

**TOWN COUNCIL
REGULAR MEETING
JUNE 16, 1999
7:00 P.M.**

1. PLEDGE OF ALLEGIANCE

The meeting was called to order at 7:00 p.m. by Mayor Venis and was followed by the Pledge of Allegiance.

2. ROLL CALL

Present were Mayor Venis, Vice-Mayor Bush and Councilmembers Cox, Paul and Weiner. Also present were Interim Town Administrator Rawls, Town Attorney Webber, and Town Clerk Reinfeld recording the meeting.

3. PRESENTATIONS

3.1 Recognition of Book Donations from Davie School Children - Mr. "C" and Kathleen Bleier

John Cassaro and Kathleen Bleier recognized, and presented certificates of appreciation, to administrators from Indian Ridge Middle School and Fox Trail and Silver Ridge Elementary Schools.

3.2 Bike Rally Awards

Councilmember Cox presented certificates of achievement in celebration of the completion of the Town's bike path to: Mindy and Bob Hope; Lisa Edmonson; Susan and Michael Valdez.

3.3 Stu Weinstein, Davie Sports Day

Mr. Weinstein was not able to attend and this item would be rescheduled to July 7, 1999.

3.4 1998 Bronze National Aquatic Safety Award Recognition

Bette Stark, Community Services Supervisor, read a letter from Jeff Ellis and Association awarding the Bronze National Aquatic Safety Award to the Town's lifeguard staff. She presented the letter to Council.

3.5 Swim Central Summer Program

Ms. Stark read a letter from Karen Leonard, Swim America, regarding the swim program being offered this summer.

3.6 Davie Daze Summer Program

Ms. Stark presented Council with a check for \$46,610 for the fourth year funding to help enhance the Town's summer programs.

3.7 Navy League of the United States, Broward County, Florida Council

Sid Waldfoegel was present representing the Broward County Council Navy League of the United States. He noted that the Town had designated June 22, 1998 as Navy Days thus a partnership was formed between Silver Ridge Elementary School and the Broward County Council Navy League of the United States. A sign designating the partnership was presented to Council with the hope that the sign would be installed in a proper location. A Partnership in Excellence award was accepted on behalf of the Town in recognition of the partnership.

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3.8 Tamara Hammond, Police Service Aid Supervisor - Ten Years
Mayor Venis presented Ms. Hammond with a service award.

3.9 Elizabeth Legacki, Police Sergeant - Ten Years
Mayor Venis presented Sergeant Legacki with a service award.

3.10 Richard Stanton, Chief Building Inspector - Ten Years
Mayor Venis presented Mr. Stanton with a service award.

3.11 George Wetzler, Jr., Driver Engineer - Twenty Years
Mayor Venis presented Driver Engineer Wetzler with a service award. He advised of problems associated with gate combinations at certain facilities and suggested that lock-box keys be installed for emergency personnel.

3.12 Community Redevelopment Agency
Neal Kalis, Chair, updated Council on the Agency's efforts.

3.13 Upcoming Special Events - Sharon Pierce-Kent and Bonnie Stafiej
Ms. Stark announced that soccer tryouts would be held on June 19th. She congratulated the traveling junior squad for winning the Khory League State Championships the previous weekend.

Bonnie Stafiej, Special Projects Coordinator, advised that upcoming events included: Concert in the Park (June 20th); Independence Day Jam (July 3rd); July 4th events (July 4th); and Royal Circus (July 12th).

3.14 Reese Road Update

Mr. Rawls noted that progress was being made with regard to Reese Road. Bids were received for construction and the low bid appeared to be approximately \$240,000. Work was being conducted on the property exchange transactions and is looking favorable. Mr. Rawls indicated that a meeting was scheduled for June 18th with the property owner.

4. OCCUPATIONAL LICENSES

Home Occupational Licenses

4.1 Artistic Cuts & Landscaping, 11888 SW 44 Street

Fred Jenson, the applicant, was present. He confirmed that the request was for mail and phone use only and added that he would not be storing any equipment on site.

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

4.2 Candelora Construction, Inc., 4100 SW 103 Avenue

John Candelora, the applicant, was present. He confirmed that the request was for mail and phone use only and added that he would not be storing any equipment on site.

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

4.3 HealthMed International Corporation, 12890 SW 34 Place
The applicant was not present.

4.4 His Presence, Inc., 2151 SW 117 Terrace
Sherry Gerber, the applicant, was present. She confirmed that the request was for mail and phone use only.

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

4.5 Hotter Rods USA, Inc., 14221 SW 21 Street
Patricia Leckliter, the applicant, was present. She confirmed that the request was for mail and phone use only.

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

4.6 Larry Koepke, Inc., 10941 SW 30 Court
Larry Koepke, the applicant, was present. He confirmed that the request was for mail and phone use only.

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

4.7 Rico Insulation, 13511 SW 14 Place
Luis Cruz, the applicant, was present. He confirmed that the request was for mail and phone use only and added that he would not be storing any equipment or materials on site.

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

4.8 Skyline Masonry, Inc., 2950 SW 124 Avenue
Glen German, the applicant, was present. He confirmed that the request was for mail and phone use only and added that he would not be storing anything on site.

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

4.9 Steve Herndon Nursery, Inc., 4907 SW 51 Street

Maria Herndon, the applicant, was present. She confirmed that the request was for mail and phone use only.

In a voice vote, all voted in favor. (Item approved 5-0)

4.10 T.J.M. Contractors, Inc., 14591 SW 23 Street

Tim Munson, the applicant, was present. He confirmed that the request was for mail and phone use only and added that there would not be any equipment stored at this site.

In a voice vote, all voted in favor. (Item approved 5-0)

Seasonal Sales (Fireworks) - Waiver of Occupational License Fee

4.11 Davie Merchants & Industrial Assn., 4420 SW 64 Avenue (June 21 to July 4, 1999; location: 2701-2751 North University Drive)

Edna Moore, the applicant, was present.

Councilmember Weiner advised that he was a member of the Association and questioned if he was allowed to vote. Mr. Webber responded in the affirmative.

Vice-Mayor Bush made a motion, seconded by Councilmember Cox, approve and waive the fee for items 4.11, and 4.12, 4.13. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Bush - yes; Councilmember Cox - yes; Councilmember Paul - yes; Councilmember Weiner - yes. (Motion carried 5-0)

4.12 Davie Merchants & Industrial Assn., 4420 SW 64 Avenue (June 21 to July 4, 1999; location: northwest corner of Stirling Road and SW 61 Avenue)

This item was approved earlier in the meeting.

4.13 Davie Merchants & Industrial Assn., 4420 SW 64 Avenue (June 21 to July 4, 1999; location: 2101 South University Drive)

This item was approved earlier in the meeting.

Mayor Venis announced that item 10.5 needed to be tabled to July 21, 1999. In a voice vote, all voted in favor.

Mayor Venis announced that item 10.6 needed to be tabled to July 7, 1999. In a voice vote, all voted in favor.

Mayor Venis announced that items 10.7 and 10.8 needed to be tabled to August 4, 1999. In a voice vote, all voted in favor.

Mayor Venis announced that items 11.2 and 14.4 needed to be added to the agenda. In a voice vote, all voted in favor.

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**5. MAYOR/COUNCILMEMBERS COMMENTS
VICE-MAYOR BUSH**

Vice-Mayor Bush had nothing to report to Council.

COUNCILMEMBER COX

CONGRATULATIONS. Councilmember Cox congratulated St. David Church on its 25th anniversary. She congratulated Shirley Taylor-Prakelt for the cleanup in the Driftwood area.

TOUR. Councilmember Cox advised she toured the bike trail system with County Commissioner Kristin Jacobs. Commissioner Jacobs was then apprised of the Town's efforts to open the land fill for bike and equestrian activity. Commissioner Parrish has moved that item ahead on the County's agenda and will be open prior to the original date.

WESTON HIGH SCHOOL. Councilmember Cox's stated that the City of Weston had been conversing with the School Board with regard to the new high school in Weston. She noted that the Town had signed a resolution requesting that a high school be built in the Davie/Weston area to serve the needs of this area. It was her desire that the Town was included in discussions for boundaries and the design of the school and so far, this has not occurred. She suggested that either Mr. Rawls or an elected official participate in those meetings. Mr. Rawls pledged to be a part of the meetings and will provide updates of the situation.

BOARDING STABLES. Councilmember Cox asked Councilmember Paul and the Agrarian Committee to explore backyard boarding stables and making these activities legal.

SOUTHWEST RANCHES ISSUE. Councilmember Cox stated that Council needed to discuss the Town's position regarding the Southwest Ranches issue. She advised that Programs Manager Will Allen had obtained an annexation study from Broward County that differed from the Sunshine Ranches group. Councilmember Cox referenced an executive study conducted by the Florida International University that was initiated by Sunshine Ranches. The differences between the two reports were noted and she requested that staff review the report and make a determination as to its accuracy. Councilmember Cox added that it was her belief that Council needed to take a position with regard to the Ivanhoe parcel and how that related to the study.

Councilmember Weiner noted inaccuracies in a report that was conducted by Carr/Corradino for the Pine Island Ridge area. He explained that the report was currently being reviewed for inaccuracy for Southwest Ranches. Councilmember Paul felt that once this issue had been reviewed it should be placed on the agenda under New Business.

Councilmember Cox expressed her belief that it would behoove the Town to review the inaccuracies of the report. She further advised that it was her belief that the leaders of this area wanted to become their own city. Councilmember Cox stated that she did not want to force them to come into the Town; however, she wanted to make certain they did not make a mistake and that all avenues be considered.

COUNCILMEMBER WEINER

LIBRARY. Councilmember Weiner asked Mr. Rawls to provide him with a status report on the library.

FLOODING IN SHENANDOAH. Councilmember Weiner requested that Mr. Rawls look into the drainage problems and flooding in the area.

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EASE FOUNDATION. Councilmember Weiner stated that there may be a dunk tank at the July 4th activities which would support the EASE Foundation.

MEETING. Councilmember Weiner stated that a representative from Representative Tracy Stafford's office spoke at the Davie Merchants and Industrial Association meeting.

DARE GRADUATION. Councilmember Weiner stated that he attended the Fox Trail Elementary Schools' DARE graduation and thanked Police Officer Nancy Cook, Assistant Police Chief Robert McDaniel and Miami Fusion Wade Webber for their efforts.

FIRE RESCUE JOINT POWERS. Councilmember Weiner advised with regard to fire rescue, his opinion was on file with the Town Clerk's and Mr. Webber's offices. The State Commission on Ethics had ruled that if he would like to make a motion to amend or terminate the Joint Powers Agreement (JPA) with the County, there would be no conflict.

BUDGET FOR POLICE/FIRE/EMS. Councilmember Weiner believed it was necessary to determine how much it would cost the Town to man the new Police/Fire Rescue station. He indicated that he would like to see how many new police officers, service aides, and fire rescue personnel, and safety patrols would be needed to properly run the stations. Councilmember Weiner stated that the Town would need to be prepared if the JPA between the Town and Broward County was not successful in order to ensure that coverage could be provided. He stated that we need to be careful especially with Fire Rescue because Fort Lauderdale was taking over from the County and a lot of the trained Firefighter/Paramedics out there were going to be "gobbled up" by Fort Lauderdale.

FIRE RESCUE DEPARTMENT. Councilmember Weiner stated that during some spare time at the the Father/Daughter Day at Fox Trail Elementary, he had visited the new fire station. He indicated that it had been over a year since the election and that the Town, in conjunction with the County, was providing rescue services. Councilmember Weiner stated that there had been an article in the newspaper that day concerning the City of Weston and how it would be providing for emergency services. He indicated that he had spoken with several of the "guys", but upon leaving the station, he had received telephone calls from several firefighters providing information on some statements that had evidently been made. Councilmember Weiner advised that he had pledged to Interim Town Administrator Robert Rawls that he would not get involved when the firefighters had taken a vote of no confidence; however, he indicated that he was "tired of this" and, regardless of whether it was true or not, action needed to be taken. He emphasized that he had been told that "extreme profanity" had been used with regards to himself, that he had been "chastised and castigated" in front of subordinates of managerial employees within the departments, as well as having statements spread around the Fire Department that he was basically trying to give the department away to the County. Councilmember Weiner emphasized that he would "not stand for this" and directed Mr. Rawls to have interviews completed and an update provided by the next Council meeting. He indicated that if not terminated, the employee had to be disciplined as an end needed to be put to this matter. Councilmember Weiner added that James Bunce, President of the International Association of Firefighters, had also telephoned him, advising that several of the members would not step forward for fear of retaliation. Councilmember Weiner stated that he had promised not to interfere with the investigation, but needed to step in to ensure that he did not have to wait five months for a response.

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COUNCILMEMBER PAUL

EQUINE FIRST AID. Councilmember Paul mentioned that an equine first aid class would be held on June 26th at the University of Florida's Extension Services.

KIDS VOTING. Councilmember Paul stated that she was proud to see the Kids Voting brochure and added that the Town was a sponsor of Kids Voting.

SCHOOL RESOURCE OFFICER. Councilmember Paul stated that at the last meeting, an additional School Resource Officer had been discussed for Western High. She indicated that she was getting conflicting information regarding the jurisdiction and asked that staff look into this.

WATER AND CONSERVATION ISSUES. Councilmember Paul stated that on June 3rd, the nature conservatory conducted a presentation in which water issues, restoration of the Everglades, public responsibility from developers to municipalities and the public. She referenced the discussion which ensued and expressed her disappointment that there was no representation from the Water Advisory Board. Councilmember Paul felt the Town needed to take a more proactive stand on water issues other than the Sunrise litigation. She expressed her belief that other avenues need to be reviewed with respect to education and conservation programs. One aspect that was noted would be the cost to the citizens and Councilmember Paul suggested that the Water Advisory Board review alternative measures.

WRESTLING. Councilmember Paul commended Mayor Venis for winning his wrestling match and noted that this was a great way to raise money for a good cause. She felt the match showed children to be more tolerant and could educate children on violence. She thanked the Police Athletic League for the Birthday cake presented at intermission.

SAFETY. Councilmember Paul stated that a brainstorming session was held on June 10th with approximately 30 students to discuss safety in the community, home and school.

MAYOR VENIS

WRESTLING. Mayor Venis thanked all of the volunteers who were involved in the event which he felt was very successful. Deco Drive and WAMI also provided positive coverage of the Town and the Police Athletic League.

BIRTHDAYS. Mayor Venis extended birthday wishes to Vice-Mayor Bush, Councilmembers Paul and Weiner, and his wife, Audrey.

SIGNALIZATION. Mayor Venis asked Mr. Rawls for an update on the signalization at Shotgun Road and 14th Street and also on Flamingo Road. He requested that a letter be sent to Mayor Rosen (City of Weston) indicating the Town's concerns on the signalization at 14th Street and the Publix Shopping Center.

NOVA VILLAGE HOMEOWNERS ASSOCIATION MEETING. Mayor Venis noted that he would be attending this meeting on June 17th and would provide an update at the next Council meeting.

SUNRISE SURCHARGE. Mayor Venis stated that he had received correspondence from the Public Service Commission which indicated that it would be very aggressive with regard to the timeframe to complete the study.

LIBRARY. Mayor Venis advised that meetings with different representatives were being held regarding the Town's new library.

6. TOWN ADMINISTRATOR'S COMMENTS

BUDGET. Mr. Rawls stated that staff was working on the Year 2000 budget which would be

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provided to Council by August 1st. He added that public hearings would be held and the budget would take effect on October 1st. There had been some impact on traditional revenue sources including the interim service fee and FPL. It appeared that there would be a level transfer of funds from the State through State revenue sharing. He noted that there had been an increase in the taxable base.

7. TOWN ATTORNEY'S COMMENTS

LITIGATION. Mr. Webber provided an update on litigation in which the Town was involved: Bar-B Ranch; Orendello; City of Sunrise; Chapter 175/185 funds; and Coastal Carting.

SPECIAL MEETING. Councilmember Weiner questioned if the Special Executive Session scheduled for June 21st could be rescheduled in order for the new Town Administrator to be present. Mr. Webber responded in the affirmative.

SITE PLAN. Mr. Webber stated that Council had recently held a quasi judicial hearing on a site plan and Mr. Rowars had filed a writ of certari and count for declaratory relief in the Broward County Circuit Court seeking to reverse the decision of Council. This matter was sent to the Florida League of Cities which had determined that this matter did not fall within the Town's liability insurance coverage and the Town would have to provide a defense. Mr. Webber noted that his firm conducted work for the complainant which was unrelated with the Town. He indicated that this created a conflict and recommended a firm to represent the Town in this matter. This item would be discussed later in the meeting as item 14.4.

TEEN CHALLENGE. Mr. Webber stated that he had been advised that there would be a proposed order regarding Teen Challenge and Mr. Burke, the Town's Counsel, was recommending that a special executive session be held. Mr. Webber suggested that the meeting be held on June 21st at 6:00 p.m. and requested that Council authorize the session.

Councilmember Weiner made a motion, seconded by Councilmember Paul, to authorize an executive session per Town Council's advice. In a voice vote, the vote was as follows: Mayor Venis - yes, Councilmember Weiner - yes, Councilmember Paul - yes, Councilmember Cox - yes, Vice Mayor Bush - yes. (Motion carried 5-0)

8. CONSENT AGENDA

Minutes

- 8.1 May 5, 1999 - Regular Meeting
- 8.2 May 10, 1999 - Special Meeting
- 8.3 May 19, 1999 - Regular Meeting

Proclamations

- 8.4 Parks and Recreation Month (July 1999)

Resolutions

- 8.5 **EXPENDITURE - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-99-202 AUTHORIZING EXPENDITURE OF FUNDS FROM THE LAW
ENFORCEMENT TRUST FUND FOR POLICE DEPARTMENT TRAINING.
(\$15,000)**

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- 8.6
R-99-203 **FIRE RESCUE ASSESSMENT - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE FIRM OF GOVERNMENT SERVICES GROUP, INC., A SUBSIDIARY OF NABORS, GIBLIN & NICKERSON, P.A., TO PERFORM SERVICES RELATING TO THE FIRE RESCUE ASSESSMENT FOR FISCAL YEAR 2000.**
- 8.7
R-99-204 **BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID FOR TRUCKS, STATE OF FLORIDA BID #070-001-99-1. (Maroone Chevrolet and Heintzelman's Truck Center - \$29,608.60)**
- 8.8
R-99-205 **BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID OF PRECISION FITNESS EQUIPMENT CORPORATION AND AUTHORIZING THE PURCHASE OF ADDITIONAL FITNESS EQUIPMENT FOR THE POLICE FACILITY FROM THE LAW ENFORCEMENT TRUST FUND. (Precision Fitness Equipment Corporation - \$9,697)**
- 8.9
R-99-206 **BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID FOR AGGREGATES, BROWARD CO-OP BID #ED98283G1. (Florida Superior Sand, Tenex Enterprises, and L.B. Trucking & Construction; lowest and responsive bidders)**
- 8.10
R-99-207 **BID EXTENSION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, EXTENDING THE BID FOR LAWN MAINTENANCE AT VARIOUS PARK LOCATIONS. (EDJ Lawn Service, Inc., Marfam, Inc., and DynaServ Industries, Inc.)**
- 8.11
R-99-208 **BID EXTENSION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, EXTENDING THE BID FOR AFTER SCHOOL DAY CARE PROGRAM. (West Broward Family YMCA)**
- 8.12
R-99-209 **BID EXTENSION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, EXTENDING THE BID FOR JANITORIAL SERVICES AT VARIOUS PARK LOCATIONS. (Cleaning Systems, Inc.)**
- 8.13
R-99-210 **BID EXTENSION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, EXTENDING THE BID FOR SUPPLY AND INSTALLATION OF CHAIN LINK FENCE. (Tropic Fence, Inc.)**

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- 8.14
R-99-211 **CONCURRENCY REQUIREMENTS - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR AND TOWN ADMINISTRATOR TO ENTER INTO AN AGREEMENT BETWEEN THE TOWN OF DAVIE, BROWARD COUNTY, THE CITY OF WESTON, AND M.J. STERLING, INC., PROVIDING FOR REMEDIAL MEASURES TO SATISFY CONCURRENCY REQUIREMENTS RELATED TO THE POINTE WEST CENTER PLAT; TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THEIR SIGNATURES TO SAID AGREEMENT. (DG 6-1-99, 3650 Weston Road; improvements to Griffin Road, Arvida Parkway and Weston Road)**
- 8.15
R-99-212 **TEMPORARY ACCESS - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR AND TOWN ADMINISTRATOR TO ENTER INTO AN AGREEMENT BETWEEN THE TOWN OF DAVIE, BROWARD COUNTY, DAVID MARGOLIS, AND STANLEY SPIELMAN, TRUSTEE, PROVIDING FOR TEMPORARY ACCESS TO THE SPIELMAN-MARGOLIS PLAT; TO ACKNOWLEDGE SUCH APPROVAL BY AFFIXING THEIR SIGNATURES TO SAID AGREEMENT. (DG 6-2-99, 8101 Orange Drive; temporary Orange Drive Access)**
- 8.16
R-99-213 **ZONING IN PROGRESS EXTENSION - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA EXTENDING THE PLANNING AND ZONING IN PROGRESS IN EFFECT FOR PROPERTIES LOCATED WITHIN THE PROPOSED GRIFFIN ROAD CORRIDOR OVERLAY DISTRICT FOR A PERIOD NOT TO EXCEED SIX MONTHS; PROVIDING FOR AN EFFECTIVE DATE.**
- 8.17
R-99-214 **WAIVER OF BUILDING PERMIT FEES - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, PROVIDING FOR THE WAIVER OF BUILDING PERMIT FEES AND SITE PLAN FEES FOR EXISTING BUSINESSES TO CONSTRUCT WESTERN STYLE STOREFRONTS IN THE WESTERN THEME DISTRICT. (additional two years commencing July 17, 1999)**
- 8.18 **CHANGE ORDER - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT CHANGE ORDER AND OPTIONAL ITEMS FOR ADDITIONAL ITEMS TOWARDS THE DAVIE ROAD BEAUTIFICATION PROJECT. (net increase of \$391,432.74)**
- 8.19
R-99-215 **AGREEMENT - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE TOWN OF DAVIE TO ENTER INTO AN AGREEMENT WITH 99.9 KISS COUNTRY FOR THE RENTAL OF THE BERGERON RODEO GROUNDS OF DAVIE, FLORIDA. (July 3, 1999; arena rental - \$500)**
- 8.20
R-99-216 **BID - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID FOR DRIFTWOOD DRAINAGE IMPROVEMENTS. (Megan South, Inc. - \$509,750)**

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8.21 **RECOMMENDATION - A RESOLUTION OF THE TOWN OF DAVIE,**
R-99-217 **FLORIDA, ADOPTING CERTAIN PRINCIPLES OF UNDERSTANDING AND**
 CRITERIA TO BE RECOMMENDED TO THE BOARD OF COMMISSIONERS
 OF BROWARD COUNTY IN THEIR CONSIDERATION OF PROPOSED
 PROCEDURES GOVERNING THE COUNTY'S REVIEW OF COMMUNITY
 REDEVELOPMENT AGENCY'S APPLICATION AND PLANS PURSUANT TO
 CHAPTER 163, Part III, FLORIDA STATUTES; AND PROVIDING FOR AN
 EFFECTIVE DATE

8.22 **URGING SUPPORT - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA **
R-99-218 **URGES THE FLORIDA FISH AND WILDLIFE CONSERVATION**
 COMMISSION TO SUPPORT THE BROWARD COUNTY COMMISSION'S
 EFFORTS TO SEEK A HIGHER LEVEL OF PROTECTION FOR COMMERCIAL
 HARVESTING OF TURTLES IN BROWARD COUNTY.

Councilmember Paul asked that items 8.6 and 8.22 be removed from the Consent Agenda. Councilmember Paul asked that items 7.11, 7.16 and 7.18 be removed.

Councilmember Weiner made a motion, seconded by Councilmember Paul, to approve the Consent Agenda without items 8.6 and 8.22. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Bush - yes; Councilmember Cox - yes; Councilmember Paul - yes; Councilmember Weiner - yes. (Motion carried 5-0)

8.6 Councilmember Paul questioned the cost and where the monies had been budgeted for this item. Mr. Wallace advised that the costs could be recovered through the assessment and indicated that the assessment would be approximately \$20,000.

Councilmember Weiner inquired as to whether there were monies to hire additional personnel. Mr. Wallace believed that \$70,000 was saved this year and added that numerous firefighter's had been hired in January instead of May or June to coincide with the budget.

Mayor Venis questioned the cost for mailing the assessment. Mr. Wallace noted that the initial cost was approximately \$70,000 including the legal costs. In response, Mr. Wallace advised last year's costs were similar and no change in fees were anticipated.

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

8.22 Councilmember Paul complimented staff in the efficiency in preparing this resolution. Furthermore, she thanked Pat Gribson for bringing this to her attention in addition to Broward County Commissioner Lori Parrish, Geoff Cohen, and Park Ranger Terry Roberts who helped to remove some of the turtle traps.

Councilmember Paul made a motion, seconded by Councilmember Weiner, to pass item 8.22. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Bush - yes; Councilmember Cox - yes; Councilmember Paul - yes; Councilmember Weiner - yes. (Motion carried 5-0)

9. PUBLIC COMMENTS

Mayor Venis advised that public hearings would be held on July 7, 1999.

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Ordinances - First Reading (Public Hearing to be held July 7, 1999)

- 9.1 **VACATION - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, VACATING A PORTION OF ROAD RIGHT-OF-WAY FOR ORANGE DRIVE ADJACENT TO THE IMAGINATION FARMS EAST PLAT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (VA 7-1-98, 13601 Orange Drive)**

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 comment was closed.

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

- 9.2 **REZONING - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM A-3, UTILITY DISTRICT, OF THE BROWARD COUNTY CODE TO B-2, COMMUNITY BUSINESS DISTRICT, OF THE TOWN OF DAVIE CODE; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 3-3-99, 3000 SW 59 Terrace)**

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 comment was closed.

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

- 9.3 **REZONING - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM B-3, PLANNED BUSINESS DISTRICT TO B-3, PLANNED BUSINESS DISTRICT, OF THE TOWN OF DAVIE CODE; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 4-1-99, 450 SW 130 Avenue)**

Town Clerk Reinfeld read the ordinance by title.

Mayor Venis asked if anyone wished to speak for or against the ordinance. No one spoke.

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

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Ordinance - First Reading (Public Hearing tentatively scheduled for September 15, 1999)

- 9.4 **COMPREHENSIVE PLAN AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, ADOPTING APPLICATION LA(TXT)99-3A AMENDING THE TOWN OF DAVIE COMPREHENSIVE PLAN BY CHANGING THE FUTURE LAND USE ELEMENT TEXT TO CLEARLY IDENTIFY FUTURE LAND USE DESIGNATIONS WHICH PERMIT PUBLIC SCHOOLS, AND TO ESTABLISH CRITERIA FOR COLLOCATION OF PUBLIC SCHOOLS WITH OTHER COMMUNITY FACILITIES SUCH AS PARKS, LIBRARIES AND COMMUNITY CENTERS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Town Clerk Reinfeld read the ordinance by title. Mayor Venis advised that a public hearing on item 9.4 was tentatively scheduled for September 15, 1999.

Mayor Venis asked if anyone wished to speak for or against the ordinance. No one spoke.

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

10. PUBLIC HEARINGS

Ordinance - Second and Final Reading

- 99-21 10.1 **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM A-1, AGRICULTURAL DISTRICT AND B-2, COMMUNITY BUSINESS DISTRICT TO CF, COMMUNITY FACILITY DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 1-1-99, 5000 SW 82 Avenue)

Town Clerk Reinfeld read the ordinance by title.

Mayor Venis asked if anyone wished to speak for or against the ordinance.

Michael Udell, representing the petitioner, was present and spoke in favor of the ordinance.

Ellen Christopher, 3660 West Valley Drive, discussed her concerns with the declaration of restrictive covenants.

Robert Skeens, 9000 West Sheridan Street, spoke in favor of the ordinance.

Mayor Venis closed the public hearing portion of the meeting

Councilmember Weiner made a motion, seconded by Vice-Mayor Bush, to approve. In a roll call vote, the vote was as follows: Mayor Venis - no; Vice-Mayor Bush - yes; Councilmember Cox - yes; Councilmember Paul - no; Councilmember Weiner - yes. (Motion carried 3-2)

Quasi Judicial Items

- 10.2 **REZONING** - ZB 3-2-99, Miller, Legg and Associates, Inc./Leto, Sr., 3151 SW 154 Avenue (from A-1 to CF) (tabled from May 19, 1999) *Planning and Zoning Division recommended denial; Planning and Zoning Board recommended denial*

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Mr. Webber explained the rules concerning the admission of evidence. Town Clerk Reinfeld swore in the witnesses. Mark Kutney, Development Services Director, advised that his qualifications were on file with the Town Clerk which qualified him as an expert witness. He read the planning report.

In response to Councilmember Weiner, Mr. Kutney advised there have been several attempts to request information from the applicant, which was received on May 20, 1999. He was under the impression that the applicant had not progressed to that part of the planning process. He noted that there was no study provided.

With regard to the number of church members, Mr. Kutney explained no information was provided relative to the future amount of parishioners.

Mayor Venis noted the similarities with another facility being 6,000 square feet and 24 parishioners.

Dawn Sonnenborn, representing the petitioner, explained the rezoning.

Arthur Polio, representing the petitioner, distributed a handout that was presented as evidence, showing an overview of the property. In a mail out to the residents, there was only one response with regard to the ingress/egress of her property. During the platting process, the applicant agreed to buffer any residents surrounding the property. Mr. Polio explained that in effect, this church would limit any other church being developed along Shotgun Road. In addition, residents expressed their belief to Mr. Polio that they would like to see Shotgun Road remaining rural. He noted that several developments would effect the rural atmosphere and the Town was charged with planning for the growth.

Mr. Webber asked if anyone wished to provide testimony in favor of or opposition to the rezoning.

Dr. Cho, 4965 SW 153 Avenue, was in favor of the church. He introduced several congregational members in support of the church. He presented an overview of the proposed church plans which included services on Sunday and Wednesday.

Mr. Webber asked if anyone wished to provide testimony in opposition to the rezoning.

Mike Bender, 14800 SW 31 Court.

Ozzie Fernandez, 2630 SW 20 Street

Jean Messler, 13300 SW 29 Street.

Richard Muinos, 3150 SW 148 Avenue.

Geoff Cohen, 2701 SW 141 Terrace.

Kurt Colbrun, 1481 SW 31 Court.

Jay Stahl, 5801 Surrey Circle West, explained the Planning and Zoning Board's denial.

Ms. Sonnenborn reiterated her previous comments relative to the traffic rates.

Mr. Webber stated that the hearing was concluded and Council could deliberate.

Mayor Venis stated that he concurred with the Planning and Zoning Division's and Planning and Zoning Board's recommendation. Councilmember Paul indicated that she concurred with Mayor Venis and indicated that Council was not opposed to churches; however, the compatibility and impact on the neighborhood was of concern. She stated that she had been contacted by Pat Grimson, Debbie Apolinario, Bob Lei and Arthur Polio and submitted e-mail messages that she had received. Councilmember Weiner indicated that he had also received the e-mail messages and submitted faxes that he had received. He stated

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that he could not vote in favor of this request and invited the church to find another location in the Town that was more appropriate. Councilmember Cox also submitted e-mail messages that she had received.

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

A recess was taken from 9:12 p.m. and the meeting reconvened at 9:18 p.m.

10.3 VARIANCE - V 4-2-99, GL Homes of Davie Corp., 2883 East Lake Vista Circle (E) (to reduce the required minimum open space ratio from 40% to 37.1%) *Planning and Zoning Division recommended approval; Planning and Zoning Board recommended approval*

Town Clerk Reinfeld swore in the witnesses. Mr. Kutney read the planning report.

Kevin Rattery, representing the petitioner, explained the variance.

Mr. Webber stated that the hearing was concluded.

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

10.4 VARIANCE - V 4-3-99, Pignato, 6920 SW 56 Court (R-1) (to reduce the required setback for screened enclosed pools from 20 feet to 7 feet) *Planning and Zoning Division recommended approval; Planning and Zoning Board recommendation to approve failed due to a tie vote*

Town Clerk Reinfeld swore in the witnesses. Gayle Easterling, Planning and Zoning Manager, read the planning report.

Damiano Pignato, representing the petitioner, explained the variance. He presented a petition which had been signed by 23 of 28 homeowners who were in favor of the request and a map were submitted as evidence. Mr. Webber advised that the petition would be accepted, however, he cautioned that this was hearsay evidence and are not subject to cross-examination.

Mr. Pignato presented the approval from the Architectural Committee and photographs. Mr. Webber accepted the approval and photographs into the record.

Mr. Webber asked if anyone wished to provide testimony in favor of or opposition to the rezoning. No one spoke.

Mr. Webber stated that the hearing was concluded.

Mayor Venis indicated that Mr. Pignato was a client and asked if he was to vote with Mr. Webber responding in the negative.

Councilmember Weiner made a motion, seconded by Councilmember Paul, to approve. Mayor Venis advised that he was the petitioner's accountant and asked if was able to vote on this issue with Mr. Webber responding negatively. In a roll call vote, the vote was as follows: Mayor Venis - abstained; Vice-Mayor Bush - yes; Councilmember Cox - yes; Councilmember Paul - yes; Councilmember Weiner - yes. (Motion carried 4-0)

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Items to be tabled

**10.5 PLANNING AND ZONING BOARD TABLED TO JUNE 23, 1999;
COUNCIL CAN TABLE TO JULY 21, 1999**

REZONING - ZB 4-2-99, Laystrom/95 Whse, Inc., 7085 Nova Drive (M-1 and R-4A)

This item was tabled earlier in the meeting.

**10.6 PETITION BEING READVERTISED; COUNCIL CAN TABLE TO
JULY 7, 1999**

REZONING - ZB 4-3-99, Town of Davie/Broward County School Board, 1220 SW 133 Avenue (from A-1 to CF) (tabled from June 2, 1999) *Planning and Zoning Division recommended approval; Planning and Zoning Board recommended approval*

This item was tabled earlier in the meeting.

**10.7 AT THE REQUEST OF THE PETITIONER, THE PLANNING AND
ZONING BOARD TABLED TO JULY 14, 1999; COUNCIL CAN
TABLE TO AUGUST 4, 1999**

REZONING - ZB 3-1-99, FMC Telecommunications, Inc., 6045 SW 45 Street and 6051 SW 45 Street (from B-2 to M-1) (tabled from May 19, 1999)

This item was tabled earlier in the meeting.

**10.8 AT THE REQUEST OF THE PETITIONER, THE PLANNING AND
ZONING BOARD TABLED TO JULY 14, 1999; COUNCIL CAN
TABLE TO AUGUST 4, 1999**

SPECIAL PERMIT - SE 3-1-99, FMC Telecommunications, Inc., 6045 SW 45 Street and 6051 SW 45 Street (B-2) (to erect 3 satellite dish antennae greater than 12 feet in diameter with diameters of 20 feet, 23.6 feet and 30.5 feet) (tabled from May 19, 1999)

This item was tabled earlier in the meeting.

Mayor Venis closed the public hearing portion of the meeting.

11. SITE PLANS

11.1 SP 4-3-98, Academy at Davie, 4850 South Pine Island Road (CF) *Planning and Zoning Division recommended approval subject to the planning report; Site Plan Committee recommended approval subject to the planning report items one through 3*

The petitioner was not present. Ms. Easterling indicated the recommendations made by staff and the Site Plan Committee.

Councilmember Cox made a motion, seconded by Councilmember Venis, to approve subject to the Site Plan Committee's recommendation. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Bush - yes; Councilmember Cox - yes; Councilmember Paul - yes; Councilmember Weiner - yes. (Motion carried 5-0)

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11.2 SP 6-5-99, Hacienda Cove, 3703 State Road 84

Ms. Easterling advised that this site plan had expired and indicated that there had been a minor revision to the parking because of the archeological site. She read the recommendations made by staff and the Site Plan Committee.

Councilmember Cox made a motion, seconded by Councilmember Weiner, to approve subject to the planning report and the Site Plan Committee's recommendation. In a roll call vote, the vote was as follows: Mayor Venis - yes; Vice-Mayor Bush - yes; Councilmember Cox - yes; Councilmember Paul - yes; Councilmember Weiner - yes. (Motion carried 5-0)

Councilmember Cox stated that there had repeatedly been site plan expirations and it had been indicated that the expirations were caused due to do permitting. She advised that staff was looking into changing the timeframe from six months to nine months and recommended that staff proceed.

Mr. Rawls commented this problem began when the Town began changing and updating the codes. This has been a problem in the past; however, the petitioner was afforded the opportunity to extend the site plan with staff and without the action of the Site Plan Committee or Council. Staff would be reviewing the site plan prior to expiration, if there were any Code changes, Council was given the opportunity to implement the changes and update the site plan. Mr. Rawls suggested a proactive role to send the developer notice prior to expiration.

Councilmember Weiner suggested keeping the six-month time frame and staff could address a hardship or in this case an archeological find.

12. APPOINTMENTS

12.1 Youth Advisory Board (three non-exclusive appointments - voting student members who are concerned with and interested in the park facilities and leisure needs of the youth citizens in the Town and must reside in the Town of Davie. The members shall be comprised of students from grades five through twelve; the Council shall consider the following criteria: a) demonstration of interest in park facilities and leisure needs of the youth citizens in the Town; b) participation in team sports programs; and c) average or above average academic performance at their school; terms expire May 2000)

Councilmember Weiner appointed Sharon Samuels. Councilmember Paul appointed Meredith Motzer and James Wade.

12.2 Fire Pension Board (one non-exclusive appointment - one legal resident to represent the Town; term expires December 1999)

Councilmember Weiner volunteered to sit on the Board. In a voice vote, all voted in favor.

13. OLD BUSINESS

13.1 Update Regarding Vendor Activity at Tower Shoppes

Mr. Rawls advised that the Police Department had outlined several events that occurred as the police attempted to handle the activities. There were some problems that

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were identified and the Police Department had taken action. As indicated in the backup material, Mr. Buckles who was actively stating his concerns with regard to the activity and the Tower Shoppes, was out of town and could not be contacted until the fall.

Mayor Venis noted that at the last meeting, part of the criteria was to meet with the residents prior to any action-taking place. Mr. Rawls responded that he had not been able to obtain participation for a meeting. He would reiterate Mayor Venis' comments to Mr. Buckles.

Councilmember Weiner made a motion, seconded by Councilmember Paul to table item 13.1 until July 7, 1999. In a voice vote, the vote was as follows: Councilmember Weiner - yes, Councilmember Paul - yes, Councilmember Cox - yes, Vice Mayor Bush - yes, Mayor Venis - yes. (Motion carried 5-0)

14. NEW BUSINESS

14.1 Community Recreation Programs at Off-Site Locations

Ms. Starke announced a new outreach program at Park City Estates, Park City West, Rexmere Village, Silver Oaks and other neighborhood communities. The intent of the program was to enhance the current recreational activities and opportunities for this area. At the two adult community facilities, Park City Estates and Park City West, a survey had been distributed with the preliminary results indicating that additional day's trips were desired. With regard to the family oriented facilities such as Silver Oaks and Rexmere Village, the Town would offer expanded recreational activities and indicated that a summer recreation program was offered at Silver Oaks. In the fall, cultural opportunities would also be offered.

14.2 Smoke Detector Program

Mayor Venis provided a brief overview of the Smoke Detector Program at Potter's Park. It has been suggested that this program be expanded in the mobile home communities and several mobile home communities had been visited. Mayor Venis felt it was a good opportunity to expand the program and the volunteers who helped install the smoke detectors had indicated a willingness to continue the program. Fire Chief Michael Donati advised that there were tentative commitments from Home Depot, K-Mart, and Scotty's for 100 smoke detectors. Mayor Venis suggested asking the new Lowe's. Mr. Rawls indicated that the Town would move forward with another volunteer day.

14.3 Ethic's Information (Councilmember Paul)

Councilmember Paul explained that Tom Truex had previously mentioned that a Code of Ethics be considered by Council. In a meeting with Mr. Truex, he had made several recommendations and it was Councilmember Paul's belief that it would be beneficial to the Town to establish a Code of Ethics. She noted that there should also be a Code of Ethics for candidates who were running for public office.

Councilmember Cox referenced the City of Pembroke Pines' documents and expressed her favorable opinion. She noted that it did not make any reference to the State Statutes.

Councilmember Weiner concurred with the thought process; however, he did not agree to the necessity with referring to the State Statute. He did not object to an ordinance stating that the Councilmember would affirm or adopt all ethical requirements as set forth in

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the Florida State Statutes; however, he did not see the necessity of writing an ordinance, when the Councilmembers are required to follow the Statutes. Vice Mayor Bush concurred with Councilmember Weiner.

Councilmember Paul noted that the proposed ordinance did not address solely Councilmembers. She felt it would send a good message to the public and embraces the confidence of the public.

Mayor Venis concurred with Councilmember Weiner and felt the ordinance would be repetitive.

Councilmember Weiner advised that he did not object to a proposal; however, he expressed concern with regard to whether or not Mr. Truex's proposal was enforceable. He also did not object to an ordinance being written to the effect that Council would adopt and affirm that Council would abide by all rules, regulations, and statutes with regard to ethics.

It was the consensus not to move forward.

14.4 R-99-219 A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE TOWN TO RETAIN THE LEGAL SERVICES OF JOHNSON, ANSELMO, MURDOCH, BURKE & GEORGE, P.M., IN CONNECTION WITH THE ACTION FILED AGAINST THE TOWN BY CHARLES M. ROWARS, TRUSTEE.

Councilmember Weiner questioned whether the Weiss, Serota law firm would be interested in representing the Town. Councilmember Cox noted that the proposed firm was familiar with the case and that there were significant deadlines. Discussion followed on the rate of pay between the different firms.

Councilmember Weiner made a motion, seconded by Councilmember Cox, to approve item 14.4. In a roll call vote, the vote was as follows: Councilmember Paul - yes, Councilmember Cox - yes, Vice Mayor Bush - yes, Mayor Venis - yes, Councilmember Weiner - yes. (Motion carried 5-0)

15. ADJOURNMENT

There being no objections or further business, the meeting was adjourned at 10:19 p.m.

APPROVED _____

Mayor/Councilmember

Town Clerk