

PUBLIC HEARING OF SEPTEMBER 13, 2005

(The meeting convened at 2:00 p.m. and adjourned at 4:25 p.m.)

PLEDGE OF ALLEGIANCE was led by staff at Kindred Hospital, Fort Lauderdale, Florida.

CALL TO ORDER

1. MOTION TO ADOPT Resolution 2005-690 to release and abandon a drainage easement, lying and being in Broward County, Florida and located at approximately 1900 NW 21st Avenue in Unincorporated Broward County (Fort Lauderdale), Florida, at no cost to the County. Petitioner: Pearson Properties I, LLC (2005-V-12) (John M. Milledge - Agent) **(Commission District 9)**

ACTION: (T-3:04 PM) Approved. (Refer to minutes for full discussion.)

2. MOTION TO ADOPT Resolution 2005-691 to vacate and abandon a land-locked 15-foot road right-of-way, lying and being in Broward County, Florida and located south of Hillsboro Boulevard and west of NW 39th Avenue, in the City of Coconut Creek, Florida, at no cost to the County. Petitioner: Simonton PDC, LC (2005-V-14) Caulfield & Wheeler, Inc. - Agent) **(Commission District 2)**

ACTION: (T-3:05 PM) Approved.

3. MOTION TO ADOPT Resolution 2005-692 to vacate and abandon road right-of-way, maintenance right-of-way, and ingress-egress easement, located at the intersection of NW 72nd Street (Trotter's Lane) and University Drive, in the City of Parkland, lying and being in Broward County. Petitioner: Henry J. Brewer (Carnahan, Proctor & Cross, Inc.-Agent) (2005-V-07) **(Commission District 3)**

ACTION: (T-3:05 PM) Approved.

4. MOTION TO ADOPT Resolution 2005-693 of the Board of County Commissioners of Broward County, Florida, amending Chapter 39 of the Broward County Administrative Code, "Fees and Other Charges, Aviation" amending Section 39.2, "Rates, Fees and Charges, Fort Lauderdale-Hollywood International," to amend terminal charges; and amending Exhibit 39.A; providing severability; providing for inclusion in the Administrative Code; and providing for an effective date.


ACTION: (T-3:05 PM) Approved.



Icon indicates that the item is related to an established Commission Challenge Goal.

5. MOTION TO ADOPT Resolution 2005-694 amending Chapter 26, Broward County Administrative Code, "Operational Policy, Aviation" Part I, "Statement of Policy for Awarding Concessions and Consumer Service Privileges", "amending Sections 26.2 and 26.4.b.3, to add certain concessions and consumer service privileges not currently listed in the policy; amending Part II, "Policy Outline – Individual Concessions and Consumer Services Privileges", to add a procedure for awarding a fresh cut flower concession and entertainment rental concession; providing for severability; providing for inclusion in the administrative code; and providing for an effective date.

ACTION: (T-3:05 PM) Approved.

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6. MOTION TO ADOPT Resolution 2005-695 of the Board of County Commissioners of Broward County, Florida, amending the Broward County Administrative Code, Volume 2, Part I, "Complimentary Bus Passes," by amending Section 24.1, "Authorization and Control," to delete reference to an obsolete program and authorize the Mass Transit Division Director, or designee, to issue complimentary bus passes as an incentive to use fixed-route bus service; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date.

ACTION: (T-3:06 PM) Approved. The Board directed staff to explore the feasibility of the County purchasing electric hybrid buses, including the cost comparisons of gas run versus electric hybrid buses. Commissioner Eggelletion requested a copy of the amended code once it is written. (Refer to minutes for full discussion.)

7. MOTION TO ADOPT Resolution 2005-696 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to Hyde Shipping Corporation, for a five-year term, to provide steamship agent services 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 August 16, 2005 (Item 61).

ACTION: (T-3:08 PM) Approved.

8. MOTION TO ADOPT Resolution 2005-697 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to Hyde Shipping Corporation, for a ten-year term, to provide stevedore services 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 August 16, 2005 (Item 62).

ACTION: (T-3:08 PM) Approved.

9. MOTION TO ADOPT Resolution 2005-698 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to Hyde Shipping Corporation, for a ten-year term, to provide cargo handler services 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 August 16, 2005 (Item 63).

ACTION: (T-3:09 PM) Approved.

10. MOTION TO ADOPT Resolution 2005-699 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to R. O. White & Company, Inc., for a ten-year term, to provide stevedore services 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 August 16, 2005 (Item 65).

ACTION: (T-3:09 PM) Approved.

11. MOTION TO ADOPT Resolution 2005-700 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to R. O. White & Company, Inc., for a ten-year term, to provide cargo handler services 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 August 16, 2005 (Item 66).

ACTION: (T-3:09 PM) Approved.

12. MOTION TO ADOPT Resolution 2005-701 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to Colmar Storage, L.L.C., for a one-year term, to provide cargo handler services 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 August 16, 2005 (Item 67)

ACTION: (T-3:10 PM) Approved, as corrected. (Scrivener's error - See County Administrator's memorandum: Number 2 on Exhibit #3 should read: ". . ending on October 20, 2006" (not October 20, 2015).)

13. MOTION TO ADOPT Resolution 2005-702 of the Board of County Commissioners of Broward County, Florida, amending Section 37.61 Broward County Administrative Code relating to the fee schedule for the Animal Care and Regulation Division; increasing the fees for pet adoption, impoundment and boarding, providing for severability, providing for inclusion in the Administrative Code, and providing for an effective date:

ACTION: (T-3:10 PM) Approved.

14. 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 RELATING TO ANIMAL CARE AND REGULATION; AMENDING SECTION 4-2 TO CHANGE THE DEFINITION OF SEVERE INJURY; AMENDING SUBSECTION 4-12(b) AND SUBSECTION 4-12(g) TO CORRECT SCRIVENER'S ERRORS; AMENDING SUBSECTION 4-12(g)(3) TO DELETE NOTIFICATION RELATED TO INSURANCE; AMENDING SUBSECTION 4-14.5(a) TO CHANGE "SERIOUS INJURIES" TO "SEVERE INJURIES"; AND AMENDING SECTION 4-20 TO CHANGE "SUBSECTION 4-20(3)" TO "SUBSECTION 4-20(c)"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY CODE OF ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Ilene Lieberman)

ACTION: (T-3:10 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

15. MOTION TO ADOPT Resolution 2005-703 of the Broward County Board of County Commissioners, amending Section 37.2 of the Broward County Administrative Code entitled, "Taximeter Rates," providing for changes to the taximeter rates; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date:

ACTION: (T-3:11 PM) Approved, as amended. The Board changed the taximeter rates as follows: First 1/6 mile (drop rate) - \$2.50; each additional 1/6 mile - \$0.40; Waiting time - \$0.40 per minute; five-mile fare with a five minute wait - \$16.10. Further, the Board directed the County Attorney to draft an amendment to the Motor Carrier's Ordinance allowing a minimum flat fee of \$10 for all trips originating from the Fort Lauderdale-Hollywood International Airport and Port Everglades. (Refer to minutes for full discussion.)