

PUBLIC HEARING OF DECEMBER 13, 2005

(Meeting convened at 2:20 p.m. and adjourned at 4:23 p.m.)

PLEDGE OF ALLEGIANCE was led by the Gionti family, owners of the Great Occasion by Express Catering in North Lauderdale, who helped feed 42 families that were victims of Hurricane Wilma living in temporary mobile homes in C.B. Smith Park.

MOMENT OF SILENCE In memory of Pembroke Pines Century Village leader, Sidney Mirrer.

CALL TO ORDER

1. MOTION TO ADOPT supplemental budget Resolutions 2005-898 to 2005-904 within the Special Revenue Fund in the amount of \$5,898,685 for prior year carryovers and other commitments.

ACTION: (Time-3:14 PM) Approved.

2. MOTION TO ADOPT supplemental budget Resolutions 2005-905 to 2005-907 within the Capital Fund in the amount of \$2,118,610 to reappropriate funds for prior year commitments and to implement actions included in the Fiscal Year 2006 budget and in previously approved agreements.

ACTION: (Time-3:15 PM) Approved.

3. MOTION TO ADOPT supplemental budget Resolution 2005-908 within an Internal Service Fund in the amount of \$54,723; primarily for prior year carryover commitments.

ACTION: (Time-3:15 PM) Approved.

4. MOTION TO ADOPT supplemental budget Resolutions 2005-909 to 2005-920 within the Special Purpose Funds in the amount of \$2,959,848 for prior year carryovers and other commitments.

ACTION: (Time-3:16 PM) Approved.

5. MOTION TO ADOPT supplemental budget Resolutions 2005-921 to 2005-924 within Enterprise Funds in the amount of \$4,675,496 for prior year carryover commitments.

ACTION: (Time-3:16 PM) Approved.

6. MOTION TO ADOPT supplemental budget Resolutions 2005-925 to 2005-927 within Trust and Agency Funds in the amount of \$1,677,882 for prior year carryover commitments and to implement County ordinance requirements.

ACTION: (Time-3:16 PM) Approved.

7. MOTION TO ADOPT supplemental budget Resolution 2005-928 within the General Fund in the amount of \$19,909,370; primarily for prior year carryover commitments.

ACTION: (Time-3:16 PM) Approved.

8. MOTION TO ADOPT Resolution 2005-929 to release and abandon a utility easement, lying and being in Broward County, Florida and located at 10987 Golden Eagle Court in the City of Plantation, Florida, at no cost to the County. Petitioner: Antuan M. Edwards (Winningham and Fradley, Inc. - Agent) (2005-V-20) **(Commission District 5)**

ACTION: (Time-3:16 PM) Approved.

9. MOTION TO ADOPT Resolution 2005-930 to release and abandon a utility easement, lying and being in Broward County, Florida and located 100 North State Road 7 in the City of Margate, Florida, at no cost to the County. Petitioner: Logos Investments, LLC (2005-V-22) **(Commission District 2)**

ACTION: (Time-3:17 PM) Approved.

10. MOTION TO ADOPT Resolution 2005-931 to release and abandon a utility easement, lying and being in Broward County, Florida and located at 5550 NW 40th Street in the City of Coconut Creek, Florida, at no cost to the County. Petitioner: Seminole Tribe of Florida (2005-V-27) (Keith and Schnars, P.A. - Agent) . **(Commission District 2)**

ACTION: (Time-3:17 PM) Approved.

11. MOTION TO ADOPT Resolution 2005-932 of the Board of County Commissioners of Broward County, Florida, amending Chapter 5, Part VIII, Section 5.38 of the Broward County Administrative Code, relating to authority of the Director of Parks and Recreation Division; providing for inclusion of a new subsection (m), authorizing the Director to cosponsor events and programs with non-profit organizations and governmental entities at the parks; providing for severability; providing for inclusion in the Broward County Administrative Code; and providing for an effective date

ACTION: (Time-3:17 PM) Approved.

12. MOTION TO ADOPT Resolution 2005-933 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to Caribbean Ship Services, Inc., for a one-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 November 8, 2005 (Item 31)..

ACTION: (Time-3:18 PM) Approved.

13. MOTION TO ADOPT Resolution 2005-934 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to Christian Bay Shipping Co. d/b/a Fillette Green Shipping Services (USA) Corp., 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 November 8, 2005 (Item 32).

ACTION: (Time-3:18 PM) Approved.

14. MOTION TO ADOPT Resolution 2005-935 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to World Petroleum Corp., for a five-year term, to provide vessel sanitary waste water removal 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 November 8, 2005 (Item 33).

ACTION: (Time-3:18 PM) Approved.

15. MOTION TO ADOPT Resolution 2005-936 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to Farovi 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 November 15, 2005 (Item 25).

ACTION: (Time-3:18 PM) Approved.

16. MOTION TO ADOPT Resolution 2005-937 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to Moran-Gulf Shipping Agencies, Inc., 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 November 15, 2005 (Item 26).

ACTION: (Time-3:19 PM) Approved.

17. MOTION TO ADOPT Resolution 2005-938 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to Sunshine Shipping, Inc., 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 November 15 (Item 27).

ACTION: (Time-3:19 PM) Approved.

18. MOTION TO ADOPT Resolution 2005-939 of the Board of County Commissioners of Broward County, Florida, granting renewal of a non-exclusive franchise to USA Maritime Enterprises, Inc., 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 October 25, 2005 (Item 28).

ACTION: (Time-3:19 PM) Approved.

19. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt "Small Scale" land use plan amendment, PC 05-19, in the city of Coconut Creek (**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 COCONUT CREEK; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:19 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

20. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt “Small Scale” land use plan amendment, PC 05-20, in the city of Hollywood (**Commission District 6**), 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 HOLLYWOOD; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:19 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

21. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt “Small Scale” land use plan amendment, PC 05-21, in the city of Miramar (**Commission District 8**), 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 MIRAMAR; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:22 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

22. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt “Small Scale” land use plan amendment, PC 05-22, in the city of Plantation (**Commission District 5**), 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 PLANTATION; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:22 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

23. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt “Small Scale” land use plan amendment, PC 05-23, 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; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:22 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

24. A. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan text amendment, PCT 05-9, establishing a “Regional Activity Center” in the city of Coconut Creek, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan (**Commission District 2**), the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT TO ADDRESS THE COCONUT CREEK REGIONAL ACTIVITY CENTER (RAC); PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:23 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

- B. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan map amendment, PC 05-12, designating a “Regional Activity Center” in the city of Coconut Creek, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan (**Commission District 2**), the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF COCONUT CREEK; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:23 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

25. A. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan text amendment, PCT 05-10, establishing a “Local Activity Center” in the city of Lauderdale Lakes, as a part of the second annual proposed 2005 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 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT TO ADDRESS THE LAUDERDALE LAKES LOCAL ACTIVITY CENTER (LAC); PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:23 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

- B. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan map amendment, PC 05-13, designating a “Local Activity Center” in the city of Lauderdale Lakes, as a part of the second annual proposed 2005 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 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF LAUDERDALE LAKES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:23 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

26. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan map amendment, PC 05-15, located in the city of Miramar, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan (**Commission District 8**), the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF MIRAMAR; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:23 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

27. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan map amendment, PC 05-16, located in the city of North Lauderdale, as a part of the second annual proposed 2005 amendments to the Broward County Comprehensive Plan (**Commission District 1**), the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT AS PART OF THE SECOND ANNUAL 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF NORTH LAUDERDALE; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:24 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

28. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan map amendment, PC 05-17, located in the city of Pembroke Pines, as a part of the second annual proposed 2005 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 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP IN THE CITY OF PEMBROKE PINES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:24 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

29. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan text amendment, PCT 05-12, to revise Policy 13.01.10 and other appropriate portions of the Broward County Land Use Plan, regarding compatibility reviews, as a part of the second annual proposed 2005 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 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT TO REVISE POLICY 13.01.10 AND OTHER APPROPRIATE PORTIONS OF THE BROWARD COUNTY LAND USE PLAN, REGARDING COMPATIBILITY REVIEWS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:24 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

30. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan text amendment, PCT 05-13, to address affordable housing, as a part of the second annual proposed 2005 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 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT TO ADDRESS AFFORDABLE HOUSING; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-3:37 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law. (Refer to minutes for full discussion.)

31. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan text amendment, PCT 05-14, to address the underground placement of electrical distribution lines for redevelopment projects, as a part of the second annual proposed 2005 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 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT FOR UNDERGROUND ELECTRICAL LINES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-4:10 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

32. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan text amendment, PCT 05-15, to revise the "Residential Use – Residential Density" sub-section, as a part of the second annual proposed 2005 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 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN TEXT FOR "RESIDENTIAL USE – RESIDENTIAL DENSITY" SUB-SECTION TO EXEMPT "SPECIAL RESIDENTIAL FACILITIES"; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-4:11 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

33. MOTION TO ENACT an Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan Amendment, PCNRM 05-1, of the Broward County Natural Resource Map Series, regarding the update of the wetlands map, as part of the second annual 2005 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 2005 AMENDMENTS TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP SERIES TO ADDRESS THE ANNUAL UPDATE OF THE WETLANDS MAP; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-4:11 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

34. A. MOTION TO ADOPT Resolution declaring that an emergency exists and that the immediate enactment of an Ordinance is needed to extend the time for early payment discounts for 2005 property tax payments; further waiving the Notice requirements of Section 125.66(2), Florida Statutes (2005), in order to adopt an emergency Ordinance. (A four-fifths [4/5] vote of the Board is needed to adopt this motion.)

ACTION: (Time-4:11 PM) No Board Action was taken. (Refer to minutes for full discussion.)

- B. MOTION TO ADOPT an emergency Ordinance, the title of which is as follows:

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PROVIDING FOR AN EXTENSION OF THE TIME IN WHICH PROPERTY TAX PAYMENTS MADE BY INDIVIDUALS QUALIFY FOR EARLY-PAYMENT DISCOUNTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (Time-4:11 PM) No Board Action was taken. (Refer to minutes for full discussion.)

**THE AVIATION DEPARTMENT STAFF
REQUESTS APPROVAL FOR THE FOLLOWING ITEM
TO BE CONTINUED
TO THE JANUARY 10, 2006 PUBLIC HEARING**

35. MOTION TO ADOPT Resolution amending Chapter 39, Broward County Administrative Code, "Fees and Other Charges, Aviation" to modify the Customer Facility Charge; providing for severability; providing for inclusion in the Administrative Code; and providing for an effective date.

ACTION: (Time-4:22 PM) Continued to 2:00 PM on Tuesday, January 10, 2006, or the first Public Hearing in January, 2006.

