

**TOWN COUNCIL  
REGULAR MEETING  
FEBRUARY 4, 1998**

**1. PLEDGE OF ALLEGIANCE**

The meeting was called to order at 7:03 p.m. by Mayor Venis and was followed by the Pledge of Allegiance.

**2. ROLL CALL**

Present were Mayor Venis, Vice-Mayor Santini and Councilmembers Bush, Cox and Kiar. Also present were Town Administrator Flatley, Town Attorney Webber, and Town Clerk Reinfeld recording the meeting.

**3. OPEN PUBLIC MEETING**

Mayor Venis advised the speakers of the Open Public Meeting procedures.

Ellie Howard, 431 Barbri Lane, discussed the flooding in the Vista Filare area and asked for any help the Town could provide. Robert Rawls, Assistant Town Administrator, advised that staff was trying to isolate the problem and indicated that staff had not found the problems that the residents had observed. He added that the developer of Poinciana Park had agreed to provide an outfall through their system which would provide a secondary relief.

Arthur Joseph, 13700 SW 18 Court, discussed the campaign contributions which were noted in the Community News. He spoke on the Town's Emergency Medical Services (EMS) system which was reported on in the Sun Sentinel. Mr. Joseph stated that the rodeos should be stopped as it was cruel to animals.

Richard Weiner, 10244 SW 18 Street, discussed the Town not bidding out the garbage franchise and commended Councilmember Cox for voting against not having competitively bidding the franchise out. He asked that the Charter be amended so that it was mandatory to bid out the franchise. Mr. Weiner spoke on the Town's EMS system which was reported on in the Sun Sentinel.

Dr. Samuels, representing the Broward County School Board, thanked the Town for being a cooperative partner with the school system and added that the Board was entering into partnership agreements with municipalities throughout the County. He advised that he approved of the proclamation on the "Big Eight" Tournament [item 8.3].

Resa Daniels, 6211 SW 38 Court, indicated that she had concerns with the girl's softball league which she discussed and asked for the Town's help. Vice-Mayor Santini indicated that the concerns would be looked into.

Mayor Venis requested that Community Services Director Sharon Pierce-Kent provide a report to Council.

Bruce Novak, 4262 SW 78 Drive, asked Councilmember Cox if she would support a paragraph on the candidates in the Davie Update. Mayor Venis indicated that this comment would be considered.

Jay Stahl, 5801 Surrey Circle West, discussed the rules that his homeowner's association had made regarding candidates attending their meetings and the disregard for these rules.

Dean Alexander, 13820 SW 16 Street, updated Council on a commemorative monument that he had been researching. He stated that the camera system in the Council Chambers needed to be upgraded and indicated that he was looking into new equipment.

Al Tyler, 8090 SW 19 Court, indicated that he could not get figures on the Town's EMS system and discussed the system.

Frank Canellas, President of the Fraternal Order of Police (FOP) - Lodge 100, advised that the FOP was supporting Vice-Mayor Santini and Councilmember Cox in the March 10, 1998 election.

Laurel Crawford-Kuvin, 2151 South Hiatus Road, discussed the Charter Review Board's previous recommendation to bid out franchises and discussed the Town's EMS system.

Michael Davenport, 14041 SW 22 Place, stated that the Oak Hill Area Crime Watch held a meeting which Police Chief Jack Mackie attended. Mr. Davenport announced that the Oak Hill Area Crime Watch would be sponsoring a Candidate's Night at the end of February or beginning of March. He stated that residents who move to another municipality must contact the Supervisor of Elections office to notify it of the change.

John Pisula, 2933 SW 136 Avenue, advised that the Davie Educational Foundation had recently met and he indicated that it appeared that the group would "be up and running" by the end of the month. He discussed the Foundation.

Mr. Pisula thanked the Police Department representatives who attended the Oak Hill Area Crime Watch meeting.

7. Mr. Flatley discussed the article in the Sun Sentinel regarding response times and the costs associated with the Town's Fire Department assuming responsibility of the Town's EMS system.

#### **4. PRESENTATIONS**

Dennis Urbansky, Waste Management, discussed the action that the company would be taking because of damages caused by the recent storm. He added that the residents in the special collection district for the cart pilot program would be receiving information in the mail in the next few weeks.

##### **4.1 WestFair**

Ina Nadler, WestFair Coordinator, advised of the events that were being planned.

##### **4.2 Martin Luther King Day Essay and Poster Contest Winners**

Councilmember Kiar announced the winners of the contest: Poster contest - kindergarten through first grade: Jenna Iden, Flamingo Elementary (second place); Christopher Horner, Silver Ridge (first place); George Galfo, Flamingo Elementary (first place). Third and fourth grades: Taylor Fuentes, Silver Ridge (second place) and Marissa Court, Flamingo Elementary (first place). Fifth and six grades: Gennifer Metz, Flamingo Elementary (second place) and Lee Primeau, Indian Ridge. Essay winners - John Odenweller, St. David School and Lauren Haman, Indian Ridge (second place) and Miguel Cepeda, St. David School (first place).

##### **4.3 Shirley Prekelt, Community Development Block Grant Coordinator**

Michele Mellgren, Development Services Director, introduced Shirley Prekelt who explained her responsibilities.

##### **4.4 Davie/Cooper City Chamber of Commerce**

Cara Pasquale, President, advised of the events that the Chamber was planning. She thanked Council and Mr. Flatley for their support.

##### **4.5 Upcoming Special Events - Bette Stark and Bonnie Stafiej**

Bette Stark, Recreation Supervisor, announced that upcoming events included: youth baseball program (registration deadline February 6th) and Valentine's Day Cookout (February 13th). She encouraged everyone to become a member of the Pine Island Community Center.

Ms. Stark introduced Gary Beckford as the new Recreation Coordinator for the Potter Park area.

Bonnie Stafiej, Special Projects Coordinator, advised that upcoming events included: Bentley Brother Circus (February 3rd - 5th); Valentines Day Arts and Crafts Show (February 14th - 15th); Concert in the Park at Robbins Lodge (February 22nd); and WestFair (February 27th - March 8th).

##### **4.6 Certificate of Achievement for Excellence in Financial Reporting**

Merv Timberlake, Government Finance Officers Associations of the United States and Canada - Southern Region Representative, presented a Certificate of Achievement for Excellence in Financial Reporting for the year ending September 30, 1996 Comprehensive Financial Report. He explained the process of earning a Certificate and advised that in the State of Florida, only 13% of the municipalities received this recognition.

##### **4.7 First Quarter Financial Report**

Mayor Venis indicated that this item would be deferred to the next meeting.

#### **5. OCCUPATIONAL LICENSES**

##### **5.1 Action Cleaning Systems, Inc., 4271 SW 106 Terrace**

Joe Scottaline, the applicant, was present. He confirmed that the request was for mail and phone use only.

Councilmember Kiar made a motion, seconded by Vice-Mayor Santini, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

5.2 Leon P. Blake, Registered Real Estate Broker, 1600 SW 116 Avenue

Leon Blake, the applicant, was present. He confirmed that the request was for mail and phone use only.

Vice-Mayor Santini made a motion, seconded by Councilmember Bush, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

5.3 Warren Taylor Installations, 2961 SW 111 Terrace

As the applicant was not present, this item was tabled to February 18, 1998 later in the meeting.

Mayor Venis advised that item 8.13 had been withdrawn and would be brought back before Council as an ordinance at a later date.

Mayor Venis advised that item 8.11 needed to be tabled to February 18, 1998.

Councilmember Kiar made a motion, seconded by Councilmember Cox, to table. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

Mayor Venis advised that item 10.5 needed to be tabled to April 1, 1998.

Councilmember Cox made a motion, seconded by Councilmember Kiar, to table. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

Mayor Venis advised that items 10.6 and 10.7 needed to be tabled to March 18, 1998.

Councilmember Kiar made a motion, seconded by Vice-Mayor Santini, to table. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

## **6. MAYOR/COUNCILMEMBER COMMENTS**

### **COUNCILMEMBER BUSH**

**ROLLING HILLS GOLF.** Councilmember Bush stated that the Panthers were the new owners of the Rolling Hills golf course and facility. He advised that a golf tournament was held on the "turning down" of Rolling Hills and indicated that a new course would be provided sometime in November. Councilmember Bush added that Mayor Venis had the longest drive on the 10th hole.

**ROAST.** Councilmember Bush stated that Council attended a roast of Mayor Venis sponsored by the Arthritis Foundation.

**AWARDS PROGRAM.** Councilmember Bush stated that Ms. Stafiej attended the Broward County School Board Partnership Awards Program which was held at the Signature Grand. Ms. Stafiej advised that there were over 2,000 entries and the Town was a quantum finalist.

### **VICE-MAYOR SANTINI**

**RIDGE.** Vice-Mayor Santini stated that Walter Collins would be permanently closing the crossover at Forest Ridge to leave the ridge intact.

**CHARTER SCHOOL.** Vice-Mayor Santini stated that she attended a Charter School luncheon and indicated that she was looking at the Town becoming more involved.

**MYSTIQUE HOMEOWNERS MEETING.** Vice-Mayor Santini stated that she had met with the homeowners on the programs that the Town provided. She indicated that these homeowners were planning to become involved in the Town.

**ROAST.** Vice-Mayor Santini stated that the luncheon was unique and added that the Public Works Department had made special effects.

**SITE PLAN.** Vice-Mayor Santini stated that she would like to discuss how the Town could protect itself, more as a Council, when site plans were discussed. She indicated that sometimes developers made promises which did not necessarily come to full fruition and she wanted to protect the Town's residents.

**UPCOMING ELECTIONS.** Vice-Mayor Santini stated that she hoped the residents knew that Council still had to continue the Town's business, even though elections were upcoming. She said that Council wanted to always find out what it could do better and comments were always welcomed.

#### **COUNCILMEMBER COX**

**ROAST.** Councilmember Cox stated that she had a good time roasting Mayor Venis and thanked him for being a good sport.

**COUNCIL.** Councilmember Cox stated that Council was very active in trying to pursue different options and ways to perform community service.

**OLD DAVIE SCHOOL.** Councilmember Cox stated that on February 13th, a pioneer family dinner was being held at the Old Davie School in honor of the Griffin family and indicated that there was a proclamation honoring the family on tonight's agenda [item 8.4]. She added that a festival would be held at the School on February 14th.

**CATTLE DRIVE.** Councilmember Cox stated that on February 24th, a cattle drive down Orange Drive would be held to kick off WestFair.

**RIDE-A-THON.** Councilmember Cox stated that approximately 60 riders rode in the Ride-A-Thon for a fundraiser for the Boys and Girls Club and approximately \$4,000 had been raised. She thanked those who helped with the event.

**THANKS.** Councilmember Cox thanked the Public Works Department for their efforts on cleaning the roads during the recent storm.

#### **COUNCILMEMBER KIAR**

**GRIFFIN FAMILY.** Councilmember Kiar stated that the Griffin family was special and he would be asking that the proclamation [item 8.4] be read.

**HAPPY BIRTHDAY.** Councilmember Kiar wished Al Tyler a happy birthday.

**ROAST.** Councilmember Kiar stated that the roast was fun and Mayor Venis and the rest of Council were good sports.

**DAVIE EDUCATIONAL FOUNDATION.** Councilmember Kiar discussed the Foundation which Mr. Pisula had mentioned during the Open Public Meeting.

**SPEED HUMPS.** Councilmember Kiar stated that he had received a letter asking the Town to look into speed humps in the Ivanhoe area to slow down the speeders.

**FLORIDA POWER & LIGHT.** Councilmember Kiar stated that he was impressed with the response from Florida Power & Light in his area.

**VALENTINES DAY.** Councilmember Kiar stated that Valentines Day was February 14th and reminded everyone to buy flowers for their loved ones.

#### **MAYOR VENIS**

**ROAST.** Mayor Venis thanked Council for participating in the Arthritis Foundation roast and indicated that over \$20,000 was raised.

**WRESTLING EVENTS.** Mayor Venis stated that a wrestling event was held for the Davie Elementary School and indicated that over \$5,000 had been raised. He advised that the Broward County School Board would match the money that was raised to provide a shelter over the courts. Mayor Venis stated that another wrestling match would be held on April 4th to raise money for Flamingo Elementary School.

**DAVIE ELEMENTARY SCHOOL.** Mayor Venis stated that he was a "shadow" principal at Davie Elementary School on January 29th.

**MEETING.** Mayor Venis stated that he had received a letter from World Ford Hollywood regarding an upcoming meeting on February 13th with Mark Klaus as the guest speaker. He indicated that the meeting was to educate the public on the necessity for establishing uniform laws to punish and monitor criminals who target children.

**GROUNDBREAKING.** Mayor Venis advised that a groundbreaking ceremony would be held on February 7th for Shenandoah Park Phase II.

**PLAN UPDATES.** Mayor Venis stated that he thought it was time to update the Town's Capital Projects Plan

and asked for a report in the upcoming weeks. He added that the Town's landscape plan for median areas needed to also be updated.

**STREET REFLECTORS.** Mayor Venis asked that the Public Works Department research areas that needed damaged street reflectors replaced.

## **7. TOWN ADMINISTRATOR'S COMMENTS**

Comments were made earlier in the meeting.

## **8. CONSENT AGENDA**

### *Minutes*

8.1 December 17, 1997 - Regular Meeting

8.2 January 7, 1998 - Regular Meeting

### *Proclamations*

8.3 Broward County Athletic Association "Big Eight" Tournament Days (February 5 - 7, 1998)

8.4 The William Alfred Griffin Family Day (February 13, 1998)

8.5 Supporting Renovation of the Pompano State Farmers Market Facility

### *Resolutions*

8.6 **SUBDIVISION PLAT REVISION** - A RESOLUTION OF THE TOWN OF DAVIE, R-98-41 FLORIDA, AUTHORIZING A REVISION TO THE RESTRICTIVE NOTE OF THE "GILLER PLAT", AND PROVIDING AN EFFECTIVE DATE. (DG 1-1-98, east side of University Drive approximately 1/2 mile north of Stirling Road)

8.7 **RATIFYING LOAN SUBSIDY PROGRAM ASSISTANCE** - A RESOLUTION OF R-98-42 THE TOWN OF DAVIE, FLORIDA, RATIFYING THE DAVIE COMMUNITY REDEVELOPMENT AGENCY'S APPROVAL OF COMMERCIAL LOAN SUBSIDY PROGRAM ASSISTANCE TO 54 INC. FOR A REDEVELOPMENT PROJECT. (5397 Orange Drive)

8.8 **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, R-98-43 AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT FOR APPOINTMENT OF THE CHIEF OF POLICE; AND PROVIDING AN EFFECTIVE DATE.

8.9 **COMPUTER SOFTWARE** - A RESOLUTION OF THE TOWN OF DAVIE, R-98-44 FLORIDA, AUTHORIZING THE EXPENDITURE OF LAW ENFORCEMENT TRUST FUND MONIES TO SUPPLEMENT THE POLICE DEPARTMENT PROJECT. (HTE - \$6,590)

8.10 **DONATION TO CRIME STOPPERS** - A RESOLUTION OF THE TOWN OF DAVIE, R-98-45 FLORIDA, AUTHORIZING THE EXPENDITURE OF FUNDS FROM THE LAW ENFORCEMENT TRUST FUND FOR DONATION TO THE BROWARD COUNTY CRIME STOPPERS. (\$2,500)

8.11 **EASEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING EASEMENTS FROM CONSTRUCTION ENGINEERS OF FLORIDA, INC. AND MR. JOHN GAUL FOR USE AS PUBLIC UTILITY EASEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (4217 Davie Road)

8.12 **EASEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, R-98-47 ACCEPTING EASEMENTS FROM PATRICK G. KELLEY, TRUSTEE FOR USE AS PUBLIC UTILITY EASEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (4320 Davie Road)

8.13 **EXTENSION OF VARIANCES** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO EXTEND VARIANCES GRANTED AND/OR TO BE GRANTED TO PROPERTY OWNERS ALONG GRIFFIN ROAD UNTIL ROADWAY

IMPROVEMENTS TO GRIFFIN ROAD ARE COMPLETED, APPROXIMATELY MARCH, 2000, AND PROVIDING AN EFFECTIVE DATE.

**8.14 MITIGATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, R-98-48 APPROVING THE SPECIAL MASTER'S RECOMMENDATION FOR MITIGATION OF THE CODE ENFORCEMENT FINE IN CASE NO. 91-28 FROM \$30,650 IN AMOUNT TO \$1,000; AND PROVIDING AN EFFECTIVE DATE. (formerly owned by Robin H. Gillett and Anne Gillett)

**8.15 TERMINATION OF AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, R-98-49 FLORIDA, AUTHORIZING THE MAYOR TO ENTER INTO A TERMINATION OF DEVELOPER'S AGREEMENT ON BEHALF OF THE TOWN OF DAVIE WITH MARX DEVELOPMENT CORP.; AND PROVIDING AN EFFECTIVE DATE.

**8.16 AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH COMCAR PROPERTIES, INC. TO OBTAIN RIGHT-OF-WAY FOR THE OAKES ROAD/BURRIS ROAD REALIGNMENT AND WIDENING PROJECT.

**8.17 SUBDIVISION PLAT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, R-98-50 APPROVING A SUBDIVISION PLAT AND AUTHORIZING THE MAYOR AND TOWN CLERK TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THE MAYOR'S SIGNATURE AND THE TOWN SEAL TO SUCH PLAT; AND PROVIDING AN EFFECTIVE DATE. (P 10-3-97, Stone Harbor, 3351 State Road 84) *Planning and Zoning Division approved subject to the planning report; Planning and Zoning Board approved subject to the planning report*

**8.18 SUBDIVISION PLAT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, R-98-51 APPROVING A SUBDIVISION PLAT AND AUTHORIZING THE MAYOR AND TOWN CLERK TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THE MAYOR'S SIGNATURE AND THE TOWN SEAL TO SUCH PLAT; AND PROVIDING AN EFFECTIVE DATE. (P 11-2-97, New World Plat, southwest corner of SW 36 Street and SW 76 Avenue) *Planning and Zoning Division approved subject to the planning report; Planning and Zoning Board approved subject to the planning report*  
Councilmember Kiar asked that item 8.4 be removed from the Consent Agenda. Mr. Webber asked that item 8.16 be removed.

Councilmember Bush made a motion, seconded by Councilmember Kiar, to approve the Consent Agenda without items 8.4 and 8.16. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

8.4 Town Clerk Reinfeld read the proclamation.

Councilmember Kiar made a motion, seconded by Vice-Mayor Santini, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

8.16 Mr. Webber advised that details on the agreement were still being worked out and asked that this item be tabled to February 18, 1998.

Councilmember Bush made a motion, seconded by Councilmember Kiar, to table [to February 18, 1998]. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

## **9. SITE PLANS**

Mayor Venis stated that the Site Plan Committee went to great lengths to protect the residents and integrity of neighborhoods and added that the Committee obtained certain commitments from the applicant. He indicated that Council needed to adopt a policy which provided some protection to the residents as to what was to be provided.

Mayor Venis added that a policy needed to be prepared that what Council decided on was what the community would get.

Vice-Mayor Santini stated that plans that were shown to Council needed to be what was developed and any changes made to the plan needed to be brought back to Council, not made administratively. Ms. Mellgren indicated that should a petitioner provide a plan that exceeded the Town's Code, she questioned how the Town could ensure that when the development was completed, what was built was what was shown on the site plan not what met Code. Vice-Mayor Santini advised that what she was shown on a rendering was what the development should look like when a certificate of occupancy was issued, not what the development was to look like at build out.

Mr. Webber indicated that he would research the issue.

9.1 SP 8-6-97, Davie Shopping Center, 4400 Weston Road (BP) (tabled from January 21, 1998) *Planning and Zoning Division approved subject to the planning report; Site Plan Committee approved subject to the planning report, eliminating the center entrance to the rear, maintaining a minimum of 20 foot landscaping buffer, using natural clay roof tiles, using colors as represented in the color rendering, and providing a color rendering that accurately depicted what would be seen off South Pointe Drive*

Ms. Mellgren advised that staff was requesting a tabling as the site plan was still being reviewed.

Councilmember Cox made a motion, seconded by Councilmember Bush, to table to February 18, 1998. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

9.2 SP 11-1-97, Lake Pine Village, 11920 SW 7 Court (RM-5) (tabled from January 21, 1998) *Planning and Zoning Division approved subject to the planning report; Site Plan Committee approved subject to the planning report*

Arm Lusararian, representing the petitioner, was present. Gayle Easterling, Planning and Zoning Manager, read the planning report.

Councilmember Kiar made a motion, seconded by Councilmember Cox, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

9.3 SP 9-2-97, Shop & Storage Building, 3030 Burriss Road (M-3) *Planning and Zoning Division approved subject to the planning report; Site Plan Committee approved subject to the planning report and the Burriss Road matter being resolved prior to the Council meeting*

Bill Laystrom, representing the petitioner, was present. Ms. Easterling read the planning report. Mr. Laystrom displayed a site plan and briefly described the plan.

Vice-Mayor Santini clarified that it was "committed landscaping". Mr. Laystrom replied affirmatively.

Councilmember Kiar made a motion, seconded by Vice-Mayor Santini, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

9.4 SP 11-2-97, New Storage Warehouse for Designed Traffic Installation Co., 4601 SW 30 Street (M-4, County) *Planning and Zoning Division approved subject to the planning report; Site Plan Committee approved subject to the planning report*

Jack Clem, representing the petitioner, was present. Ms. Easterling read the planning report.

Councilmember Cox made a motion, seconded by Vice-Mayor Santini, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

## **10. PUBLIC HEARINGS**

Mayor Venis opened the public hearing portion of the meeting.

### **Ordinances - Second and Final Reading**

10.1 **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA,

98-8 CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM A-1 TO CC; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 11-1-97, Westwind Contracting, Inc., 11800 State Road 84)

Town Clerk Reinfeld read the ordinance by title.

Mayor Venis asked if anyone wished to speak for or against the ordinance. As no one spoke, the public hearing was closed.

Vice-Mayor Santini made a motion, seconded by Councilmember Bush, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - no. (Motion carried 4-1)

10.2 **VACATION** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, 98-9 VACATING A PRIVATE ACCESS EASEMENT LOCATED WITHIN TRACTS A, B, AND C, OF THE GRIFFITHS CENTER PLAT, PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (VA 11-1-97, Helbar Investment Corp., Inc., 13290 State Road 84)

Town Clerk Reinfeld read the ordinance by title.

Mayor Venis asked if anyone wished to speak for or against the ordinance. As no one spoke, the public hearing was closed.

Vice-Mayor Santini made a motion, seconded by Councilmember Cox, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

#### *Quasi Judicial Item*

10.3 **VARIANCE** - V 11-2-97, Glazer, 3581 SW 116 Avenue (R-1) (to reduce the required side setback from 25 feet to 8 feet) (tabled from January 21, 1998) *Planning and Zoning Division approved; Planning and Zoning Board approved*

This item was tabled to February 18, 1998 later in the meeting.

#### *Resolution*

10.4 **AMENDING FEE SCHEDULE** - A RESOLUTION OF THE TOWN OF DAVIE, R-98-52 FLORIDA, AMENDING THE CURRENT FEE SCHEDULE FOR BUILDING, PLANNING AND ZONING SERVICES OF THE TOWN OF DAVIE BY ADDING A FEE FOR FINAL SITE INSPECTIONS; AND PROVIDING AN EFFECTIVE DATE.

Town Clerk Reinfeld read the resolution by title.

Mayor Venis asked if anyone wished to speak for or against the resolution. As no one spoke, the public hearing was closed.

Ms. Mellgren explained the amendment with discussion following.

Councilmember Cox asked that staff advise the builder's association of the amendment.

Councilmember Cox made a motion, seconded by Councilmember Bush, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

#### *Items requested to be tabled*

##### *Ordinance - Second and Final Reading*

10.5 STAFF REQUESTING A TABLING TO APRIL 1, 1998

REZONING - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM R-2 TO B-1; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 5-3-97, Fee/Sublime, Inc., 5900 SW 70 Avenue) (tabled from January 21, 1998)

This item was tabled earlier in the meeting.

#### *Ordinances - First Reading*

## 10.6 STAFF REQUESTING A TABLING TO MARCH 18, 1998

Comprehensive Plan Amendment - LA (TXT) 98-1E

This item was tabled earlier in the meeting.

## 10.7 STAFF REQUESTING A TABLING TO MARCH 18, 1998

Land Development Code Amendment - ZB (TXT) 1-1-98

This item was tabled earlier in the meeting.

10.3 As the petitioner was not present, Councilmember Bush made a motion, seconded by Councilmember Cox, to table to February 18, 1998. Mr. Webber questioned if the petitioner should be notified that if the petitioner did not attend the next meeting, Council might take action to deny. Mayor Venis replied affirmatively. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

5.3 As the applicant was not present, Councilmember Cox made a motion, seconded by Councilmember Kiar, to table to February 18, 1998. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

Mayor Venis closed the public hearing portion of the meeting.

## **11. APPOINTMENTS**

11.1 Davie Water Advisory Board (terms expire December 1998; one exclusive appointment: Councilmember Cox and Councilmember Kiar) (a minimum of one member shall be a licensed engineer)

Councilmember Cox deferred her appointment. Councilmember Kiar appointed Mary Haas.

11.2 Fire Pension Board (term expires December 1999; one legal resident; non-exclusive appointment)

Vice-Mayor Santini distributed a resume [Lee Weissman].

Vice-Mayor Santini made a motion, seconded by Councilmember Bush, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

## **12. DISCUSSION AND POSSIBLE ACTION**

12.1 Application for a State Park Grant

Ms. Mellgren explained the grant. After a lengthy discussion, Council decided to request a ranking for consultant services and hold a workshop to decide on the parcels.

12.2 Uses Allowed in the B-3 Zoning District

Ms. Mellgren suggested that staff take a careful look at the uses allowed in the B-3 zoning and asked that Council direct staff to examine the B-3 zoning district with regard to adult facilities. She indicated that staff would return to Council at the end of April with recommended changes and added that this request initiated a zoning in progress. Council agreed with the request.

**RESOLUTIONS.** Mayor Venis advised that three resolutions needed to be added to the agenda as items 12.3, 12.4 and 12.5.

Councilmember Cox made a motion, seconded by Councilmember Bush, to add items 12.3, 12.4 and 12.5. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

12.3 A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING AN R-98-53 EASEMENT FROM WAYNE JACKSON FOR USE AS A PUBLIC UTILITY EASEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (4493 Davie Road)

Town Clerk Reinfeld read the resolution by title.

Councilmember Cox made a motion, seconded by Vice-Mayor Santini, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes;

Councilmember Kiar - yes. (Motion carried 5-0)

12.4 A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING AN R-98-54 EASEMENT FROM MARGARET DE TORRES FOR USE AS A PUBLIC UTILITY EASEMENT; AND PROVIDING FOR AN EFFECTIVE DATE. (4232-4242 Davie Road)

Town Clerk Reinfeld read the resolution by title.

Councilmember Cox made a motion, seconded by Councilmember Kiar, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

12.5 A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING R-98-46 EASEMENTS FROM THE APOSTOLIC CHURCH OF JESUS CHRIST OF MIAMI, INC. FOR USE AS PUBLIC UTILITY EASEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE. (6541

Orange Drive)

Town Clerk Reinfeld read the resolution by title.

Councilmember Bush made a motion, seconded by Councilmember Kiar, to approve. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Santini - yes; Councilmember Bush - yes; Councilmember Cox - yes; Councilmember Kiar - yes. (Motion carried 5-0)

### **13. ADJOURNMENT**

There being no objections or further business, the meeting was adjourned at 9:56 p.m.

