

MINUTES

BROWARD COUNTY PLANNING COUNCIL

MAY 24, 2012

MEMBERS

PRESENT: Mayor Lamar Fisher, Chair
Commissioner Anne Castro, Vice Chair
Tim Bascombe
Commissioner Claudette Bruck
Frederick D. Burton
Sara Case
Commissioner Bobby B. DuBose
Kenneth Fink
School Board Member Patricia Good
Mary D. Graham
Commissioner Sue Gunzburger
Dan Hobby
Commissioner Keith S. London
Commissioner Michael S. Long
Commissioner Rita Mack
Commissioner Lisa Mallozzi
Mayor Michael Udine

MEMBERS

ABSENT: Sharon P. Ragoonan
Louis Reinstein

ALSO

PRESENT: Barbara Blake Boy, Planning Council Interim Executive Director
Andrew Maurodis, Legal Counsel
Dennis Mele, on behalf of Applicant
Nancy Cavender, The Laws Group

(A sign-in sheet reflecting those present is filed with the supplemental papers to the minutes of this meeting.)

A meeting of the Broward County Planning Council was held at 10:00 a.m. on Thursday, April 26, 2012, in Room 422 of the Broward County Governmental Center, Fort Lauderdale, Florida

CALL TO ORDER:

Chair Lamar Fisher called the meeting to order.

CHAIR FISHER: Everybody take a seat, please. I'd like to call to order the Broward County Planning Council meeting and Public Hearing this May 24th, 2012. If you'll all stand for the pledge, at this time.

(THE PLEDGE OF ALLEGIANCE WAS LED BY COMMISSIONER CASTRO.)

CHAIR FISHER: Thank you.

ROLL CALL:

CHAIR FISHER: Welcome back, Nancy. We'll have our roll call now.

THE REPORTER: Yes, sir.

THE REPORTER: Mr. Tim Bascombe.

MR. BASCOMBE: Present.

THE REPORTER: Commissioner Claudette Bruck.

COMMISSIONER BRUCK: Here.

THE REPORTER: Mr. Frederick Burton.

MR. BURTON: Present.

THE REPORTER: Ms. Sara Case.

MS. CASE: Here.

THE REPORTER: Commissioner Anne Castro.

COMMISSIONER CASTRO: Here.

THE REPORTER: Commissioner Bobby DuBose.

COMMISSIONER DUBOSE: Here.

THE REPORTER: Mr. Kenneth Fink.

MR. FINK: Here.

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THE REPORTER: School Board Member Patricia Good.

MS. GOOD: Here.

THE REPORTER: Ms. Mary Graham.

MS. GRAHAM: Here.

THE REPORTER: Commissioner Sue Gunzburger.

COMMISSIONER GUNZBURGER: Present.

THE REPORTER: Mr. Dan Hobby.

MR. HOBBY: Here.

THE REPORTER: Commissioner Keith London.

COMMISSIONER LONDON: Present.

THE REPORTER: Commissioner Michael S. Long.

COMMISSIONER LONG: Here.

THE REPORTER: Commissioner Rita Mack.

COMMISSIONER MACK: Here.

THE REPORTER: Commissioner Lisa Mallozzi.

COMMISSIONER MALLOZZI: Yes.

THE REPORTER: Ms. Sharon Ragoonan.

THE REPORTER: Mr. Louis Reinstein.

THE REPORTER: Mayor Michael Udine.

MAYOR UDINE: Here.

THE REPORTER: And Mayor Lamar Fisher, Chair.

CHAIR FISHER: Here. For the record, there is an excused absence for Mr. Louis Reinstein. He is in trial. He let us know he might be able to make it later. We're

not sure about that.

One other important announcement we need to make. Congratulations to Commissioner DuBose, who is now the President of the Broward League of Cities.

Despite his -- his sickness, he made it through the evening, and we are so proud to have you on this Board, Commissioner. And last but not least announcements is the jar over there for our wonderful contributions for drinks and our, and our bagels. Appreciate that.

CONSENT AGENDA

CHAIR FISHER: Moving on to the Consent Agenda, C-1 through 4.

COMMISSIONER GUNZBURGER: Move it.

COMMISSIONER BRUCK: Second.

CHAIR FISHER: Been moved and second. All in favor, say aye.
Opposed? Motion does carry.

VOTE PASSES UNANIMOUSLY.

REGULAR AGENDA

AGENDA ITEM R-1:

CHAIR FISHER: That places us now on our Regular Agenda, R-1, which it is indeed my pleasure to inform everybody that we have successfully -- Mr. Maurodis and I have successfully negotiated a contract with Ms. Boy to become our Executive Director, taking into consideration her tenure with the Council, and, obviously, what Mr. Sniezek was making, a little bit less in compensation package to the \$130,000. The contract itself is very, very similar to Mr. Sniezek's.

The Executive Committee met this morning, unanimously voted in favor of moving forward with Ms. Boy's contract. Further discussion? Is there a motion?

COMMISSIONER GUNZBURGER: So moved.

COMMISSIONER BRUCK: Second.

UNIDENTIFIED SPEAKERS: Second.

CHAIR FISHER: Been moved and second. All in favor, say aye.
Opposed? Motion unanimously carries.

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And when we conclude the meeting, we'll actually have some photographs taken with our new Executive Director.

VOTE PASSES UNANIMOUSLY.

AGENDA ITEM R-2:

CHAIR FISHER: R-2, Ms. Boy?

MS. BOY: Yes. R-2 is the proposed 2013 meeting schedule and applications deadlines. And, really, this is just for information purposes. It will be on the Internet, to start coordinating schedules with the County Commission calendars and that sort of thing.

So we just ask your approval to be able to put that on the Internet and distribute it to all the interested parties.

MR. HOBBY: So moved.

COMMISSIONER GUNZBURGER: Second.

COMMISSIONER BRUCK: Second.

CHAIR FISHER: All in favor, say aye. Opposed?

MR. HOBBY: I have a question.

CHAIR FISHER: Yes. Mr. Hobby.

MR. HOBBY: I assume that the July 25th is marked tentative because we traditionally do that, not that there's a conflict?

MS. BOY: Exactly.

MR. HOBBY: Okay.

MS. BOY: It's just -- it is traditionally how we -- (inaudible).

CHAIR FISHER: And we will also negotiate, later on, of course, in our November and December meeting, as well. We'll do a poll and figure out which is best for everybody on that, too. Okay? Ms. Good?

MS. GOOD: Just (inaudible) this year during Broward Days, many of us also attend on Broward Days, so I didn't know if we knew already what that schedule

was, to allow as much flexibility as possible for as many of us who wish to attend that -- that event are able to do so without having to miss a meeting, I'd appreciate it.

MS. BOY: Right. And as soon as the legislative calendar is -- we will know when Broward Days is going to be, we'll be able to work with you on that.

MS. GOOD: Thank you.

MS. BOY: Thank you, Mayor Fisher.

CHAIR FISHER: You're welcome. Any other discussion? Okay. Motion's already been passed on that.

VOTE PASSES UNANIMOUSLY.

AGENDA ITEM R-3:

CHAIR FISHER: Mr. Maurodis, any Counsel Report?

MR. MAURODIS: I have no report other than to congratulate Barbara, and obviously you chose wisely, and there will be good continuity that will -- will result.

AGENDA ITEM R-4:

CHAIR FISHER: Barbara, Executive Director's Report?

MS. BOY: Well, first I just want to thank everyone for your confidence and support. I really appreciate it. And I think, you know, Henry has known me for many years, you know, and the plan is to continue in the kind of setting that Henry has left behind (inaudible).

We'll work with staff and with the cities, and we'll -- we'll do a great job. So thank you very much. A couple of housekeeping items.

One, the -- the July meeting for this year, next month's meeting, we'll contemplate whether or not there's anything that needs to be placed on our agenda for July (inaudible). And, hopefully, we'll be cancelling the July meeting this year.

COMMISSIONER GUNZBURGER: What date is that?

MS. BOY: I believe it's July 25th.

CHAIR FISHER: Uh-huh.

MS. BOY: July 25th. And right now it's looking like there's not going to be a need to have a July meeting, but we will have a better idea at the conclusion of the June meeting.

CHAIR FISHER: So that will be on our agenda in June?

MS. BOY: Correct. The second thing is that the County Commission has identified Yom Kippur on September 25th as the date, and they have chosen September 27th as their alternate meeting date, which would be your meeting date. It's a Thursday. It was about holiday conflict. So we won't have the room for Thursday, September 27th.

So I've been looking at the calendar, and we do have a couple of things that could be coming up that could potentially be for that meeting. So we -- I'd like to do a poll of the members and see if you're available September 20th, because we have reserved this room for September 20th. That would be an alternate date. It kind of fits in between the August and October meeting, you know, before we talk about an August meeting by the -- for the October meeting. So if that's okay, everyone, we will poll the members in June.

CHAIR FISHER: So you'll poll us in June for that?

MS. BOY: Right. We'll poll you in June for the September meeting date.

CHAIR FISHER: In the meantime, if you can check your calendars for the 20th, that would be great.

MS. BOY: Right. September 20th. And that's all I have right now. Thank you again for all your support.

CHAIR FISHER: It's our pleasure.

AGENDA ITEM 5:

CHAIR FISHER: Okay. (Inaudible) correspondence.

PUBLIC HEARING

AGENDA ITEMS PH-1 AND PH-2

CHAIR FISHER: We're on our Public Hearing Agenda, PH-1 and 2. (Inaudible.) Take up 1 and 2. All right?

COMMISSIONER MALLOZZI: Move PH-1.

MR. HOBBY: Second.

CHAIR FISHER: Moved and second. Any discussion? All in favor, say aye. Opposed? Motion does carry.

VOTE PASSES UNANIMOUSLY.

CHAIR FISHER: PH-2, Ms. Boy.

MS. BOY: PH-2 is a second Public Hearing for a Land Use Plan amendment for the City of Coconut Creek. It's about 23 acres, and it's generally located on the northeast corner of US-441 and Northwest 61st Street.

This proposed change is from commercial to medium 16 residential. There are sufficient County facilities and services available, sufficient school capacity has been identified, and a reduction of traffic.

There is a very small wetland on site, which the applicant and property owner have agreed to be preserved as a conservation easement, so there's no other natural resource at issue.

It also generally meets policy with federal housing policy 1.07.07 of the Broward County Land Use Plan. The applicant is here if you have any additional questions specific to the application.

CHAIR FISHER: Do we have any speakers signed up for this?

MS. BOY: Only the applicant, and that's for questions only.

CHAIR FISHER: Let's go -- let's go ahead and take a motion and a second to get it on the floor, if you would.

COMMISSIONER MALLOZZI: So moved to approve.

COMMISSIONER CASTRO: Second.

UNIDENTIFIED SPEAKER: Second.

CHAIR FISHER: All right. So it's been moved and second. Let's to get it to the floor for discussion now at this particular time. Commissioner Mallozzi.

COMMISSIONER MALLOZZI: Just -- just for the record, because this does border another city and -- and I know the answer, but I just wanted to establish for the record that it was the people and the residents in Parkland that have been noticed,

have had ample time to give input, if needed, and they are okay with it?

MS. BOY: Yes. At the beginning when we received the application, the Planning Council staff sent the application to the City of Parkland, and we've received no comment from the city.

And then, as part of the courtesy notification process, any property owners within 300 feet, and that would include some on the Parkland side, were notified of the proposed amendment change.

COMMISSIONER MALLOZZI: And you heard nothing.

MS. BOY: And we've heard nothing.

COMMISSIONER MALLOZZI: That's all. Thank you.

CHAIR FISHER: Commissioner Gunzburger.

COMMISSIONER GUNZBURGER: Thank you. I voted no last time, and I intend to vote no again. Although they may meet our requirements for affordable housing, I don't see it in the true spirit of Broward County's affordable housing rules that I helped promulgate, in that they pay nothing for affordable housing. It only comes out of commercial and industrial land.

And in the City of Coconut Creek, if you look at Amendment 8 on the second page, what they say it is, but housing doesn't seem to have to contribute. We always wanted –

CHAIR FISHER: Commissioner Gunzburger, one second. Are you okay?

THE COURT REPORTER: Yes. I'm -- I'm -- go ahead. I'm getting it all.

CHAIR FISHER: Okay. I don't want to interrupt you, but she -- okay. Continue, Commissioner.

COMMISSIONER GUNZBURGER: But they have -- usually, we've asked for a ten percent set aside for low income or affordable housing. They are within the -- Mr. Mele, I know you're within the requirements of Coconut Creek. I don't fault you for that. I just disagree with their requirements, and that's what I'm putting on the record.

CHAIR FISHER: Mr. Mele, did you wish to make a comment?

MR. MELE: Yes, very briefly. Dennis Mele on behalf of the applicant. When the County adopted the affordable housing policy, it had, I think, nine or ten different

ways to satisfy the requirement.

One of those ways is a linkage fee, which is exactly what Coconut Creek did. It's been in effect for several years. There's been a number of land use amendments approved under that fee, and we're just doing the same thing that everyone else in Coconut Creek has done in this circumstance. If you have any questions, I'll be happy to answer them.

COMMISSIONER GUNZBURGER: I have –

MR. MELE: Thank you.

COMMISSIONER GUNZBURGER: -- one.

MR. MELE: Yes.

COMMISSIONER GUNZBURGER: Under that linkage fee, how many low cost housing units have been built in Coconut Creek?

MR. MELE: I don't know.

COMMISSIONER GUNZBURGER: Is there anyone from the City here?

MR. MELE: The City told me they have a budget meeting this morning, and that's why they're not here. They were here last time.

COMMISSIONER GUNZBURGER: Thank you.

CHAIR FISHER: Any further questions? Ms. Good.

MS. GOOD: I just wanted -- based on those comments, I just wanted to know did we receive any -- any comments from the -- the city in regard to this proposed application, or any -- any –

CHAIR FISHER: Ms. Boy?

MS. GOOD: -- points on that?

CHAIR FISHER: Excuse me.

MS. BOY: As part of the review of the Land Use Plan amendment, the City of Coconut Creek coordinated with the County's Planning and Redevelopment Division, and that's how the determination was made that they met Policy 1.07.07. So the determination was made in coordination with the City.

MS. GOOD: Excellent. Thank you for clarifying that.

CHAIR FISHER: Any further questions?

UNIDENTIFIED SPEAKER: So moved.

CHAIR FISHER: It's already -- it's already been moved and second. Further questions. All in favor, say aye. Opposed?

COMMISSIONER GUNZBURGER: No.

CHAIR FISHER: Please record the no, Commissioner Gunzburger.

MR. MELE: Thank you.

VOTE PASSES 16 TO 1 WITH COMMISSIONER GUNZBURGER VOTING NO.

CHAIR FISHER: Very good. That concludes our agenda.

OTHER BUSINESS:

NEXT REGULAR SCHEDULED PLANNING COUNCIL MEETING

CHAIR FISHER: Our next meeting, of course, will be June 28th. Please stay at this particular time. I understand there's a photographer for photos. Is she here?

UNIDENTIFIED SPEAKER: Yes.

CHAIR FISHER: Let's begin our traditional gathering for the photo, Ms. Boy.
(Photos taken.)

ADJOURMENT:

(The meeting concluded at 10:17 a.m.)