

BOARD OF COUNTY COMMISSIONERS

PUBLIC HEARING

Thursday, July 24, 2008
9:35 a.m. - 9:50 a.m.
301 North Olive Avenue
Jane M. Thompson Memorial Chambers
6th Floor
West Palm Beach, Florida

Reporting:

Sophie M. (Bunny)

Springer

Notary Public

A T T E N D E E S

_____ Addie L. Greene, Chairperson
Jeff Koons, Vice Chairman
Karen T. Marcus, Commissioner
Burt Aaronson, Commissioner
Jess R. Santamaria, Commissioner
Robert J. Kanjian, Commissioner

Verdenia Baker, Asst. County Administrator

Barbara Alterman, Director, PZ&B

Jon Mac Gillis, Zoning Director

Carrie Rechenmacher, Senior Site Planner,
Zoning

Autumn Sorrow, Senior Site Planner, Zoning

Joyce Lawrence, Site Planner II, Zoning

Carol Glasser, Site Planner II, Zoning

Douglas Robinson, Site Planner II, Zoning

Ora Owensby, Site Planner II, Zoning

Anthony Wint, Site Planner II, Zoning

Barbara Pinkston-Nau, Principal Site
Planner, Code Revision

Bob Banks, Assistant County Attorney

Sussan Gash, Planner II, Planning

Jim Choban, Engineering Dept.

Ken Rogers, Director, Land Development
Division

Allan Ennis, Asst. Dir. Traffic Division

Bob Kraus, ERM

Kenny Wilson, Health Department

Linda Federico, Clerk

Barbara Strickland, Clerk

Lorraine Cuppi, Senior Secretary, Zoning

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PROCEEDINGS

CHAIRPERSON GREENE: May we have roll call,
please.

CLERK: Commissioner Aaronson.

COMMISSIONER AARONSON: Here.

CLERK: Commissioner Greene.

CHAIRPERSON GREENE: Here.

CLERK: Commissioner Kanjian.

COMMISSIONER KANJIAN: Here.

CLERK: Commissioner Koons.

VICE CHAIRMAN KOONS: Here.

CLERK: Commissioner McCarty.

(No response)

CLERK: Commissioner Marcus.

COMMISSIONER MARCUS: Here.

CLERK: Commissioner Santamaria.

COMMISSIONER SANTAMARIA: Here.

CHAIRPERSON GREENE: We'll have opening
prayer and Pledge of Allegiance by County
Commissioner Marcus.

(Whereupon, the prayer and Pledge of
Allegiance were given.)

CHAIRPERSON GREENE: May we have --

COMMISSIONER AARONSON: Proof of
publication.

CHAIRPERSON GREENE: -- proof of
publication, please.

MR. Mac GILLIS: Yes.

COMMISSIONER MARCUS: Move to receive and
file.

VICE CHAIRMAN KOONS: Second.

CHAIRPERSON GREENE: We have the motion to
receive and file by Commissioner Marcus, second by
Commissioner Koons.

Ready for the question.

All in favor.

COMMISSIONERS: Aye.

CHAIRPERSON GREENE: All opposed.

(No response)

CHAIRPERSON GREENE: Ayes have it, 6-0.

Mr. Attorney, swearing in, please, sir.

MR. BANKS: Yes. Would anyone wishing to testify at today's hearing please rise.

(Whereupon, speakers were sworn in by Mr. Banks.)

MR. BANKS: Thank you.

CHAIRPERSON GREENE: That was only one person that I see.

COMMISSIONER MARCUS: There's two.

CHAIRPERSON GREENE: Two?

COMMISSIONER MARCUS: Two of them.

CHAIRPERSON GREENE: Okay. Consent agenda, motion to adopt the consent agenda. Are there any items?

COMMISSIONER AARONSON: So moved.

CHAIRPERSON GREENE: You heard the -- oh, I'm sorry. We have one card --

MR. Mac GILLIS: Motion to adopt the agenda.

CHAIRPERSON GREENE: Okay. We have a motion and a second to adopt the agenda, but we have one card on the consent --

COMMISSIONER MARCUS: No, this is just the agenda itself, not consent yet.

MR. Mac GILLIS: Yeah.

CHAIRPERSON GREENE: Hmm?

COMMISSIONER MARCUS: Adopt -- see, after swearing in we have to adopt the agenda. Been a long week.

CHAIRPERSON GREENE: Creature of habit.

COMMISSIONER AARONSON: Motion to adopt --

CHAIRPERSON GREENE: Motion to adopt the agenda by Commissioner -- by Commissioner Aaronson.

COMMISSIONER KANJIAN: Second.

CHAIRPERSON GREENE: Second by Commissioner Kanjian.

Okay. Now I'm ready.

Ready for the question.

All in favor.

COMMISSIONERS: Aye.

CHAIRPERSON GREENE: All opposed.

(No response)

CHAIRPERSON GREENE: Ayes have it, 6-0.

VICE CHAIRMAN KOONS: By the way, next week we're on vacation. We'll be much sweeter next week, so we'll be --

COMMISSIONER KANJIAN: I hear they have a sale at Sawgrass on blazers if you'd like to go down there.

CHAIRPERSON GREENE: Okay.

VICE CHAIRMAN KOONS: We'll be adopting a dress code next month.

COMMISSIONER MARCUS: Now we're on consent.

MR. Mac GILLIS: That would bring us to Page 2, postponed items.

Begin with Item 1, ZV/DOA/R-2007-1596, Fountains East at Boynton.

We need a motion to postpone 30 days to August 28th, 2008.

COMMISSIONER AARONSON: So moved.

COMMISSIONER MARCUS: Second.

CHAIRPERSON GREENE: You heard the motion by Commissioner Aaronson, second by Commissioner Marcus.

Ready for the question.

All in favor.

COMMISSIONERS: Aye.

CHAIRPERSON GREENE: All opposed.

(No response)

CHAIRPERSON GREENE: Ayes have it, 6-0.

MR. Mac GILLIS: Item 2, Z/CA-2008-294, we recommend postpone -- or a motion to postpone 30 days to August 28th, 2008.

COMMISSIONER MARCUS: So moved.

COMMISSIONER AARONSON: None required it says.

MR. Mac GILLIS: I think the clerk's office requests that the Board do it.

COMMISSIONER KANJIAN: Second.

MR. Mac GILLIS: I'll make sure staff fix that in the future.

COMMISSIONER AARONSON: Okay.

COMMISSIONER KANJIAN: Second.

CHAIRPERSON GREENE: Who made the motion?

COMMISSIONER MARCUS: I -- I did.

COMMISSIONER AARONSON: Karen.

CHAIRPERSON GREENE: Motion by Commissioner Marcus, second by Commissioner Kanjian.

Ready for the question.

All in favor.

COMMISSIONERS: Aye.

CHAIRPERSON GREENE: All opposed.

(No response)

CHAIRPERSON GREENE: Ayes have it, 6-0.

COMMISSIONER AARONSON: You get to know our names now.

MR. Mac GILLIS: Page 3 -- or Page 3, Item 3, ZV/DOA/R-2007-1597, Pratt and Orange MUPD, postpone 30 days to August 28th, 2008.

COMMISSIONER KANJIAN: So moved.

COMMISSIONER MARCUS: Second.

COMMISSIONER AARONSON: Second.

CHAIRPERSON GREENE: You heard the motion by Commissioner Kanjian, second by Commissioner Aaronson.

Ready for the question.

All in favor.

COMMISSIONERS: Aye.

CHAIRPERSON GREENE: All opposed.

(No response)

CHAIRPERSON GREENE: Ayes have it, 6-0.

MR. Mac GILLIS: Item 4, DOA-2007-2013, Del Mar Plaza, postponed 60 days to September 29th, 2008.

COMMISSIONER AARONSON: Motion to postpone.

COMMISSIONER KANJIAN: Second.

CHAIRPERSON GREENE: Motion by Commissioner Aaronson, second by Commissioner Kanjian.

Ready for the question.

All in favor.

COMMISSIONERS: Aye.

CHAIRPERSON GREENE: All opposed.

(No response)

CHAIRPERSON GREENE: Ayes have it, 6-0.

MR. Mac GILLIS: Item 5, Status Report 1999-029.2, Stop and Shop, postpone 60 days to September 29th, 2008.

COMMISSIONER AARONSON: So moved.

COMMISSIONER KANJIAN: Second.

CHAIRPERSON GREENE: You heard the motion by Commissioner Aaronson, second by Commissioner Kanjian.

Ready for the question.

All in favor.

COMMISSIONERS: Aye.

CHAIRPERSON GREENE: All opposed.

(No response)

CHAIRPERSON GREENE: Ayes have it, 6-0.

MR. Mac GILLIS: Page 4 of your agenda, Item 6, Status Report 1990 -- 17 -- 1979-148C.2, Palm Beach Acura, postpone 60 days to September 29th.

COMMISSIONER AARONSON: Motion to postpone.

CHAIRPERSON GREENE: You heard the motion by Commissioner Aaronson.

COMMISSIONER KANJIAN: Second.

CHAIRPERSON GREENE: Second by Commissioner Kanjian.

Ready for the question.

All in favor.

COMMISSIONERS: Aye.

CHAIRPERSON GREENE: All opposed.

(No response)

CHAIRPERSON GREENE: Ayes have it, 6-0.

MR. Mac GILLIS: We had a late request yesterday on Item 14, which is found on Page 9 of your agenda, to be postponed.

That's ZV/Z/BA-2008-00305 [sic], Volvo Rents, request to postpone 60 -- 30 days to August 28th, 2008.

The applicant apparently wants additional time to work with Engineering on the condition they put on the add and delete.

COMMISSIONER AARONSON: So moved.

COMMISSIONER KANJIAN: So moved.

CHAIRPERSON GREENE: You heard the motion by Commissioner Aaronson, second by Commissioner Kanjian.

Ready for the question.

All in favor.

COMMISSIONERS: Aye.

CHAIRPERSON GREENE: All opposed.

(No response)

CHAIRPERSON GREENE: Ayes have it, 6-0.

Commissioner Koons.

VICE CHAIRMAN KOONS: Madam Chair, I'd like to request Engineering, Department of Airports and the Volvo Rents send me a memo on what the issues are with the infrastructure and -- because we've had some discussions about this.

Engineering came in to upgrade the road. There's some airport property there. I'm just trying to figure out how we could get that done.

Thank you.

MR. Mac GILLIS: Okay. That'll bring us to Page 5, the consent agenda. I'll go through them one by one, and if anyone would like any items pulled --

COMMISSIONER MARCUS: I just move approval of the consent agenda.

MR. Mac GILLIS: Okay.

COMMISSIONER AARONSON: Second.

COMMISSIONER KANJIAN: Second.

VICE CHAIRMAN KOONS: We have a card on 13.

CHAIRPERSON GREENE: Ms. Larson.

MS. LARSON: I was glad Commissioner Marcus brought up -- when they did Sluggett yesterday, what happens across the street, because at Orange and Seminole Pratt we got a Publix, we got a drugstore, something going to go in on the south side.

Across the street from that someone acquired six lots so we're going to be going down the slippery slope going down Seminole Pratt and Northlake when it comes to the commercial entity being next door. Then the guy who may live in the house -- it's an older house, and they say, well, I want to be commercial now.

So I just -- I hope the commissioners are looking very carefully at that intersection at Seminole Pratt and Orange and Northlake and Seminole Pratt, anywhere along Seminole Pratt, 'cause it is zoned at some point to go up to maybe four, six, eight lanes.

We don't even know what Seminole Pratt's going to be, lane-wise, and I want to be very careful because there are quite a few houses, but if you got a drugstore open up next door to you, why not you open up something.

And be very careful with gas stations. We're on well water, and gas and wells don't mix. It just doesn't.

And I know they assume that they'll be well -- you know, we won't be on well water one day, but we are at the moment.

So be -- please look into this 'cause we're going down the slope across the street. The guy's going to say I want -- I want to build a condominium or a medical center on my six lots.

Thank you.

CHAIRPERSON GREENE: Thank you.

COMMISSIONER AARONSON: You have a motion and a second.

CHAIRPERSON GREENE: We have the motion and the second.

Ready for the question.

All in favor.

COMMISSIONERS: Aye.

CHAIRPERSON GREENE: All opposed.

(No response)

CHAIRPERSON GREENE: Ayes have it, 6-0.

MR. Mac GILLIS: That'll bring us to Page 10 of your agenda, the last item, Item 15, which is the first reading and permission to advertise for

adoption of the Unified Land Development Code amendments for Round 2008-01.

COMMISSIONER MARCUS: Move approval.

CHAIRPERSON GREENE: You've heard the motion by Commissioner Marcus.

VICE CHAIRMAN KOONS: Second.

CHAIRPERSON GREENE: Second by Commissioner Koons.

Ready for the question.

All in favor.

COMMISSIONERS: Aye.

CHAIRPERSON GREENE: All opposed.

(No response)

CHAIRPERSON GREENE: Ayes have it, 6-0.

MR. Mac GILLIS: That concludes the agenda.

CHAIRPERSON GREENE: Wasn't that fun?

COMMISSIONER AARONSON: I only drove 54 miles for this.

VICE CHAIRMAN KOONS: Comments or --

CHAIRPERSON GREENE: It's a motion to --

COMMISSIONER AARONSON: Adjourn.

CHAIRPERSON GREENE: -- adjourn.

VICE CHAIRMAN KOONS: Any comments?

COMMISSIONER AARONSON: I only drove 54 miles to get here.

(Whereupon, the meeting was concluded at 9:50 a.m.)

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C E R T I F I C A T E

THE STATE OF FLORIDA)

COUNTY OF PALM BEACH)

I, Sophie M. (Bunny) Springer, Notary Public, State of Florida at Large,

DO HEREBY CERTIFY that the above-entitled and numbered cause was heard as hereinabove set out; that I was authorized to and did report the proceedings and evidence adduced and offered in said hearing and that the foregoing and annexed pages, numbered 4 through 10, inclusive, comprise a true and correct transcription of the Board of County Commissioners hearing.

I FURTHER CERTIFY that I am not related to or employed by any of the parties or their counsel, nor have I any financial interest in the outcome of this action.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 4th day of August, 2008.

Sophie M. Springer, Notary Public.