

PUBLIC HEARING OF DECEMBER 10, 2002

(Meeting convened at 2:00 p.m. and adjourned at 2:50 p.m.)

PLEDGE OF ALLEGIANCE was led by the Clerk of the Court Howard C. Forman.

CALL TO ORDER

1. MOTION TO ADOPT Resolution 2002-1104 to vacate and abandon a right-of-way and utility easement, lying and being in Broward County, Florida and located at 1050 NW 43rd Avenue in the City of Plantation, Florida. Petitioner: The Church of God of West Broward (Consul-Tech Engineering - Agent) (2002-V-16) (**Commission District 9**)

ACTION: (Time-2:29 PM) Approved. See Page*****

2. MOTION TO ADOPT Resolution 2002-1105 to abandon a road right-of-way, lying and being in Broward County, Florida and located at 960 S. Pompano Parkway in the City of Pompano Beach. Petitioner: 9545 Roosevelt Avenue Corp. (David & Gerchar, Inc.- Agent) (2002-V-06) (**Commission District 9**)

ACTION: (Time-2:29 PM) Approved. See Page*****

3. A. MOTION TO ADOPT Resolution 2002-1106 to vacate and abandon a road right-of-way, lying and being in Broward County, Florida and located at the southwest corner of Nob Hill Road and NW 80th Street in the City of Tamarac. Petitioner: Madelyn Rosen, Trustee (Carnahan, Proctor & Cross, Inc. - Agent) (2002-V-11) (**Commission District 3**)

ACTION: (Time-2:29 PM) Approved. See Page*****

B. MOTION TO ADOPT Resolution 2002-1107 accepting a warranty deed executed by Catalina Lakes, Inc. at a nominal cost of \$10 for road right-of-way for a pullout bay at Kings Point Commercial Park, located at the southwest corner of Nob Hill Road and NW 80th Street in the City of Tamarac; authorize acceptance and recordation of warranty deed.

ACTION: (Time-2:29 PM) Approved. See Page*****

4. MOTION TO ADOPT supplemental budget Resolutions 2002-1108 thru 2002-1119 within the Special Purpose and Grant sub-funds of the General Fund in the amount of \$4,269,430 for prior year carryover commitments.

ACTION: (Time-2:30 PM) Approved. See Page*****

5. MOTION TO ADOPT supplemental budget Resolutions 2002-1120 thru 2002-1121 within the Special Revenue Fund in the amount of \$588,490 for prior year carryovers and other commitments.

ACTION: (Time-2:30 PM) Approved. See Page*****

6. MOTION TO ADOPT supplemental budget Resolutions 2002-1122 thru 2002-1123 within Trust and Agency Funds in the amount of \$856,833 for prior year carryover commitments and to implement

County Ordinance requirements.

ACTION: (Time-2:30 PM) Approved. See Page*****

7. A. MOTION TO ADOPT supplemental budget Resolutions 2002-1124 thru 2002- 1128 within Enterprise Funds in the amount of \$5,783,122 for prior year carryover commitments.

ACTION: (Time-2:30 PM) Approved. See Page*****

B. MOTION TO ADOPT budget Resolution 2002-1129 within the Enterprise Funds in the amount of \$1,384,000 from Port reserves to fund a previously approved contractual increase and an increase in insurance premiums.

ACTION: (Time-2:30 PM) Approved. See Page*****

8. MOTION TO ADOPT supplemental budget Resolution 2002-1130 within the General Fund in the amount of \$22,778,031 primarily for prior year carryover commitments.

ACTION: (Time-2:30 PM) Approved. See Page*****

9. MOTION TO ADOPT supplemental budget Resolutions 2002-1131 thru 2002-1132 within the Capital Funds in the amount of \$331,654 to recognize unanticipated revenue and to implement actions approved in the Fiscal Year 2003 budget.

ACTION: (Time-2:31 PM) Approved. See Page*****

10. MOTION TO ADOPT supplemental budget Resolutions 2002-1133 thru 2002-1134 within Internal Service Funds in the amount of \$2,196,554 for prior year carryover commitments.

ACTION: (Time-2:31 PM) Approved. See Page*****

11. A. MOTION TO CONDUCT Public Hearing on the proposed issuance and sale of Orange County Industrial Development Authority Variable Rate Demand Revenue Bonds, Series 2003 (Christian Prison Ministry, Inc. Project) (the "Bonds") in an amount not to exceed \$5,300,000 as required by Section 147(f) of the Internal Revenue Code 1986, as amended for the purpose of refinancing certain indebtedness in connection with the acquisition, construction and renovation of certain correctional, detention, rehabilitation and social service center facilities located in various counties, including Broward County, Florida.

ACTION: (Time-2:31 PM) Approved. See Page*****

B. MOTION TO ADOPT Resolution 2002-1135 of the Board of County Commissioners of Broward County, Florida authorizing the execution and delivery of an interlocal agreement between Broward County and the Orange County Industrial Development Authority (the "Authority") permitting the expenditure of a portion of the proceeds of the Authority's not to exceed \$5,300,000 original aggregate principal amount of Variable Rate Demand Revenue Bonds (Christian Prison Ministry, Inc. Project) for the principal purpose of refinancing certain indebtedness incurred by Christian Prison Ministry, Inc. in connection with the acquisition, construction and renovation of certain correctional, detention, rehabilitation and social service center facilities; providing for certain other matters in connection with the execution and delivery of the interlocal agreement; and providing an effective date for this

Resolution.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-2:31 PM) Approved. See Page*****

12. 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 1, ARTICLE 1, SECTION 1-9 OF THE BROWARD COUNTY CODE RELATING TO COMPENSATION FOR JURY SERVICE; PROVIDING THAT FULL-TIME EMPLOYEES WHOSE WORK SCHEDULES DO NOT FALL WITHIN THE DAILY TIME PERIOD FOR JURY SERVICE SHALL BE EXCUSED FROM WORK AND COMPENSATED BY THE EMPLOYER DURING EACH DAY THE EMPLOYEE PROVIDES JURY SERVICE, REGARDLESS OF THE REGULARLY SCHEDULED TIME SUCH EMPLOYEE

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

(Sponsored by Commissioner Lori Nance Parrish, Chair)

ACTION: (Time-2:36 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. See Page*****

13. 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 20, ARTICLE XVII, CABLE TV REGULATIONS OF THE BROWARD COUNTY CODE, SECTION 20-471, "ENFORCEMENT, SETTLEMENT AUTHORITY, NOTICE AND CURE PROVISIONS," SECTION 20-472, "FURTHER REMEDIES," AND SECTION 20-481, "COUNTY'S RIGHT OF INTERVENTION"; AMENDING CHAPTER 8½, SECTION 8½-16 OF THE BROWARD COUNTY CODE RELATING TO THE SCHEDULE OF CIVIL PENALTIES FOR CABLE TELEVISION PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by Commissioner Ilene Lieberman)

ACTION: (Time-2:37 PM) Filed proof of publication and enacted the Ordinance, as amended, allowing the cable company five days to provide documentation showing service to a customer was not erroneously disconnected. However, upon notification, if a customer feels their service had been erroneously disconnected, that customer has to be reconnected within one day, still allowing a total of five days for the cable company to show they should not have a penalty assessed against them. Ordinance to become effective as provided by law. See Page*****

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 the 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.

14. MOTION TO ENACT an Ordinance changing the zoning district classification of certain lands within the Unincorporated Area of Broward County, Florida. (This is a Quasi- Judicial Public Hearing) **(Commission District 2)**

REZONING 3-Z-02

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 7, TOWNSHIP 48 SOUTH, RANGE 43 EAST, BROWARD COUNTY, FLORIDA, FROM RS-5, ONE-FAMILY DETACHED DWELLING DISTRICT (5 DWELLING UNITS PER ACRE), TO B-3, INTENSE COMMERCIAL BUSINESS DISTRICT UTILIZING THE 5% FLEXIBILITY RULE; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL ZONING 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: (Time-2:47 PM) Filed proof of publication and continued the Public Hearing to Tuesday, January 14, 2003, at 2:00 p.m. See Page *****

15. MOTION TO ENACT an Ordinance changing the zoning district classification of certain lands within the Unincorporated Area of Broward County, Florida. (This is a Quasi- Judicial Public Hearing) **(Commission District 4)**

REZONING 5-Z-02

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING A PORTION OF SECTION 15, TOWNSHIP 49 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA, FROM RS-6, ONE-FAMILY DETACHED DWELLING DISTRICT (6 DWELLING UNITS PER ACRE), TO B-2, GENERAL COMMERCIAL BUSINESS DISTRICT UTILIZING THE 5% FLEXIBILITY RULE; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL ZONING 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)

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END OF QUASI-JUDICIAL HEARING

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