

PUBLIC HEARING OF SEPTEMBER 28, 1998

(The meeting convened at 2:00 p.m. and adjourned at 4:40 p.m.)

PLEDGE OF ALLEGIANCE was led by Commissioner Abramowitz.

CALL TO ORDER

1. MOTION TO ADOPT supplemental budget Resolution 1998-985 within the Special Revenue Fund in the amount of \$213,750 to recognize additional court fee revenue and transfer these funds to the General Fund.

ACTION: (B-0103) Approved.

2. MOTION TO ADOPT supplemental budget Resolution 1998-986 within the General Fund in the amount of \$277,050 to recognize and appropriate additional revenue from the Criminal Justice Trust Fund and Public Defender fees and to transfer funds from the Commission Reserve to two debt service funds.

ACTION: (B-0110) Approved.

3. MOTION TO ADOPT supplemental budget Resolution 1998-987 & 1998-988 within Enterprise Funds in the net amount of \$0 to adjust Federal Transit Administration revenues and related appropriations.

ACTION: (B-0117) Approved.

4. A. MOTION TO ADOPT budget Resolution 1998-989 transferring \$71,560 from reserve within the Municipal Service District Fund to a transfer to a Debt Service Fund account.

ACTION: (B-0125) Approved.

B. MOTION TO ADOPT supplemental budget Resolutions 1998-990 thru 1998- 993 within Debt Service Funds in the amount of \$230,717 to address revenue changes and the close out of one fund.

ACTION: (B-0125) Approved.

5. MOTION TO CONSIDER award of a new license for Nonemergency Medical Transportation Service (NEMTS) to On Wheels Transport, Inc. contingent upon licensee satisfying all remaining requirements of Chapter 3 ½, Section 8(e) of the Broward County Code of Ordinances.

ACTION: (B-0131) Approved.

6. MOTION TO CONSIDER award of a new license for Nonemergency Medical Transportation Service (NEMTS) to We Care of the Palm Beaches, Inc. contingent upon licensee satisfying all remaining requirements of Chapter 3 ½, Section 8(e) of the Broward County Code of Ordinances.

ACTION: (B-0134) Approved.

7. MOTION TO ADOPT Resolution 1998-994 amending Chapter 39, Broward County Administrative Code, "Fees and Other Charges, Aviation" amending the schedule of rates, fees and charges for Fort Lauderdale-Hollywood International Airport and North Perry Airport; providing for severability; providing for inclusion in the administrative code; and providing for an effective date.

ACTION: (B-0178) Approved.

8. MOTION TO ADOPT Resolution 1998-995 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 State of Florida Department of Community Affairs; providing an effective date.

ACTION: (B-0545) Approved.

9. MOTION TO ENACT an ordinance, the substance of which is as follows. (This is the second of two public hearings. The first public hearing was held on Tuesday, September 8, 1998 at 2:00 p.m.)

TEXT CHANGE 6-T-98

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; AMENDING SECTION 39-4, "TERMS DEFINED"; INCLUDING VIETNAMESE POT BELLIED PIGS WITHIN THE DEFINITION OF HOUSEHOLD PETS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Lori Nance Parrish)

ACTION: (B-2030) Filed proof of publication; accepted the recommendations of staff and the Broward County Zoning Board, and enacted the Ordinance to become effective as provided by law.

10. MOTION TO ENACT an ordinance, the substance of which is as follows. (This is the second of two public hearings. The first public hearing was held on Tuesday, September 8, 1998 at 2:00 p.m.)

TEXT CHANGE 7-T-98

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA; AMENDING SECTION 39-4, TERMS DEFINED, TO ADD ADDITIONAL DEFINITIONS; CREATING A NEW SECTION 39-150 RELATING TO WIRELESS COMMUNICATION FACILITIES, TOWERS, ANTENNAS, AND THE COLLOCATION OF WIRELESS COMMUNICATION ANTENNAS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-2040) Filed proof of publication and continued the public hearing to Tuesday, October 13, 1998 at 2:00 p.m.

11. 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, BROWARD COUNTY CODE OF ORDINANCES, RELATING TO THE PROVISION OF WATER AND SEWER SERVICE TO TENANTS OF RENTAL PROPERTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Lori Nance Parrish)

ACTION: (B-2065) Filed proof of publication and enacted the Ordinance, striking Section 1., Chapter 34; to become effective as provided by law.

12. 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 DEFERRED COMPENSATION OF COUNTY EMPLOYEES; AMENDING SECTION 26-4 OF THE BROWARD COUNTY CODE OF ORDINANCES, CONCERNING ESTABLISHMENT AND ADMINISTRATION OF THE DEFERRED COMPENSATION PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (B-3758) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

B. MOTION TO ADOPT Resolution 1998-1008 approving deferred compensation providers and approving a Master Deferred Compensation Plan document.

ACTION: (B-3758) Approved.

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 items 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.

13. MOTION TO ENACT an ordinance changing the zoning district of certain lands within the Unincorporated Area of Broward County, Florida.

REZONING PETITION 10-Z-98

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 13, TOWNSHIP 50 SOUTH, RANGE 41 EAST; FROM B-3, GENERAL BUSINESS DISTRICT, TO C-1, COMMERCIAL 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-3774) Filed proof of publication and continued the public hearing to Tuesday, October 13, 1998 at 2:00 p.m. (Note: Beginning 4:10 p.m. September 28, 1998 until Tuesday, October 13, 1998, Code & Zoning Enforcement fines are stayed.)

14. A. MOTION TO FIND allocation of commercial flexibility in the Unincorporated Area compatible with adjacent land uses and that impacts on public school facilities have been adequately considered in conjunction with Rezoning Petition 12-Z-98.

ACTION: (B-4145) Filed proof of publication and continued the public hearing to Tuesday, October 6, 1998, at 10:00 a.m.

B. MOTION TO ENACT an ordinance changing the zoning district of certain lands within the Unincorporated Area of Broward County, Florida.

REZONING PETITION 12-Z-98

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 11, TOWNSHIP 50 SOUTH, RANGE 40 EAST; FROM R-1T, MOBILE HOME DWELLING DISTRICT, TO B-2, COMMUNITY BUSINESS DISTRICT UTILIZING THE 5% COMMERCIAL FLEXIBILITY RULE; 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-4145) Filed proof of publication and continued the public hearing to Tuesday, October

6, 1998, at 10:00 a.m.

END OF QUASI-JUDICIAL HEARING

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