

Intro to VPT Public Meeting Memo

DATE: June 26, 2012

RE: Public Meeting Project

TO: Michael D. Stamm, Jr.,
Planning and Economic Development Administrator

FROM: **August DeWinkler**
Student Observer

City Attended: Broward County, Florida

Date Attended: **June 26, 2012**

Item Observed: **Approved Agenda Items #11, #12, #13**

Item Observed: **Non-Approved Agenda Item #109**

Section 1 MEETING DESCRIPTION

1. How easy was it to locate the meeting agenda?
Extremely easy since the meeting is held downtown, near the FAU campus. I parked in the City Garage under in our FAU Permit Parking zone. I walked over to the County building.
2. Describe the meeting location.
Upon entering the building, visitors need to sign in with Security. They were extremely helpful with giving me directions to the Meeting Rooms Location.
3. Describe the atmosphere of the room, meeting area etc.
 - a. Temperature: **The room was open and the temperature just right.**
 - b. Chairs: **Auditorium type seating with comfortable chairs.**
 - c. Room Organization: **Was radial from the commissioners desks**
4. What is the makeup of the board?
 - a. Race: **I do not divide people by race. The board was well diversified.**
 - b. Number: **Nine Members were in attendance.**
 - c. Age: **From old 55 plus to young 25 plus.**

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Section 2

ITEMS OBSERVED

Agenda Item #11.

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 39 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"), "ZONING"; AMENDING ARTICLE II, "DEFINITIONS"; AMENDING ARTICLE IX, "GENERAL PROVISIONS," TO CREATE A NEW SECTION 39-109, ENTITLED "ROOFTOP PHOTOVOLTAIC SOLAR SYSTEMS"; PROVIDING FOR ROOFTOP PHOTOVOLTAIC SOLAR SYSTEMS AS PERMITTED ACCESSORY EQUIPMENT IN ALL ZONING CATEGORIES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-2:34 PM) Filed proof of publication and enacted the Ordinance to become effective as provided by law.

VOTE: 9-0.

Description of Observation per Agenda Item #11

1. Points of Emphasis?
None.
2. Was there Public Input and was there a method of input used?
The speaker asked if there was any public opinion, and there was none.
3. Who represented the item: staff or developer?
None.
4. Was there a decision?
Since there was no public opinion, a motion was carried, seconded, and past.

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Section 2

ITEMS OBSERVED

Agenda Item #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, PERTAINING TO THE BROWARD COUNTY JOB GROWTH/ECONOMIC DEVELOPMENT INCENTIVES ACT; AMENDING SECTION 9½-52 OF CHAPTER 9½ OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"), "ECONOMIC INCENTIVE PROGRAMS AND INDUCEMENTS"; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

ACTION: (T-2:34 PM) Filed proof of publication and enacted the Ordinance with the amendments included in the backup material; to become effective as provided by law.

VOTE: 9-0.

Description of Observation per Agenda Item #12

1. Points of Emphasis?
None.
2. Was there Public Input and was there a method of input used?
The speaker asked if there was any public opinion, and there was.
3. Who represented the item: staff or developer?
A developer presented two site plans on presentation board.
4. Was there a decision?
Yes, a motion was carried, seconded, and past

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Section 2 - ITEMS OBSERVED

Agenda Item #13.

MOTION TO ENACT Ordinance changing the zoning district boundaries of certain lands within the Unincorporated Area of Broward County, Florida. (This is a Quasi-Judicial Public Hearing) (Commission District 3) (Continued from June 12, 2012 - Item. No 4)

REZONING PETITION 1-Z-12

"AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE REZONING OF PROPERTY; CHANGING THE ZONING DISTRICT BOUNDARIES BY REZONING PORTIONS OF TRACTS 21, 22, 23, AND 24 OF THE "FLORIDA FRUIT LANDS COMPANY SUBDIVISION NO. 2 PLAT," OF SECTION 19, TOWNSHIP 47 SOUTH, RANGE 41 EAST, AS RECORDED IN PLAT BOOK 1, PAGE 102, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, TOGETHER WITH A PORTION OF THE PLATTED RIGHT-OF-WAY LYING AND ADJACENT TO SAID TRACTS, CONTAINING 25 ACRES, MORE OR LESS, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT A, FROM PALM BEACH COUNTY AGRICULTURAL RESIDENTIAL (PBC AR) TO A-3, AGRICULTURAL AND UTILITIES, PURSUANT TO CHAPTER 39 OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR AMENDMENT OF THE ZONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL ZONING ORDINANCES AND ZONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THE 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: (T-2:34 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.

Description of Observation per Agenda Item #13.

1. Points of Emphasis?

None.

2. Was there Public Input and was there a method of input used?

The speaker asked if there was any public opinion, and there was none.

3. Who represented the item: staff or developer?

None.

4. Was there a decision?

Since there was no public opinion, a motion was carried, seconded, and past.

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Agenda Item #109.

REQUEST TO SET FOR PUBLIC HEARING

MOTION TO ADOPT Resolution directing the County Administrator to publish Notice of Public Hearing to be held on Tuesday, August 28, 2012, at 2:00 p.m., in Room 422 of the Governmental Center 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, CREATING CHAPTER 20½ OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE") TO PROHIBIT WAGE THEFT; PROVIDING FOR AN ADMINISTRATIVE COMPLAINT, ADMINISTRATIVE HEARING AND ADMINISTRATIVE PROCEDURES FOR WAGE THEFT CLAIMS; PROVIDING FOR ENFORCEMENT OF ADMINISTRATIVE ORDERS IN A COURT OF COMPETENT JURISDICTION; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by Vice-Mayor Kristin Jacobs)

Description of Observation per Agenda Item #109.

1. Points of Emphasis?

Yes, there was a lot of discussion on case study precedence from Palm Beach County, and Miami-Dade County.

2. Was there Public Input and was there a method of input used?

Public speaker comment on a public hearing; speaker is from the public task force of palm beach. She does not want to have the public hearing before the task force completes its assignment.

Another Public speaker from FIU agrees with moving forward with public hearing.

Another Public Speaker representing the public is agreeing that the commissioners are moving forward.

3. Who represented the item: staff or developer?

Vice-Mayor Kristin Jacobs.

4. Was there a decision?

No, but a motion was carried to create a task force for public opinion so that presenters can have valid opinions for the next meeting set on August 28th.

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Section 3 CONCLUSIONS AND SUGGESTIONS

Complacency, is an area that we all need to look at and observe. The Broward County Board of County Commissioners is no exception. Luckily, I knew where the meeting was to take place so I parked in the Public Garage and walked to it. I knew once inside there would be security. There were friendly and informative. With directions I went to the Commissioners auditorium and was greeted by another security guard. Due to all this security, I asked about the rules and regulations of the room; specifically about pictures being taken. The security guard informed that no photography was allowed.

The issue of complacency took place when at a quarter of the hour a spokesperson popped up and gathered city employees in a quadrant of the auditorium to inform them of the proceedings, structure of the meeting, and just basically how it worked. I was very surprised that she did not ask for newcomers to the meeting since this would have been very valuable information to me, but I was already settled in with laptop and internet connection going. I tried to listen but the group was just too far away.

For the commissioners, I was equally surprised at how fast they ran the meeting. I could not keep up. Visual aid monitors and screens were out of focus. And the print was just too small to read. The commissioner's desk name plates were so small that I do not think anyone with even good eyesight could have seen the names unless they were in the front row.

ATTACHMENTS

1. Site Photos, taken (6/26/2012)
2. Agenda Broward County Board of Commissioners Meeting, 6/26/2012)

Attachment #1 Site Photos

Broward County Building



Attachment #1 Site Photos

Broward County Building – Speaking Pedestals Art



Broward County Board of Commissioners



PUBLIC HEARING OF JUNE 26, 2012

(Meeting will convene at 2:00 p.m.)

PLEDGE OF ALLEGIANCE

CALL TO ORDER

1. MOTION TO ADOPT Resolution to vacate a portion of two 15-foot wide platted utility easements, lying within, over and across Parcel A of the St. Katharine Drexel Plat, located on SW 26 Street and SW 196 Avenue, in the City of Weston; at no cost to the County; Petitioners: Archdiocese of Miami; Schwebke-Shiskin & Associates, Agent; Project Number 2012-V-02. **(Commission District 1)**

2. MOTION TO ADOPT Resolution to vacate a portion of two unimproved right-of-way parcels lying within, over and across a portion of Parcel C of the Banyan Trails Plat, located on the south-side of Wiles Road, east of Lyons Road in the City of Coconut Creek, at no cost to the County. Petitioners: Broward County Real Property Section for and on behalf of the Board of County Commissioners (2012-V-07). **(Commission District 2)**

3. MOTION TO APPROVE Contract for Sale and Purchase between Broward County and MAQ Sports Complex, Inc., a Florida corporation, in the amount of \$1,275,000 for the acquisition of the former MAQ Sports Complex, a parcel of land containing approximately 2.73 acres, or 118,759 square feet, together with the remains of a former bowling alley building to be demolished, located at 3900 NW 37 Street, Lauderdale Lakes, Florida; authorize Real Property Section to acquire this property using Water Wastewater Services Expansion Program funds; authorize the Mayor and Clerk to execute Contract for Sale and Purchase, and authorize acceptance and recordation of Deed. **(Commission District 9)**

4. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, granting a non-exclusive franchise to T. Parker Host, Inc., to provide steamship agent services at Port Everglades, for a one-year term commencing June 26, 2012 and ending June 25, 2013, providing for non-discrimination/applicable law; providing for severability; providing for an effective date; and authorizing the Mayor and Clerk to execute the franchise.

- 5.

MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, consenting to the assignment of a non-exclusive stevedore franchise from Tarmac America, LLC d/b/a Titan America to Paradise Point Marine, Inc., to provide stevedore services at Port Everglades for the remainder of a ten-year franchise term which expires May 11, 2020; providing for severability; providing for an effective date; and authorizing the Mayor and Clerk to execute the franchise.

6. MOTION TO ADOPT Resolution of the Board of County Commissioners of Broward County, Florida, granting a non-exclusive restricted franchise to Paradise Point Marine, Inc., restricted to cargo handler services for cruise and cargo, which is "New Business" as defined in Section 32.16.b.10 of the Broward County Administrative Code, for a one-year term at Port Everglades commencing June 26, 2012 and ending June 25, 2013; providing for non-discrimination/applicable law; providing for severability; providing for an effective date; and authorizing the Mayor and Clerk to execute the franchise.

- . MOTION TO ENACT Ordinance amending the Broward County Comprehensive Plan to adopt Broward County Land Use Plan map amendment, PC 12-2, located in the City of Coconut Creek (**Commission District 2**), the substance of which is as follows:

AN ORDINANCE OF BROWARD COUNTY, FLORIDA, ADOPTING AN AMENDMENT TO THE BROWARD COUNTY COMPREHENSIVE PLAN; AMENDING THE 1989 BROWARD COUNTY LAND USE PLAN MAP LOCATED IN THE CITY OF COCONUT CREEK; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

- . MOTION TO ADOPT Resolution amending the Administrative Code to revise the fee schedule for proposed amendments to the Broward County Land Use Plan, 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; SUBSECTION 0.5(a), THE SCHEDULE OF FEES AND CHARGES FOR LAND USE PLAN AMENDMENTS PROCESSED BY THE BROWARD COUNTY PLANNING COUNCIL; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE BROWARD COUNTY ADMINISTRATIVE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

9. MOTION TO CONSIDER issuance of new Licenses to provide Nonemergency Medical Transportation Services (NEMTS) to Medix Transportation Services, LLC d/b/a Dedicated Medical Transportation and Medtrans Express Broward, LLC contingent upon completion of requirements identified in the Broward County Code of Ordinances.

10. 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 8-16 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"), "SCHEDULE OF CIVIL PENALTIES"; MODIFYING AND ESTABLISHING CIVIL PENALTIES FOR

VIOLATIONS OF REGULATIONS RELATING TO TOWING AND IMMOBILIZATION, REFUELING ASSISTANCE FOR PERSONS WITH DISABILITIES, JUNK DEALERS AND SCRAP METAL PROCESSORS, AND SMOKING DEVICES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

11. 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 39 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"), "ZONING"; AMENDING ARTICLE II, "DEFINITIONS"; AMENDING ARTICLE I, "GENERAL PROVISIONS," TO CREATE A NEW SECTION 39-109, ENTITLED "ROOFTOP PHOTOVOLTAIC SOLAR SYSTEMS"; PROVIDING FOR ROOFTOP PHOTOVOLTAIC SOLAR SYSTEMS AS PERMITTED ACCESSORY EQUIPMENT IN ALL ZONING CATEGORIES; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

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, PERTAINING TO THE BROWARD COUNTY JOB GROWTH/ECONOMIC DEVELOPMENT INCENTIVES ACT; AMENDING SECTION 9-52 OF CHAPTER 9 OF THE BROWARD COUNTY CODE OF ORDINANCES ("CODE"), "ECONOMIC INCENTIVE PROGRAMS AND INCENTIVES"; AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE.

(Sponsored by the Board of County Commissioners)

UAI JUDICIAL HEARING

Please be advised that the following item on the Commission's agenda are quasi-judicial in nature. If you wish to object or comment upon this item, 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.

13. MOTION TO ENACT Ordinance changing the zoning district boundaries of certain lands within the unincorporated Area of Broward County, Florida. (This is a Quasi-Judicial Public Hearing) **(Commission District 3) (Continued from June 12, 2012 Item. No 4)**

RECONING PETITION 1-12

"AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO THE RECONING OF PROPERTY; CHANGING THE CONING DISTRICT BOUNDARIES BY RECONING PORTIONS OF TRACTS 21, 22, 23, AND 24 OF THE "FLORIDA FRUIT LANDS COMPANY SUBDIVISION NO. 2 PLAT," OF SECTION 19, TOWNSHIP 07 SOUTH, RANGE 01 EAST, AS RECORDED IN PLAT BOOK 1, PAGE 102, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, TOGETHER WITH A PORTION OF THE PLATTED RIGHT-OF-WAY LINES AND ADJACENT TO SAID TRACTS, CONTAINING 25 ACRES, MORE OR LESS, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT A, FROM PALM BEACH COUNTY AGRICULTURAL RESIDENTIAL (PBC AR) TO A-3, AGRICULTURAL AND UTILITIES, PURSUANT TO CHAPTER 39 OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR AMENDMENT OF THE CONING DISTRICT MAPS; PROVIDING FOR THE REPEAL OF ALL CONING ORDINANCES AND CONING RESOLUTIONS IN CONFLICT HEREWITH; PROVIDING THAT THE RECONING 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)

END OF UAI JUDICIAL HEARING