

PUBLIC HEARING OF DECEMBER 11, 2007

(The meeting convened at 2:29 p.m., and adjourned at 4:10 p.m.)

PLEDGE OF ALLEGIANCE was led by Renee Herman, Patti Bradley, and Kim O’Neil, founders of the Country Isles’ Harvest Drive.

CALL TO ORDER: Mayor Lois Wexler called the meeting to order and declared a quorum present.

<u>COMMISSIONER</u>	<u>DISTRICT</u>	<u>ATTENDANCE</u>
Josephus Eggelletion, Jr.	9	Present
Sue Gunzburger	6	Present
Kristin D. Jacobs	2	Present
Ken Keechl	4	Present
Ilene Lieberman	1	Present
Stacy Ritter	3	Present
John E. Rodstrom, Jr.	7	Present
Diana Wasserman-Rubin	8	Present
Lois Wexler	5	Present

1. MOTION TO ADOPT supplemental budget Resolutions 2007-816 to 2007-828 within the Special Purpose Funds and Grant sub-funds of the General Fund in the amount of \$6,057,702 for prior year carryovers and other commitments.

ACTION: (T-2:52 PM) Approved.

VOTE: 9 – 0.

2. MOTION TO ADOPT supplemental budget Resolutions 2007-829 to 2007-831 within the Capital Fund in the amount of \$5,448,915 to reappropriate funds for prior year commitments to implement actions included in the Fiscal Year 2008 Budget.

ACTION: (T-2:52 PM) Approved.

VOTE: 9 – 0.

3. MOTION TO ADOPT supplemental budget Resolutions 2007-832 to 2007-833 within Debt Service Funds in the amount of \$23,059 to reappropriate funds for prior year commitments.

ACTION: (T-2:53 PM) Approved.

VOTE: 9 – 0.

4. MOTION TO ADOPT supplemental budget Resolution 2007-834 within the General Fund in the amount of \$53,264,515 primarily for prior year carryover commitments.

ACTION: (T-2:53 PM) Approved.

VOTE: 9 – 0.

5. MOTION TO ADOPT supplemental budget Resolutions 2007-835 to 2007-836 within an Internal Service Fund in the amount of \$667,460 primarily for prior year carryover commitments.

ACTION: (T-2:53 PM) Approved.

VOTE: 9 – 0.

6. MOTION TO ADOPT supplemental budget Resolution 2007-837 to 2007-839 within Trust and Agency Funds in the amount of \$2,756,307 for prior year carryover commitments and to implement County ordinance requirements.

ACTION: (T-2:53 PM) Approved.

VOTE: 9 – 0.

7. MOTION TO ADOPT supplemental budget Resolutions 2007-840 to 2007-843 within Enterprise Funds in the amount of \$7,218,023 for prior year carryover commitments.

ACTION: (T-2:54 PM) Approved.

VOTE: 9 – 0.

8. MOTION TO ADOPT supplemental budget Resolutions 2007-844 to 2007-851 within the Special Revenue Fund in the amount of \$4,621,644 for prior year carryovers and other commitments.

ACTION: (T-2:54 PM) Approved.

VOTE: 8 – 0. Commissioner Rodstrom was out of the meeting room at the time of the vote.

ACTION: (T-3:30 PM) Commissioner Rodstrom returned to the meeting room and requested that he be shown voting in the affirmative.

VOTE: 9 – 0.

9. MOTION TO APPROVE First Amendment to the Marine Terminal Lease and Operating Agreement between Broward County and Mediterranean Shipping Company, S. A.; and authorize the Mayor and Clerk to execute same. This is the second of two public hearings. The first Public Hearing was held on Tuesday, November 13, 2007 (Agenda Item No. 6).

ACTION: (T-2:54 PM) Approved. The Board directed Phil Allen, Port Everglades Director, to negotiate the same terms with Florida International Terminal, LLC. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

10. MOTION TO ADOPT Resolution 2007-852 of the Board of County Commissioners of Broward County, Florida, consenting to the assignment of a non-exclusive restricted steamship agent franchise from Royal Caribbean Cruises, Ltd. to General Steamship Agencies, Inc. d/b/a Quay Cruise Agencies, USA to provide steamship agent services at Port Everglades for the remainder of the franchise term which expires November 9, 2010; providing for non-discrimination/applicable law; providing for severability; and providing for an effective date; and authorizing the Mayor and Clerk to execute the franchise. The Resolution setting this Public Hearing was adopted on November 27, 2007 (Item 22).

ACTION: (T-3:36 PM) Approved.

VOTE: 9 – 0.

11. MOTION TO ADOPT Resolution 2007-853 to adopt a modification to the Flexibility Zone Boundary Map per the Administrative Rules Document: Broward County Land Use Plan for Flexibility Zones 101 and 102, PCFZBM 07-1, in the Town of Davie, **(Commission District 5)** the substance of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, RELATING TO THE MODIFICATION OF THE FLEXIBILITY ZONE BOUNDARIES FOR FLEXIBILITY ZONES 101 AND 102 IN THE TOWN OF DAVIE; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-3:36 PM) Approved.

VOTE: 9 – 0.

12. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt "Small Scale" land use plan amendment, PC 07-20, in the City of Pompano Beach (**Commission District 2**) 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 POMPANO BEACH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-3:37 PM) The Board included the two purple-sheeted amendments regarding the Declaration of Restrictive Covenants; one which strikes selected verbiage in Paragraph 4, and the other for a land use plan amendment to change the designation of the property to 36 units per the acre. (Refer to minutes for full discussion.) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

VOTE: 8 – 0. Commissioner Eggelton was not in the meeting room at the time of the vote.

13. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt "Small Scale" land use plan amendment, PC 07-23, in the City of Deerfield Beach (**Commission District 2**) 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 DEERFIELD BEACH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-3:47 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

VOTE: 9 – 0.

14. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan map amendment, PC 07-15, located in the city of Hollywood, as a part of the second annual proposed 2007 amendments to the Broward County Comprehensive Plan (**Commission District 6**), the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2007 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP LOCATED IN THE CITY OF HOLLYWOOD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-3:48 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 7 – 0. Commissioner Keechl voted no, and Commissioner Rodstrom abstained from voting so as to avoid the appearance of a conflict.

15. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan map amendment, PC 07-16, located in the city of Lauderhill, as a part of the second annual proposed 2007 amendments to the Broward County Comprehensive Plan (**Commission District 9**), the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2007 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP LOCATED IN THE CITY OF LAUDERHILL; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-4:04 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.)

VOTE: 9 – 0.

16. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan map amendment, PC 07-17, located in the city of Pembroke Pines, as a part of the second annual proposed 2007 amendments to the Broward County Comprehensive Plan (**Commission District 6**), the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2007 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP LOCATED IN THE CITY OF PEMBROKE PINES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-4:07 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

VOTE: 9 – 0.

17. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan text amendment, PCT 07-4, to address school concurrency, as a part of the second annual proposed 2007 amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2007 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT TO ADDRESS SCHOOL CONCURRENCY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-4:08 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

VOTE: 9 – 0.

18. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan Amendment, PCNRM 07-1, of the Broward County Natural Resource Map Series, regarding the update of the wetlands map, as part of the second annual 2007 proposed amendments to the Broward County Comprehensive Plan, the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2007 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TO ADDRESS THE ANNUAL UPDATE OF THE WETLANDS MAP; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-4:09 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

VOTE: 9 – 0.

**THE FOLLOWING ITEM WAS CONTINUED FROM
NOVEMBER 13, 2007, 2:00 PM PUBLIC HEARING (ITEM NO. 2):**

19. MOTION TO CONSIDER adoption of a Resolution 2007-854 amending the Administrative Code, the title of which is as follows:

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, AMENDING THE BROWARD COUNTY ADMINISTRATIVE CODE, CHAPTER 2, PART III., "DIVISIONS AND OFFICES," CHAPTER 4, "ORGANIZATION, HUMAN SERVICES," CHAPTER 12, PART XII., "BROWARD COUNTY COMMUNITY ACTION AGENCY ADVISORY BOARD," CHAPTER 23, "OPERATIONAL POLICY, HUMAN SERVICES," AND CHAPTER 36 "FEES AND OTHER CHARGES, HUMAN SERVICES"; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

ACTION: (T-4:09 PM) Approved as amended, to include the recommendations made by the County Auditor, as cited in his memorandum dated December 11, 2007 to add "with the Board of County Commissioners" at the end of the sentence to Section 23.11 d., and delete items 1, 2, 3, 4, and 5, under Section 36.2 c., Billing Practices.

VOTE: 8 – 0. Vice-Mayor Ritter voted no.