

**TOWN OF DAVIE
REGULAR MEETING
DECEMBER 20, 2006**

1. PLEDGE OF ALLEGIANCE

The meeting was called to order at 6:30 p.m. and was followed by the Pledge of Allegiance.

2. ROLL CALL

Present at the meeting were Mayor Truex, Vice-Mayor Crowley, and Councilmembers Caletka, Paul and Starkey. Also present were Town Administrator Shimun, Town Attorney Kiar, and Town Clerk Muniz recording the meeting.

3. PRESENTATIONS

3.1. Take A Kid Fishing - Everglades Bass Anglers

Special Projects Director Bonnie Stafiej explained the program and thanked those involved. Mayor Truex named those involved in the program and presented certificates of appreciation to Bob McDaniel, John Niedam, and Barbara McDaniel. Mr. McDaniel thanked Council for their encouragement of this and other kids' sports programs in Town.

3.2. Rodeo Arena Recognition - Ron Bergeron, Troy Weekley, Tindall Growers and Davie Rodeo Association

Ms. Stafiej thanked Ronnie Bergeron for his work, and for his family's donation for capital improvements. Mr. Bergeron said his family was delighted to be involved and thanked Council for preserving the Town's culture. Mayor Truex remarked that this rodeo was a large part of the Town's identity. He presented Mr. Bergeron with a certificate of appreciation.

Ms. Stafiej thanked Tindall Groves for the donated trees and Troy Weekley, and Leann Sullivan from the Davie Rodeo Association.

3.3. Bike Rally - Scott Spages

Ms. Stafiej thanked Mr. Spages for his work with the rally.

3.4. Relay for Life

A volunteer from the American Cancer Society thanked the Town for their help with the event. Council agreed to view the Relay for Life video at a future Council meeting.

3.5. Open Space Advisory Committee -Chair Joyce Steward

Chair Joyce Steward explained the Committee's work for the past few months and showed a PowerPoint presentation depicting the properties they were recommending for acquisition.

Mr. Shimun agreed to put a resolution regarding the acquisition sites on Council's next agenda.

Vice-Mayor Crowley asked if the resolution would include all of the sites in the presentation and Mr. Shimun confirmed that it would. Councilmember Starkey also wanted to contact the Trust for Public Lands to help with the acquisitions.

Councilmember Caletka asked if the proposed dog park at Betty Booth Roberts Park would interfere with human use of the oval track. Ms. Steward explained that the dog park would be located inside that track area and would not hinder human use of the track.

Councilmember Paul asked if the Losee property would be ranked and indicated that the Town had received a "willing seller" letter. Ms. Steward said they would gladly rank any property that was presented to the Committee.

Mayor Truex advised that staff was requesting that items 6.5 and 6.6 be tabled to January 3, 2007.

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Councilmember Starkey made a motion, seconded by Vice-Mayor Crowley, to table. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Truex said the petitioner had requested that item 4.30 be tabled.

Vice-Mayor Crowley made a motion, seconded by Councilmember Starkey, to table item 4.30 to January 17, 2007. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Truex said staff had requested tabling items 4.4 and 4.31 to January 17, 2007.

Vice-Mayor Crowley made a motion, seconded by Councilmember Starkey, to table items 4.4 and 4.31 to January 17, 2007. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Truex explained that item 6.1 concerned one or two of the individual mobile homes south of Griffin Road. He added that the petitioner had requested this item be tabled.

Vice-Mayor Crowley made a motion, seconded by Councilmember Starkey, to table item 6.1 to January 17, 2007. In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Truex explained that item 9.1, regarding a high school in west Davie, needed to be added.

Councilmember Starkey made a motion, seconded by Mayor Truex, to add item 9.1 to their agenda. Councilmember Caletka advised that he would be abstaining as he worked for the Broward County School. Councilmember Starkey objected to the abstention. Mayor Truex stated that the abstention would stand and if someone wanted to “do some parliamentary stuff and overrule me, that was up to them.” In a voice vote, with Councilmember Caletka abstaining, all voted in favor. (Motion carried 4-0)

4. APPROVAL OF CONSENT AGENDA

Minutes

- 4.1. October 18, 2006 (Special Executive Session - Part I)
- 4.2. October 18, 2006 (Special Executive Session - Part II)
- 4.3. October 18, 2006 (Regular Meeting)

Resolutions

- 4.4. **DELEGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE DELETION TO THE NON-VEHICULAR ACCESS LINE OF THE “W.A.B. II INVESTMENTS,” AND PROVIDING AN EFFECTIVE DATE. (DG 5-1-06, Eddie’s Collision Experts, 4375 SW 60 Avenue) (tabled from November 15, 2006)
- 4.5. **PLAT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A PLAT KNOWN AS THE “LIVE OAK ESTATES” AND AUTHORIZING THE MAYOR AND TOWN CLERK TO ACKNOWLEDGE THE APPROVAL BY AFFIXING THE MAYOR’S SIGNATURE AND THE TOWN SEAL TO SAID PLAT; AND PROVIDING AN EFFECTIVE DATE. (P 12-1-05, Live Oak Estates, 15250 SW 20 Street) (tabled from December 6, 2006) *Planning and Zoning Board recommended approval*
- 4.6. **BOARD EXTENSION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, EXTENDING THE AIRPORT/TRANSPORTATION ADVISORY BOARD FOR ONE YEAR.

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- 4.7. **CHANGE ORDER** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER #6 WITH SELDIN CONSTRUCTION, INC. TO REVISE THE 2ND FLOOR OFFICE LAYOUT WITH ADDITIONAL CABINETRY AS DESCRIBED IN THE CHANGE ORDER. (increase of \$15,820)
- R-2006-315 4.8. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE TOWN OF DAVIE AND BROWARD COMMUNITY COLLEGE FOR COMMUNITY ORIENTED POLICE OFFICERS. (payment of \$60,000 for two officers/year)
- R-2006-316 4.9. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AN AGREEMENT BETWEEN THE BROWARD COUNTY SUPERVISOR OF ELECTIONS AND THE TOWN OF DAVIE FOR THE PURPOSE OF ENGAGING POLL WORKERS FOR MUNICIPAL ELECTIONS.
- R-2006-317 4.10. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE TO ENTER INTO AN AGREEMENT WITH THE GOLD COAST DOG CLUB, INC. FOR THE RENTAL OF THE BERGERON RODEO GROUNDS FOR WEEKLY DOG CLASSES. (\$4,250 arena rental)
- R-2006-318 4.11. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE TOWN OF DAVIE TO ENTER INTO AN AGREEMENT BETWEEN THE DAVIE PRO RODEO INC AND THE TOWN OF DAVIE FOR MONTHLY PROFESSIONAL RODEO. (\$1,000 arena rental fee per event)
- R-2006-319 4.12. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE TOWN OF DAVIE TO ENTER INTO AN AGREEMENT BETWEEN THE DAVIE RODEO ASSOCIATION, INC. AND THE TOWN OF DAVIE, FLORIDA FOR THE RENTAL OF THE BERGERON RODEO GROUNDS, FOR A HIGH SCHOOL RODEO. (\$1,585 arena rental waiver request)
- R-2006-320 4.13. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE TOWN OF DAVIE TO ENTER INTO AN AGREEMENT BETWEEN THE DAVIE RODEO ASSOCIATION, INC. AND THE TOWN OF DAVIE, FLORIDA FOR THE RENTAL OF THE BERGERON RODEO GROUNDS, FOR WEEKLY RODEOS. (\$3,000 arena rental)
- R-2006-321 4.14. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE TOWN OF DAVIE TO ENTER INTO AN AGREEMENT BETWEEN THE GOLD COAST DOG CLUB, INC. FOR THE RENTAL OF THE BERGERON RODEO GROUNDS FOR UKC DOG CONFORMATION AND OBEDIENCE TRIALS. (\$1,200 arena rental)
- R-2006-322 4.15. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BID FOR SPORTS PHOTOGRAPHY SERVICE AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR SAID SERVICE WITH TSS SPORTS PHOTOGRAPHY. (\$6,700 revenue to the Town)

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- 4.16. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-2006-323 AUTHORIZING THE MAYOR TO EXECUTE A TENANT LEASE AGREEMENT WITH EDWARD SUAREZ FOR THE CONTINUATION OF THE RESIDENTIAL SECURITY PROGRAM AT WOLF LAKE PARK.
- 4.17. **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING
R-2006-324 AN EXTENSION OF THE CONTRACT BETWEEN THE TOWN OF DAVIE AND JOSEPH KELLJCHIAN FOR KARATE INSTRUCTOR SERVICE. (\$15,000 revenue to the Town)
- 4.18. **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA
R-2006-325 AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH TOBY'S CONCESSION SERVICES, INC. FOR CONCESSIONAIRE SERVICES AT DAVIE PINE ISLAND PARK. (\$15,000 revenue to the Town/plus \$150 per event for program playoffs and tournaments)
- 4.19. **CONTRACT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-2006-326 AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH ADVANCED ROOFING, INC. TO REPAIR, RE-ROOF, OR PROVIDE NEW ROOF SYSTEMS FOR SHINGLE, TILE, FLAT OR METAL ROOFS.
- 4.20. **CONSOLIDATED PLAN AMENDMENTS** - A RESOLUTION OF THE TOWN OF
R-2006-327 DAVIE, FLORIDA, AUTHORIZING THE AMENDMENTS TO THE TOWN OF DAVIE'S CONSOLIDATED PLAN FOR FEDERAL FUNDS 2002-2007 WHICH CONTAINS THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) BUDGETS; EXPANDING THE SOUTHERN BOUNDARY OF THE EASTERN CDBG TARGET AREA TO COINCIDE WITH THE DAVIE REDEVELOPMENT AREA (CRA) AND ENCOMPASS THE NEW NEIGHBORHOOD SERVICE CENTER/ONE-STOP-SHOP; AUTHORIZING AND PROVIDING AN EFFECTIVE DATE.
- 4.21. **REAFFIRMATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-2006-328 REAFFIRMING THE TOWN'S POLICY REGARDING THE REDEVELOPMENT OF MOBILE HOME PARKS FOR ANY USE WHICH WOULD REQUIRE THE PERMANENT AND INVOLUNTARY DISPLACEMENT OF DAVIE RESIDENTS; AND REQUIRING SUBMISSION OF AN EXIT/RELOCATION PLAN SATISFACTORY TO THE TOWN; AND, REAFFIRMING THE LACK OF AFFORDABLE HOUSING AVAILABLE IN SOUTH FLORIDA AND IT'S DETRIMENTAL IMPACT ON SENIOR CITIZENS ON FIXED-INCOMES AND LOW AND MODERATE INCOME FAMILIES AND INDIVIDUALS.
- 4.22. **GRANT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING
R-2006-329 THE APPLICATION FOR A \$50,000 GRANT FROM THE HISTORICAL RESOURCES GRANTS-IN-AID SMALL MATCHING GRANT PROGRAM; AND AUTHORIZING ACCEPTANCE AND EXECUTION OF THE GRANT IF AWARDED (WITH \$50,000 CASH MATCH). (not budgeted)

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- 4.23. **SELECTION OF FIRM** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-2006-330 SELECTING THE FIRM OF ILER PLANNING GROUP TO UPDATE THE TOWN'S
COMPREHENSIVE PLAN AND AUTHORIZING THE TOWN ADMINISTRATOR OR
HIS DESIGNEE TO NEGOTIATE AGREEMENTS FOR SUCH SERVICES.
- 4.24. **SELECTION OF FIRM** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-2006-331 SELECTING THE FIRMS OF CALVIN, GIORDANO & ASSOCIATES, INC., MILLER
LEGG, LEIGH ROBINSON KERR & ASSOCIATES, INC. AND LAND DESIGN
INNOVATIONS INCORPORATED TO PROVIDE COST RECOVERY CONSULTANT
SERVICES AND AUTHORIZING THE TOWN ADMINISTRATOR OR HIS DESIGNEE
TO NEGOTIATE AGREEMENTS FOR SUCH SERVICES.
- 4.25. **BUYOUT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING
R-2006-332 THE BUYOUT OF THE GE CAPITAL TERM LEASE MATTER AGREEMENT AND
TERM LEASE SUPPLEMENT FOR LEASE AGREEMENT ASSOCIATES WITH LEASE
NUMBERS 7248117-001, 7248117-002, AND 7248117-003. (\$98,716.17)
- 4.26. **DELEGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
AUTHORIZING FOR THE AMENDING OF THE PLAT NOTE RESTRICTION OF THE
“PINE ISLAND COMMERCIAL,” AND PROVIDING AN EFFECTIVE DATE. (DG 2-3-
06, Pine Island Office Centre, 8501 Orange Drive)
- 4.27. **DELEGATION REQUEST** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA,
R-2006-333 APPROVING A DELEGATION REQUEST TO CHANGE THE FINDING OF
ADEQUACY DATE ON THE PLAT KNOWN AS THE “GRIFFIN 78,” AND
PROVIDING AN EFFECTIVE DATE. (DG 11-1-06, Griffin 78/B & R Development, 7780
Griffin Road)
- 4.28. **PLAT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A
R-2006-334 PLAT KNOWN AS THE “EXTRA CARE ANIMAL HOSPITAL” AND AUTHORIZING
THE MAYOR AND TOWN CLERK TO ACKNOWLEDGE THE APPROVAL BY
AFFIXING THE MAYOR’S SIGNATURE AND THE TOWN SEAL TO SAID PLAT;
AND PROVIDING AN EFFECTIVE DATE. (P 3-1-06, Extra Care Animal Hospital, 950
South Flamingo Road) *Planning and Zoning Board recommended approval contingent upon
that on the Survey of Record, changing the face of the plat that states “FND PRM” at the
southwest corner “McLaughlin Associates.” There is no such company as that, it should be
McLaughlin Engineering Company; and subject to the staff’s comments*
- 4.29. **REGIONAL ACTIVITY CENTER** - A RESOLUTION OF THE TOWN OF DAVIE,
R-2006-335 FLORIDA, APPROVING PHASES I AND II OF THE REGIONAL ACTIVITY CENTER
(RAC) MASTER PLAN AS DETAILED IN THE SCOPE OF SERVICE AGREEMENT
AND AUTHORIZING PAYMENT FOR PHASES II AND III TO EDWARD D. STONE
AND ASSOCIATES (EDSA); AND TO ACKNOWLEDGE SUCH APPROVAL BY
AFFIXING THEIR SIGNATURES TO SAID RESOLUTION; AND PROVIDING FOR AN
EFFECTIVE DATE.

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- 4.30. **MEMORANDUM OF AGREEMENT - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF AGREEMENT TO MODIFY BULK WATER AND SEWAGE USER AGREEMENT BETWEEN THE TOWN OF DAVIE AND FERNCREST UTILITIES TO PROVIDE BULK WATER AND SEWAGE SERVICE; AND PROVIDING AN EFFECTIVE DATE.**

Quasi-Judicial Consent Agenda

- 4.31. SP 5-4-05, Phase II - Eddie's Collision Experts, 4375 SW 60 Avenue (M-1) (tabled from November 15, 2006) *Site Plan Committee recommended approval subject to the planning report*
- 4.32. SP 7-4-04, B & R Development, 7780 Griffin Road (C) (tabled from September 7, 2005)
R-2006-336 *07/26/05 - Site Plan Committee recommended approval based on the planning report except for item number three and that regarding item number one - to allow parking space "#70" to be a "staff only" space unless it eventually works out to become available due to the development of the property site to the east - 1) correct the tabulations showing all the spaces and how they relate to parking, in other words, on each floor plan, label each area; 2) indicate the crosswalks on the west and north with concrete pavers; 3) the light posts on the site are not to be FPL post-top fixtures as shown on the plans; they are all to be the three decorative posts also shown on the plans; 4) on the colors, revisit awning, window and door colors and review selection with staff; and 5) the sign band on the front of the building is to be made a consistent height for flexibility of the signs in the future; 10/19/05 - Town Council approved subject to 1) adding pavers on the entrance to 78th Avenue crosswalk, 2) to the applicant meeting with staff, Mayor and Council on the architectural design of the building itself; and 3) to the Site Plan Committee's comments*
- 4.33. SP 10-3-05, Boy Scout Camp Seminole, 3301 SW 142 Avenue (CR) *Site Plan Committee recommended approval subject to the staff's report and the following 1) check the radius in the parking areas for trucks and trailers; 2) install speed control devices on the roadways; and 3) coordinate the equestrian and recreational trail system on SW 142 Avenue*
- 4.34. SP 2-5-06, Pine Island Commercial, 8501 Orange Drive (B-2) *Site Plan Committee recommended approval based on the planning report and the following comments: 1) that there be crosswalks at both entries; 2) increase the Royal Palm trees to ten-foot of grey wood, 35-feet overall height; 3) screen as best as possible the "backflow preventers;" 4) provide some sort of speed control device coming off Pine Island; and 5) relocate the tree at the first parking space off the Pine Island entrance to somewhere at the front of the site*
- 4.35. SP 5-2-06, Orangemen Warehouse, 4041 SW 47 Avenue (M-3) *Site Plan Committee recommended approval based on the planning report and the following changes: 1) that the rear, overhead doors go from 10-feet to 12-feet; 2) that on the front of the building, there be four panels that bump out eight inches and are raised two feet; 3) that the two center panels be raised four feet (thereby involving six panels); and 4) that the landscaping plan needs to be corrected by removing the trees from the walkway*

Mayor Truex advised that item 4.21 would be pulled from the Consent Agenda. Councilmember Starkey pulled item 4.3. Councilmember Paul pulled items 4.5, 4.7, 4.26, 4.28, 4.33 and 4.34.

Mayor Truex advised that he had to abstain from voting on item 4.23 because it involved his brother's employer. He questioned if he had to pull the item or if he could abstain. Mr. Kiar responded that he could abstain.

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Vice-Mayor Crowley made a motion, seconded by Councilmember Starkey, to approve the Consent Agenda minus items 4.3, 4.5, 4.7, 4.21, 4.26, 4.28, 4.33 and 4.34. In a voice vote, with Mayor Truex abstaining from voting on item 4.23, all voted in favor. (Motion carried 5-0; item 4.23 4-0)

5. DISCUSSION OF CONSENT AGENDA ITEMS

4.21 (see attached verbatim transcript)

4.3 Councilmember Starkey made a motion, seconded by Mayor Truex, to table this item to the next meeting. In a voice vote, all voted in favor. (Motion carried 5-0)

4.5 Councilmember Paul felt that a 75-foot access point for three homes was excessive. Also, she felt the area set aside for dry retention should instead be a pond.

Someone representing the applicant explained that Gus Aguirre, project engineer, had been called out of town and could not appear. Planning and Zoning Manager Bruce Dell agreed that the changes Councilmember Paul requested could be accommodated, provided they complied with engineering requirements. The applicant's representative could not answer Mr. Dell's questions about future developing at the location. The applicant's representative thought that the area was too small to accommodate the pond suggested by Councilmember Paul. Vice-Mayor Crowley said Central Broward had already approved the plat. He noted that the proposed plat moved the retention areas out of the yards into a larger common area, something for which she had expressed a preference in the past.

Mr. Dell said the opening was actually only 50 feet. The 75 feet was only where it met 20th Street. He added that the street pavement was only 40 feet wide, and it was to engineering standards.

Councilmember Starkey made a motion, seconded by Mayor Truex, to approve.

Vice-Mayor Crowley said he would not object to adding to the motion that the access would be reduced per Councilmember Paul's wishes. Councilmember Paul felt this was imposing a new engineering standard in an area where it was not necessary.

In a voice vote, with Councilmembers Caletka and Paul dissenting, all voted in favor. (Motion carried 3-2)

4.7 Councilmember Paul was concerned about another change order on this site for something that should have been foreseen. Keith Pursell, Capital Projects Projects Manager, said the Fire Marshall had suggested a change to the layout, which led to the cabinet change.

Councilmember Paul made a motion, seconded by Councilmember Caletka, to deny.

Deputy Fire Chief Steve Eggnatz described the requested change and did not know why this had not been included in the original drawings. Councilmember Paul suggested the Eagle Scouts be consulted regarding the creation of some cabinets.

Mayor Truex felt that denial would force them into a "makeshift arrangement" that would force them to eventually spend the money anyway.

Vice-Mayor Crowley felt the \$15,000 could be better spent in restoration of the firefighter/paramedic areas.

In a voice vote, with Mayor Truex dissenting, all voted in favor. (Motion carried 4-1)

4.26 and 4.34 Mr. Dell indicated that this item should be tabled to the second meeting in January because an inconsistency was discovered in the resolution and a Councilmember had asked about issues related to deed restrictions and representation. The applicant had agreed to the tabling.

Councilmember Paul made a motion to table items 4.26 and 4.34 until the second meeting in January [January 21, 2007].

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Councilmember Starkey said that the Cimarron area was also not notified and a tabling would give the developer the opportunity to notice this community.

Frank LeSoy, representing the applicant, explained that no one from the community had shown up to the outreach meeting that was held. Councilmember Starkey said residents of Cimarron had asked her about this. Mr. Dell confirmed that Blaze Court was on the list. Councilmember Starkey said Blaze Court was not on Council's backup.

Councilmember Starkey made a motion to table the items to the January meeting for the developer to have another public workshop and to notice the community in Cimarron. Councilmember Starkey then offered this as a friendly amendment to Councilmember Paul's motion, which Councilmember Paul accepted. Vice-Mayor Crowley seconded the motion.

In a voice vote, all voted in favor. (Motion carried 5-0)

Mayor Truex asked that a Councilmember move to reconsider 4.29 and 4.32. Mr. Dell reminded that Council had requested the applicant for 4.32 bring the boards back for them to consider.

Vice-Mayor Crowley made a motion, seconded by Mayor Truex, to reconsider items 4.29 and 4.32. In a voice vote, all voted in favor. (Motion carried 5-0)

Mr. Dell confirmed that the applicant had left, but he had wanted to give Council the opportunity to look at the boards.

Councilmember Paul made a motion, seconded by Councilmember Starkey, to reapprove item 4.32. In a voice vote, all voted in favor. (Motion carried 5-0)

4.29 (see attached verbatim transcript)

4.33 Mr. Kiar advised that the applicant was entitled to a quasi judicial hearing and asked if the applicant wanted the hearing waived. Chris Zimmerman, representing the applicant, waived the quasi-judicial hearing.

Councilmember Paul complimented Mr. Zimmerman on the plans. She pointed out that on the landscape plans, Boy Scout Road was indicated as SW 46th Avenue and needed to be corrected. Councilmember Paul was concerned with the 7-foot sidewalk on 142nd Avenue and asked Mr. Zimmerman to reduce it. Mr. Zimmerman agreed to leave the 5-foot sidewalk in place.

Councilmember Paul asked if the 8-foot berm behind the archery and BB range was adequate. Mr. Zimmerman said it was adequate per the Boy Scout operations' insurance guidelines and programs. He agreed to consider landscaping for this area. Mr. Zimmerman agreed that the re-growing Australian Pines would be removed.

Councilmember Paul made a motion, seconded by Councilmember Starkey, to approve with the sidewalk reduction to 5 feet and the landscape additions to the archery and BB gun ranges.

Deputy Planning and Zoning Manager Marcie Nolan reminded Council that they had approved an 8-foot cross section for a recreational trail, not a sidewalk. For consistency, they would need to amend the cross section they had adopted.

In a voice vote, all voted in favor. (Motion carried 5-0)

Council disclosed communications they had regarding this item.

4.28 Mr. Dell explained that this resolution was required to allow the animal hospital in a residential area. He noted that the site plan would be reviewed later.

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Mayor Truex asked if the use could be restricted to a veterinary hospital. Mr. Kiar said this was possible. Paul Brewer, representing the applicant, felt the owner would not object to this. Mr. Dell said it was already deed-restricted to use as an animal hospital and agreed to put this in the plat as well.

Councilmember Paul made a motion, seconded by Mayor Truex, to approve, with the addition made to the plat. Vice-Mayor Crowley asked that the motion be amended to include the provision that the owner not return to request any variances for setbacks. Councilmember Paul agreed to this amendment. In a voice vote, all voted in favor. (Motion carried 5-0)

6. PUBLIC HEARING

Ordinance - First Reading (Second and Final Reading to be held January 7, 2007)

- 6.1. **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING PETITION ZB 12-2-04, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM MH-10, MOBILE HOME DISTRICT TO RM-10, MEDIUM DWELLING DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 12-2-04, Colonnade Construction Group/Ponderosa Development, Inc., 4701 and 4631 SW 73 Avenue) (tabled from December 6, 2006) *Planning and Zoning Board recommended denial*

This item was tabled earlier in the meeting.

Resolution

- R-2006-337 6.2. **FLEX ALLOCATION** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE ALLOCATION OF RESIDENTIAL TO COMMERCIAL FLEXIBILITY TO THE "EXTRA CARE ANIMAL HOSPITAL" PLAT UNDER THE FIVE (5) PERCENT RESIDENTIAL TO COMMERCIAL FLEXIBILITY RULE IN ACCORDANCE WITH THE BROWARD COUNTY LAND USE PLAN AND THE ADMINISTRATIVE RULES DOCUMENT: BROWARD COUNTY LAND USE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE. (FX 2-1-06, Thannum, 950 Flamingo Road) (AG) *Planning and Zoning Board recommended approval*

Town Clerk Muniz read the resolution by title.

Mayor Truex opened the public hearing portion of the meeting. As no one spoke, the public hearing was closed.

Councilmember Paul wondered if Council should restrict the use here as well. She wanted to be sure that any dog runs on the property were constructed per Code.

Councilmember Paul made a motion, seconded by Vice-Mayor Crowley, to approve with the addition of the exclusive use as an animal hospital. In a roll call vote, the vote was as follows: Mayor Truex -yes; Vice-Mayor Crowley - yes; Councilmember Caletka - yes; Councilmember Paul - yes; Councilmember Starkey - yes. (Motion carried 5-0)

Quasi Judicial Items

- 6.3. **VARIANCE** - V 7-2-06, Davis/Davis and Davis, Trustees, 6070 Griffin Road (Griffin Corridor District, Eastern Gateway Zone #3) (to reduce the minimum lot area for "other" use groups from 65,000 square feet to 27,220 square feet) (tabled from November 15, 2006) *Planning and Zoning recommended approval*

Mr. Kiar read the rules of evidence and swore in the witnesses. Development Services Director Mark Kutney summarized the planning report.

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Mr. Davis, representing the applicant, said requiring his client to provide a set of plans, when the variance was needed to develop the property, was “putting the cart before the horse.” He suggested that site plan review would take place at the appropriate time. If Council approved the variance, it would allow the few approved uses provided in the ordinance, and his client would create appropriate plans.

Mr. Davis explained that his client had no specific use in mind as yet because they did not know the use permitted there. Mr. Kutney advised that there was a section in the Griffin Road Corridor called 12-32.320: Master Planning Incentives and waivers, which he read. He pointed out that this section did not discuss variance from lot size.

Vice-Mayor Crowley was concerned that if Council granted the variance, the owner would return with a proposal requiring additional variances. He offered Mr. Davis the options of either having this variance approved with the agreement that no other variance would be granted, or to go through the process Mr. Kutney described.

Mr. Kutney advised that he could not recall Council ever approving a variance without a plan. Councilmember Paul asked what type of use they might consider for the property. Mr. Kutney referred her to a list of possible uses. Councilmember Starkey pointed out that according to what Mr. Kutney had read, the approval of the site plan could obviate the need for a variance.

Mr. Davis was frustrated because staff had indicated to him that his client must obtain a minimum lot variance in order to build anything other than a bed and breakfast. He reiterated that the minimum lot variance must be granted before a plan was developed.

Mr. Kiar opened the public hearing portion of the meeting. As no one spoke, the public hearing was closed.

Council disclosed communications they had regarding this item.

Mayor Truex related a history of the property, remarking on the problems of developing it. Mr. Davis was frustrated by the Catch-22 nature of the situation. Mayor Truex replied that Council did not like to grant variances without knowing what project they owner had in mind.

Vice-Mayor Crowley made a motion, seconded by Councilmember Paul, to approve. Vice-Mayor Crowley advised that Mr. Davis also had the opportunity to withdraw the request. In a roll call vote, the vote was as follows: Mayor Truex - no; Vice-Mayor Crowley - yes; Councilmember Caletka - no; Councilmember Paul - yes; Councilmember Starkey - no. (Motion denied 3-2)

Councilmember Starkey made a motion to table the item. Council indicated that the request was denied. Motion died due to the lack of a second.

Mayor Truex advised that Council could reconsider this issue at the next meeting and recommended that Mr. Davis speak with his client. Mr. Kutney reminded Mr. Davis that the denial required him to wait one year and explained that tabling would allow him to return with a new plan.

Councilmember Starkey made a motion to reconsider her vote. Motion died due to the lack of a second.

- 6.4. **VARIANCE** - V 7-3-06, Calvin, Giordano & Associates, Inc./Murck, 4910 SW 61 Avenue (A-1) (to reduce the front property setback from 40 feet to 25 feet on the northeast elevation; 30 feet on the northwest elevation; 30 feet on the south elevation - 2 instances; and 29.9 feet on the east elevation) (tabled from November 15, 2006) *Planning and Zoning recommended approval subject to a 25-foot setback in the rear (to the north); a 30-foot setback to the east; and a 30-foot setback to the south, all being to the edge of the ingress, egress easements*

Mr. Kiar read the rules of evidence and swore in the witnesses. Ms. Nolan summarized the planning report.

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Edward Murck, the applicant, described the property, and said he was “trying to go back to an old Code that you had adopted before.” He presented renderings of the house and the interior layout, as well as signatures from his neighbors indicating their support.

Mr. Kiar opened the public hearing portion of the meeting. As no one spoke, the public hearing was closed.

Council members disclosed communications they had regarding this item.

Councilmember Paul confirmed the hardship was that the unusual lot shape significantly restricted the reasonable use of the land.

Councilmember Caletka made a motion, seconded by Vice-Mayor Crowley, to approve. In a roll call vote, the vote was as follows: Mayor Truex - yes; Vice-Mayor Crowley - yes; Councilmember Caletka - yes; Councilmember Paul - yes; Councilmember Starkey -yes. (Motion carried 5-0)

Items to be tabled

6.5. STAFF REQUESTING A TABLING TO JANUARY 3, 2007

PENSION PLAN AMENDMENT - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE RETIREMENT PLAN AND TRUST FOR THE MANAGEMENT AND GENERAL EMPLOYEES OF THE TOWN OF DAVIE TO ADMIT AS MEMBERS OF THE PLAN GENERAL EMPLOYEES REPRESENTED BY THE FRATERNAL ORDER OF POLICE; PROVIDING FOR PUBLICATION; PROVIDING FOR REPEAL OF CONFLICTING SECTION IN PRIOR ORDINANCES; PROVIDING AN EFFECTIVE DATE.

This item was tabled earlier in the meeting.

6.6. STAFF REQUESTING A TABLING TO JANUARY 3, 2007

CODE AMENDMENT - AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE OF THE TOWN OF DAVIE, FLORIDA, BY AMENDING SECTION 12-32.304 – PERMITTED, RESTRICTED AND PROHIBITED USES OF THE GRIFFIN CORRIDOR DISTRICT BY AMENDING THE PERMITTED USES IN THE GRIFFIN COMMERCE ZONE 4 DISTRICT TO ALLOW RESIDENTIAL USES, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE. (ZB(TXT) 12-1-05, The Spear Group/Griffin Landmark, LLC, generally located east of the Turnpike on the north side of Griffin Road) *Planning and Zoning Board recommended approval*

This item was tabled earlier in the meeting.

7. APPOINTMENTS

7.1. Mayor Truex

7.1.1. Airport Advisory Board (two exclusive appointments; terms expire December 2007)

Mayor Truex appointed George Egues and Ellis Traub.

7.1.2. Parks and Recreation Advisory Board (one exclusive appointment - term expires April 2008) (members should have a concern with or an interest in the park facilities and recreational needs of the citizens of the Town)

No appointment was made.

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- 7.1.3. Senior Citizen Advisory Committee (one exclusive appointment - term expires April 2008) (members shall be a minimum 60 years of age)

No appointment was made.

- 7.1.4. Water and Environmental Advisory Board (one exclusive appointment; term expires April 2008) (insofar as possible, one member shall be a licensed engineer)

No appointment was made.

- 7.1.5. Youth Education and Safety Advisory Board (one exclusive appointment - term expires April 2008) (members shall, whenever possible, have interest and expertise in law enforcement, elementary school instruction, education matters, child psychology, pediatric medicine, parenthood and grandparenthood)

No appointment was made.

- 7.2. Vice-Mayor Crowley

- 7.2.1. Airport Advisory Board (two exclusive appointments; terms expire December 2007)

Vice-Mayor Crowley appointed Hertz Halpern and Scott McLaughlin.

- 7.2.2. United Ranches Preservation Board (one-exclusive appointment - member shall reside in the United Ranches area; term expires December 2008)

Vice-Mayor Crowley appointed Pat Mason.

- 7.3. Councilmember Caletka

- 7.3.1. Airport Advisory Board (two exclusive appointments; terms expire December 2007)

Councilmember Caletka appointed Ernest Siegrist.

- 7.3.2. United Ranches Preservation Board (one-exclusive appointment - member shall reside in the United Ranches area; term expires December 2008)

No appointment was made.

- 7.4. Councilmember Paul

- 7.4.1. Airport Advisory Board (two exclusive appointments; terms expire December 2007)

No appointments were made.

- 7.5. Councilmember Starkey

- 7.5.1. Airport Advisory Board (two exclusive appointments; terms expire December 2007)

No appointments were made.

- 7.6. Unsafe Structures Board (two non-exclusive appointments; terms expire April 2009) (members shall be permanent resident or have their principal place of business within the Town's jurisdiction) (one appointment shall be a plumbing contractor and one appointment shall be a real estate property manager)

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No appointments were made.

8. OLD BUSINESS

8.1. Fire Station 68

Councilmember Starkey wanted to schedule a workshop on this item. Councilmember Paul questioned what was holding the project up. Councilmember Starkey said decisions must be made to determine how to replace the station. Councilmember Caletka agreed they must make some decisions, as did Mayor Truex. Mayor Truex explained to Councilmember Caletka that a former administrator and Council had disagreed on some issues. Mayor Truex, Councilmember Starkey and Vice-Mayor Crowley agreed to attend a workshop.

Councilmember Paul wanted to reconsider a vote from Council's last meeting regarding the Spears property plat and site plan. The rezoning had been tabled due to advertising issues and the County had postponed the TOC for six months.

Councilmember Paul made a motion, seconded by Councilmember Caletka, to reconsider the vote on the Spears property plat and site plan.

Councilmember Caletka noted that some neighbors had not been notified, even though Mr. Mele and Mr. Dell had stated that they were. Mr. Dell explained that renters were never notified, only the building owners.

Mayor Truex did not agree they should reconsider the item. He felt this proposal was excellent in that location. He believed that the notice was as the Code required.

Councilmember Caletka was concerned about getting the developer to help cover the cost of a crosswalk near the project and thought the attorney used language at the hearing that would exempt them from this. Mr. Dell explained that he had met with the applicant and FDOT last week, and FDOT had opposed another light in the area, which would have been required for a crosswalk.

Vice-Mayor Crowley said that since he had not been present at that meeting and two Councilmembers were concerned, he would like to hear about the project.

In a voice vote, with Mayor Truex and Councilmember Starkey dissenting, all voted in favor. (Motion carried 3-2)

Councilmember Paul made a motion, seconded by Councilmember Caletka, to table all of the Spears items to January 17, 2007. In a voice vote all voted in favor. (Motion carried 5-0)

9. NEW BUSINESS

9.1. High School MMM

Councilmember Caletka stated that Mr. Kiar had advised him he must vote on this item, despite his objections. Mr. Kiar advised that Councilmember Caletka worked for the Broward County School Board as a teacher and his connection to the project was too distant to present a conflict.

Councilmember Paul discussed the problems with selecting a location for the school. She and the residents on Shotgun Road were concerned about locating a school there because of traffic issues and wanted Council to object to this location. Councilmember Paul had invited School Board members to meet with her regarding this, and to tour the site. She asked Town Clerk Muniz to create a resolution for their next meeting.

Councilmember Starkey said she "took offense to [Weston] Mayor Hersch and his approach continually to go on the attack on Davie all the time." She felt that Weston had not planned properly for their own schools and there was available property in Weston for a school site. Councilmember Starkey agreed that Shotgun Road was not an appropriate site for the school.

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Council agreed that the resolution to oppose the school at the proposed location should be on the next agenda.

10. MAYOR/COUNCILMEMBER'S COMMENTS

COUNCILMEMBER CALETKA

ROSE PARCEL. Councilmember Caletka agreed that staff should move forward on this item.

LEGAL OPINION. Councilmember Caletka asked Mr. Shimun to consider Ms. Delegal's legal opinion and make a recommendation to Council.

TURNPIKE SOUND WALLS. Councilmember Caletka said he had a "run-in" with FDOT regarding these, and FDOT was not interested.

DEVELOPERS' COMPLAINT. Councilmember Caletka thanked staff for scrutinizing projects, even though this led to developers' complaints.

CHARTER VIOLATION. Councilmember Caletka reminded Council to follow the Town's Charter and "not harass police officers on the side of the road and tell them that they need to get back to work."

VICE-MAYOR CROWLEY

CHURCH CODE ISSUES. Vice-Mayor Crowley stated that he had received e-mail complaints from Davie Estates regarding ongoing Code violations at a church for the past year. He asked staff to meet him at the location to help resolve the issue.

An unidentified woman said the homeowner's association had made repeated attempts to contact the church to resolve the issue. She said that the residents had filed several complaints with the Town and would appreciate getting this issue resolved.

EMERALD ISLES WEST. Vice-Mayor Crowley said he had spoken with some new constituents at Emerald Isles regarding their complaints that the developer had closed the complex's main ingress/egress road. He had determined that a proposed alternate road was not yet open, and the contractor had informed him that "Administration" had directed him to do this. Vice-Mayor Crowley had spoken with Administration to complain and felt the developer and Emerald Isles must work together to ensure this did not happen again.

Ms. Schindler, a resident, explained that this was an inconvenience to residents, and they were not informed about how long the work would take.

Mayor Truex felt there was a failure to communicate and suggested that Vice-Mayor Crowley schedule a meeting with staff and the homeowner's association leaders and the developer.

HAPPY HOLIDAYS. Vice-Mayor Crowley wished everyone happy holidays.

COUNCILMEMBER STARKEY

MATH IGLER. Councilmember Starkey requested an update on Math Iglers Groves and the roundabout. She advised that the residents had approached her with concerns that these issues were not progressing.

HAPPY HOLIDAYS. Councilmember Starkey wished everyone happy holidays.

COUNCILMEMBER PAUL

EQUINE VIRUS. Councilmember Paul assured everyone that the Town was on top of the situation and she had organized three municipalities to meet with the head of the Broward County Disaster team and Mark Siegel from the Farm Bureau to prepare an action plan. She described steps taken to try to keep the danger of the virus spreading to a minimum.

MARIE KAPLAN. Councilmember Paul advised that she had sent the good wishes of the entire Council to Ms. Kaplan when she spoke to her recently.

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POLICE AND FIRE HUMAN RESOURCES POSITION. Councilmember Paul felt the hiring of the position for the Police and Fire Departments was being dragged out. She requested a progress report.

HAPPY HOLIDAYS. Councilmember Paul wished everyone happy holidays.

ANNUITY REPORT. Councilmember Paul had concerns about this and asked Mr. Shimun to review it and “come back with a strong position.” She felt Council must take responsibility for their own actions.

11. TOWN ADMINISTRATOR’S COMMENTS

MEMORANDUMS. Mr. Shimun distributed memorandums regarding Club Eden and the Lloyd Phillips/Scott Bagwell situation.

12. TOWN ATTORNEY’S COMMENTS

SPECIAL EXECUTIVE SESSION. Mr. Kiar stated that special counsel Michael Burke had requested a special executive session regarding the DePaola case to discuss a new settlement proposal. He advised that those in attendance would be Mr. Burke, Mr. Shimun, Council and himself. Council decided holding the meeting on January 3, 2007 at 6:00 p.m.

13. ADJOURNMENT

There being no further business to discuss and no objections, the meeting was adjourned at 1:09 a.m.

Approved _____

Mayor/Councilmember

Town Clerk

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MAYOR TRUEX: Nobody has any objection if we take the mobile home resolution first, 4.21. Okay. Mr. Shimun I believe we're going to have a staff presentation to start begin that one?

MR. SHIMUN: Yes, Shirley's got to give you a presentation.

MAYOR TRUEX: Okay, Miss Taylor-Prakelt, you want to explain this one? Let me just say a couple of things before we start. A lot of you know Miss Taylor-Prakelt. She is going to make a presentation after that we are going to permit anyone that wants to speak; anyone and everyone who wants to speak to have an opportunity to speak.

If there are particular individuals that either represent an association or you represent a group of people, ordinarily you have three minutes but if you represent a group and you want to speak on behalf of your association or whatever, if you, when Miss Taylor-Prakelt is finished, if you want to make your way to the front will give you a little flexibility.

We don't want to shut anybody off so if you represent a group, like I said you have a little bit more than three minutes. As far as speakers after that we will stay here, I hope I'm safe in saying this, we will stay here until everyone who wants to speak has an opportunity to speak. It does not mean you must speak but you will have an opportunity if you feel that there is a point you want to make that no one else ahead of you has made. So we're aware of, there's a lot of people here and I'm sure we'll have a better flavor for it after we've heard from some of you. You all can speak but you don't have too. Okay Miss Taylor-Prakelt I'll turn it over to you.

MS. PRAKELT: Thank you Mayor, Council. It's a pleasure to be here. This item 4.21 was put on by the Office of Housing and Community Development in response primarily an outcry we heard from many residents who are currently living in mobile home parks. What we have before you tonight is a resolution that basically reaffirms a policy and practice that has been in place for almost eighteen months and has to do with the redevelopment of mobile home parks.

So if I may, let me just take a minute to back track so we can clarify the purpose of this evenings agenda. I've heard that some rumors have been circulating throughout the mobile home parks; there might be some misinformation out there so we would like everyone to understand what it is we're here to do tonight and what the purpose is.

First and foremost let me reassure the residents of mobile home parks that are here this item is written with the intention of protecting the rights and preserving the homes of the people living in mobile home parks. It was not put on the agenda for the purpose of encouraging redevelopment. So there has been some miscommunication out there and we just want to make sure that's clear.

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The Town of Davie as you know has more mobile home parks than any other jurisdiction in South Florida. Davie has thirty-one mobile home parks which constitute a little over seven thousand four hundred mobile homes; which house between twenty one and twenty three thousand of Davie's residents.

From my office and I hope people don't find this offensive we have to look at mobile home occupancy two ways. People who live there by choice and people who live there as what we call housing of the last resort. We all know that in the last three years the housing markets has escalated to the point where the majority of working people cannot afford to live and work in Broward County.

As a result of that my office and this Council should take credit for adopting a lot of policies and a lot of incentives to encourage the develop a new site built for affordable housing. And Davie I think has been a leader in doing that. A lot of people don't know that we've built hundreds of units of affordable rental housing, that we've built new housing; we just had a dedication ceremony on Saturday with four new affordable homes in conjunction with the Davie CRA.

We stepped up the plate and put four renters into first time home ownership. We also provide purchase assistance and down payment grants to help people purchase their homes but having said that, despite the wonderful job we've done the task is enormous. We can look at what's happened in South Florida and in Broward County housing costs have escalated thirty-three percent, wages have only increased by four.

So what we found is the other type of people living in mobile homes are what we call people living there by housing of last resort. They live there because it is the least expensive form of housing available in Davie today. The average rental cost, the median rent is one thousand three hundred forty two dollars a month. The average cost of the newly constructed home in Davie last year was four hundred and twenty four thousand dollars.

I'm the housing director and I can assure on my salary I can't buy a four hundred and twenty four thousand dollar house. So what we did we carefully surveyed the housing stock, the rental housing stock, the mobile home housing stock and site built houses so that we are constantly analyzing and following the trends of what's happening in housing.

What we found is this. In the last two years there have been a couple of anomalies which have occurred. First and foremost the housing bubble as we just said drove cost astronomically high. Second we had a condo conversion raise that took rental units out of Davies inventory.

Those people were displaced because they could not afford to buy the unit they were formerly renting. And then came Hurricane Wilma. Hurricane Wilma as you know creating more devastation in the Town of Davie then any other municipality

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in Florida. One thousand four hundred and thirty two structures were damaged, eight hundred and thirty two mobile homes completely destroyed, blown to bits. Sadly the majority of those mobile home owners did not have insurance so they lost everything.

So when you look at the complexity of what's happening with the housing market today is the only way where we can get to the point we're at this evening. About a year and a half ago this Council through the adoption of various policies including the affordable housing incentive plan, the consolidated plan for federal funds and other resolutions in essence declared there is a housing crisis.

We're working to resolve that but there is a housing crisis. Now that we know less units in the inventory and the cost were high we had to start looking at preserving the way of life that people enjoy. What has happened with the cost increase of land is this.

Mobile home park owners and developers realize the potential of redeveloping their property for a different use. In order to do that the people living in the mobile homes would have to be displaced so we looked at the state statutes in my office and I'm only going to speak for my office has always followed the interpretation the state statutes 723 which stipulate and would just like to read it into the record. Sorry, [inaudible].

No agency of municipal local county or state government shall approve any application for re-zoning or take any other official action which would result in the removal or relocation of local home owners residing in such parks without first determining that adequate mobile home parks or other suitable facilities exist for the relocation of the home owners.

Having taken that interpretation when the first mobile home park came in for redevelopment, it's the one that was tabled on your agenda tonight. There are three mobile home parks off of 76th Avenue that in a row, the Lauderdale Anchorage, the Dell and the Ponderosa. The two latter parcels are owned by the same property owner and the other parcel is independently owned.

They came to the Town of [inaudible] with a request to re-zone and we set a policy of that type that in recognition of the affordable housing crisis and the fact that we know that no comparable affordable housing exists to go to we establish a policy that says any developer that wishes to seek such re-zoning must provide the Office of Housing and Community Development with a reasonable exit relocation plan which explains to the Town how we're going to insure that our residents are adequately compensated so that they do not become homeless.

Sadly another developer came in and that's the Seminole Tribe of Florida purchased the Stirling Road Mobile Home Park, despite the Town's repeated letters,

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meetings and entreaties, they chose not to provide the Town with that and I regret to tell you that

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many of the people living there their lives have been adversely affected to the point that they have become homeless. And the reason for that is simply stated there is no comparable replacement housing affordable to the majority of the people who would be displaced by such action. So the reasonableness in my opinion is the housing professional asking for the exit relocation plan is this.

Its not the say the Town is anti-development or anti-redevelopment. But the price of doing business is the cost of the lives of people who live there that Davie respects the people that live here and that we want to make sure that there are plans in place to do so. And its not a one size fits all.

There's many ways a developer can do that; part of their onsite is going to be the construction of new affordable housing units. Making payments in lieu of. It could be donations to a trust fund, it can be outright benefits.

My take on this is as follows, when the statutes were written in 1987, they were revised in '87 they set a price that says if your mobile home is taken away you are entitled to three thousand dollars for a single wide mobile home or six thousand for a double. In today's economy that does not make sense if it cannot adequately re-house individuals.

So what I was asking when this agenda items was placed on was that reexamine what the Town's policy was and that we send a message to the development community and to the owner's of the parks not that we're trying to inhibit their development but simply the cost of doing business is taking into account the fact that people have made their homes there.

I always argue with my colleagues that the definition of a mobile home in Florida has become somewhat skewed. They use to be mobile and people traveled with them. The majority of mobile homes in Davie have been stationary for over twenty five years. They're neither mobile nor are they able to transport so the statutes themselves not only have failed to keep pace with the growing cost, the statutes are written stating that you had the option of moving your mobile home.

Regrettably Davie's mobile home stock has aged in place, it does not meet the windstorm rating requirements, so the mobile homes cannot be moved. And even if they could the cost is enormous and other mobile home park owners with no disrespect to anyone living here, they don't want your mobile home because now there's the liability issue of a non-windstorm rated structure possibly causing damage.

So I think what we've brought to you tonight is a problem that needs to be addressed because residents starting calling our office. I cannot even tell you the volume of calls we field and I think that probably all of you because of Sunshine Village at King's Manor received notice that their mobile home park, that they may also seek to

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redevelop those mobile home parks and thus they would be required to give the residents six months notice and pay the statutory provisions.

What we're saying is given the experience of what we've seen happen to the families who have ended up literally living in a garage with no plumbing, living in tents, living in overcrowded situations because they were accustomed to paying four to five hundred dollars a month lot rent and they did have a steady income. These are working families. These are senior citizens on fixed incomes who don't have the opportunity to increase their income.

So if they lose their way of life many of them will be forced into either leaving our city, going to another state, finding another type of housing or many of them could become homeless. So this was put on in response to request from the citizens to ask the Town to act on their behalf. Let me state this, I'm acutely aware that the owners of mobile home parks and developers are very concerned about this and I think that if they look at it without viewing it through the statutes, just viewing this as a practical business decision everything has a price to develop.

All we're saying is you have to take into account the price of the people who are living here. I do want to assure one thing and then I'll conclude. My staff and I work very hard as you know, spend a lot of time and energy interviewing all the residents of the Sterling Road Mobile Home Park in the hope of ensuring that they would receive appropriate compensation to avoid their becoming homeless.

Despite everything the Town did, this Town Council I applaud you, you adopted a firm resolution insisting they provide an exit plan. They did not heed your request. You wrote to the Bureau of Indian Affairs, Department of Interior strongly opposing their action. They did not listen to your request.

We wrote the relocation plan and exit policy for them which really would have been a very simple for them to accomplish yet they failed to do so. So having seen the adverse affect on those residents I felt compelled to bring this item forward now that two of the major, larger mobile home parks, which could affect the displacement of thousands of residents has now gone out.

The residents of Davie are afraid. The twenty something thousand people living in mobile home parks who don't have a chance to improve their income or find adequate comparable housing are frightened. So I put this action on in response to the request from the citizenry because I think it's the right thing to do to insure that we don't lose the working class in Davie. I always like to say its not a crime to be poor in America and not everybody that lives in a mobile home is a poor individual.

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The majority of people we work with are hardworking families and individuals, senior citizens on fixed incomes and people who live and work here in Davie. The person who waits on you at the bank, the person who handles your groceries at Publix, just like you and I and everybody deserves interference.

So taking off my adversary hat and just speaking as your housing director we have a dilemma in that we cannot produce new affordable housing as quickly as I would like to address the commands of this community. And this is not a problem unique to Davie, this is a problem in the State of Florida, this is a huge regional problem and its something that the county has not yet fully addressed or embraced. And this county needs to step up to the plate and look at the plight and how we can all come together and find funding sources.

Miss Starkey I have been working as hard as I can to bring to the Town Council the workshop that you've requested to get us the opportunities to look at funding mechanisms; but I would not be disingenuous in standing here and tell you that I have a solution to offer you to rehouse twenty thousand people. It's simply not going to happen.

So given that I would ask you to look at what alternatives are available to you as a legislative body. I know our attorney will want to speak on this. I've read the statutes. I don't pretend to be an attorney but I believe what I am proposing to you tonight not only as merit is legally substantiated given the fact that we have duty to ensure that if there's no comparable replacement housing; if the mobile home cannot physically be relocated and if the compensation the statutes stipulate is insufficient to rehouse people then we have a crisis and we have to find how to resolve that.

This is just the first step that I thought would bring this out for discussion and give this elective body an opportunity to looking at ways that we can address the concerns brought to you by the residents.

So that's really all I have to say. I know there's an awful lot of people here that wish to speak. Thank you.

MAYOR TRUEX: MR. KIAR, your name was thrown out, do you have something you want to tell us about this before we open up to public hearing?

MR. KIAR: I want to open up to the public.

MAYOR TRUEX: Any objection to. Okay is there anybody in the category of either association, community spokesman anybody like that; that wants to speak first? Okay, why don't you, everybody is going to have a chance to speak but if anybody in that category let's let them go first. Come on up, sir. Just let me say a couple of things before you start.

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I know everybody is interested in what everybody has to say. We'll get through it quicker if you hold the applause and if there is anybody you don't like what they're saying doing don't, let's hold down the boos too. The booing not the boos. The other thing is about the signs, one time I tried to have the signs, the placards banned from Town Hall but I got out voted by the rest of the Council.

But we, I think everybody here has read there okay but just don't hold them up till you block peoples view in back of you. Okay. So as you come up to speak give us your name and address and then go ahead. Yes sir, thank you for coming this evening.

MR. SERRA: My name is Frank Serra, 12511 SW 6th Street, Kings Manor Estates. Good evening Mr. Mayor, Council members, residents of Davie. Tonight we hear cries and concerns from residents, friends and voters, all those who live in mobile homes. You will hear about why they choose to live in Davie and call it their home. You will hear about families, community, churches, and most of all you will hear about the quality of life here in Davie.

There are adult groups in Davie and those who recently moved seeking a better quality of life, seeking open spaces, peace of mind in the community where they feel safe to raise their family, homeTown middle America community away from the overcrowding of large Towns, away from high crime areas, a place where they call their home.

I am such a resident that moved from Miami Dade County recently seeking the homeTown quality of life. Therefore I stand before you in support of resolution 04.21 and ask this dias to add an amendment to the resolution stating the following.

In one year minimum moratorium stopping redevelopment on any current or new applications submitted on or after October of this year on zoning changes of current or future mobile home parks. And also to create a committee made up of mobile home residents to study all facets of the exit relocation plan and to work all Town departments accordingly and to come up with a solution that will benefit all the residents in the Town of Davie. Thank you.

MAYOR TRUEX: Thank you. Okay, who's next, come on up.

MR. RIDDEN: My name is Henry Ridden. 472 SW 125th Terrace, Kings Manor Estates. First of all I'd like to compliment the leadership in this community and hard work shown on this research. This resolution needs all the endorsement that we can muster. It is possible to allow redevelopment in a controlled manner and a contained manner. We will have to work with our zoning departments and maybe subdivide part of that property to allow for affordable housing within the confines of those.

You could take three and a half acres right off the front of Sunshine and put in a lot of apartments. But most of all I want to let you know that the people who have

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asked me to speak tonight are people who have sunk their life savings, fifty-five thousand dollars worth of money so that they could afford to live. They were not necessarily homeless or minimum wage workers but a housing of last resort.

For the young working family that's making fifteen dollars an hour the lady just finished school, they have a child in the school here, you know is Uniprop a Grinch? You know I think they are, they stole our Christmas with the timing of their notice that they're going to evacuate us. Yeah, how about my story. I'm a competent working professional; I support my elderly mother, I have every last bit of money I've been able to muster invested there and now if I'm forced to move there is no place to go. Rexmere has fifteen lots, fortunately I might be able to qualify for one but I'll still sustain economic damage. If you were to go to Park City East the homes in there are running from a hundred and forty, a hundred and eighty, ninety thousand dollars. Out of reach for most of the residents.

I ask that you take this maelstrom and direct our energies and our attention to a plan. We cannot manage what we have not measured. We ask that this resolution go beyond the mode, we cannot do this, if you enlist the residents and federal, state and local resources to develop an exit plan that has and relocation plan that has some teeth so you can retain your work force, potential convert some of these residents to being bonafide homeowners with stake in the community because it is also said that there are people are in there that say if I could buy this land today I would buy it.

Believe me, I would buy my lot. Again I want to thank you for your foresight and this resolution.

MAYOR TRUEX: Just a second, wait - most anything goes; that's an example of what doesn't go. You can come up and speak at the podium you cannot yell from the back. Go ahead and finish, sir.

MR. RIDDEN: And I surely don't envy you tonight to be there and I know that you're very committed to the community and you're well aware of the cross section that we represent and we've given you our vote of confidence that we stand behind you and get something that has some teeth so we don't get run over like the people at Seminole Park. Thank you for your time.

MAYOR TRUEX: Okay you're in the category of community spokesmen still?

MR. ENGLANDER: Yes.

MAYOR TRUEX: Okay go ahead.

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MR. ENGLANDER: My name is Jeff Englander; I live at 12421 SW 6th Court, Kings Manor. Mayor, there's a lot of things said tonight but I got to tell you I voted for you because I have a lot of confidence in you and I'm going to keep that confidence in you. We need your help to stop what's going on. The rich are getting richer, the poor are getting poorer. [inaudible] complex alone we have so many kids.

Where are they going to go? We need help and we're asking for your help that the state and local government put a [inaudible] that this should stop immediately. It's got to stop. Thank you very much.

MAYOR TRUEX: Let me ask you a question. If you are in the category of a community spokesperson, raise your hand. Okay, those of you who just raised your hand come on up to the on deck thing and what we're going to do when these four folks are finished, everyone is going to have a chance to speak.

If you feel there is a point you still need to cover then we're going to start again in the first row and we'll go back and then we'll make sure we get people outside or in the overflow room.

Okay. We're going to be fair to- Okay I think we have about four people here. Okay whoever is first come on up and then just follow one another up and then when you four are finished then we'll start going row by row. Come on up.

MS. CARADONA: Good evening Mayor and Council members. My name is Brandy Caradona, my address was formerly 5841 SW 53rd Avenue in Davie. I was a member or a resident of the Strolling Road Mobile Home Park and I am here today again to represent my community.

I'd like to thank you for all of your help and what you have tried to do for our community; for our families. But when the Seminole Tribe of Florida purchased our mobile home park and gave us six months to leave, we the residents of the park came to you for help. Although we were displaced and our families and our communities scattered, I mean scattered out of the state, out of the country and definitely most of them out of this Town.

I'm here again today to ask for your help. I understand that more parks in Davie will be closing and without an exit plan, without a resolution again more families and more communities will be destroyed, as ours was. The one thing that makes the Town of Davie what it is are the families, and the communities and the residents who live in this Town.

I no longer live in this Town, I can't. Something needs to be done Mayor and I asked you last time I spoke up here on behalf of our community was one thousand three

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hundred and seventy five dollars an appropriate amount of money for your home because that's what we were offered. Okay. Please, please again I am begging that you help and assist.

I understand that for us nothing more can be done but for the residents and the communities that are being affected now something has to be done for them and if I just may address.

MAYOR TRUEX: No but you may address us.

MS. CARADONA: Stay strong. Stay strong and fight as long and as hard as you possibly can because what you have right now is all that you have and you have to fight for your communities and even though I am no longer a member of the Town of Davie I am still and I am still fighting for my community and for my children. Thank you Mayor.

MS. MEYERS: Good evening Mayor and Councilmen. My name is Dee Meyers and I wear a dual hat. I live in Kings Manor. I moved there a year ago from Plantation and I work for Uniprop. So it is, I didn't know if tomatoes were going to be thrown when I walked in here tonight.

I was hired in July and in two a half months sold eighteen properties. It destroys me before the disclosure, there was a boom in our area, people talk about single lives I sold homes from fifty five to ninety five thousand. The thought that I sold those homes leaves me in good conscience because my job is terminated as of the end of this month.

I was the highest sales person but no more sales and when I think about the young paramedic that moved into a ninety five thousand dollar home or the senior citizen on a fixed income or myself who paid fifty five thousand dollars cash right out, it's worse than minimum domain, because minimum domain at least the government comes in and gives marked value.

These homes unless you're going to spend twenty thousand dollars to move it to another precarious situation, that may happen again, these homes are really just ruined and people have to walk away. For those eighteen people that I sold homes to something has to be structured that at some point when a corporation knows what they are doing.

Okay those people have to be reimbursed in full for their moving because I can't look at them and I just hope something will be done. I can't sell my home because in good conscience I would never be able to do it. So I thank you, it's a very important matter.

MAYOR TRUEX: Okay, thank you.

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MR. CRYSTAL: Hello my name is Scott Crystal. I'm from Dell Mobile Home Park at 4633 SW 73rd Avenue. The vast majority of our neighbors and residents there at that park are on extremely limited income or fixed income. If they could afford to buy a new home they would already be living in a new home or if they afford a decent apartment they would be living in a nice apartment.

Most of the people in mobile homes are in there because they can't possibly get in anything that's nicer. It's one step above being homeless or being at a homeless shelter on the latter of available housing. The people that are getting social security or getting a disability check, most of them are just barely, barely paying their bills and quite a few of them are going into the red, their cash advancing on credit going into debt or being evicted when they don't pay their rent.

When I first moved into Davie I had a very small window of opportunity to move a mobile home from North Miami Mobile Home Park to the Town of Davie. I checked out the entire Broward County area and looked at all available mobile home parks in Broward County. I did an extensive study; it took me a year and a half to decide on the particular park that I moved into. My particular park had a very, very low lot rent. Since I wasn't making a lot of money I was looking for the lowest priced housing that was available and I'd like to stress that I looked long and far for the very lowest priced housing.

Some people would be surprised to know that our lot rent is currently two hundred and sixty five dollars a month. Most of the other parks in the area have had extremely escalated increases or large increases where their landlords have attempted to force them out by giving them hundred dollar increases or making significantly unaffordable large rental increases.

My particular park went up for sale last year, there was an offer to purchase the closing was not completed because the developer backed out at the last minute. We had significant amount of support from Shirley Taylor-Prakelt. I would like to express my appreciation to her, Mayor Tom TRUEX was cordial enough to speak to me on more than one occasion.

There's been a lot of politicians in the past and other communities, I've lived in Los Angeles, New York City, Chicago and most of the politicians in the large cities are unapproachable. It's been my experience that most politicians are virtually impossible to get hold of. In the Town of Davie MAYOR TRUEX, Tom TRUEX, has been very cooperative, like I said Shirley Taylor-Prakelt has been very cooperative. Some of the other Council members I've had a very hard time trying to get a hold of to work with. Let me iterate on what I said before about moving into Davie and seven years ago when there was a small opportunity to move a mobile home.

I applied for a building permit through the Town of Davie Building Department, I applied for an electrical permit, I applied for a plumbing permit and it took me six

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or seven months at that time to have these permits approved. It was required by law to have a state license contractor install the mobile home. The law now requires that hurricane tie-downs are mandatory and that you bring in a state licensed contractor to put it in.

It's virtually impossible nowadays meaning the year 2006 or 2007 to obtain the services of a state licensed contractor. They are just not available. It took me about a year to secure one when I was evicted from North Miami Mobile Home Park. The Town of Davie has recently got a flood of permits and inspection requests because of the hurricane damage.

A huge amount of homes in the area are just now getting around to repairing their roofs and the city is backlogged with inspectors going out inspecting buildings and approving them for occupancy. So the chance of anybody getting their permits and getting them approved to move their mobile home within a six month to one year kick out period is virtually impossible.

So what does this mean to the people? This means that the vast majority of mobile homes, there may be a few that could be moved if you got real pull with city hall and you go through all the red tape but the vast majority of mobile homes are no longer mobile. So what are they now? I think they should be classified as doomed. The Town of Davie puts on a facade of being a very nice small Town. The buildings on Davie Road by city ordinance are required to put a western, a country western face on the front and keep them within the standings of giving the appearance of being a nice western Town.

If you walk past the buildings around the back you see there are standard McDonald's, there are standard store fronts and the back end of the building looks like any other city building across America. The overall image of Davie.

MAYOR TRUEX: All right, you're getting a little far afield. Let's wrap it up okay.

Mr. CRYSTAL: Most of our residents would like to get fair market value reimbursement if they are forced out of their home or they would like to stop the closing of mobile home parks. The city has the power to do that by not processing the re-zoning or not granting permission to build or not issuing building permits. They have the power to stop the closing of the mobile home parks.

MAYOR TRUEX: Points well taken. Thank you very much.

MR. BUENO: I'm not going to take much of your time gentlemen and ladies. I would like to allocate the rest of my time to Henry to speak sometime after. I move into Kings Manor in April it will be two years ago. I bought an expensive home, a double wide what they

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call it, and I am known around the area about getting people together and talking to people okay. This situation here I don't understand that's the reason I brought the sign.

Why is this going on and I'm just asking for you all guys help, to let us, try to help us keep our mobile home park. It's a beautiful community, okay. I will allocate the rest of my time to Henry.

MAYOR TRUEX: Sir did you give a sheet to the clerk with your name and address?

MR. BURENO: Yes sir.

MAYOR TRUEX: Okay, thank you. Okay, whose next? Come on up.

MR. SOUDER: I'm Frank Souder I live in 4701 SW 73rd Avenue in Ponderosa Park. No one in my park could make it here and I just, I'm against the re-zoning because it's my livelihood. I moved in that trailer park because it's closer to my job and I guess certain people around my community where I live and if I get displaced from where I live now to over forty miles from where I live, I lose my clientele where I work and that's my livelihood and it's going to be gone if this re-zoning is okayed. And as far as compensation goes three thousand dollars is not enough because if I get paid three thousand dollars I'm left with a significant balance on my trailer and I will not be able to get a home anywhere in this country to move. It will just leave me in a hole and I won't be able to dig myself out if I don't live somewhere.

A lot of people, I got retirees in my trailer park who can't make it and everyone's just devastated about this and my career is going to end. I worked thirteen and a half years there and I don't want to start over again with new clientele. It's my livelihood. Thank goodness for Shirley here because I couldn't say anything better than she did and may you all have a Merry Christmas.

MAYOR TRUEX: Okay thank you. Okay come on up.

MS. CLARK: Hi my name is Mitzy Clark I live in 13281 SW 8th Street in Davie. I live in the middle of the community of the mobile home parks out there and each and every person in that community is devastated to the fact that it cost an average of twelve thousand dollars to move a mobile home today if it's allowed to be moved, if it meets the criteria of a place where there might be a site available. There isn't really any sites available.

There are people on fixed incomes with social security that only make a hundred and thirty four dollars. Average rental in a comparable area of our fifty miles as the Florida Statue would state, they can't even afford that. I mean they couldn't eat, they couldn't drive a car, they couldn't have a phone, they couldn't have anything. All they could do is pay their rent or be homeless.

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The owner of mobile homes, some people have just bought them and rebuilt them and have tons of money in them and they are going to lose everything and anything they ever had as a home, what they have built to be their home. They have no place to go in the community, they need you to have a plan in place whereas re-zoning should be stopped completely. Everything needs to be studied in order to rectify how they could become compensated back because as they say the Florida Relocation Fund is three thousand dollars on a single wide and six thousand dollars on a double wide. They are still six thousand dollars in the hole which means they have to give up their home and everything and anything they put into it and the housing market here is just horrendous.

We wished we were in higher salary jobs where we could afford a house but is there a house available for anyone when the insurance is so expensive and the taxes in Broward County have went out of reach even for a mobile home. You don't even realize what mobile home owners pay if they own their property. They pay per acre more than the hundred thousand what use to be hundred thousand dollar homes on acreage do. They have ten units per acre and they pay more in taxes than your big one acre, one acre and a half homes do. And we're people just like everyone else and we deserve to be treated with a little understanding and compassion because we need to have somewhere to live.

We all need somewhere to live and it couldn't be at the worse time here at Christmas to displace families. Davie says they're rural and to put condos and Town homes and all that takes away from rural also. Redevelopment is one thing but we have to care about our own too.

MAYOR TRUEX: Okay. Thank you. Are the folks over here speaking for multiple people?

MS. GIBB: I would like to speak for eighteen of the clients.

MAYOR TRUEX: Okay up to the podium tell us your name and address and who you're speaking on behalf of and then go ahead.

MS GIBB: My name is Christina Gibb I'm born and raised right here in Fort Lauderdale. I looked around because I was told I wasn't going to live that long and I weighed out what I had to do and I sold my house and looked around for a park. I found Kings Manor to be a nice park. When I walked in I told them the situation. I found a very nice mobile home in the back and it's beautiful and I figured I'd, my money I have left would give me my time.

I paid fifty five thousand cash, I never got a title, I called Tallahassee, they had a lien on it. I got my title two days ago. Instead of a turkey in the mail box I got the notice to sell in the park and for my Christmas present eighteen of us we put fifty five thousand

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cash down and my sales lady she couldn't look at me in the face so she ran out the door. I can't see how I can give them fifty five thousand cash two months ago and they could only give me a couple of thousand to sell the park and walk away with that to live. And I can't work. I don't know about the other eighteen, they sold or how they paid it or anything but I do know that we paid a lot and that's all I, I don't know what to do.

MAYOR TRUEX: Okay, thank you.

MS. DEATON: My name is Maryanne Deaton. I've been at Kings Manor for four years last year. During the storm I lost my place totally and I moved out. I lived in a lot worse park where I was grateful that I had my life. That's all I had and I lived in hell for seven months. I moved back to Kings Manor hoping that I could start fresh all over again, I financed furniture and stuff like that.

The first thing I asked them in the office was I have to ask a stupid question, I said we've been through a lot. I've been through re-zoning before I came to Kings Manor, I've been through a fire, I've been through a loss of home. I said why isn't this park being fixed. They said don't worry about it, after the hurricane season we have blueprints, we have all these things. This place is going to be beautiful. It's not going to go down. So I had a place on Airport Road, Everglades Park and I moved because I got a good deal.

Okay I didn't pay as much as these people but I moved back thinking I could have a home again. Okay and I was promised, now these people send these notices that we're re-zoned and why weren't we told. We would have never, we would have stayed in hell rather than move back. You know we have pets, we have kids. All I'm asking is give these people more money if you have to resolve this because people can't live and a lot of people are going to become homeless.

We only have one income and we just ask if you're going to do it give us a decent amount for our places. I thank you.

MAYOR TRUEX: Thank you.

Unknown Speaker: I'm actually here for Orange Blossom. I've been told we're not in any jeopardy or anything anytime soon. However, its bound to happen. History repeats itself, okay. It's very short and simple, if you're hear to listen I'll talk. So and as I said I'm not here only to represent myself but all of Orange Blossom.

I'm actually the manager there so as this part goes I'm like the rest of everybody else. I'm out of a home because I live right in the community. I'm also out of a job. I'm a single mother with a special needs child. This job allows me to work right there in the community, to be close to home, to be available to cater to my son and take him to his required therapy appointments, etc., etc., etc.

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But as manager of this park I also want to make it clear, I've heard a lot of people say people live in mobile homes because they have to. I deal with these people on a one and one basis every day of the week. I have them over to my house for barbeques, you know what I mean. They talk to me when they're having trouble and trust me when I tell you the people that live in mobile homes are truly there because they have to be. It's a last resort and we pay slightly over four hundred dollars a month in rent each month.

People who are there because they need to be can barely make that. They have children to feed and you know the cases, so please I ask for your help because I'm one of those people. I have kid, I have rent, I have bills. I live there because I have to along with a hundred other people in there. That's it. Thanks.

MS. NICKLAUS: My name is Ursula Nicklaus. Sorry if you can't understand me properly. I've moved in to Kings Manor twelve years ago and it was an outstanding community. We all knew each other's children, we all met at the pool, we were just one big happy family. Little by little drugs started moving in there, people were starting to move next door to me. I'm one of the people that go around my community and I check out whose living there. If I see there are drugs in there, if there's anybody there trying to coax my child which I had to move in there from Country Village because I became pregnant. My mother sold a hundred thousand dollar home for fifty thousand dollars so I could have a house for my child. I tell you I do watch over my community and I think it's horrible what's happening to us. I live on a social security check, my son's father died, I have no social security. [Inaudible] I can't work, my eighty three year old uncle moved in with me with his social security. We live practically in a house that's falling apart but I feel so sorry for these people that have come into new homes that knew. That management, they knew. They even tried to sell me with bad credit for fifty five thousand dollars. My brother died and he left me some money and that's all I got for my life and they were gonna sell me a home knowing that they were going under. And I think it's awful that these people with hundred thousand dollar homes [Inaudible]. She is disable. She fought and fought and fought to get a ramp and everybody [Inaudible]. I love Davie, I love Davie because I can ride my bicycle in the park [Inaudible]. I can go from my to Shenandoah Plaza. Shenandoah Plaza is my plaza. Not that brand new big Publix. Shenandoah I have my hairdresser there and I can get my hair trimmed, I have my bank there, I have my bicycle is still there. I know everybody there. I've been there twelve years and the thing that I have to leave Davie and live in another home because my brother is telling me my house could fall down. But I don't care, I love it and I feel so sorry for these people who are struggling they don't know where to go. Where are we going to go? You promised you were going to make up places to live in, places we could afford. Fourteen hundred dollars it's going to cost to live there. How can I do it on six hundred dollars a month.

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MAYOR TRUEX: Is there anybody in the first row that wishes to speak that hasn't already spoken? Anybody in the second row. Come on up.

MS. MOOTY: Good evening my name is Ecstacy Mooty. I'm a resident of Kings Manor Estates Mobile Home Park for five years now. It was just recently this year or earlier in the beginning of the year that I was finally able to pay off my loan on my mobile home and own it outright. My father through his job and company came up with the down payment for my home. I've yet to be able to reimburse my father based on my income as a licenses massage therapist. It is seasonal employment and of course when that season goes down so does my finances.

Kings Manor Estates so far has been the only place I could afford and is barely at that. I'm a single parent. I rely on no other income sources other than myself. I receive no alimony, no child support as a single parent and no state support. I have been completely self sufficient for over a year now and I'm very proud of that. But now it looks like I have this situation on my hands that my father's hard work, who has been in this state all of his life, and I'm a third generation native. Both sides of my family have over a hundred and thirty members of my family in this state and yet I can't afford affordable housing on my own even with the education that I have.

So I'm asking, coming before you, that some resolution can be made that's not something just financial but to keep and prevent us from being displaced now and in the future. Thank you.

MAYOR TRUEX: Anybody else in the second row?

MS. ARBELLO: Hi my name is Lisa Arbello and I'm a Davie resident for over ten years. I'm a single parent with two children that have been raised in Davie, have friends and love people in my community. We pay five hundred and sixty four dollars a month. This increase has happened for the past two years that are unbelievable. It's good to see you guys by the way because I voted for most of you here. I would like to thank you also.

I also want to let you know too that as far as the displacement of it okay, the amount of that is actually astronomical and you guys really need to take account of that. Twelve thousand five hundred dollars is way, I think is hard to do. I am the little people, I'm the one that cleans the floors at Publix and says thank you for shopping with us. And it is really important and I really have faith in you guys, although I've heard some things but I have to say I have faith in all of you and we will take it to the degree that it needs to be taken whether its to media, whether its to the governor, whether its to the President if we have to. Nobody, we are behind you okay and as they say in politics either you have money or you have votes. Well you have votes here without a doubt.

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MAYOR TRUEX: Okay. Anybody in the second row? Anybody in the third row? Come on up sir. Who else is in the third row that's going to speak. Raise your hand. Why don't you, are you guys over here going to speak as well? If you're in the third row and you're going to speak why don't you come up here on deck and then we'll listen to row by row. Go ahead sir.

MR. TEJEDA: My name is Carlos Tejeda and I live in Sunshine Village. I would be very short and very blunt, please excuse me for that. Just remember one thing box opening, box staying. The voice of the people is the voice of the box. I don't believe that Davie can afford to dispose of twenty thousand residents. You have the backing of the people. You have to at least think of the people that work. Do not think of the people that exploit the workers and they want to fill their pockets at cost of twenty thousand Davie residents. We do not beg you, we demand that the Council that was elected by the Town of Davie take action on our favor. The vote is yours. We will fight. I guarantee you that we will fight whatever it takes to defend what we have built. Thank you.

MAYOR TRUEX: Come on up whoever's next. Come on up here.

MR. NEWBURGH: Good evening my name is Ray Newburgh. I currently reside at the Dell Trailer Park 4633 SW 73rd Avenue. I just want to state that I am appalled at, I recently relocated to South Florida and the cost of living down here is just so astronomical. I'm a young man and I have a decent quality job, I'm a professional. It is actually forcing me, the loss of my mobile home, my housing to move out of this state because I can no longer afford to live here. Then to be offered thirteen hundred dollars actually the state demanding because if there was an offer, there isn't an offer, it's a requirement that they pay you thirteen hundred dollars to move out if you can get that out of the proprietor of our land. He blankly lied, it's all about how he can sell the property to regain more funds.

You can't afford to live down here and that's pretty much the way it is. And if they take our property from us what do we do. Whose going to clean the floors, whose going to drive the trucks, whose going to be the work force? I guess we could ship some people in to be the work force. I don't know, I don't know how else you get people down here to do that. That's all I got to say. I opposed the land grant.

MAYOR TRUEX: Okay. Come on up sir you're next.

MR. SISSIO: Hi my name is Vincent Sissio. I also live in the Dell Trailer Park. I reside in Davie for over thirty five years. I lived in Cooper City and in Davie. I'm also a security guard. I served here in Davie and other areas. I've seen a lot of things happen in Davie, I saw Davie when it was small, Cooper City when it was nothing now its grown. But where it can describe what other people have said all I can tell you is that if you pass this here it's an injustice and you're hurting a lot of people and they'll all be homeless just so someone can make a big profit. It's a travesty, an injustice and it should not happen.

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MAYOR TRUEX: Okay, thank you. Okay I think we're to the fourth row now. I'm sorry come up ma'am. Come up. Okay you're next. Good evening.

MS. PENA: Good evening. My name is Mary Pena and I live at Orange Blossom Mobile Home Park at 4488 SW 66th Terrace. I forgot what I was going to say. Um, I've been diagnosed for seven years with bipolar, I have a mental illness which I also have depression and I live off and survive on social security income and disability. A mere six hundred dollars a month. My rent is four hundred and thirty eight dollars a month.

Eight months ago I purchased my mobile home and it cost me twelve thousand dollars. Every penny I had I purchased that mobile home and paid for in cash. Recently I found out, just a few months ago, that I have a tumor and it's cancerous and I have maybe two years to live. Within the next year I'll be going blind, won't be able to walk and slowly little by little. My mobile home is up for sale and I was hoping to get that ten thousand dollars and move to Pennsylvania where I am originally from up in the mountains and that's where I want to go and die.

All this that's going on is taking that away from me. I can't believe that nobody is allowing me to die the way I want and where I want. They have taken that away from me as well. That's the only money, the only income that I have so that I am to relocate and move and just spend my last two years there and that takes that away from me. In my conscience I cannot sell that home; me knowing what that next person is going to go through. I couldn't die in peace knowing that. And with all the pamphlets that are going around and the whole city knowing, the whole Town, the whole county knowing what's going on with all the trailer parks who would buy that home anyway. But in my right conscious cannot sell it anyway and that's all that I have to say.

MAYOR TRUEX: Okay thank you. Okay, come on up ma'am.

MS. HERNANDEZ: Hello my name is Bridgette Hernandez and I live at Kings Manor.

MAYOR TRUEX: Can you speak right into the microphone.

MS. HERNANDEZ: Oh sorry, I've been told to speak softly.

MAYOR TRUEX: That's okay.

MS. HERNANDEZ: The lady here said mostly everything that was on my mind but you see the faces of people that want to live, people that want to die and it's all being taken away. I myself, as this lady can tell you probably, I come from New York and came here for the job. Got into an apartment all by myself. That apartment got taken out from under me because they went condo and I couldn't afford it. Now I have to go somewhere else.

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What somewhere else? Finally I went up in Kings Manor with a lovely man who wants to actually marry me and he's got his own place and that's being taken away and I'm just going to sit here and listen to the rest of the goings on and hopefully hear something good because the more that we see and what this lady has said about the housing deficiency in the area I might have to leave also.

And not just me but probably everybody behind me as well. And so you won't have the person at Publix bagging your stuff, and you won't have all the people around that you normally see because everybody will be gone and I hope you don't want that but I'm just going to sit down and listen and thank you for your time.

MAYOR TRUEX: Thank you.

MS. FUGATE: Hi my name is Isabelle Fugate. I am a single mother of two children. We live up off the social security checks that we get for being handicapped. They have tumors, they have muscular dystrophy. I have muscular dystrophy. They have seizure disorders, they have a lot of problems. I am unable to work because I have to be with them twenty-four hours a day, they need supervision twenty four hours a day. They're twenty three and twenty five years old but they are both incapable of having a job. I feel bad for my children. I could go ahead and be homeless, I could manage but it's not me it's my kids that will need somebody to help them out.

I think its unfair for people to wanting to make money, you know to throw us out. We have nowhere to go, we have no family here, we have no family in other parts of the country. I would have to leave the country and they would have to come with me. But my Dad in the other country in Chili. He is also out of work and he's eighty eight years old, no I'm sorry he's eighty nine years old and he can't really help us. And I will beg the people please don't let them take our houses away. Because so many of us have no where to go and I feel so concerned about my children. If it was me I don't care but my kids they are my life. Thank you.

MAYOR TRUEX: Okay is there anybody in the, were you next sir? Come on up.

Unknown speaker: I have a couple of minutes left, if I may.

MAYOR TRUEX: Did you speak before?

Unknown speaker: Yes I did.

MAYOR TRUEX: We'll let you speak at the end okay if you want to wrap up some things. Anybody else in the fourth row? If you're in the fourth row and you want to speak come on up. Come on up ma'am.

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MS. THOMAS: My name is Katherine Thomas. My address is 12633 SW 4th Court in Kings Manor Estates. I thought I had it until I heard the people here. I have a metal heart valve and also my second pacemaker. I have congestive heart failure which you can live with awhile but you eventually die from that. What I've heard here, my heart goes out to them. This is a moral issue. People have turned into a financial issue. This is moral. What do you think about helping your fellow man. Caring about other people. If I were homeless what would you care? Me, would I really live on the street. Is there a place for me. I need you to please think this over very carefully. It's so important. You could be in our shoes. I hope you won't be. I want to vote for you again. But please take your time, listen to all the stories. Do your best.

I know sometimes you can't do what you really want to do but if you stick together, come together and listen to these people. A lot of their problems you might say they brought on themselves but that's not true. People have a right to live. Maybe not wealthy or in a big house but they have a right to go out and see the birds or have a little cat. I'm just devastated by this whole thing. I'm sixty-eight years old and I've lived in South Florida all my life. I've never seen such a terrible thing happen and I appreciate your time.

MAYOR TRUEX: Thank you. Is there anybody else in the fourth row. Anybody in the fifth row that wants to speak. Okay, come on up sir. Is there anybody else in the fifth row? Okay you're going to be next but is there anybody in the sixth row. If you're in back and you want to speak on this why don't you raise your hand, let's see how many more speakers we have. Okay if a couple of you want to make your way up to the on deck circle we'll make sure, then we'll get folks outside also before we quit. Okay, go ahead sir.

MR. DIAZ: My name is Ray Diaz. All this information is going in my head. I grew up in Florida since I was seven years old. I'm an immigrant from Cuba and I'm also a sixteen year veteran in the Navy. I came back to Florida in ninety three and I, me and my wife raised four kids here. One has got a full scholarship to Vernon, Texas because he did four years of high school rodeo. His name is Issac Diaz and my oldest boy he's a very well accomplished musician. And he currently leads the kids, he's the music director over there at Flamingo Road. Our kids have been able to be productive kids in society because we have been able to make choices as to where we live. My wife has been able to stay home to raise those kids.

The situation that we're being put in now is taking choices away from us. So now I'm forced to, even as a mailman, I'm forced to decide whether I'm going to stay here or not. My youngest daughter has horses. This community has changed so much that it's pushing all the horse community into this little bitty hole. And that's just me, you know I'm just speaking for myself.

I'm at Kings Manor and I know you guys have a lot of things to play with, you got a lot of things that are pressing on you, but we really depend on you. We depend a hundred percent because there's choices that we have to make and if you take the

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choices away from us for the mighty dollar then you're no longer a community. It changes the whole picture, so I'm asking you to seriously consider what you're choosing. And don't let them come in and destroy this community. We have to live somewhere so that we can have the choices to raise our family. Thank you.

MAYOR TRUEX: Thank you. Okay come on up. Good evening.

MS. RAMJATTAN: Good evening. My name is Annan Ramjattan. I live in Kings Manor. I recently moved there a month ago. I used to live in Estates in Margate. The mobile home park is being closed right now. I came to Kings Manor. I saw a house there unknowing it was owned again by Uniprop. I made a deposit for a house. Afterwards I got to realize it was owned by Uniprop. I went back to ask when the original manager for Uniprop Mr. Milton Rice. I told him, I explained my position to him. I said listen I know you guys are kicking me out from here. I saw this house on notice owned by you guys, I don't want the same thing to happen to me there that happened over here. He assured me that sir you go ahead and buy the house. They have no plans for Kings Manor. That property won't be sold or they are not going to do anything with it. One month after now I just moved in I get this notice that the park is being closed. I have no money, I have no where to go. If they give me fifteen hundred and seventy five dollars from Estates. That's all. So I need your help please.

MAYOR TRUEX: Thank you. Good evening.

MS Rosario: Good evening. My name is Ann Rosario I live at 13301 SW 5th Court. Okay. In the year 2000 my son surprised me in January with my mobile home for my kids so we wouldn't have to pay high rent outside. I found a job in Nova High. I'm an assistant cook. When the kids don't go to school I don't get paid but I still pay my rent on time all these years and when I went to go pay my rent last time when they extend these papers to me they said they are not selling.

Right now they have a piece of paper stating they are not selling the homes but we don't believe in them. So I believe in you. Please help us. Because I cannot afford to lose the only thing that I have in this world right now for my kids and my grand kids. Thank you.

MAYOR TRUEX: Thank you. Come on up, good evening.

MS. SNYDER: My name is Elizabeth Snyder I am from Sunshine Village, 13411 SW 6th Place. I'm not going to talk, I'm going to read because I'm very nervous. Ladies and Gentlemen I come to you today in an earnest effort to appeal to you. I represent a group of people whose voice is seldom heard. Resolution 4.21 to save mobile homes is the right way to vote. Item 6.1 to re-zone mobile homes to R.M. Condominiums is a mistake.

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It would require the eviction of literally thousands of people who would have no where to go. Most of those in mobile homes are elderly or on a fixed income which you know and with little chance of them improving the situation in sight. We have worked very hard to make the best of what little we have and then Hurricane Wilma came and took most of that away.

Still we were relatively content to live in temporary FEMA trailers or damaged homes with the hope that someday we would someday soon rebuild our homes and our lives despite our great loss. Now during the holiday season our last hope is being shattered. We have invested our hard earned money and our insurance checks for what? To destroy the homes that we have wasted hundreds of thousands of dollars to rebuild. This is not only bad business, it is unfair and indeed also un-American.

Many of the people who live here make an honest living to support their children or are unable to work because of age or disability and have a social security or welfare check to support them. The situation can be resolved by two means; minimum wage, welfare and social security rates can go up which takes more money out of the paycheck of John and J.Q. public. This solution requires ridiculous tax hikes and endless streams of bureaucratic red tape.

There is however a simply answer. Let us keep what is rightfully ours. Let us keep what we labored and paid for. America has been called the land of opportunity and we have the freedom to get an education to obtain suitable employment and thereby provide for ourselves and our families decent and affordable housing in a sanitary, safe environment. We have done our part, now it is up to those we more power than we have to do their part.

We have been responsible enough to maintain employment, pay our rent and keep our homes up to code. We have done all that is required of us and have subjected ourselves to the consequences of failing to meet those standards. Would you punish those who are responsible? Would you treat those who have followed all the rules to the same as one who defaults on his rent? In short, would you throw us out for doing what we are supposed to do? We have paid for our homes and we have the right to keep them. There is no place suitable enough to afford any compensation that might be given. Money and some government help maybe. It may pay for a low rent apartment somewhere but it could never replace a real home.

In summation we have already suffered a great loss because of Hurricane Wilma please do not compound our already difficult life with more tragedy. Second maintaining the mobile home park is more efficient and cost effective way of keeping housing affordable to everyone. Third we have invested large sums of hard earned money into our homes, we pay our rent to insure that they meet government safety standards and codes and it would be bad business not to give us a return on our investment. Please

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understand we are not trailer trash. We are hard working Americans just like you and this is about much more than just money in someone's pocket. How you vote can save or destroy thousands of lives. Please vote no on 6.1 and yes on 4.21. Vote to preserve our homes. Thank you.

MS. BOLTON: Greetings to all of you.

MAYOR TRUEX: Before you start, just a minute. Can the people in the outside still hear us?

Unknown Speaker: Yes the TV's are still on.

MAYOR TRUEX: If they are, I don't know to we need to arrange, do the people in the other room, do we need to let them know. I think there's not that many more people.

Unknown Speaker: They're aware.

MAYOR TRUEX: They're aware and they're making their way up here if they want to speak.

Unknown Speaker: I've already done that.

MAYOR TRUEX: Okay, great. I guess what I want to ask is there anybody in the room that might want to speak should we let them know or announce in there. Do they hear us now?

Unknown Speaker: I went over there to announce it.

MAYOR TRUEX: Okay, great. Okay go ahead ma'am, I'm sorry to interrupt.

MS. BOLTON: My name is Donna Bolton. I do not live in Davie but my son's girlfriend does and she has muscular dystrophy and two kids. My daughter lived in Sunshine City. She had two kids in a single wide. She met somebody who had two kids and he bought her a double wide. So she walked away from one trailer to go into another trailer. They had just paid fifteen thousand and were fixing the trailer up. They were not even given this notice that they got. They were told they had four months to get out.

They promised they would give them five thousand for a double wide. My daughter didn't get a dime. She refused to give up the title, which now you see it's still vacant over there and the case is still in court. They were forced to go up to Leesburg with four kids. My granddaughter was the highest of honor roll in Broward County for six straight years in a row and honored by Broward County. I did not want them to leave. I cannot see my grand kids now because they were forced; they did not get a dime. They had to walk away from a double wide that they built up with four kids and with all kids going to school here and like they said they were going to offer these people money, it's not going to happen and my

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mothers lived in Broward County for twenty eight years in a trailer park which is in Miramar.

We've been told in a period of five years all the parks in Broward County will be going. She's now deceased and my son has it. We're going through the same thing over there I've been told. I just graduated the academy down in Dade to come to work here as an officer for Davie. What they're doing to these kids. She cannot afford it, we cannot afford it and my daughter could not afford it.

Just so happened her boyfriend was able to get some money from a parent that died, they went to Leesburg and got three acres of land with a single wide; four kids, for forty thousand. Four kids to have to live in a single wide when they had a nice double wide that they were building on. They weren't even given this notice. They just got a thing on the door that said you've got ninety days to get out. They didn't give them no issue. People fought, they fought, they fought; they did all the fighting they could and then still, what happens now? That property sits whole it cannot be sold for commercial for two years.

So now he forced all those people to move out with no income coming in and now they can't do anything with it because it was considered a residential property and they can't do anything commercial to it for two years. So what did they do? They put everybody out. It's not fair and I want to see my grand kids and I can't. It's not fair to these people. My mother was ninety when she died of breast cancer. She lived in that trailer and Hurricane Andrew blew it away. My son rebuilt it for her. She died two years ago and for fourteen years its lasted as long as, its falling apart but my son is rebuilding it now for us to face the same thing.

I live in Miami where property rent went from eight hundred to nine fifty for a one bedroom apartment. I was going to move up here because with all them up here it seemed to be cheaper plus if I was going to work here I'd want to live here.

You need to really take a look at all these people that have disabilities. It's not fair and children, it's not fair. I'm upset because my grand kids had to be displaced but these people telling everybody they'll give them money. My daughter didn't get a dime. Thank you for listening.

MAYOR TRUEX: Okay. Thank you. Come on up.

MS. GABRIEL: Hi my name is April Gabriel. I'm from Sunshine Village; 12351 Sunshine Court and I just want to let you all know that I moved from, I was in an apartment and they converted it into condos and that I had a friend that had property in Alabama and moved up there for two years and got hit by a tornado in a storm so then I came down here and moved into Sunshine Village. Three months later got hit by the tornado and I was out of there and I did have insurance, thank goodness. I just got the roof on, just got the siding done, everything's done, it looks perfect and then I

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got news in the mail. I have had surgery, have muscular dystrophy, I have two children with special needs. I

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get no child support and I'm just living on SSI basically. I just got my last beautician license but I'm trying to get a job doing that. It's slow right now but I have no where to go, I have no money and if I have to walk away from this trailer I don't have first, last and security and absolute claim, down payments and all that so please let us know what we have to do, who we have to write to, who we have to call and just let them know we're all here backing you all and will do anything we have to do to stay where we're at. Thank you.

MAYOR TRUEX: Thank you.

DWIGHT: Good evening everyone. My name is Dwight and I moved right next door to Orange Blossom Mobile Home Park. I moved there two years ago. I use to live 59th Terrace in an apartment complex and I had to literally walk around with earplugs because of language that my neighbors were using. So a friend of mine said a few years ago why don't you move into a mobile home park. And I said I'm not going to live in a trailer. What if a hurricane comes, what's going to happen to me and my family?

But then things start going down and I lost my job and I couldn't afford living in a one bedroom house with my wife and my son at that time. Then we found that my wife was pregnant, we now have a two year old ever since I moved here and the only noise I hear here is the when the generator from the Town goes off.

MAYOR TRUEX: The Town's generator.

DWIGHT: Yes. But what I wanted to say is I moved here in the mobile home and it's the only thing that allows me to put something aside for my kids. It's the only thing that's a part of the neighborhood. I just want the Council members to think of one thing. What if you went home tonight and tomorrow you would find a note in your mailbox saying that your house that is probably valued at around two hundred or three hundred thousand is going to be moved also and in place they are going to build five million dollar affordable houses. And what we are going to give you is just ten thousand or twenty thousand for your three hundred thousand home. How would you feel?

That is the way that most of us here feel. See, I don't understand why the government can protect fish and alligators in the Everglades but it can't protect those that do not have adequate income to afford decent housing. So I just like to ask the Council not to approve the re-zoning because that will just kick us out in the street. Exit plans are good but they only work for six months maybe a year but life does not stop there. My kids still have to grow up. I don't have a lot of medical problems as many mentioned here but please do not treat us as dust. We want to be a member of the Davie community.

MAYOR TRUEX: Thank you. Good evening.

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Unknown Speaker: Good evening ladies and gentlemen. I'm probably not as educated as most of you people are but I'm streetwise and I realize money controls the world. And all of these people what they're saying today is probably falling on deaf ears because we all know money rules this world and these people that are trying to do what they do have the money. I'm going to give you a little food for thought, you can say maybe I'm crazy. Drug dealers move into a neighborhood they sell the product they ruin families, they kill children, they ruin peoples dignity. When they make their money they move out. What's the difference between Uniproperly and ARC? They move in, they give these people what they need, after their pockets are fat they pull out and they ruin these peoples lives.

You people came to these people and asked for their vote. You said you would stand behind them, you'd protect them. It's your time to stand behind these people and protect them. Don't let these people come in and rob these peoples lives. What's the difference between them and drug dealers. And what would be you guys if you guys did it to them.

MS PADILLA: Hi my name is Debbie Padilla. I reside at 650 SW 124th Terrace. I purchased my home for cash and I had purchased it, it was foreclosed. I moved down from up north from Philadelphia with my grandchildren with hope I would raise them in a better community. That's all I have. A grandmother raising two children who goes to Foxtrail. Its an A-one school, I want them to stay in an A-one school. Please don't make me have to up and move someplace else where I don't know where their going to go.

I don't want the state to take them from me. I work hard, I pay my taxes and I pay my bills. It gets hard sometimes and sometimes they look up to me and say momma what are we going to eat for dinner. And I say baby don't worry I'll find something. If you make us move where will we go, what will we do. How will we feed our children? I'm only on limited income, I work hard, I do what I'm supposed to do, like I said I pay my taxes, I take them to church, I teach them the value of life, let them know that nothing comes free.

You have to work hard and once you work hard you will get your just due. Now I'm telling my baby I don't know what's going on for Christmas. My money may not buy the toys that you want for Christmas because we may have to save every dime because we might have to move. What hope would we give our children if we have to move from place to place, not knowing where we're going to go.

Please let it be, let God be your judge and lead you to your place and keeping the community of Davie where it is. I have not lived in Davie all my life [inaudible] but from where I come from I can see that Davie is a place that I can tell anybody to come and live. This is a great community. I can't say the same thing for Miami, I lived in Miami for a year. But I would not take Miami and say let's move back.

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I would stay in Davie and I would stand my ground. I pay my taxes and I want to stay. I want to stay, I can probably say anybody, I live in Davie and I work all the way out in Deerfield and I drive many miles every day and I fight that traffic but I come back to Davie and pay my taxes.

MS. DUSTIN: My name is Stephanie Dustin. I live at 13351 SW 5th Court. I live in Sunshine Village Mobile Home Park. I was the first graduating class of 1983 for Western High School and my children go to Western High School. I am a single mother with twin girls. I graduated from high school, I went to nursing school, I was able to afford a nice house with a pool in Davie. Unfortunately things changed for me.

At the age of 35 I was diagnosed with Rheumatoid Arthritis. I am not longer able to work anymore. I am forced to be on disability. My mother helping me out scraped every penny she had to get me a loan to move into Sunshine Village Mobile Home Park. We have money to pay every month into this loan she gave me. If we're forced to move, not only am I going to be homeless but I cannot pay my mother this money that she is going to lose if we lose this mobile home park.

My children go to Western High School, I've been living in Davie since 1980 and no, Sunshine Village is not the beautiful house I had. This is where I live now. It's a beautiful mobile home park, I'm proud to be living in there and please don't take it from us. Thank you.

MAYOR TRUEX: Before this speaker goes is there anybody else inside the Council chambers in back that's going to speak that's not already in line. Okay officers are you sending people from outside wanting to speak letting them know that they can come in?

OFFICER: Yes we are.

MAYOR TRUEX: Great and also there's probably seven or eight seats inside up in front if any of the people standing in back want to come up.

OFFICER: Anyone want to sit?

MAYOR TRUEX: Okay if you'll announce outside or let whoever else is out there wants to speak that they can start making their way in. Come on up.

MR. FIGG: Mr. Mayor, members of this Town Council, Mr. Town Administrator and Mr. Town Attorney I, my name is Paul Figg. I am an attorney and I represent various property interest within the Town of Davie. I want to start off by saying that I've listened to everything that was said here tonight and I think this is an important message that these people are sending to you. The reason I am here however is I believe the resolution that is before you is unconstitutional.

In a nutshell the resolution requires that the mobile home park owners pay the cost of relocating mobile home park tenants should the park owner choose to change the

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use of their property. Through this resolution the Town is attempting to do that which is already been ruled unconstitutional. Chapter 723 of Florida Statutes sets forth the Florida Mobile Home Act which regulates and protects the interest of both mobile home park owners and tenants. Among the thing the act creates is the Florida Mobile Home Relocation Corporation, a public corporation to provide mobile home tenants compensation for the cost of relocation due to change in use.

I am not here to speak to whether or not that compensation is sufficient. A past version of the applicable statute had required that mobile home park owners provide such compensation for relocation to mobile home park tenants. This past version was held unconstitutional by the First District Court of Appeal in Aspen/Tarpon Springs Limited Partnership be steward. Simply put by placing the financial burden of relocating mobile home park tenants on the mobile home park owners the Town shifts a burden that should be borne by the community as a whole to individual property owners.

In other words, if the Town wants to do this it needs to split the cost among all of the members of the community not the single property owner of the mobile home park. As the judge, as Judge Garfield, for the First District so aptly put it, such regulation does not substantially advance a legitimate state interest but instead singles out mobile home park owners to bear an unfair burden and therefore constitutes a unconstitutional regulatory taking of their property. In addition to the constitutionality of the resolution the Town is attempting to regulate in a field clearing and comprehensively occupied by the state through the Florida Mobile Home Act. Such regulation is preempted to the Florida Legislature and as such is invalid.

I urge the Town Council tonight and going forward to consider real viable solutions to this crisis in the community. I do not believe the resolution before the Town Council currently is a viable solution and in fact I think what it would lead to is the Town Council and the Town generally not only paying for the cost that it is trying to make the mobile home park owners pay but pay for the attorney's fees and cost in getting that money back from the Town. It's going to cost you more money to do it this way. That's my message and that's all I have to say. I wanted to also say if the Town Council requires additional information I would be happy to work with the Town attorney to provide Council with such information. I want to thank you for your time.

MAYOR TRUEX: Okay you're with Berger, Singerman?

MR. FIGG: That's correct.

MAYOR TRUEX: Who do you represent?

MR. FIGG: I represent All City.

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MAYOR TRUEX: Okay, thank you.

C/M CALETKA: Mayor may I ask a question?

MAYOR TRUEX: Go ahead.

C/M CALETKA: Is it only the language in section one that you're objecting to. Section one of the resolution?

MAYOR TRUEX: Yes that would be the language.

C/M CALETKA: Okay thank you.

MAYOR TRUEX: Did you see the whole resolution on that? Are you sure that's right.

C/M CALETKA: Well that's the language that was sent over today that was specifically highlighted out in their cover letter. Okay that answered the question.

Unknown Speaker: There was only one section right.

MR. FIGG: There's two sections actually.

Unknown Speaker: Yes that was it, that's the whole thing just one section.

MR. FIGG: Well there's specifically a section one found on page seven of the Resolution and page eight starts section two. Although section two says this resolution shall take effect immediately upon its passage and adoption.

MAYOR TRUEX: Okay I was thinking of paragraphs I didn't have it here. Okay thank you. Okay come on up ma'am.

Unknown Speaker: Hi.

MAYOR TRUEX: Sir you might want to stay a few minutes if you can a few minutes if you can in case we have any other questions for you.

Unknown Speaker: Hi I want to thank you all for being available and let me speak my peace at least. I was an honor student in college but I was unable to finish college because of lack of money and I became, I'm just going to hit on the points and not take everybody's time up, then I came became homeless in New York because I couldn't afford the apartment because housing was going up and everything so I came to Florida and I had a brain aneurysm, thank you Florida, but it's not Florida fault. But I'm a fine and I'm a recoverer and I work and I believe strongly in the Lord and God and I recently I wanted

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to come to the Town of Davie because I heard it was a nice place to live, safe and everything so I put my sites on it when I was recovering from my illness and I finally got here.

But Wilma did me in, in Park City. So I moved to a FEMA home, they moved me to Sunshine Village into a FEMA home and I lived there and when I was there, I saved all my money that I had for this, home, you know home, just I mean anything and then I found a mobile home I could afford and it's the first time that I've ever been able to afford anything like a homeowner and its really beautiful and I can keep my dog there and my cat, but I'm not supposed to keep a cat but you know and its really my home now and I thought I was at the end of my rope and I was just going to save for retirement and you know and then I hear this news so please make my prayers keep continually coming through.

It seems like America is getting off track here from our founding fathers. I believe that you guys are keeping it on track and I believe and I have faith in you and I'll continue to pray for you. Thank you and I hope you make the right decision. Thank you.

MAYOR TRUEX: Okay is there anybody else in back that is going to speak after this gentlemen? Go ahead sir.

MR. HAHN: Hi my name is Terry Hahn. I'm the President of South Pompano Civic Association. My son lives here in Davie in Kings Manor. There's been a big, I don't know we keep talking about mobile homes here. Most of these houses aren't mobile homes anymore they are prefab housing. All right there's mobile homes here, I understand that and they're in mobile home parks. This is prefab housing. These houses are designed to be built, assembled and not taken apart ever again.

Your constituents, twenty thousand or so, in just one or two of these communities have come in here to ask you to do what is right. You should be sticking up for them. A simple vote of no we are not going to allow this to change, we're not going to allow thousands of lawsuits against the City of Davie. In Pompano the stupid lawsuits for stupid things and the city and us taxpayers are paying for it for the dumbest things. You guys every city has their own problem but to avoid a tremendous amount of year long, years and years and years of law suits all you have to do is say no. We're going to leave it what it was zoned for, case dismissed, go on someplace else.

The developers that want to do and dispose these people out of their homes which they're paying for. They signed contracts at banks to make monthly payments and stay there as long as they can as long as they keep up their end of the bargain and now they're being told that they're literally going to get a couple of thousand dollars and told to leave their houses that are going to be destroyed and brand new hundred fifty thousand dollar triple wide, where are they going to go? They signed mortgages, that's a legal binding document.

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This is going to turn into a nightmare for the City of Davie. Hundreds and hundreds of people are going to be suing you guys. Why, all you have to do is say no, we're not going to allow this to happen. The developers want to change it and put condos there, which is stupid because the housing market is terrible right now but if they really wanted to do that they, the potential amount of money they'll make is millions of dollars. If that's the case and they think that's a good business decision then buy these people out. Not for twenty thousand dollars, not for ten thousand dollars but what the value of their homes are and what it cost them to move.

The housing market has gone up, those fifty five thousand, sixty thousand dollar preassembled houses are now worth a hundred thousand because of the housing. They want to build condos there let them go ahead and pay those people and help them financially move to a desirable location. My son, his wife and two kids have their children here in Nova and the schools right down the street. They plan to stay here until those kids graduate. I mean it takes a long time to get into Nova, they got into Nova, they want to stay here, they want to build their family here.

They could have moved in Pompano where I lived, they decided to move to Davie because they thought they liked your Town. I would suggest you do the right thing and say absolutely not, no to the developers.

Unknown Speaker: I live in Sunshine Village and I wasn't here earlier, so in case you know I say something that's been said, we were Sent four pages of some kind of information about that the use of the land had been changed. Now that's fraudulent because it really got us wild. I mean we didn't know a thing about it and then we get this thing and then somebody just recently came to our door and it wasn't even assigned, there was no such thing, the land was not, the land use was not assigned. Well that's all I want to bring up. What's the story on that, what right did they have to do that? That's fraudulent as far as I can see.

MAYOR TRUEX: Okay. Did you fill out a slip with the clerk?

Unknown Speaker: No.

MAYOR TRUEX: He'll give you one if you'll fill out with your name and address on it.

Unknown Speaker: Okay thank you.

MAYOR TRUEX: Okay is there anybody else in the chambers that's going to speak or is there anybody else. I think the officers have announced it, is there anybody else in back that's going to speak? Is there anybody? Somebody who spoke first wanted to wrap up. Go ahead sir, come on up.

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MR. SERRA: Good evening once again. My name is Frank Serra. In my opening statement I mentioned that you were going to hear the cries and concerns of this community pertaining to mobile homes. We beg this Council that their concerns do not fall on deaf ears. Thank you.

MAYOR TRUEX: Okay is there anybody else in back that's going to speak. Okay. We're going to close the public hearing and okay, one more. Anybody else after this gentlemen? Okay, you're the last speaker. Go ahead and tell us your name and address and what's on your mind.

MR. BYNET: I'm Howard Bynet I live at 741 126th Terrace, Davie, Kings Manor. Two months ago I purchased a prefab and I just sold my business and I retired and I bought a prefab because it was something I could afford and be able to take some trips and retire and hopefully stay there for a long time.

Like I said I've only been there two months then I get a letter saying that there going to re-zone and you know to me this is all very fraudulent. Sell me a unit that I went and paid cash and good money for and two months later send me a letter saying we're going to re-zone and maybe sell this property. I just think it's all a bunch of nonsense and I think these companies that are out there should be telling you what's going on.

When you pay your rent or when you buy a place there so on and so forth it's like I said I wasn't on planning on moving, I wasn't planning on buying another place, I was planning on staying there for whatever years I got left and that's what I got to say. Thanks.

MAYOR TRUEX: Okay, thank you. You're the last speaker, do you have something you want to say?

Unknown Speaker: Yes.

MAYOR TRUEX: Come on up. And you're the last speaker.

MR. WHIDDEN: Yes, Henry Whidden 472 SW 125th Terrace. I believe I opened it up, I was asked by a group in my area to kind of fire the opening round. My closing comes from my heart, my personal conscience, and the things that I know are available. Zoning is not a right.

The community has a responsibility to reach into your wallets and elicit the support of federal, state the local agencies that could participate in the solution. You have within your power as if there was a hurricane come through and you filed an emergency moratorium that nobody could drive on Griffin Road for the sake of public safety and well fare. I think that the only appropriate measure to follow this resolution by whatever needs not parliamentary but someone on this Council.

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I will of course appeal to Susan my representative that you have it within your ability to, you've seen the human tragedy. This requires an emergency measure, a moratorium of at least one year so that this can be effectively studied. Shirley has done a lot of work but we haven't even started to touch the iceberg, the tip of the iceberg. I know that you'll do the right thing in passing your, reaffirming your resolution but go beyond and ask you to consider a measure that will give us at least a year, stabilize these families, come up with a plan within the communities to keep them there.

We could build apartments, we could carve out a section and build an apartment. Put the disabled and elderly people in them. We have federal and state money available to subsidize their rents. Lets give ourselves a time to come up with an effective solution that will last a long time solution. Thank you for your time.

MAYOR TRUEX: Okay, I just have a couple of things to say. Mrs. Starkey asked to speak and I suspect everybody else on the Council is going to want to speak too so I won't take to long, we've been here a long time. The memorandum that Miss Taylor-Prakelt wrote very well sets up the problem and if you didn't read the memorandum it's a very good one, but honestly I'm glad that you all came in because you put a human face on the problem that we know about. Just one other thing, I don't want to sidetrack too much but somebody sent me something earlier today that was fight Town hall and all. The Town hall is fighting with you folks. Believe me we want to do what we can.

The one problem with the memorandum, with all due respect, is it outlines a problem but the solution is a lot less clear to me. And when we make, one thing if you watch the news or pay attention to what your Town, elected officials are doing, we very seldom if ever run from a problem. Sometimes we make mistakes but I don't think we run from it. I suspect we're not going to run from this one either.

But let me just say we're, we make a mistake I'd be the first one to admit it because I think the buck should stop with the Mayor. I think to be honest with you, I feel like the Town made a mistake with the Sterling Road with all due respect and I think the mistake we made was that we came on real strong and threatened and told them you got to do this, you got to do that. When the fact of the matter is they didn't have to do this, they didn't have to do that. And the folks who live in mobile homes, as you are right now in the Town of Davie, anywhere, the whole state you are between a rock and a hard place. And this memorandum, and I'll probably the attorney will speak to that before we're done with this, but I think he's going to tell us basically what the attorney said for one of the park owners that we can't just say, like some of you suggest, it might be the right or moral thing.

I don't know but you can't just say a park owner if you're moving the folks out you gotta buy them a new mobile home. And that's a weak point with this whole resolution is trying to transfer the entire burden on to the park owner and as I said I'll let the attorney speak when he gets a chance but that's not going to pass the

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muster. It might sound good tonight I'm sure you all would cheer it if we passed this resolution just as is. But the fact of the matter is I don't, in the long run its going to help you any. But the one suggestion before I turn back to the rest of the Council to speak, the thing that I heard that made the most sense. You know we had, I don't know if there would be a zoning in progress or moratorium but we've often done that sort of thing in the Town in other situations and this is an emergency.

Now the ones that are in progress I don't know what, I suggest, I suspect that's, I don't know. But the fact of the matter is this the folks that are here are really the tip of the iceberg because there's a lot, I listened to all the parks that were represented and there are a lot that were not mentioned and some of them are very big parks. Well the attorney represents a very large park and in fact not all of the, you know, don't boo me for this, but not all the park owners are evil people.

I don't know all of them from all of your parks but some of the park owners go out of their way to try and help the people that live there and if they are not, maybe not your park, but some parks I'm saying. But some of them if given the opportunity to work and resolve a problem, if not pushed into a corner where they feel like they have to go to court with the Town, will want to try to work with the Town.

So I'm going to, that's all I have to say and before we go tonight I'd like the attorney to tell us, maybe a zoning in progress, I don't know a moratorium, whatever. I personally think it might, in the past we've done six months and if we've had to renew it we've renewed it for another period of time. I don't know if you're allowed to do it a year but that would be my suggestion rather than pass a resolution as written which is not going to get us anywhere and just one last thing I want to mention.

So everybody is aware of this what is really on the agenda right now that we're still discussing is this resolution and it was 4.21 on the agenda but the thing with the 73rd Avenue that re-zoning if you live, did I say the wrong street? Seventy third avenue that as we stand right now unless something changes, that is, we tabled that earlier to January 17th so as we speak right now that's not resolved. Okay Mr. Starkey you wanted to go next and then Mrs. Paul and then the gentlemen, let them arm wrestle who goes next after that. So go ahead Mrs. Starkey.

C/M STARKEY: Mine was originally for a question there was comments made that a four page. The gentlemen who spoke that there was a four page flyer that had gone out and was that from Unicom discussing about what the and which, you were Kings Manor?

Unknown Speaker: No.

Unknown Speaker: Sunshine Village.

C/M STARKEY: Sunshine Village that's right.

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- Unknown Speaker: Same thing in Kings Manor, but parks were-
- MAYOR TRUEX: Okay, hold a second. All right Mrs. Starkey don't encourage people to shout out.
- C/M STARKEY: I'm sorry.
- MAYOR TRUEX: Who is speaking.
- C/M STARKEY: The gentlemen whose five back.
- MAYOR TRUEX: Come on up to the podium.
- C/M STARKEY: I have a question for him please. I'm sorry Mayor I'm trying to find out some of the information that you said and you all were very upset about receiving. I'm curious as to since I don't have it and didn't receive it I would like to know what it was that you actually received and if it was a developer, the Unicom that actually.
- Unknown Speaker: It was part of a prospectus with certain pages added?
- C/M STARKEY: This one?
- Unknown Speaker: I don't recognize that.
- Unknown Speaker: That's Uniprop.
- Unknown Speaker: Yeah, okay it was Uniprop. And it was part of a prospectus and it had lined out.
- C/M STARKEY: Right strike outs and underscores the new edition.
- Unknown Speaker: And reproofed and it said it was supposed to be four pages but it wasn't. It was actually a cover page, two pages were exactly alike and then it was a fourth page. It wasn't four pages. It was originally two.
- C/M STARKEY: Okay, I'm just trying to see what you see that's all.
- Unknown Speaker: And it was lined through.
- C/M STARKEY: Yes I see that.
- Unknown Speaker: And the new stuff was put in and some of the old stuff was eliminated completely.
- MAYOR TRUEX: All right, I'm not interrupting Mrs. Starkey but the lady that came up will you just tell us what that is and we'll have the clerk mark it so it's part of the.
- C/M STARKEY: If she doesn't mind we'll get a copy of it for the record.

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Unknown Speaker: You can have that copy we all received.

MS. ARBELLO: My name is Lisa Arbello I live in Kings Manor we all received that as a matter of fact some of the residents didn't even receive it, don't even know what's going on.

MAYOR TRUEX: Okay, you handed us what you got from your park owner.

MS. ARBELLO: Yes

MAYOR TRUEX: Okay we're going to give it to the clerk and ask them that they mark it and we'll get copies to everyone.

Unknown Speaker: Excellent, thank you.

MS. ARBELLO: I'm sorry to interrupt your honor but that I thought was important to see the same thing that the residents have received.

Unknown Speaker: Our prospectus was the same thing it was lined through what was originally there and the new information was put down that it was re-zoned and part of our information that was on our prospectus is not on anymore. It was eliminated.

C/M STARKEY: If you could please provide us, the Town's clerks office, or Miss Taylor Prakelt, since you've been working with her, with a copy of that as well for Kings Manor.

Unknown Speaker: Well mine is Sunshine.

C/M STARKEY: And Sunshine Village. I don't have mine anymore because you know I was angry, I threw it away. I said well you know, that's the first impression I got.

MAYOR TRUEX: Okay sir you answered the question. I think somebody else has it.

C/M STARKEY: Is that Sunshine?

Unknown speaker: Where they marked it out and everything?

Unknown Speaker: I don't see it, it was marked out.

Unknown Speaker: Yeah, right here it's marked out.

Unknown Speaker: Yeah, yeah that's it.

C/M STARKEY: So Shirley you do have a copy of what was provided to the residents then for the record can we get a copy of that? Submit it to the record just because I think we should all have a copy of that.

Unknown Speaker: This is the true copy.

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MAYOR TRUEX: Okay, thank you.

MS. PRAKELT: I have one in my office I probably-

Unknown Speaker: Because I didn't know whether it was brought up.

MAYOR TRUEX: Okay sir. Mrs. Starkey you still has the floor, go ahead.

C/M STARKEY: And then in addition one of the things I concur with the Mayor that I believe that this resolution isn't going to resolve one way or another and I'm not real excited about this per se and I know you worked very hard at it Shirley. There's just so much that's also, and we've spoken, that's missing.

We've been working very hard at trying to come up with some options that we kept talking about for affordable housing or and for workforce housing and for some low income attainable housing and I know that I've continued as well as the Council have asked for workshops but because of back to back hurricane seasons and a lot of other unforeseen things in the Town we have not been able to do that.

What I would like to see is if we could do, and I concur with the Mayor is some type of moratorium or zoning in progress if we can to look and identify as you have in the past the mobile home community but trying to tailor strategies for an exit plan. We've talked about this so many times and I know it is something that is surely needed and I believe your meeting with me and the City Manager, I mean Town Administrator, Mr. Schuman has basically said that we should come up with our own exit plan strategies and trying to come up with a menu of options. This doesn't quite do it.

I know what you're trying to achieve for this but I think that's the more important resolution. Another thing that I believe was mentioned by Frank Serra, which I've spoken to him on the phone about as well is to form a mobile home task force that or a possible board ad hoc committee if you will and that will be required by a resolution as well. That we could have representatives from the mobile home community and to be fair balancing it out with the mobile home park owners also so there would be a balance to identify and formulate I think mobile home exit plan strategies along with, as a community as a whole.

And I think that in itself it isn't going to solve this monstrous problem which I truly believe it is, a monstrous problem of affordable and attainable housing. But maybe it will help us look at and identify strategies for our own communities and to be fair to all the residents in the Town and property owners in the Town because we have a variation of property owners that own the mobile home property, some rent the property, some it's a whole cadre of various scenarios that go on and on.

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And so we need to, it's not a one size fits all, as we've spoken that will actually suit or fit each and every community to protect what we're trying to achieve. And ironically there is some communities that you know in the right place at the right time are paying out millions of dollars to each property owner, as Balmy Breeze is on a coastal community for mobile homes and we can only hope and wish that some day Davie's property would be worth so much for our residents but I don't see that right now and I do believe perhaps is what we can do is form those two things and I support the resolution to do the zoning in progress and I would like to also have a mobile home community exit plan committee of some sort. Thank you.

MAYOR TRUEX: Okay Mrs. Paul.

C/M PAUL: Thank you. I have had a number of mobile home communities in my district for nine years. Unfortunately I lost them all in this new redistricting and you have them now. But that doesn't mean that I don't have a certain feeling in my heart because all these years I've been going to the special meetings in Orange Park that Shirley and her staff have been holding and I've met with a lot of the residents and I spent a lot of time there.

I know I drove through after Wilma I had two flat tires to prove it. I spent a lot of time checking with people making sure that they were okay and what there needs were. So I have many friends and many acquaintances and as far as I'm concerned and I'm just going to put it very succinctly the lives of our residents, our friends, takes precedents over the dollar profits that the developers.

I was very impressed at the beginning with the two speakers who suggested the moratorium and I think a moratorium is stronger than a zoning in progress but we'll have to leave that up to our head of our Planning and Zoning Department to determine which he feels would be the best route to go. I don't want to do six months and then have to renew it. I want everybody to know that we're going to have a minimum of a year to work out these problems. And I agree with the concept of the many residents representing each of the mobile home parks in the Town of Davie.

I think that perhaps included in that should be a workshop of the Council to discuss some of the options. We just have to sit down and do it where we can have the public present at those discussions. Maybe what we could do as a committee, an ad hoc committee or advisory board or whatever you want to call it we could just make that open and advertise it and indicate that Council members will be present. The council members could attend that meeting so that they are aware of all the discussions and what's going on as opposed to workshops. So there's several, several ways you can go.

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But I just, I was just so moved tonight by all the personal stories. And it seems from the bottom of my heart, it just seems so sad that this is how we have to spend our Christmas with this kind of a burden on our shoulders and it's a shame, it really is. So we need to move forward, I was ready to vote on this tonight, it wasn't until very late the game that we got this memo, surprise surprise, you know who it came from, saying that this was unconstitutional. I had already made a few minor changes to the resolution but that will come when it comes further with some more teeth in it which actually identifies the exit plans and the rolls of those people.

I mean the park owners, if they are the ones that are going to develop the property they're the ones that are going to make the money and you know to say that it's not fair for them to carry some of the burden is not fair to the people. So it is just simple, its common sense. I'm with you guys.

MAYOR TRUEX: Are you finished Mrs. Paul. Okay who wants to go next. Mr. Crowley go ahead.

C/M CROWLEY: Thank you Mayor. I just like to support what the other Council members said. It's kind of hard sitting up here because with each speaker that comes up I want to clap after everyone's talked but we can't do that. It's kind of like sitting on my hands and tied behind my back. One of my biggest fears in the past four years is redevelopment of mobile home parks. Park City Estates is one of the biggest ones in the Town of Davie and it was recently moved into District One but I had it for the past four years. And I've always been worried about that community because it's right adjacent to the 595 corridor which is really a figure would have been a target for redevelopment especially commercial.

I haven't heard anything or anything proposed on that site but I've always had concerns with that particular site. Its amazing how everybody can withstand hurricanes and rebuild and stick together, and here a developer comes in and its more devastating than the worse hurricane you can imagine. To come in and just remove everybody. I just want the community to know that I am fully behind you. I am willing to do anything we can do within the law of course and I think we're at the bottom, your local authority, I think you really need to lobby your state reps, your state senate because these are State Statutes. That's where.

Unknown Speaker: How do you get their attention?

C/M CROWLEY: You can notify the Town, I think it's on our website, there's links on our website that you can link on to. But those are the ones you need to get to and we will. We will work on them also with you. They're the ones that actually change the state statutes and really put the teeth in them and make it a really strong law. I believe the law that's there now is way outdated. I mean the money they're talking about is nineteen fifties, nineteen sixties.

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Unknown Speaker: Thank you for that advise.

C/M CROWLEY: I just want you to know I'm personally there for you and I'm ready to work for you for whatever you need.

MAYOR TRUEX: Just to follow up on one thing and Mr. Caletka. The suggestion was made to have a workshop. We could have a workshop and invite, we have two new legislators, Mr. Care [phonetic] and Mr. Jenny [phonetic]. We could invite them and the senate. I think if we're going to have a workshop we should invite the state because you're right the state has a lot more clout with some of these issues than what we do. Mr. Caletka.

C/M CALETKA: I just want to first start off by saying that you residents don't have a better friend on the Council. I've been in touch with many of the mobile home park owners and I agree with the mayor. Not all of them are bad some of them are lobbying to take action to protect all of you with the state which has the true authority to help you. I actually forwarded this week, you probably saw it on your desk, a bill that is a little rough on the Town, well it's really rough.

MAYOR TRUEX: Yeah, I don't like that bill either.

C/M CALETKA: But I have to say when I spoke with one mobile home owner he said I understand that this is not a good position to put the Town in. Let's work on it and work on it together. They are looking for a joint effort and I was happy to hear that. One mobile home park owner actually hired a lobbyist to help lobby this through the legislature and we're working together to help protect you in the future. Not just protect you now.

And one thing that was brought up was a moratorium and I know that at one point we had condo conversions which forced many people into a mobile home community in the first place and we had asked for an opinion on where, whether or not we could put a moratorium on condo conversions and it wasn't favorable but I would definitely support having the attorney looking into whether or not we could put in a moratorium to prevent the conversion of other mobile home communities. I too would also be in favor of forming a committee so that way not only can the residents of a mobile home community but the entire Town of Davie know what is good for all of us not just what is good for the mobile home communities.

But we're all one Davie family and I think forming a committee like this would definitely substantiate that. The other point that was brought up was that somebody mentioned that if Davie doesn't take action that there's going to be a lot of lawsuits filed against Davie and I would definitely like to have our legal department make sure that there's nothing going ahead with Davie in that respect.

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I'll tell you when I first came on here I had such grand delusions. I thought wow I'm just going to be able to push a button and say yes or no and its going to change the lives of ninety two thousand people. And the first thing that pretty much hit me when I came in to office was the conversion of Sterling Mobile Home Community. It was bought out by the Seminole Tribe of Florida and I immediately saw that we were restricted from the attorneys office and I did what I thought I could do.

I decided to throw my clout as a newly elected official for the Town of Davie and I started by writing every single Broward County State House Representative. I then wrote every single Broward County State Senate Representative. I then wrote every single Broward County United State Congressional seat and the two senators from Florida, the Governor of Florida and I'm still waiting to hear from ninety-nine percent of those.

MAYOR TRUEX: Hold it you can't be shouting stuff out. Silently think it, don't shout it out.

C/M CALETKA: But you have a friend on the Council and I'm going to watch out for your best interests.

MAYOR TRUEX: Hold it a second, you can come up to the podium. Who's the sponsor on the bill?

C/M CALETKA: It's Mr. Dale of Rexmire and Paradise Village.

Unknown Speaker: Sponsor meaning what.

Unknown Speaker: Oh the sponsor?

Unknown Speaker: No,

Unknown Speaker: Who's the state rep?

C/M CALETKA: It hasn't been established yet the committee's haven't been fully formed?

MAYOR TRUEX: Whose the author?

C/M CALETKA: I don't know who the author is but this language will change. We're working together on that.

Unknown Speaker: If you gave us a copy whose office did you get it from?

C/M CALETKA: It was forwarded over from Mr. Dale's office.

Unknown Speaker: Okay and so he didn't tell you who was the sponsor of the bill?

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- C/M CALETKA: No he said that it hadn't been established yet but that he had hired a lobbyist to work with me on this to make sure that the language was agreeable to both his interest and ours and protect residents of the community.
- MAYOR TRUEX: Do you remember when our lobbyist came in this was mentioned, this bill, but there are some, it's not an easy fix.
- C/M CALETKA: It's a work in progress.
- Unknown Speaker: There's no time frame on this.
- MAYOR TRUEX: I don't think it's been submitted in Florida to be honest with you but I think it's something he's working on but I don't know that it's going to happen this year.
- C/M CALETKA: Yes, well the intent was to actually get it submitted for this next session.
- MAYOR TRUEX: Okay. Thank you.
- Unknown Speaker: Mayor if I may interject, regrettably there were two bills in the Florida legislature last year, House bill 549 and Senate bill 934 which did not pass the legislature. The mobile home industry has a very strong lobbying group in Tallahassee so I really applaud the comments of this elected body and realizing that we do need to have legislative action at the state level.

I do want to mention that Martin Kiar has already offered to work with me on drafting legislation to put forward and he would be willing to do that himself. I recognize the way that I brought your item to you attention tonight might not be the best solution but I'm pleased that the attention and the plight of the residents was heard by this body and that you're looking at some very reasonable ways to get to the solution of this problem and my office would be willing to work with whoever drafting that legislation, working with the board on the state bill but I do really encourage you to consider the moratorium to give us time.

The one thing I didn't get a chance to say earlier into the public record that we fear has happened and may continue to happen is that some mobile home park owners are emptying the mobile home parks without seeking re-zoning and then will wait a reasonable period of time and come in for the re-zoning. And I'm not suggesting that Davie park owners would do that but other park owners in other communities have done that as a way to circumvent following the statutory provisions and to protect the rights of the residents.

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I think the message to the residents is your elected officials are not asleep at the switch, we're watching the sale and the advertizing of every mobile home park that is representing its being re-zoned for another use because that would trigger the statutory provisions.

I do applaud you for that, I do have copies of bills that have been introduced which unfortunately were killed by the mobile home lobbying industry. It is a strong group but I think working together your ideas of that are wonderful, I would be glad to have my staff and I assist in any way drafting what you would like to do. I applaud you on that. I think the moratorium, if Mr. Kiar tells us that is legal, it's a way to go; it gives us the opportunity to study the problem, come up with better solutions and something that would meet the needs and might keep those other parks from moving under the radar screen, if you will, to get people out before they seek the re-zoning. Thank you sir.

MAYOR TRUEX: Okay. Let me just see if I can sum up what everybody asked. I think we're pretty much in agreement. The moratorium or the building in progress, we're going to ask the attorney to do it and that would be a top priority. We would want that immediately.

Unknown Speaker: I was going to say that needs to be done rather rapidly.

MAYOR TRUEX: Immediately and the only reason that the six months or a year, it seems that when we had a similar thing in the past there is a rule or law that you can't have it, if it's too long then it's open to being attacked. Let's see what the attorney says. If we can do it a year I would, I'm not saying six months for any reason other than that.

Unknown Speaker: I think when we had the zoning in progress we went as much as eighteen months.

MAYOR TRUEX: Not all at once.

Unknown Speaker: I know it wasn't all at once, we just kept renewing it.

MAYOR TRUEX: Let's have the attorney figure that out for us.

MR. KIAR: What I'll do is I will research it and I do want to comment Attorney Figg came up and presented a memorandum and a case and I read over the case and it comborts with the statute as it reads today. Unfortunately, as Shirley said at the outset I guess everybody said, these statutes are antiquated. They are written years ago but unfort6unately they are the law whether we like them or not. And Attorney Figg indicated he had a problem with section one which basically Shirley had earlier made reference to 7.23 line 803. It states no agency but municipal, local, county or state government shall approve any application for re-zoning or take any other official action which would

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result in the removal of or relocation of mobile home owners residing in a mobile home park without first determining an adequate mobile home parks or other suitable facilities exist in relocation of mobile home owners.

Mr. Figg and his letter made reference to the first PCA case. Case of Aspen, Tarpen Springs Limited vs. George Stewart and in that case they did in fact rule that something similar to this was unconstitutional in the old statute. The new statute which Florida Statute 724.061 sets forth the obligation to the owner of the mobile park and also his right to evict mobile home residents and if he meets or it meets certain grounds are set forth in the statute and under 723.061 the mobile home park owner must provide the residents with notice, giving the residents six months notice.

They are required to pay a certain sum which we've already decided and all agree is obviously insufficient but unfortunately that is what the laws still remain today. They also have an obligation to allow the mobile home owners, they give them ninety days to challenge any eviction and a prior memo I had written back in July on behest of acting Town administrator and sent it over to Ken Cohen and the Mayor and Council had copies. I outlined the remedies that were afforded and allowed under the statutes. With regard to Mr. Figg and what he stated about the provision that he had problems with and that Shirley made reference to which was the-

Unknown Speaker: [inaudible].

MR. KIAR: Let me just say one thing, that the statute 723.061 specifically states that the provision 723.083 shall not be applicable to any park and the provisions of this subsection shall apply.

MAYOR TRUEX: The attorney's right is that what you're saying.

MR. KIAR: That's basically correct. They've made it clear and the Town has to be aware of this one party came up and indicated there would be suits, lawsuits. Mr. Figg and his firm's letter ends it by saying we hereby respectfully suggest that the proposed resolution in its current form would leave the Town vulnerable to the same or similar constitutional or other legal challenges.

MAYOR TRUEX: You can still look up to see if we're allowed to do this moratorium.

MR. KIAR: I will certainly look it up and I certainly appreciate.

MAYOR TRUEX: Because that's a different issue than what he's talking about. The second thing was the Town board. I think everybody agreed on that.

Unknown Speaker: Yes.

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MAYOR TRUEX: In our ordinance allows for a temporary board. This might be one that we set up for a year and then the third thing that.

Unknown Speaker: To emphasize its importance I know we've done that when we had the child safety act we formed the child safety task force. I think maybe we could call this the mobile home task force and to me a task force is temporary in nature but emphasizes the importance. Could we call it that?

MAYOR TRUEX: It'd be okay with me.

C/M CALETKA: I just want a task force you could call it Mickey Mouse land as long as it accomplishes something positive for the community.

MAYOR TRUEX: Any, the workshop, the moratorium, the Town board was that pretty much the gist of what. Okay does somebody want to make a.

C/M STARKEY: I'll move that we form a, well that we first have a zoning in progress or a moratorium which every is appropriate according to the Town's attorneys office and review. To look at the issues that surround the number of mobile home conversions and to formalize a task force, mobile home task force that would comprise the mobile home community and property owners of the mobile home in order to look at options and other issues surrounding that. And the third thing was to look at [inaudible] we still need to review that and have a workshop on the issues that might be the options for the Town. Okay, what do you think.

MAYOR TRUEX: Okay, I'll second that.

MAYOR TRUEX: Did you have something you wanted to add Mr. Caletka?

C/M CALETKA: I'm not sure what that has, I didn't think we needed a vote of Council to have the legal check in to forming.

MAYOR TRUEX: I think it's a good idea.

C/M CALETKA: And I'm willing to go for it but we're still also considering 4.21 so you could call your vote and I'll make another motion.

MAYOR TRUEX: Okay. I guess it goes without saying that if the attorney researches it and he finds out for some reason we can't do a moratorium or zoning in progress he's going to let us know in two weeks as well.

MR. KIAR: I will let you know.

MAYOR TRUEX: Okay.

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C/M STARKEY: Was there a second?

MAYOR TRUEX: Yeah I seconded it.

MAYOR TRUEX: Any other discussion on Miss Starkey's motion? Okay all in favor say aye.

COUNCIL: Aye.

MAYOR TRUEX: Any opposed? Okay it's unanimous. Okay Mr. Caletka you have the floor.

C/M CALETKA: To show that our intent is to protect the residents of mobile home communities I'd like to make a motion to support resolution 4.21 less the language in section one starting on page eight and ending on the top of page nine. Which was a specific language that was objected to.

MAYOR TRUEX: Is there anything left?

C/M CALETKA: There's about seven pages prior to that and some language prior to that and some language following on page nine.

Unknown Speaker: It just leaves all the whereas.

MAYOR TRUEX: Well the resolution only.

Unknown Speaker: The resolution has to do something.

Unknown Speaker: Yeah I don't think it does anything now because the action of the motion direct and that'll come back as a resolution and a lot of these whereas's that are important in here would be incorporated in the either the moratorium or the zoning in progress. Many of these that are discussing this would be. By practice we are already working with the mobile home communities.

MAYOR TRUEX: Yeah, I'll second the motion.

MAYOR TRUEX: Any other discussion? All in favor say aye.

COUNCIL: Aye.

MAYOR TRUEX: Any opposed? Okay that's unanimous. Okay, any other business on the mobile home issue. Do you have anything Mr. Shimun you wanted to add or Mrs. Taylor-Prakelt. Only if it needs to be said though.

MS. PRAKELT: I just want to say thank you on behalf of all the residents who have been calling our office for the last two weeks. Thank you very much.

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MAYOR TRUEX: Okay. You are all are welcome to stay for the rest of the meeting or you are free to go as well. Okay next is - okay Mr. Kiar.

MR. KIAR: I just want to clarify we're going to research the issue of moratorium or zoning in progress with regards to re-zoning mobile home parks and then there were two other, we talked about a work shop.

MAYOR TRUEX: The workshop I don't think you're going to have a play in.

MR. KIAR: Right and then think there was something else.

MAYOR TRUEX: Set up the Town board, the code of ordinance has a procedure for, I forgot what it's called, the board with the specific length of time. I don't know if you'd be the one, I guess Mr. Shimun would have to decide if you're the one that's going to do that paperwork, or.

MR. KIAR: We've done the last one. It's up to Mr. Shimun.

MAYOR TRUEX: And I think it goes without saying if you do the research and we can go ahead with that and move ahead with that moratorium or zoning in progress or whatever you determine we want you to go ahead and do it ASAP.

MR. KIAR: All right. And this board that would be the ad hoc board of unit owners.

Unknown Speaker: Motion for a mobile home task force.

MR. KIAR: Thank you.

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MAYOR TRUEX: Okay, the last item I believe on the consent agenda is 4.29 and it was either staff or the consultant was going to make a short presentation? Okay, okay, I appreciate you having the good sense to hang around even though we - we were on our way [inaudible] I had a mark, I just didn't call it out.

Do you want to make a presentation? Does anybody want to hear one or can I just ask the questions I had?

C/M PAUL: Just ask the questions.

V/M CROWLEY: We're familiar with it.

MAYOR TRUEX: Okay. Alright, on - these pages aren't numbered, but the one with the chart with the densities?

MR. GRAY: Yes.

MAYOR TRUEX: The one that's highlighted is that - is that the one that you're saying that we're going with? Where we have density seven to ten dwellings per acre, 15,000 to 22,000?

MR. GRAY: That is the range that we're recommending. It will be phased over time. It doesn't mean that we'll - we may have a reset number. It's basically a fifty year plan. I'm sorry -- for the record, Kona Gray with [inaudible] Stone Jr. and Associates, principal partner.

MAYOR TRUEX: You know, I don't know, I think it was discussed at the meeting in the community room?

MR. GRAY: Yes.

MAYOR TRUEX: But on some of these - these increased densities, there was - I know there was - I think I brought up the thing about the - I forgot what it's called - the urban development line or something like that. Is that going to be incorporated at all in the final report?

MR. GRAY: I think that's something we can look into definitely.

MAYOR TRUEX: Okay, how does the rest of the Council feel about that? It was discussed here. It was discussed in connection with the TOC. Is that something that - do ya'll agree with me that that's something we need to put in here? In other words, I'd like to have, I'd like to see developers not just be given a hundred percent of the development rights, I'd like see them - see a formula where they have to purchase some of the development rights from outside of this line with the

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thinking, the thinking being instead of just having something where we're going to have density spread, we're going to take density out of some areas of town and protect some western - the western areas of town.

C/M PAUL: Sounds good to me.

MAYOR TRUEX: Okay. Sounds like - go ahead.

MS. NOLAN: If I can, Marcie Nolan, thank you. If I can address the urban growth boundary, in the land development regulations that we're drafting as the next phase as well as the comprehensive plan amendment we can put an urban growth language like we did with the TOC.

That's very simple, but the second statement you made, that was a lot more complex and would take a lot more comprehensive analysis for staff to do.

MAYOR TRUEX: Wasn't that part of what - for the TOC, wasn't that going to be worked into that? The transfer development rights?

MS. NOLAN: The TOC did not look into the transfer of development rights. We titled in phases and in different areas and over time horizons and - to create an urban growth boundary so that it would not spread that density intensity into other parts of the town.

MAYOR TRUEX: Uh-hmm.

MS. NOLAN: But the whole idea of the TDR program is very complex and there has to be a reason to do it and there has to be a financial incentive to do it and in most cases we, you really don't have a lot of excess density in the rest of the town.

What you do have are the flex and reserve units, and the staff have been working on an amendment that will come before you to address those excess units that you all have out there that we know how you feel about that - creating a preservation area.

C/M PAUL: Talking about getting those flex units not using them on condos and using them for the TOC. But when I brought up the transfer development rights that moved some of the development rights from some our conservation areas, there.

MAYOR TRUEX: Yeah.

C/M PAUL: And I think that that's a good idea.

MS. NOLAN: That, because that process is such a different process and it would involve a lot more parties than the planning staff you have, that might be something that's a recommendation but in order to implement it into this scope of service you have,

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it's much broader than that. So, we can look into but in terms of their scope, it is outside of that scope.

The growth boundary is easy, we can take handle that one right away. It's the TDRs that take more of a comprehensive town approach.

MAYOR TRUEX: Well, I think it's something, I don't know. I guess you're telling me it's not part of this but I think we need to do it.

C/M PAUL &
STARKEY: Yeah.

MS. NOLAN: I'm saying we can look into it, but in terms of fair end product addressing that, it probably needs to be more -

MAYOR TRUEX: When can you look into it?

MS. NOLAN: Well, we're doing the comprehensive plan amendment right now and that would be a perfect item to put in the comprehensive plan amendment.

MAYOR TRUEX: Okay can we, so that will be in there?

MS. NOLAN: Yes.

C/M PAUL: Sounds good.

MAYOR TRUEX: Alright, that was one item. On the - I guess that number, but there's a page that has to do with the different heights.

MR. GRAY: Sure, sure. I know exactly what you're talking about. Well, those are the two issues that we address because we go over the most important.

MAYOR TRUEX: Okay. Yeah it's headed in the right direction. Let me just run this by, like I know this affects the densities too, but like I think, it's just looking at this I think it's too tall. Like where you have like up to three stories, that's the existing detached single family homes for the most part.

MR. GRAY: That's correct.

MAYOR TRUEX: I don't think it should be more than two stories. And where you have, like I have, I just have it a little different scale. You have up to three, up to five, up to eight, up to twelve.

C/M PAUL: Which means you're going to use the maximum.

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MAYOR TRUEX: Yeah. I wrote down up to two, like where we have existing single family, I don't think you should have three story townhouses or anything right next to that. And where it has up to five, like here's what I have, up to two, up to four, up to five, and up to seven. The same map but just lower, shorter buildings. So I was wondering what you had to say about that or what the Council had to say about that.

MR. GRAY: Okay.

MAYOR TRUEX: Two, four, five, and seven instead of three, five, eight, and twelve. I know it would decrease the density, I mean it would have to.

MR. GRAY: Well, it would probably decrease the density and also what we were looking into was really creating this wedding cake effect so, but you're not putting something that is that's not a compatible use next to something else.

So you wouldn't - you wouldn't necessarily have a tall structure next to a two-story structure, per se. The whole idea was to step it up away from the streets. Basically as you - we described and we talked about at the last meeting.

MAYOR TRUEX: Yeah, I agree with you. I want a shorter cake though.

MR. GRAY: You want a shorter cake?

MAYOR TRUEX: Yeah. How does the rest of the Council feel about it?

C/M PAUL: I'm looking at some of the pictures here.

MR. GRAY: We're also trying to be consistent with the CRA's plans - the up to five area is basically what the CRA had recommended as well. If you notice where it is up to eight and up to twelve it's minimal areas, we're really stepping back away from the major street corridors, etcetera, and we're only concentrating it in the small areas where we may want to have the opportunity to have some sort of building that requires that height.

MAYOR TRUEX: Yeah. Well the one that just jumps off the page is three, I don't know how you can have three stories, like I wouldn't appreciate that. I have a one story house having something three stories built right next to me.

MR. GRAY: And that, and that actually can be built into the basically the regulations that we are going to do on the next phase. You know, where we specifically, block by block, show or show scenarios of how we expect it to terrace.

So you wouldn't have a three story next to a one story; you'd have a three story next to a two story and allow it to wedding cake up. Because we, I agree with

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you a hundred percent. You know, I live in a neighborhood that has mixed zonings. Actually it's a, it's a high level - more zoning than I had expected as far as allowable dwelling units.

And we have a single family home and town homes are allowed to be next to us, but we have a cap of three stories so we know that nothing larger than that can be built next to us. So that could be built into the regulations and give some protection there.

MAYOR TRUEX: Okay. Alright, anybody going to agree with me or agree with the consultant or disagree with both?

C/M STARKEY: I still -

MAYOR TRUEX: Go ahead Mrs. -

C/M STARKEY: I know that we discussed this at the workshop and also, I think that as you get closer down to I-75 as we said before and -

C/M PAUL: I-75?

C/M STARKEY: I mean, I'm sorry 595, we wanted to allow a little more height and density because of it being a transit area and also -

MR. GRAY: We agree with that.

C/M STARKEY: - being an area where the Universities were, we wanted, you know, to add some as we had given to them in the past. But I have the concern around Davie and this area and the Griffin or as you go down here it says up to five feet, I'm really and I -

MR. GRAY: Five stories.

C/M PAUL: Five stories.

C/M STARKEY: Yeah five stories. I'm sorry it's getting late. The five stories has always concerned me and I even questioned it then. I still don't think it's appropriate to have five stories on the corner of Orange and Griffin and would like to see that tapered back down.

I know that the CRA did this and we all spoke of this. I still think that this corridor around this area should - you called it a cake effect but I also think as he, the mayor said, I still believe that it should be less around the corners and then wrapped and then increase your height as you move up.

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Going down farther, we discussed this in the same workshop, that as you go down farther and I'm looking at Oaks Road, as you move along that corridor, I would see that you could, like the old Winn Dixie site - I, this would only show it, I could see that that would go maybe three and then step up back to five.

MR. GRAY: Okay.

C/M STARKEY: But I wouldn't want to see it any more than that, you have it up to twelve. And I have a concern about that.

MR. GRAY: At the Winn Dixie site it's only up to five.

C/M STARKEY: Yes, it is but then as you step it back behind that, you head east, it looks as though it goes up to eight and then twelve.

MR. GRAY: Oh, north of Oaks Road?

C/M STARKEY: Yes.

MR. GRAY: Oh, I thought the Winn Dixie was further south.

C/M STARKEY: Further south?

MAYOR TRUEX: It is.

C/M STARKEY: Okay, It is and that's up to five, okay. But I still think that's a lot in that little area right there and I wouldn't want to see that up so high along this whole area up to Oaks Road. Once you start to get, you know, past the building, I mean, I can see that, but I still think twelve is far too high there until you get to past Nova.

MR. GRAY: Okay.

MAYOR TRUEX: The one exception to where I would go along with is like the blue area. Because for one thing, University I voted I think some of that, but we've already approved that so I don't know how we can turn the clock back on that.

MR. GRAY: Okay. One thing to note is that the areas that we're showing, the way they are stepping there, are essentially three hundred foot blocks.

Okay so you're not going to feel that height at the street level where you think you may. It really is a true wedding cake effect, similar to what we did on University Drive with the hospital. We didn't begin that height - we started a podium and stepped it all the way back before we increased the height. So it really would be tapered back.

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And it's actually best for planning and we really listened to you guys in the last workshop and this really addresses a lot of the items that you are concerned about.

MAYOR TRUEX: Yeah, I think it's too tall. How tall is that- how tall is the hotel over by the Waffle House on University? I forgot what it's called. Is that like ten stories or - it's not? I don't even think it's ten stories.

Unknown Speaker: Probably five or six.

MAYOR TRUEX: Is that it?

C/M CALETKA: Five?

MAYOR TRUEX: I mean, but that seems like it - I realize that's not really fair because that's not wedding cake, that's right against the road but I thought it was more than that.

MR. GRAY: If you look at the heights where it's up to twelve for instance, north of Nova Drive, that's six hundred feet back from the roadway.

MAYOR TRUEX: Yeah. What are some of the taller buildings on NSU campus? Like some of those are surprising how tall they are?

MR. GRAY: They're a hundred feet. Some of them are a hundred feet.

MAYOR TRUEX: How many stories would that be?

MR. GRAY: Well, it's kind of a difficult comparison because the library is a five story building.

MAYOR TRUEX: Yeah.

MR. GRAY: But the floor to floor heights are much taller. It's a hundred feet and the Terry building is about a hundred feet also.

MAYOR TRUEX: Okay, well let me ask the Council, would anybody else go along with, instead of these ones, to go along with my idea of two, four, five, and seven and leave the blue alone?

C/M STARKEY: I would.

C/M CALETKA: I would just like to point out that there is at least one member of the public that would like to make a comment.

MAYOR TRUEX: Okay. You got here late. Do you want to reopen it to the public hearing, Mr. Caletka?

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C/M CALETKA: I make the motion.

MAYOR TRUEX: Alright, I'll second that. All in favor? Say aye.

COUNCIL: Aye.

MAYOR TRUEX: Any opposed? Okay we're going to reopen the -

MR. GRAY: Do you want me step back?

MAYOR TRUEX: Just stand by, yeah. We're going to reopen the public meeting. Come on up.

MS. BUSHMAN: Thank you. I'm Paula Twitty Bushman. I live on Southwest 54th Avenue, 4020. And I spent the day kind of reviewing this entire package, phase I, phase II, and phase III and I can't really say that I have an entire grip on this big picture.

However, it's come to my attention and others in the town over in that area that we may be coming up on some re-zoning issues. What concerns me, and by the way I was here, I was actually - couldn't get in the door with the mobile homes.

And that was interesting to hear by the way because with all of this planning going on and these phases and projects being discussed and on paper, and by the way they've done a nice job, it looks good, what concerns me is that when I've come to the town to get a copy of this on a couple of occasions, it's really not been anywhere on the web, so to speak, this big picture. I think that's important. There was something that I did in a Google search, but it was minimal. And it was probably the first phase of this and discussions. I think I saw somebody drawing on the board.

And not a lot of people that I spoke to today in that district, District 1 over in that area by the Turnpike really knew much about this. So my concern is, number one, when I met with the firm today to get a copy of this so that I could actually, I don't know, introduce myself to all of this, I said to them not anyone has knocked on our doors.

We have half acre properties there. Now that this re-zoning issue may come up in front you, I'm not sure when, but it has to go through planning and zoning, of course, someone requesting a zoning change from R-3 to R-5 and with all of this going on and these phases that we're paying for as taxpayers to pay this firm, why wouldn't we be a little more organized especially when you say you're concerned about 20,000 residents who may be displaced in mobile home parks, and we talk about affordable housing and we talk about all these things and we care about people, but yet we're talking about plans for moving and growth, but yet you don't know the concerns or the movement in the future of these residents who are already in these areas who have these large properties.

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Not only that, how much space do we have? Do we have a lot of open space? And I heard some more conversation tonight about trails and I couldn't really get it because I was outside, but I was a little frustrated in thinking that I think I heard, and I could be mistaken but they were talking about a trail somewhere over by the Turnpike to connect something and maybe a purchase of that property.

I don't know if it will come to fruition but the point is, is that if you're going to make a plan, I think that in the RAC area and what I can tell right now, downtown Davie area fine, build your offices, put some stuff. We need that. We need this to look nice. There are a lot of things - it's an older community and needs to be developed, your palace looking good but when you do what's called "affordable housing" you scare people.

Now we have this re-zoning issue coming up, I've looked at this it looks nice. I've been here a very long time, we have large pieces of property, we're a little concerned. Now people are going to be even more concerned when I show them this. And should I? But that shouldn't be my job. It should be somebody else's job to tell them what's going on.

Now, a couple of months ago I wrote a brief questionnaire - some people didn't think it was brief. What can I do being that I'm a businesswoman? What am I going to do? My property taxes are so outrageous and some of that is my fault because I had to switch some things with the property.

I've got neighbors who are going to be in their 64s or 65, they're coming to me saying, I'm not going to be your neighbor, we're leaving. I've got two respiratory therapists that left to go to Georgia because they can't take it any more. They're under pressure.

We have got homes for sale up and down the street. We've got developers that I've spoken to on occasion that would be interested in doing something in the Town of Davie but they think that - how would I say this in a nice way? That you're very difficult, that your planning and zoning is difficult. That they want to take their business elsewhere and they want to go north of us because they think they can get all these permitting issues done.

My point is, I guess, because I'm so overwhelmed with all of this today is, stop and think. You're going to approve this package, if you approve this package you need to follow through. You need to have a plan and in that plan you need to speak to residents. How many people are leaving? Do you even know that there's three acres, I think three acres for sale behind me by the Turnpike. If three acres are for sale you're talking about open space. You've got people that will be out of mobile homes, you've got affordable housing issues. You've got this plan.

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I had made a phone call about maybe turning my property into a little park, and somebody drove by and yes the front looked terrible for a while after the hurricane, I have a little more than a half acre it's been a little tough dragging all those trees out. But we're almost there, and the Town of Davie says no.

I look in this plan and see these little pocket parks in this plan. Well, if pocket parks are in this plan, it looks to be almost on my street, why would I be told no if I have a beautiful piece of property that all these kids have enjoyed?

Now it's a saving grace, I love my piece of property but again everything is going up. I'm a business owner. I'm like really stressed out. Am I going to be able to stay in Broward? And I'm sorry I'm taking your time, but these are concerns of mine.

Can you imagine what you've dealt with tonight and I feel sorry for all of you, I wouldn't want to be in your shoes, to have to carry the burden of so many people coming in and telling you their woes and, you know, they're going to be out of homes, but how do you solve that?

You have a plan. You need to talk to residents, start talking to them especially where we are. We never got notice. I only saw postcards coming of your color map that was on like this corridor over here on Davie Road, that's the only thing I've ever gotten. I didn't really know about - and maybe I'm lost somewhere, but I didn't really know about this huge plan.

And wow, it's incredible. However, I can tell you this with this with the rezoning issue, and he knows he came to one of the meetings last week, some residents have been there a very long time. If I were to - just as an example, if I were to decide to sell tomorrow, I have a half acre, I sell to another family, they enjoy the neighborhood like I have with my children and raise them, you're looking at somebody who's going to want to stay there on that half acre for another twenty years maybe to raise their kids.

So you really need to think, in my honest opinion, and this is only my opinion here, you're talking about the moratorium tonight, I think you really need to check this out. That if you dedicated yourself, or you're dedicating yourself to this - and I know developers would hate me to hear me say this, but you do a moratorium on this issue - you probably want to hang me right now, but have a plan, go with it, develop, bring people in here with some incentives, like they talk in here, if developers are going to get incentives and maybe even fix all this.

But I'll leave you with this, the scientist said that global warming may be what's happened for a long time. Look what's happening. Tonight I'm told by

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somebody and I won't mention names, that all of my concerns sound to be a personal issue and maybe you'll be gone in twenty years and you won't be dealing with this, somebody else will, but I'm telling you from what I know,

time and opportunity in the Town of Davie and the growth is abundant, we're all seeing this, you need to seriously think about what's going on and start talking to some people and especially in District 1.

Where are they going? Why are they retiring? Why do they want to leave? What's going on? We have land.

MAYOR TRUEX: Okay.

MS. BUSHMAN: So, approve your package.

MAYOR TRUEX: Okay.

MS. BUSHMAN: It's nice.

MAYOR TRUEX: I actually said the wrong thing. We didn't open this one up for public hearing before. I was thinking the one before.

MS. BUSHMAN: No, and I'm sorry about that.

MAYOR TRUEX: That's okay.

MS. BUSHMAN: But I wanted -

MAYOR TRUEX: Does anybody - I'm sorry, were you finished?

MS. BUSHMAN: I really wanted to get that out because a lot of people don't really know the scope of this design.

MAYOR TRUEX: Okay. Well is there anybody else from the public here that wanted to speak on this? Okay we'll close the public hearing. You know, just so you know that there was a fairly extensive public participation program. I don't think a notice was sent to every resident but we did what we - yeah go ahead do you want to address that? What exactly was done to, there was, I know the public was -

MR. GRAY: There were two workshops held and there was also a presentation to you in phase one here at Town Council, so - we used your mailing list and issued out mailings to a lot of people and some showed up and some did not.

MAYOR TRUEX: Yeah. I thought you were at some of the meetings. You weren't on any of these?

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- MS. BUSHMAN: No, I. We - as far as I know, and I talked some other residents because and I asked them, am I crazy? Did we get something? Do you know about -
- MAYOR TRUEX: Do we have a mailing list for this now Mr. Kutney? For like if we have future stuff coming up on this if we have workshops, do we have a mailing list on this?
- MR. KUTNEY: Yeah, that can be generated. Sure.
- MAYOR TRUEX: Okay,
- MS. BUSHMAN: And the website?
- MAYOR TRUEX: Give your name and address to Mr. Kutney, you'll be on the list.
- MS. BUSHMAN: Okay. A power point presentation would be nice. Put this on the website. It might be helpful.
- MAYOR TRUEX: I was going to put it on my web -
- MS. BUSHMAN: And the one that's amended.
- MAYOR TRUEX: I was going to put it on my website. It's huge because of all the color and everything. It's impossible to download.
- MS. BUSHMAN: Yeah, it is. Well maybe a few pages.
- MR. GRAY: It's a pretty large file.
- C/M CALETKA: You're not going to plug the address?
- MAYOR TRUEX: Oh, www.davie.tt.com. Alright, so back to the height. You said you agree with me Mr. Crowley?
- V/M CROWLEY: Um, not totally.
- MAYOR TRUEX: Okay.
- V/M CROWLEY:: Well they pretty well took care of my concerns. I wanted to keep all the height - closer to 595. But I do object to some of the height proposed um, south of 39th street and south of Oaks Road. you know the white area I think should be no higher than two.
- MR. GRAY: Okay.
- V/M CROWLEY: The yellow south of 39th and south of Oaks Road should be no higher than three.

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- MR. GRAY: No higher than three. The yellow is consistent with the CRA plans that you adopted and approved so I don't know if you guys want to go back to that.
- MAYOR TRUEX: What did we approve for them? Five?
- MR. GRAY: Five.
- V/M CROWLEY: For the whole corridor there or -
- MR. GRAY: For the whole corridor.
- MAYOR TRUEX: How - well I know for a fact the CRA does not go up to Oaks Road, it only goes up to, I think, 37 or something like that.
- MR. GRAY: And what we did was we, we looked at the land use in that area, there are more multi-family homes in that area and single family and that's why we allowed that height there. Multi-family structures that are three, some four stories tall that exist today.
- MAYOR TRUEX: Yeah, you know if we approved that for the CRA we probably ought to along with whatever is there. So I'd give up one, one story for that.
- MR. CROWLEY: So the two, the white in that area that's not CRA so we can bring that down to two?
- MR. GRAY: I think the CRA was consistent with having it a little bit lower in that area, two to three stories. So, I mean, we're really saying up to three and the way the regulations are going to be written we would make sure we restrict a certain percentage of the area that will allow that to happen.
- MAYOR TRUEX: Now, how about the eight and twelve, that's definitely too high, isn't it?
- V/M CROWLEY:: No, not to me, no. Not closer to the 595 corridor - really no residential that's really going to be affected in that area so I really have no objection to that.
- C/M PAUL: May I interject a thought here?
- MAYOR TRUEX: Do you yield to Mrs. Paul?
- V/M CROWLEY: Absolutely.
- MAYOR TRUEX: Go ahead, Mrs. Paul.

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C/M PAUL: The stickler is when you say up to eight, up to twelve which means, it's not going to be that way, but we know once this gets set in stone, because we do the same thing, the same thing happens with the developer, you know, other developers, is that they say well the code says we can do this so we're going to do all of it at this.

C/M STARKEY: Right.

C/M PAUL: So you know, you got to be a little more specific than just saying up to. If it's not all going to be twelve and it's going to vary, then you got to say what it's going to be, because if you just - this is to me too vague, because what you're going to do then is take it to the maximum for the whole area.

MR. GRAY: Well, to answer that, which is a good point, because we know developers because we work for developers, they want to maximize the return on their investments, what we are planning to do in this next phase is write a form-based code and within that form-based code we will prescribe where we can exactly what we want the heights to be.

So this is just an idea going forward with a concept that will get detailed more and more because it's a long study. We're not close to being complete yet.

So to answer your question, what we propose is that in that within that form-based code we allow, depending on the type of product that is being brought in, certain heights to be allowed. For instance if they're coming in and they're building an apartment building or something.

C/M PAUL: They have to be tiered.

MR. GRAY: They have to be tiered up and they would be a certain height. If they're coming in and building a medical facility or whatever that needs that height then that's a different story and what we're trying to do is give the developers flexibility and give you flexibility as well because, in all honesty, we don't know what's going to happen there.

I mean it's kind of a crystal ball effect. We can control it now with this mechanism, but we're having an economist look at this study in the next phase and let us know is this even possible, that we will get to those [inaudible].

C/M PAUL: So you're saying that there's still going to be another level where -

MR. GRAY: Of detail.

C/M PAUL: Of detail where -

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MR. GRAY: Absolutely.

C/M PAUL: - the Council could control -

MR. GRAY: Absolutely.

C/M PAUL: - exactly, you know, how much of it's going to be how high.

MR. GRAY: That's always been our intention.

C/M PAUL: Thank you.

MR. GRAY: You're welcome.

C/M PAUL: Mr. Mayor.

V/M CROWLEY: If I may finish my comments?

MAYOR TRUEX: Yes, go ahead.

V/M CROWLEY:: I understand you're doing an affordable housing study for this area.

MR. GRAY: Affordable housing study is an additional part of our contingency of this study that is going to be implemented in the next phase.

V/M CROWLEY: Okay, thank you.

MR. GRAY: And that will come to you.

V/M CROWLEY: And how long is that going to be?

MAYOR TRUEX: The next phase.

MR. GRAY: The next phase is forty-five days but there's an additional sixty days after that. I think the affordable housing study will take a little bit longer than just forty-five days -

MAYOR TRUEX: Alright.

MR. GRAY: - to complete.

V/M CROWLEY: Thank you Mayor.

MAYOR TRUEX: Any other discussion? Mr. Crowley I'm going to pass the gavel to you. I hope you'll call on me to make a motion. See if I get a motion.

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C/M PAUL: I'd like to just -

MAYOR TRUEX: See if I get a second.

C/M PAUL: make a comment.

MAYOR TRUEX: Oh, go ahead.

C/M PAUL: Uh, Ms. Twitty mentioned global warming and if we don't stop it we're all going to be under water and this will never happen anyway. But one thing that just bothered me is one of the one of the pictures - I have a little note here it looks too much like New England. I don't know where you got all the pictures from but - and there's another picture in here I keep. Remember we were talking about parking garages -

C/M STARKEY: Yeah.

C/M PAUL: - and we wanted ivy on them so that they didn't look like parking garages? Where is that located?

MR. GRAY: That's in, that's in Miami.

C/M STARKEY: Miami.

C/M PAUL: That's the one in Miami?

MR. GRAY: On Collins Avenue, yeah.

C/M STARKEY: Yeah, remember that?

C/M PAUL: Remember this parking garage folks.

MR. GRAY: It's a wonderful garage.

C/M PAUL: When I talk about ivy growing out of it, that's it. That's it, that's the one.

C/M STARKEY: That's the one we were talking about.

C/M PAUL: Right.

C/M STARKEY: Because there was a picture for the [inaudible]

V/M CROWLEY: And they knew that they went down there and took a picture of it.

C/M STARKEY: Yep.

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- MR. GRAY: We've been admiring that for quite some time.
- V/M CROWLEY: Okay, Mayor?
- MAYOR TRUEX: I'd like to move approval of this subject to the following changes. Number one, the inclusion of the language about the urban growth line, and number two that on the heights, maybe the chart be changed instead of the heights that are there to be changed to two, four, five, and seven, except where it's within the CRA that it be consistent with whatever the CRA area is that we approved.
- V/M CROWLEY: Second?
- C/M STARKEY: Second.
- V/M CROWLEY: Second. Any other discussion? I believe that's - a roll call on that, Russell, is that a roll call?
- T/C MUNIZ: That's not necessary.
- V/M CROWLEY: All in favor?
- COUNCIL: Aye. (Starkey, Truex)
- V/M CROWLEY: All opposed?
- COUNCIL: No. (Caletka, Crowley, Paul)
- C/M STARKEY: Three no's.
- MAYOR TRUEX: Okay. Still yours Mr. Crowley, I guess for the rest of this item.
- V/M CROWLEY: Any other motion on this item? That's it? I know you're in a hurry. I have the gavel so -
- C/M PAUL: Move to approve with the - what was it called?
- MAYOR TRUEX: Urban - he called it urban growth line.
- C/M PAUL: Urban growth line as discussed and that's it.
- C/M CROWLEY: And then also you can add that south of Oaks Road and 39th that they go no higher than five stories as we approved in the CRA and the white area no higher than two.
- C/M PAUL: Okay I'll add that.

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V/M CROWLEY: Do I have a second?

C/M CALETKA: I will second that.

V/M CROWLEY: All in favor?

COUNCIL: Aye. (Crowley, Paul)

V/M CROWLEY: Opposed?

COUNCIL: No. (Caletka, Truex)

C/M Starkey: Opposed.

V/M CROWLEY: Okay, we're on a roll. Any other motions?

MAYOR TRUEX: Can I ask. Who voted against that?

C/M CALETKA: I did.

MAYOR TRUEX: How come you voted against that one?

C/M CALETKA: To be completely honest I think it's all too tall.

MAYOR TRUEX: Okay, well you should have voted in favor of mine then.

C/M CALETKA: I thought that was too tall, too.

MAYOR TRUEX: Make a motion, maybe I'll go along with you.

C/M CALETKA: I make a motion to pass the amendment no taller than three stories.

V/M CROWLEY: On the whole site? Do we have a second? Motion fails, lack of second.

C/M PAUL: Doesn't work.

MAYOR TRUEX: Can I ask Mrs. Paul a question?

V/M CROWLEY: Absolutely, yes, sir.

MAYOR TRUEX: Where would you, would you go for something a little bit, a little bit shorter?

C/M PAUL: Where?

V/M CROWLEY: Make a compromise maybe.

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- C/M STARKEY: Can I suggest an area that we should go shorter? The residential community more or less around Oaks Road and especially around this area from 39th, around 39th behind that area where there already is single family homes, it shouldn't go up to three, it should stay at two. And then probably bringing about until this road which I can't remember what that is, I think it's 60 - This one right here.
- V/M CROWLEY: You're talking about 61st?
- C/M STARKEY: 61st and 61st east should be less than two - still, and up to Oaks Road should be less than two.
- MR. GRAY: So from 61st east to the Florida Turnpike should be?
- C/M STARKEY: Less than two.
- MR. GRAY: Up to two.
- C/M STARKEY: Up to two.
- C/M PAUL: Up to two.
- C/M STARKEY: Up to two, right.
- MR. GRAY: And then the area where the CRA is up to five consistent with the CRA?
- C/M STARKEY: I voted against that CRA plan anyway -
- MR. GRAY: Oh, okay.
- C/M STARKEY: - because I thought it shouldn't be more than two or three on Davie Road anyway. I don't like a canyon effect. Every time I go down to Miami or Hallandale Beach I get just - I cringe, I get claustrophobic so I don't like -
- MR. GRAY: Just remember we're going to have the controls in the ordinance to limit and make sure it steps back and so that you don't have a canyon effect. From an architect's point of view it's the last thing we want, it doesn't look good.
- C/M STARKEY: And the other thing is, like Oaks Road area, I can see where west of Davie Road you would have some height probably to seven no more because the universities and all the academical village that we're trying to achieve across the street there. But this area right here bothers me, the east of Oaks Road it still, I don't mind a little -
- MAYOR TRUEX: north of Oaks Road.

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- C/M STARKEY: North of Oaks Road, thank you I'm tired that's why they brought me coffee. But I don't mind it being around three and then maybe some - as you get further to Nova maybe little higher, but I really don't like all that height, up to twelve is crazy. I just think that's far too high. Along the Oaks Road area I think that should be no, you know, on both sides of the Oaks Road and along Davie Road shouldn't be more than probably up to three and then up to four I guess it says.
- V/M CROWLEY: And how about north of Nova east of Davie Road?
- MAYOR TRUEX: Are you talking about west of Davie Road?
- C/M STARKEY: North of Nova east of Davie Road I think should be the stair step, that's your - if it's going to be redeveloped that's where you're going to have and concentrate your redevelopment along your transit corridor. I don't know, it scares me the twelve, I think once again, you know, maybe eight at the maximum or seven as you said. But I think that twelve is just far too high.
- V/M CROWLEY: Okay, was that a motion?
- C/M STARKEY: Yeah. Anybody write that down?
- MR. GRAY: It's been a long night.
- C/M STARKEY: Alright let's try it again.
- V/M CROWLEY: If you can just uh, shorten it a little bit into a motion?
- C/M STARKEY: I'll try.
- C/M PAUL: Just make it short.
- C/M STARKEY: I'm going to try. It is late.
- C/M PAUL: We've got a long way to go yet.
- C/M STARKEY: Okay, the area that is from 61st Avenue to Oaks Road -
- MAYOR TRUEX: No.
- C/M PAUL: No.
- MAYOR TRUEX: They're perpendicular you can't do it that way.
- C/M STARKEY: From 61st Avenue --
- MAYOR TRUEX: That's north and south.

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- C/M STARKEY: I understand that I'm squaring it out. From the area of 61st Avenue east and north to Oaks Road but east on 61st Avenue - that entire should not be more than two, up to two feet, I mean two up to two stories. The area that is in the CRA I imagine the motion's going to have to be to stay the same. That's what you all wanted but I'm not real keen about that.
- C/M PAUL: It's already that way. You can't change it.
- C/M STARKEY: Right.
- C/M PAUL: I mean you could.
- C/M STARKEY: So that will stay the same. The area that is east of Davie Road and north of Oaks Road would be no higher than five stories and then the area from Davie Road east and then north of Nova would be no more than seven in that area maximum.
- V/M CROWLEY: Okay, west of Davie Road?
- MR. GRAY: East.
- C/M STARKEY: East of Davie Road.
- V/M CROWLEY: Well yeah that's east, now she's going to go west.
- C/M STARKEY: This is seven.
- C/M PAUL: That doesn't work.
- C/M STARKEY: This area would be -
- C/M PAUL: That's what we just talked about -
- C/M STARKEY: No it's not.
- C/M PAUL: - that when you got to the 595 corridor you wanted more height and you just reduced it.
- C/M STARKEY: No but we wanted to have the height up here into the academical village allowing that.
- C/M PAUL: But this is the academical village over here.
- C/M STARKEY: Yeah but this is also all the university and colleges in addition to, which is west of Davie Road.

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C/M PAUL: Yeah.

V/M CROWLEY: Okay. You're still on your motion?

C/M STARKEY: And that would be my motion. Do you want to see what it is?

V/M CROWLEY: I'm following you.

C/M STARKEY: Did you write it?

V/M CROWLEY: I don't think you addressed west of Davie Road though.

C/M STARKEY: West of Davie Road I didn't.

C/M PAUL: She's leaving it the same.

V/M CROWLEY: The same, what's proposed?

C/M STARKEY: The same, what's proposed. If I mention anything it's the same. Let me show everybody what I wrote so everybody sees the two in this area. This is two.

MR. GRAY: Just for clarification to make sure we're on the same page from Nova Drive north, that area east of Davie Road up to 7th from Nova - I'm sorry, from Nova Drive south north to Oaks Road this area east of Davie up to five, correct?

C/M STARKEY: Uh-huh, right.

MR. GRAY: The area south that is from Orange up to Oaks east of 61st up to two?

C/M STARKEY: Yeah.

V/M CROWLEY: Okay do I have a second?

MAYOR TRUEX: Can I ask a question?

V/M CROWLEY: Yeah, sir go right ahead.

MAYOR TRUEX: For you and for Mrs. Paul mine too short? Is that what I originally said like -

V/M CROWLEY: I was hoping you would compromise in between your proposal and -

MAYOR TRUEX: Alright let me try can I make another motion?

V/M CROWLEY: Yes, sir go ahead. First of all, your motion fails for a lack of second obviously.

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- C/M STARKEY: That's okay. We're on a roll.
- MAYOR TRUEX: Alright, let me try this. Where it's - instead of stepping up where I said before how about use the same color code but go two, four, six, and eight so we're adding a little more on the top end. The blue, there will be no change on the blue and also no change on the whatever the CRA has already approved. We'll keep that the same.
- C/M PAUL: How about two, four, six, and ten?
- MAYOR TRUEX: Would you go with eight?
- V/M CROWLEY: I'll second if you say ten.
- MAYOR TRUEX: How about two, four, six, and eight, and only ten north of Nova Drive?
- V/M CROWLEY: Second.
- C/M PAUL: Okay.
- C/M STARKEY: Yep.
- MAYOR TRUEX: And the same thing about the urban growth line. Does that - does that make sense?
- C/M PAUL: Yes.
- C/M CALETKA: I'm totally confused.
- V/M CROWLEY: Do we have it clear?
- C/M PAUL: Two, four, six, and eight, with ten north of Nova Drive.
- MS. NOLAN: Is that including [inaudible] by Council?
- MAYOR TRUEX: Yeah. Pardon me?
- MS. NOLAN: Does that include keeping the CRA plan as previously approved by Council?
- MAYOR TRUEX: CRA keep it the same. Two, four, six, and eight except where it was twelve, instead of being eight north of Nova Drive it would be ten.
- V/M CROWLEY: Okay, a motion second. All in favor?
- COUNCIL: Aye. (Crowley, Paul, Starkey, Truex)

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V/M CROWLEY: All opposed?

C/M CALETKA: Just one. (Caletka)

V/M CROWLEY: Okay, thank you. Anything else?

MR. GRAY: I just want you to realize that this is a big picture study and it's a lot of work and -

MAYOR TRUEX: We realize that.

MR. GRAY: And we thank you for taking the time to look at this and hope that this is going to be a legacy for the Town of Davie. This is really important so we really want you to stick with us and support us so we can do exactly what you need.

MAYOR TRUEX: Okay I got just a couple of questions. Before the workshop, we had - the report that we had was more narrative and less like not as many pictures. This is a nice report with pictures. But are you going to - are you going to redo that or what's the next step, where are you going to go from here?

MR. GRAY: Where we go from here is we begin phase four, and in phase four we're going to start to continue the process. If I can just grab our booklet to show you the three phases where we are today.

On public record we have this binder which is basically the culminations of the three phases and this can be added to, so by the end of this thing it's going to be a pretty heavy thick document that's going to allow you really understand how growth can occur well.

Because really that's our whole intention is to follow the smart growth principles and do what's good for the Town of Davie. I mean, I understand Brian's concern about a hometown feeling, we want this to remain a hometown, so it's going to have a little of everything to assist you in getting forward.

MAYOR TRUEX: Okay, so - can I look at that?

MR. GRAY: Sure.

MAYOR TRUEX: I think Mrs. Starkey wanted to ask you something.

C/M STARKEY: When you are developing the next phase I would like to see things that as you address global warming a lot more energy efficiency and -

MR. GRAY: We're on the same page.

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C/M STARKEY: And making sure that a lot of these documents that are going to govern the redevelopment of these if we're going to give the height they'd better have energy efficiencies.

MR. GRAY: Absolutely.

C/M STARKEY: And I know we discussed some of that in our workshops, but I just wanted to remind you that those issues are pretty important to us as we look to the future and there was also extensive landscaping issues that you all had incorporated in the charette that we had.

But I just want to make sure that those are more than what we seem to have on our local codes now because we've been after it as a rewrite to up the landscaping codes, so since it's not being done at that point yet because it's so busy, I think at least when we do this we would be able to increase the tree canopies and landscaping requirements on the redevelopments of this, as well.

MR. GRAY: That is such a good point and it's something we really believe in. We really believe it's sustainable. You know we're really depleting all our resources, everyone knows. We currently are underway with a process with the city of Oakland Park writing a green ordinance with them. So we're familiar with all the statues and we believe in the smart growth and the green practices.

C/M STARKEY: Thank you.

MR. GRAY: You're welcome.

MAYOR TRUEX: Okay, any other questions? Ms. Nolan, did you have anything you wanted to add? You're just standing by just in case?

MS. NOLAN: Thank you for all your support.

MAYOR TRUEX: Okay. Anything else? Okay?