in a fitting tribute.

13. PRIMARY CARE PROGRAM: Commissioner Gunzburger briefly explained correspondence she has received regarding the Medicaid Primary Care Program and the funding problem the program is experiencing. Commissioner Gunzburger requested that County Administrator B. Jack Osterholt/staff contact the Legislative Delegation to possibly draft a bill for a funding increase to meet the growing costs of the Medicaid and indigent needs. If the Legislative Delegation supports this request, Commissioner Gunzburger stated she would ask Commissioner Lieberman, as Vice Chair of the Urban Affairs Committee (county level) to carry the bill on a statewide, county basis.

ACTION: (A-2621) The County Administrator/appropriate staff will contact the Broward Legislative Delegation regarding additional funding for the Medicaid Primary Care Program.

14. CHILDREN'S SERVICES BOARD: Commissioner Gunzburger commented on a letter she received from Carole Andrews, Chair of the Children's Services Board regarding a supplemental of \$827,633 for the Children's Services Board's FY 98 budget, and her desire to attempt to appropriate the additional funds.

Commissioner Rodstrom relayed that he believed that the Children's Services Board was noticed early on in the budget process of their appropriation of funds for FY 98. He suggested reviewing the issue FY

99.

ACTION: (A-2674 & A-2740) No board action was taken.

15. GOVERNING BOARDS COMMITTEE EXECUTIVE COUNCIL - REGIONAL

REPRESENTATIVE: Commissioner Poitier stated that she received correspondence from APTA regarding vacancies in the Regional Representative positions of the Governing Boards Committee Executive Council. Due to her continued involvement in transit system issues, she asked the Chair, on behalf of the County Commission, to send a letter of endorsement that would indicate the Board's support for any travel and/or time she would commit to attend meetings of the Governing Boards Committee Executive Council.

ACTION: (A-2699) The Chair will send the necessary correspondence on Commissioner Poitier's behalf.

16. MSBU CHARGES: Commissioner Parrish briefly updated the Board regarding the issue of MSBU charges for the City of Cooper City. Commissioner Parrish stated that she, along with John Canada, Director, Office of Budget & Management Policy, negotiated the City's MSBU contract. Commissioner Parrish conveyed that the assessment rate schedule was negotiated at 5%. The same assessment rate was negotiated with the City of Coconut Creek. The City is objecting to the proposed change by the County, which represents an 8% increase, alleging that the increase violates the City's interlocal agreement. Commissioner Parrish relayed that the issue must be resolved before the FY 98 public budget hearing; a commitment was made.

ACTION: (A-2842) Staff will review the issue.

17. SOUTHWEST COUNTY COURTHOUSE: Commissioner Parrish relayed that the City of Cooper City requested that the site search be expanded to allow a submittal from the Waldrep property for the proposed Southwest Courthouse. Commissioner Parrish requested that the Board keep an open mind if a creative idea was presented regarding the Waldrep site.

ACTION: (A-3173) No Board action was taken.

18. FLORIDA NEIGHBORHOODS CONFERENCE: Commissioner Parrish asked if there was any interest in sending a member of the Municipal Services Board to the First Annual Florida Neighborhoods Conference on October 3 and 4, 1997, in Orlando, Florida. The Chair suggested that the County, instead, purchase the video tape following the conference.

ACTION: (A-3284) No board action was taken.

19. INFORMATIONAL - BUDGET HEARINGS: The Chair announced that the first of the two Public Budget hearings will be held on Monday, September 15, 1997 at Hollywood Hills High School.

ACTION: (A-3462) No board action was taken.

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