

**FORT LAUDERDALE CITY COMMISSION REGULAR MEETING  
OCTOBER 3, 2006**

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**MINUTES OF A REGULAR MEETING  
CITY COMMISSION  
FORT LAUDERDALE, FLORIDA  
October 3, 2006**

Meeting was called to order at 6:00 p.m. by Mayor Naugle on the above date, City Commission Meeting Room.

Roll call showed:

Present: Commissioner Christine Teel  
Commissioner Charlotte E. Rodstrom  
Vice Mayor Cindi Hutchinson  
Mayor Jim Naugle

Absent: Commissioner Carlton B. Moore

Also Present:	City Manager	George Gretsas
	City Auditor	John Herbst (Not Present)
	City Clerk	Jonda K. Joseph
	City Attorney	Harry A. Stewart
	Sergeant At Arms	Sergeant Judy Waldman

Invocation was offered by Reverend Kati L. Houts, Sunshine Cathedral Metropolitan Community Church, followed by the recitation of the Pledge of Allegiance.

**NOTE: All items were presented by Mayor Naugle unless otherwise shown, and all those desiring to be heard were heard. Items discussed are identified by the agenda number for reference. Items not on the agenda carry the description "OB" (Other Business).**

**Motion** made by Vice Mayor Hutchinson and seconded by Commissioner Rodstrom that the minutes of the September 6, 2006 Conference Meeting, and the September 19, 2006 Conference and Regular Meetings, and agenda be approved. Roll call showed: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

**Presentations**

**OB**

**1. Florida Neighborhoods Week**

Vice Mayor Hutchinson and the City Commission issued a proclamation declaring the first week of October, 2006, as Florida Neighborhoods Week in the City of Fort Lauderdale.

Albert Carbon, Director of Public Works, thanked the Commission for their support regarding this event.

**2. National Code Enforcement Month**

Commissioner Rodstrom and the City Commission issued a proclamation declaring October, 2006, as National Code Enforcement Month in the City of Fort Lauderdale.

Cate McCaffrey, Building Department, thanked the Commission for the proclamation and said they will continue to work toward the many code challenges facing this City.

**3. National Customer Service Week**

Commissioner Teel and the City Commission issued a proclamation designating October 2-6, 2006, as National Customer Service Week in the City of Fort Lauderdale.

Julie Leonard, Public Works, read the names of the various employees being recognized and thanked them for their hard work.

**4. Fort Lauderdale Fire and Safety Museum**

John Aurelius, former City Commissioner and Vice Mayor, thanked the City Commission for their support regarding the Fire and Safety Museum. He said that this fire station was built as a result of the 1926 hurricane. Frances Abreu designed it. Plaques were presented to the City Commission. They have raised over \$20,000 for the station and hope to get the 1942 engine returned to this location.

John Heiser, President of the Fire and Safety Museum, thanked the City and the community of Sailboat Bend. They are adding an educational component that will teach fire safety, EMS safety, when to call 911, CPR, along with various other courses.

Mr. Aurelius urged everyone to join the museum. He announced the museum location and hours. Their mission is to make this a community emergency center.

Mayor Naugle thanked everyone for their hard work. Vice Mayor Hutchinson congratulated everyone for their hard work and volunteered her CVC group to assist with landscaping.

**5. Outstanding City Employees**

Albert Carbon, Director of Public Works, recognized Abner McDuffy, a utility service worker, who assisted a stranger with car problems.

Mr. Carbon also recognized members of Crew #8220 for all their hard work.

**6. Certified Financial Administrator**

John Hoelzle, Director of Parking and Fleet Services, recognized Darlene Pfeiffer, Financial Administrator, as a certified administrator of public parking who received an award from the International Parking Institute.

**7. 11<sup>th</sup> Annual Achievement of Excellence in Procurement Award**

The City Manager recognized the Director of Procurement Services, Kirk Buffington, and presented him the 11<sup>th</sup> Annual Achievement of Excellence in Procurement Award for 2006 by the National Purchasing Institute. Kirk Buffington recognized the members of his staff and thanked them for their hard work.

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**Consent Agenda****(CA)**

The following items were listed on the agenda for approval as recommended. The City Manager reviewed each item and observations were made as shown. The following statement was read:

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion; if discussion on an item is desired by any City Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

**Gymnastic Classes – Fort Lauderdale Stars, Inc.****(M-1)**

A motion authorizing the proper City Officials to execute an agreement with Fort Lauderdale Stars, Inc., to conduct gymnastic classes at Holiday Park Activity Center – October 1, 2006 through September 30, 2007.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1324

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**Children’s Services Council of Broward County -  
Grant Renewal - \$181,004 – Delinquency Prevention  
Program – Joseph C. Carter Park****(M-2)**

A motion authorizing the proper City Officials to execute an agreement with Children’s Services Council of Broward County accepting renewal grant funding, in the amount of \$181,004 – at-risk youth delinquency prevention programming – Joseph C. Carter Park.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1340

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**Event Agreement – Las Olas Urban Outdoor Market****(M-3)**

A motion authorizing and approving execution of an Event Agreement with Las Olas Association, Inc. for the Outdoor Urban Market, to be held on the following Sundays, 10 AM - 4 PM: November 12, 2006, December 10, 2006 and January 14, 2007 at 1201 E. Las Olas Boulevard; and November 26, 2006, December 17, 2006 and January 28, 2007 at 1101 E. Las Olas Boulevard.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1347

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**Event Agreement – Shooters Annual Halloween Costume Contest – Closing NE 32 Avenue (M-4)**

A motion authorizing and approving execution of an Event Agreement with Roscoe LLC for Annual Halloween Costume Contest and Party at Shooters/Caribbean Corner to be held on Friday, October 28, 2006, 6 PM – 12 AM; and authorizing closing of NE 32 Avenue between Shooters' property lines.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1353

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**Event Agreement – Annual Fort Lauderdale International Boat Show – Closing SE 5 Street During Show Times (M-5)**

A motion authorizing and approving execution of an Event Agreement with Yachting Promotions, Inc. for the 47<sup>th</sup> Annual Fort Lauderdale International Boat Show, to be held Thursday through Monday, October 26 – 30, 2006 at Bahia Mar, Pier 66, Convention Center, Marina Marriott, Las Olas Marina, Hall of Fame, and DC Alexander Park; and authorizing closing SE 5 Street between north and south bound A-1-A.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1333

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**Event Agreement – Lone Sailor Statute Dedication Ceremony – Closing SW 4 Avenue (M-6)**

A motion authorizing and approving execution of an Event Agreement with Navy League of the United States, Fort Lauderdale Council, Inc. for the Lone Sailor Statue Dedication Ceremony, to be held at the Esplanade on Riverwalk on Saturday, October 14, 2006, 10 AM – 12 Noon; and also authorizing the closing of SW 4 Avenue.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1359

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**Event Agreement – Making Strides Against Breast Cancer (M-7)**

A motion authorizing and approving execution of an Event Agreement with the American Cancer Society Florida Division, Inc. for Making Strides Against Breast Cancer, to be held at Huizenga Plaza, Riverwalk, and downtown area sidewalks on Saturday, October 14, 2006, 8 AM – 1 PM.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1364

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**Event Agreement – Viva Broward - Closing Portions of SE 1 Avenue and East Las Olas Boulevard** (M-8)

A motion authorizing and approving execution of an Event Agreement with Latin Power, Inc. for Viva Broward 2006, to be held at Las Olas Riverfront, Riverwalk, and Huizenga Plaza on Saturday and Sunday, October 21 and 22, 2006, 10 AM – 7 PM; and authorizing closing of portions of SE 1 Avenue and East Las Olas Boulevard.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1334

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**Event Agreement – U.S. Military Vets MC 19<sup>th</sup> Annual Dice Run Party – Closing Sunrise Lane** (M-9)

A motion authorizing and approving execution of an Event Agreement with U.S. Military Vets M/C, Inc. for the U.S. Military Vets MC Annual Dice Run Party to be held Sunday, November 5, 2006, 11 AM – 6 PM; and authorizing closing Sunrise Lane from NE 9 Street north to Sunrise Boulevard, 5 AM – 6 PM Sunday, November 5, 2006.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1363

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**Grant Acceptance – Florida Department of Law Enforcement Project Speedtrap 2 - \$65,918** (M-10)

A motion authorizing: (1) acceptance of a grant in the amount of \$65,918 from Florida Department of Law Enforcement – Federal Edward Byrne Memorial/Justice Assistance Grant Program for Project Speedtrap 2; (2) transfer of \$27,529 from Law Enforcement Trust Fund as a cash match; and (3) proper City Officials to execute all necessary documents to receive and disburse grant funds.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1345

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**Contract Extensions – January, February, March 2007** (M-11)

A motion authorizing extension of contracts as set forth in the attached list of contracts that expire during the period of January through March, 2007, including one from

December, 2006, and authorizing the proper City Officials to execute all necessary documents.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1326

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**Contract Award – Florida Blacktop, Inc. - \$32,933 (M-12)**  
**Tarpon River Neighborhood Improvements – SW 9 Avenue Sidewalk**

A motion authorizing the proper City Officials to award and execute a contract with Florida Blacktop, Inc., in the amount of \$32,933 – Tarpon River Neighborhood Improvements – SW 9 Avenue sidewalk – NCIP Project 10930.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1356

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**Contract Award – Chen and Associates Consulting Engineers, Inc. (M-13)**  
**Civil Engineering Services**

A motion authorizing the proper City Officials to award and execute a two-year contract with Chen and Associates Consulting Engineers, Inc. – Civil Engineering Services.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1365

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**Contract Award – Miguel Lopez Jr. Inc. - \$186,200 (M-14)**  
**Annual Parking Lot Repairs Contract – Fiscal Year 2006-2007**

A motion authorizing the proper City Officials to award and execute a contract with Miguel Lopez Jr. Inc., in the amount of \$186,200 – 2006-2007 Annual Parking Lot Repairs Contract – Project 11154.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1367

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**Contract Award – Vila and Sons Landscaping Corp. (M-15)**  
**NE 18 Avenue Landscaping Improvements**

A motion authorizing the proper City Officials to award and execute a contract with Vila and Sons Landscaping Corp., in the amount of \$93,170 – NE 18 Avenue Landscaping Improvements – Project 10273A.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1371

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**Temporary Sanitary Sewer Agreement – 1816, LLC (M-16)**  
**Duplex – 1816 SW 21 Street**

A motion authorizing the proper City Officials to execute a temporary sanitary sewer agreement with 1816, LLC to provide wastewater service to a new duplex located at 1816 SW 21 Street.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1369

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**Contract Renewal – Fort Lauderdale Historical Society (M-17)**  
**Historic Preservation Consulting Services**

A motion authorizing and approving contract renewal with Fort Lauderdale Historical Society, in the amount of \$70,945.35 – Fiscal Year 2006-2007 historic preservation consulting services, and incorporating revisions in specifications and account of services for five-year period – October 1, 2006 through September 30, 2011.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1291

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**Temporary Sanitary Sewer Agreement – St. Thomas Aquinas (M-18)**  
**High School, Inc. – 2801 SW 12 Street – School Expansion**

A motion authorizing the proper City Officials to execute a temporary sanitary sewer agreement with Saint Thomas Aquinas High School, Inc., to provide wastewater service for an expansion to the school at 2801 SW 12 Street.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1376

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**Temporary Sanitary Sewer Agreement – Marina Mile (M-19)**  
**Properties, LLC – 2001 State Road 84 – 58 Storage Bays**

A motion authorizing the proper City Officials to execute a temporary sanitary sewer agreement with Marina Mile Properties, LLC, to provide wastewater services for a new development of 58 storage bays at 2001 State Road 84.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1374

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**Temporary Sanitary Sewer Agreement – 325, LLC (M-20)**  
**325 SW 17 Street – Two-Family Dwelling**

A motion authorizing the proper City Officials to execute a temporary sanitary sewer agreement with 325, LLC, to provide wastewater service to a two-family dwelling at 325 SW 17 Street.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1370

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**Grant Acceptance – Recycling in Parks - \$6,820.33 (M-21)**  
**Resource Recovery Board**

A motion authorizing acceptance of Parks Recycling Grant in the amount of \$6,820.33, from Broward County Solid Waste Disposal District Resource Recovery Board.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1328

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**Amendment 1 to Agreement – South Florida Water Management (M-22)**  
**District – North Fork of New River – Sanitary Sewer**  
**Forcemain Crossing**

A motion authorizing the proper City Officials to execute Amendment 1 to Agreement with South Florida Water Management District for a two-year extension – North Fork of New River improvements – Sanitary Sewer Forcemain Crossing – Riverside Park Basin B – Project 10578B.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1325

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**Engineering Services – NW 7/9 Avenue Connector (M-23)**  
**R.J. Behar & Company, Inc.**

A motion accepting the Consultants' Competitive Negotiation Act Selection Committee's recommendation of ranking firms for engineering services for NW 7/9 Avenue Connector Project and authorizing the proper City Officials to commence negotiations with top-ranked firm, R.J. Behar & Company, Inc.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1139

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**Change Order 4 – MBR Construction, Inc. - \$16,872.86 (M-24)**  
**Sunset Memorial Gardens**

A motion authorizing Change Order 4 with MBR Construction, Inc., in the amount of \$16,872.86 – Sunset Memorial Gardens – Project 10443.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1327

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**Change Order 2 – Man-Con, Incorporated - \$188,347.50 (M-25)**  
**Dixie Wellfield Improvements**

A motion authorizing Change Order 2 with Man-Con, Incorporated, in the amount of \$188,347.50 – additional well development time – Dixie Wellfield Improvements – Project 10824.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1352

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**City Hall Emergency Generator Set for Computer Room – Late Bid (M-26)**

A motion authorizing: (1) opening late bid received for City Hall Emergency Generator Set for Computer Room – Project 00434B, and (2) staff to initiate negotiations with sole bidder.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1397

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**Police Department New Electrical Room – Late Bid (M-27)**

A motion authorizing: (1) opening late bid received for Police Department New Electrical Room – Project 10590, and (2) staff to initiate negotiations with sole bidder.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1398

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**2006 Fort Lauderdale International Boat Show Las Olas Municipal Marina Dockage Agreement (M-28)**

A motion authorizing the proper City Officials to execute a dockage agreement with Yachting Promotions, Inc. and Marine Industries Association of South Florida, Inc. for use of Las Olas Municipal Marina in connection with 2006 Fort Lauderdale International Boat Show, October 25-31, 2006

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1357

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**Beach Community Redevelopment Agency (M-29)**  
**Use of Space at International Swimming Hall of Fame**

A motion authorizing the proper City Officials to execute all necessary documents to enable the Beach Community Redevelopment Agency to continue to occupy space at the International Swimming Hall of Fame.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1389

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**Challenge Grant Agreement – Broward County - \$404,510 (CR-01)**  
**Development of Coontie Hatchee Landing Park**

A motion authorizing the proper City Officials to accept and execute an agreement with Broward County – dissemination of Florida Community Trust funds in the amount of \$404,510 reimbursable to City – development of Coontie Hatchee Landing Park – 1116 SW 15<sup>th</sup> Avenue – Open Space 232.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1366

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**PURCHASING AGENDA**

**762-9516 – Rejection of Proposals (PUR-01)**  
**17<sup>th</sup> Street Causeway Redevelopment Plan**

Rejection of all proposals for the creation of a 17<sup>th</sup> Street Causeway Redevelopment Plan is being presented by the Planning and Zoning Department.

**Recommend:** Motion to approve.

**Bids Solicited/Rec'd:** 228/4

**Exhibit:** Commission Agenda Report 06-1310

The Procurement Services Department has reviewed this item and recommends rejecting all proposals submitted.

**Approval to Utilize Existing Contract with Enterprise Rent-A-Car – Two Police Grants** **(PUR-02)**

Approval to utilize existing contract F-3969-05-JE, with Enterprise Rent-A-Car, to pay for rental car services under two new Police Department grants is being presented for approval by the Police Department.

**Recommend:** Motion to approve.

**Vendor:** Enterprise Rent-A-Car Company  
St. Louis, MO

**Amount:** \$62,150.00

**Bids Solicited/Rec'd:** N/A

**Exhibit:** Commission Agenda Report 06-1271

The Procurement Services Department has reviewed this item and recommends approving purchases from City of Hollywood Contract

**Proprietary – Public Safety Systems Maintenance Renewal** **(PUR-03)**

One-year maintenance service contracts for Public Safety Systems are being presented for approval by the Police Department.

**Recommend:** Motion to approve.

**Vendor:** Intergraph Services Company Radio IP  
Motorola, Inc. Smart Business, Inc.

**Amount:** \$369,645.44

**Bids Solicited/Rec'd:** N/A

**Exhibit:** Commission Agenda Report 06-1331

The Procurement Services Department recommends approving the renewal of the annual proprietary maintenance contracts.

**732-8811 – Increase Expenditure For Pulsar Chlorinator Briquettes** **(PUR-04)**

Approval to increase expenditure of existing contract for Pulsar chlorinator briquettes is being presented by the Parks and Recreation Department.

**Recommend:** Motion to approve.

**Vendor:** Commercial Energy Specialists, Inc.  
Jupiter, FL

**Amount:** \$80,000.00 (estimated)

**Bids Solicited/Rec'd:** N/A  
**Exhibit:** Commission Agenda Report 06-1258

The Procurement Services Department recommends approval of increased expenditure of existing contract.

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**462-9574 – Rejection of Bids for Turf Grass Maintenance Services (PUR-05)**

Rejection of all bids for turf grass maintenance is being presented for approval by the Procurement Services Department..

**Recommend:** Motion to reject.

**Bids Solicited/Rec'd:** 157/3  
**Exhibit:** Commission Agenda Report 06-1344

The Procurement Services Department has reviewed this item and recommends rejecting all bids submitted and rebidding.

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**Contract – Unleaded Gasoline (PUR-06)**

A one-year contract for the purchase of unleaded gasoline is being presented for approval by the Procurement Services Department.

**Recommend:** Motion to approve.

**Vendor:** B.V. Oil Company, Inc.  
Doral, FL  
**Amount:** \$725,000.00 (estimated)  
**Bids Solicited/Rec'd:** N/A  
**Exhibit:** Commission Agenda Report 06-1349

The Procurement Specialist Department has reviewed this item and recommends award from the Palm Beach County Board of County Commissioners Contract.

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**Waiver of Formal Purchasing Requirements Supply of Water Distribution System Pipe (PUR-07)**

One-year waiver of formal purchasing requirements for the supply of water distribution system pipe is being presented for approval by the Public Works Department.

**Recommend:** Motion to approve.

**Vendor:** To be determined  
**Amount:** \$300,000.00 (estimated)  
**Bids Solicited/Rec'd:** N/A  
**Exhibit:** Commission Agenda Report 06-1230

The Procurement Services Department has reviewed this item and agrees with the recommendation.

**Proprietary – Underground Infrastructure Location**

**(PUR-08)**

Approval of a proprietary contract for underground infrastructure location with Sunshine State One Call of Florida, Inc., is being presented for approval by the Public Works Department.

**Recommend:** Motion to approve.

**Vendor:** Sunshine State One Call of Florida, Inc.  
Debary, FL

**Amount:** \$19,500.00 (estimated)

**Bids Solicited/Rec'd:** N/A

**Exhibit:** Commission Agenda Report 06-1329

The Procurement Services Department has reviewed this item and agrees with awarding the proprietary purchase.

**462-9323 – Hydrofluosilicic Acid**

**(PUR-09)**

One-year contract to purchase Hydrofluosilicic Acid (fluoride) for Fiveash and Peele Dixie Water Plants is being presented for approval by the Public Works Department.

**Recommend:** Motion to approve.

**Vendor:** Harcros Chemicals, Inc.  
Tampa, FL

**Amount:** \$63,800.00 (estimated)

**Bids Solicited/Rec'd:** 266/1

**Exhibit:** Commission Agenda Report 06-1342

The Procurement Services Department has reviewed this item and recommends awarding to the low responsive and responsible bidder.

**673-9604 – Bridge Repair Over Longboat Inlet South**

**(PUR-10)**

Approval of contract for bridge repair over Longboat Inlet South Project 11076 is being presented for approval by the Public Works Department.

**Recommend:** Motion to approve.

**Vendor:** Pneumatic Concrete Co., Inc.  
Birmingham, AL

**Amount:** \$181,598.00

**Bids Solicited/Rec'd:** 225/4

Exhibit: Commission Agenda Report 06-1361

The Procurement Services Department recommends awarding to the low responsive and responsible bidder.

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**772-9576 – Swim Team and Instructional Programming** (PUR-11)

Two-year contract award for swim team and instructional programming is being presented for approval by the Business Enterprises Department.

**Recommend:** Motion to approve.

**Vendor:** Aquatics Management International, Inc.  
Fort Lauderdale, FL

**Amount:** \$ 20,090.00 (minimum revenue)

**Bids Solicited/Rec'd:** 268/3

**Exhibit:** Commission Agenda Report 06-1297

The Procurement Services Department has reviewed this item and recommends awarding to the first-ranked proposer.

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**Beach Community Redevelopment Agency -** (M-29)  
**Use of Space at International Swimming Hall of Fame**

Mayor Naugle announced that this item has been removed from tonight's agenda.

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**Event Agreement – Shooters Annual Halloween Costume Contest** (M-04)  
**Closing NE 32 Avenue**

Mayor Naugle said that the date listed for this event is Friday, October 28, 2006, but it should be Saturday, October 28, 2006.

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The following items were removed from the Consent Agenda as recommended:

**Motion** made by Commissioner Vice Mayor Hutchinson and seconded by Commissioner Teel that Consent Agenda Items M-07 and Pur-11 be deleted from the Consent Agenda and considered separately, and that all remaining Consent agenda items be approved as recommended.

Roll call showed: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

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**Event Agreement – Making Strides Against Breast Cancer** (M-07)

**Motion** made by Vice Mayor Hutchinson and seconded by Commissioner Teel to approve this item contingent upon timely receipt of the executed agreement. Roll call showed: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

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**772-9576 – Swim Team and Instructional Programming**

**(PUR-11)**

Vice Mayor Hutchinson removed this item from the consent.

Kirk Buffington, Procurement Services, said this is a recommendation to award a two-year contract to conduct both a Learn-To-Swim Program and a competitive swim team at the Fort Lauderdale Aquatic Center. An RFP went out and three responses were received. He outlined the Evaluation and Selection Committee's process. Aquatics Management International be awarded the contract as the first-ranked proposer.

Mr. Buffington said the contract is based not only on revenue, but also on qualifications of the swim coaches, their past practices, and references. The revenue alone is a guaranteed minimum based on the Learn-To-Swim Program, but revenue would also be generated by the Competitive Swim Program.

Jeff Modarelli, Director of Business Enterprises, said both the current contractors agreed to place this out to RFP. In the past few years, it has been difficult to identify the swimmers who are eligible for the various programs. Therefore, it was decided for one contractor to provide both services. Through the competitive process, staff feels they would be able to bring in additional revenue ranging from \$20,000 to \$50,000.

Vice Mayor Hutchinson said since both contractors are in attendance she wanted each to be allowed to comment.

Duffy Dillon, President and CEO of Aquatics Management International, said their team is Fort Lauderdale Aquatics. The children's Learn-To-Swim Program has grown over 400% in the last two years, and the adult swimming program by approximately 800%. He said they have worked cooperatively with City staff. They have increased diversity in the City.

Jay Fitzgerald, Jack Nelson Swim Team, said they are excited to work with the City and want to take individuals from the Learn-To-Swim Program to the competitive team. He believed they provide a good service to the City. All programs would still take place at the Aquatic Center. They could provide a strong competitive team.

Shawn Zenga, 23 Fort Royal Isle, said that her son and husband are both members of the Fort Lauderdale Aquatic Swim Team. She has worked with volunteers for some of the swim meets this past summer. She discussed the volunteerism, organization and cooperativeness with City staff.

Gamus Wright, coach, discussed his dealings with David Deal and Duffy Dillon. He discussed the diversity that exists. They want to continue working at the Center and get learn to swim programs underway.

Doug Buchan, 1530 SE 12<sup>th</sup> Court, complimented Coach Wright. He said he is a part-time volunteer coach and member of the Board of Directors of the Fort Lauderdale Foundation, established to raise funds so that Coach Wright's program can continue to grow. He talked about the importance of coaches to children. In less than 24 months, Duffy Dillon has built a swimming juggernaut for the City. He supported the learn to swim and diving programs also being given to Mr. Dillon. Mr. Dillon is a great businessman.

Dan Vawter, Head Coach and Marketing Director for Jack Nelson Swim School, said a coach is a swimmer's heart and soul. The Jack Nelson Program has affected many individuals and brought success to the City. They want what is best for the City and its residents. He discussed what criteria was used by the Evaluation Committee.

Mary Jackson, Director for Jack Nelson Swim School, said the Nelsons have achieved so much for swimming in this City. She mentioned the relationship between the Nelsons and Duffy Dillon. There have been conflicts between the swim team and the swim school, along with the dive team, and other teams. The City wants a unified complex with unified programs. She said Jay Fitzgerald is unified and they are unified with him.

Jack Nelson, 417 Idlewyld Drive, said he taught many individuals. He specifically mentioned Andy Cohen. He discussed all of his and his wife's accomplishments in swimming. He recommended Jay Fitzgerald as the Aquatics Director for the city.

Margi Nothard, 215 SW 14<sup>th</sup> Way, said she is a new parent in swimming. She discussed how her son has been inspired with this sport. She urges the Commission to support staff's recommendation.

Jeff Smith, 505 Idlewyld Drive, urged the City to consider the Nelson group as it offers more money to the City and clearly has more experience. It is a mistake to consider forecasts in making this decision.

Suzanne Sabadash, 1509 NE 5<sup>th</sup> Street, said she has three children who participated in the Jack Nelson team. She noted the ranking was very close. She asked the Commission to carefully review the experience and character of the individuals involved. She talked about the advantages of the program to children. Grant Sabadash said he has learned how to swim all kinds of strokes.

John Drews, 5022 Grant Street, said he is a local high school teacher. Swimming has been a part of his family's life. He thanked the instructors for giving the children their first civic lesson tonight. He discussed what swimming teaches to children. He hoped the Commission would continue their contract with the FLA organization.

Christine Yates, 2849 NE 28<sup>th</sup> Street, discussed her family's involvement with the Jack Nelson Swim School. She supported the Jack Nelson Swim School. There has never been a single complaint against them. Security to parents is very important.

Andy Cohen, 1178 Tamarind, supported the Jack Nelson group and an Olympic caliber coach, Jay Fitzgerald. This is not a business. Each program is different.

David Woolsey, 49 Fiesta Way, discussed his experiences with the Jack Nelson group. He emphasized the importance of an infant swimming program.

Debbie Cavanaugh, 1550 Argyle Drive, supported the Jack Nelson Swim School.

Patti Driscoll, 10461 SW 51<sup>st</sup> Street, said her daughter swims with FLA. They commute from Cooper City. She emphasized their qualifications and the positives of the program.

Denise Lettau, 100 Golden Isles Drive, said her son is with the swim team for the last year. The complex has great coaches and provides an extension to their family. It is very diverse. She urged the Commission to accept staff's recommendation.

Lynn Jatin said she has been on three different teams and the FLA is the best. She announced other swimmers on the team.

Rebecca Miller said they commute from Dade County. She complimented the present coaches.

Emily Quatromoni, 4543 NW 7<sup>th</sup> Place, said she is a Duffy swimmer. She urged the Commission to support the recommendation.

Ceylan Drews, 5022 Grant Street, said she has swam with many teams, but this is the best. The coaches can be trusted; they care about the children in every way.

Cindy Ferguson, 2331 Sugar Leaf Lane, urged the Commission support the Duffy Dillon program.

Michael Koonin, 668 Golden Beach Boulevard, said he is representing the master swimmers at the complex. He discussed problems with the coaching staff under the direction of Jack Nelson. He supported Duffy Dillon and his team.

Jarret Streiner, 1530 SW 96<sup>th</sup> Terrace, said he is a master swimmer. He supported the Duffy Dillon team.

Sherry McMullen, 5401 NE 19<sup>th</sup> Avenue, supported the coaches at the Aquatic Complex. When her daughter was severely injured, the coaches supported their family.

Rose Norman, 1061 SW 31<sup>st</sup> Street, supported the FLA team. It is not just about money and years of experience.

Frank Ramirez, 12807 SW 32<sup>nd</sup> Street, said he has been on three different teams, and is now part of this family. Duffy Dillon has unbelievable experience and heart. Doors have been opened for children to go to college.

Eric Frey, 530 SW 9<sup>th</sup> Street, mentioned all of the coaches with which he has experience. There is more commitment by the children in the FLA program. He urged the Commission to keep FLA.

Victoria Ricker, 413 Idlewyld Drive, supported the Jack Nelson Learn To Swim Program.

Lars Pedersen, 1439 SE 10<sup>th</sup> Avenue, said that Jack Nelson helped his step children learn to swim. He discussed his experience in the Duffy Dillon program. He urged the Commission to consider FLA.

Leo Rodriguez, 407 North 19<sup>th</sup> Avenue, complimented the coaches. It is the best program he has ever experienced.

Michael Solley, 2651 NE 22<sup>nd</sup> Street, said this group of coaches may not have been coaching as a unit for a long time, but they are the highest quality group of coaches he has ever seen. He asked for the program to continue.

Jay Flynn, 2725 NE 16<sup>th</sup> Street, said he came to Fort Lauderdale because of Coach Nelson. He is not familiar with the RFP process, but Jack Nelson is the best. He urged the Commission to consider Coach Nelson for this position.

Rick Forum, 1319 Packard Avenue, said he swam for Jack Nelson in the early '60's. Swimming is a clean and wholesome sport, and it is unfortunate that politics has entered into it. He felt it would be a tremendous mistake to not continue with Jack Nelson because of the many good works and fame he has brought to this City.

Karla Castro, 2627 NE 154<sup>th</sup> Street, said she is an employee of the Jack Nelson Swim School. The bottom line is what is the better developmental program. She discussed the positives of their program.

Adam Drucker, instructor for the Jack Nelson Swim School, said he is also the head swimming coach for Cooper City High School. He discussed his experience in swimming. He supported the Jack Nelson program and encouraged the Commission to do as well.

Laura Cross, 561 Bayshore Drive, coach with FLA Aquatics, discussed the accomplishments of FLA to this point in time and felt with this recommendation awarded, it would do even more.

Michael Going, 10331, NW 62<sup>nd</sup> Drive, urged the Commission to consider the level of interest, engagement, and impact that swimming has on this city. He noted there was less than one point difference between the two bids. He encouraged the Commission to review the bid carefully and postpone making a decision tonight.

Ingrid Biglsma, 2880 NE 26<sup>th</sup> Street, said they moved here from Europe eight years ago and immediately joined the swim team. She had experience with both groups and she complimented the current program.

Vice Mayor Hutchinson said what she has heard tonight will make her decision. Both groups are doing a great job. She does not know why they cannot co-exist in peace and harmony. They need to find a way for the two groups to co-exist.

Commissioner Rodstrom said that her children went through the Jack Nelson program and many of the teens here this evening went to school with her youngest son. Both groups are doing a wonderful job. She wanted to hear from staff what could be done.

Commissioner Teel also wanted to hear from staff.

Mr. Buffington said there was a specific reason why staff is making this recommendation. Both parties existed on the pool deck. There have been issues daily with coordination of the two programs. A lot of passion and emotion are involved. Staff went to both parties and the Commission on April 18, 2006. Staff recommended extending the Jack Nelson Swim School contract to October 31; to coordinate the two contracts expiring at the same time; and to issue an RFP that would roll both services into the same. This has been done. If the Commission feels that is not the best thing to do, staff can be directed to do something different.

Mr. Buffington noted that both contracts expire on October 31, 2006. In order to do what is being proposed, both parties would have to agree to co-exist, and extensions would have to be negotiated for both contracts. The RFP could not be used as an award vehicle because it was written to be a single-party contract award. The City Attorney confirmed this would be the course.

The City Manager said both contractors asked for this when problems began to arise. If both parties commit to working together, there is no reason why they cannot co-exist. If that is to be done, he urged the Commission to obtain a commitment from both contractors because there is daily squabbling.

Vice Mayor Hutchinson said it is the City's pool. The City should be able to set the standards and the contractors abide by them. She suggested that there be a 90-day extension and rules be set. If the groups do not get along, an RFP will go out again and a choice will be made.

Duffy Dillon, Fort Lauderdale Aquatics, said that they are willing to co-exist and would like the contract to be extended. The issue is that once children learn to swim, they want to become part of a team, and previously that has not always been allowed to happen. The issue is where to draw the line.

Mary Jackson, representing the Jack Nelson School, said that the crux of the issue has been the stepping stones to the competitive level highlighted in their first RFP to the City which was accepted. Less than a month after they started that RFP, the Swim Team started a developmental program, a novice group, which directly conflicted with the Nelson School's top three level groups. A memo was issued by the Director of Business Enterprises regarding solicitation. The Nelson School's clients were being solicited in the locker room and parking lot to join the Swim Team. She felt it is management's responsibility to see that that the RFP was followed.

The City Manager said it would be helpful to hear from the Aquatic Complex Manager. Laura Voet, Manager of Fort Lauderdale Aquatic Complex, said some days the groups work together, but some days they do not. It is not always clear regarding programs and ability levels. It is difficult to navigate through that gray area. There are two different philosophies to teaching between the Swim School and the Swim Team. Both programs are excellent, but it is a challenge. A novice program is not unusual for a swim team. Defining that program for the patrons so there is no confusion is something that can be improved upon. They continue to strive to make it the best program.

Vice Mayor Hutchinson asked if the language could be clarified if there was an extension of time with the City being in control and both groups complying with a written signed document and co-existing. Ms. Vogt said that is what they thought they had. The big

question is graduation to the swim team. One must be able to swim 25 yards free style confidently. If there is a conflict, then she makes the final decision. Perhaps her presence more consistently may be helpful.

Vice Mayor Hutchinson further said that the contracts are up at the end of October. This is an opportunity to structure things differently.

Mr. Buffington said that one of the advantages they would have if they decide to negotiate with both parties is that both parties would be present which was not previously the case. The City would be in a stronger negotiating position.

Mayor Naugle said the proof that there be a single group is the right decision is that both groups have indicated this is what they want to happen. Decisions are hard and everyone is not pleased. Conflicts could continue with both programs. He preferred the Nelson/Fitzgerald proposal. The lesson of throwing out the old, and bringing in the new is not a good lesson for children and not always best.

Commissioner Teel said it has been enlightening hearing the public comment. The bottom is that these two groups cannot co-exist for whatever reason. It is worth it to try and see if the two groups could co-exist. She suggested that the City Attorney provide a mediator to work with the two groups. There should be a mechanism created that would assist in settling disputes and not leave the Aquatic Complex Manager to deal with it alone. She felt that a six month period is needed.

**Motion** made by Commissioner Teel to extend both contracts for six months and develop rules.

Vice Mayor Hutchinson did not want to wait six months because if something cannot be negotiated within 90 days, then it will not work. She does not necessarily want a mediator, but rather to review contracts.

Commissioner Teel said that it would probably take close to 90 days and the rest of the time could be used to try it out.

Mr. Buffington said if the current contracts are extended, they would be bound by their current agreements. He said that it took eight months to negotiate an agreement with the Jack Nelson Swim School. Now negotiations would take place with both parties knowing the Commission has directed a time certain.

Vice Mayor Hutchinson felt a time certain is necessary. She felt the quicker this is done, the quicker it is over with and things can move forward. She does not feel extending the contracts for six more months would accomplish anything.

Commissioner Rodstrom asked if more direction and empowerment could be given to the Aquatic Complex Manager.

Commissioner Teel believed a mediator could play a role in this matter. She did not want to place the Aquatic Complex Manager in such a position. It is now time for a professional mediator, otherwise they would fail. She would not object to reducing the time to 90 days.

The City Manager said the two groups need to make a commitment tonight that they are willing to negotiate in good faith and reach a compromise.

Mr. Nelson said that he was willing to negotiate.

Mr. Dillon said that they are ready to move ahead. They work on a competitive calendar and their championship events take place in March. Therefore, a 90-day timeframe could lead to a change of a swim team provider less than 45 days before their competition. He urged the Commission to take that into account.

Mr. Nelson said that the other group is teaching infants and that is not supposed to occur. Things have to work both ways. He agreed with the Commission’s decision.

**Motion** made by Commissioner Teel and seconded by Commissioner Rodstrom instructing the City Attorney to facilitate negotiations between the two proposers, along with the help of a mediator, and have the process take no longer than three months. The motion extends the contracts. She hoped the mediator would consider a grievance process.

Mayor Naugle felt a grievance procedure should fall under the authority of the City Manager.

Commissioner Teel felt the Manager has been trying but it has been unsuccessful. She supported a professional mediator that would make a recommendation to the Commission. .

Mr. Buffington clarified that the motion states the two proposers. It is not the two proposers in the RFP because the Commission would be extending the existing contracts of the Jack Nelson Swim School and Florida Aquatics. Commissioner Teel anticipated it would be Mary Jackson and Duffy Dillon would be the representatives to negotiate.

Mayor Naugle asked if the Commission has to reject the current bids. The City Attorney recommended that the Commission defer action on the bids. If an agreement is not reached, they would not then have to go back out for bids and go through the entire RFP process again.

Roll call on motion: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

**Motion** made by Vice Mayor Hutchinson and seconded by Commissioner Teel to defer Item PUR-11 to the meeting following a period of 90 days. Roll call showed: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

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**CITIZEN PRESENTATIONS**

Westney Reid referred to Melrose Park, the southwest quadrant still has trash piled up for two weeks at a time, although some improvements have been made. This goes unmarked. He believed that tickets should be issued like speeding fines. There are too many commercial vehicles in the neighborhood which also go unnoticed. For example, there was a truck loaded with gas bottles left overnight on the weekend. In response to Mayor Naugle, Mr. Reid indicated this occurred on Tennessee Avenue and Jackson Boulevard. Also at this address, there is a concrete mixing truck that is parked sometimes for days. If trash containers are overflowing, people should be forced to purchase another container. There are many half-way houses and day-care centers operating in the area which have over-filled trash containers. Sidewalks are blocked with cars. Police should patrol on Saturday morning for example, not in the afternoon. With respect to taxes, rental properties should pay their own way, so that homeowners are not overburdened.

Mayor Naugle referred Mr. Reid to the Director of Building and assured that there would be followup to his comments.

**Richard Russell – Crime and Code**

**(CIT-02)**

Richard Russell, President of River Garden/Sweeting Estates Homeowners Association, thanked the City for a tremendous job done in his neighborhood. He thanked the Police Department for their hard work and presence. Things are improving. He complimented Code Enforcement staff.

**Derek Sharp – HIV/AIDS – Homeless**

**(CIT-03)**

Not present.

**Diane Smart – Historical Structures Within the City of Fort Lauderdale**

**(CIT-04)**

Diane Smart, President of Broward Trust for Historic Preservation, noted Fort Myers, St. Augustine, Coral Gables, Miami, West Palm Beach, Delray Beach, Miami Beach, Hollywood, Orlando, Lakeland and St. Petersburg have preservation departments with pro-preservation policies. These governments believe they have an obligation to ensure that following generations have a sense of place, constancy, pride, and belonging to a special place. Fort Lauderdale needs such a department with more than one person, to engage in local advocacy, pro-actively soliciting nominations, researching eligibility, bringing landmark designations to vote, establishing a significant structures list, and creatively working with zoning staff. She said that time is not on the City's side. Almost all of Birch Estates on the beach is for sale. Structures are being lost. Without a change of policy and without a commitment from elected officials, and without a full-time preservation department, willing owners are finding it hard to put an old building to new uses. The economic development possibilities for older properties are not being recognized. Certified local government status has limped along for several years. Parts of the beach and the northeast have not been surveyed. The Trust has a significant structures list and would like the City to use it. There are several suggestions from their September 14th panel discussion that she wanted to share with the City. Small hotel owners had creative ideas. Creativity, willingness, and policy change are needed to preserve structures.

**Dennis Ulmer – Litter and Trash****(CIT-05)**

Dennis Ulmer said that litter and trash is a complicated problem for this City. The solutions should be that of people caring to resolve the issue on their own, along with enforcement of ordinances. There have been campaigns for littering in the past, but they seem to have fallen along the wayside. Keeping the City clean is everyone's responsibility. Solutions should include thoughtful prevention and the influence of behavior. Children should be taught at an early age and adults set the example. Everyone needs to take more pride in their neighborhood. Citizens should pick up trash in the swales. The Code Division should be more vigilant in citing offending property owners, and the neighborhood associations should disseminate information on keeping the City clean. He planned to raise this matter at the Council of Civic Associations.

Concerning the tragic shooting at the Amish school house in Lancaster County, Pennsylvania, he asked for everyone to remember the families and everyone affected in their thoughts and prayers.

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<b>ORDINANCES</b>
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**Aboveground Fuel Storage – Amending Unified Land Development Regulations & Code – Case 11-T-06****(O-01)**

Mayor Naugle said that this is being deferred (on second reading) because staff wants to look at the tank size.

**Motion** made by Vice Mayor Hutchinson and seconded by Commissioner Teel to defer this item until November 7, 2006 at 6 p.m.

Roll call showed: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

**Rezoning to Community Facility – 1700 N. Andrews Avenue - Case 8-Z-05 – Uptown Village Tarragon A, LLC – Gay and Lesbian Community Center****(O-02)**

Vice Mayor Hutchinson introduced the ordinance on the second reading:

ORDINANCE NO. C-06-31

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM "CFS" TO "CF;" LOT 12, LESS THE EAST 5 FEET THEREOF; LOT 13, LOT 29 AND THAT PORTION OF LOTS 14, 15, 27, AND 28 LYING EAST OF THE EAST RIGHT OF WAY LINE OF NORTH ANDREWS AVENUE AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP SECTION 86520-2601; AND THE NORTH 25 FEET OF LOT 30, ALL AS SHOWN ON "PLACIDO

PLACE RESUBDIVISION,” ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 34, PAGE 36, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; AND TO REZONE FROM “RDS-15” TO “CF,” LOT 30, LESS THE NORTH 25 FEET THEREOF, OF SAID “PLACIDO PLACE RESUBDIVISION,” LOCATED ON THE EAST SIDE OF NORTH ANDREWS AVENUE, BETWEEN NORTHEAST 16 PLACE AND NORTHEAST 17 COURT, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE “A” ATTACHED THERETO TO INCLUDE SUCH LANDS.

Which ordinance was read by title only. Roll call showed: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

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**Vehicles for Hire, Taxicabs – Amending Code Section 27-84** (O-03)

Vice Mayor Hutchinson introduced the ordinance on the second reading:

ORDINANCE NO. C-06-33

AN ORDINANCE AMENDING CHAPGER 27, VEHICLES FOR HIRE, ARTICLE II., TAXICABS, SECTION 84, REFUSAL TO CONVEY, OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA AND PROVIDING FOR SEVERABILITY, REPEAL OF CONFLICTING ORDINANCE PROVISIONS AND PROVIDING AN EFFECTIVE DATE.

Which ordinance was read by title only. Roll call showed: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

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**Beach Business Improvement District** (O-04)

Vice Mayor Hutchinson introduced the ordinance on the second reading:

ORDINANCE NO. C-06-34

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RELATING TO THE PROVISION OF SERVICES AND IMPROVEMENTS THROUGHOUT CERTAIN PORTIONS OF THE BEACH AREA BORDERING THE EAST AND WEST SIDE OF A1A FROM HOLIDAY DRIVE TO SUNRISE BOULEVARD LOCATED WITHIN THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE IMPOSITION AND COLLECTION OF BEACH BUSINESS IMPROVEMENT ASSESSMENTS AGAINST PROPERTY; PROVIDING CERTAIN DEFINITIONS INCLUDING A DEFINITION FOR THE TERM “BEACH BUSINESS IMPROVEMENT ASSESSMENT;” ESTABLISHING A PROCEDURE FOR IMPOSING BEACH BUSINESS IMPROVEMENT ASSESSMENTS; PROVIDING

THAT ASSESSMENTS CONSTITUTE A LIEN ON ASSESSED PROPERTY UPON ADOPTION OF ASSESSMENT ROLL; PROVIDING THAT A PERFECTED LIEN SHALL BE EQUAL IN RANK AND DIGNITY WITH THE LIENS OF ALL STATE, COUNTY, DISTRICT OR MUNICIPAL TAXES AND ASSESSMENTS AND SUPERIOR IN DIGNITY TO ALL OTHER PRIOR LIENS, MORTGAGES, TITLES AND CLAIMS; AUTHORIZING THE IMPOSITION OF INTERIM ASSESSMENTS; PROVIDING A PROCEDURE FOR COLLECTION OF BEACH BUSINESS IMPROVEMENT ASSESSMENTS; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.

Which ordinance was read by title only. Roll call showed: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

**Amendment to Pay Plan – Schedule I**

**(O-05)**

Vice Mayor Hutchinson said that she is not in support of this item because she is a firm believer in treating everyone fairly. The Commission tried to do the same thing for the Commission Assistants. Until that is approved, she would not approve this. It is a matter of principle.

Averill Dorsett, Human Resources Director, said the first position is an Environmental Services Manager which is an addition and presently does not exist. It would not have a budgetary impact to the General Fund because Mr. Carbon is reallocating an existing position and the monies would come from the Enterprise Fund. The second position is a request for a title change for a vacant position. The third position is in the Building Department. There has been a request that this be re-reviewed and the Assistant Community Inspection Manager's position would have lower educational requirements with a lower salary. The last position is in the City Attorney's Office. It has not been reviewed for the time the former incumbent was in that position. After reviewing the market, staff is recommending a three-range upgrade. There would be no budgetary impact because Michaelleen Stohrer's position was already budgeted, and the person being hired is starting at a lower step.

Commissioner Rodstrom said she was on the prevailing side when this item was first considered and failed. She was under the impression that they were hiring a new full-time employee and that there would be a budgetary impact.

Commissioner Teel introduced the ordinance on first reading:

ORDINANCE NO. C-06-35

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SCHEUDLE I OF THE PAY PLAN OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY CREATING AND ADDING A NEW CLASS, CHANGING THE PAY RANGE OF A CLASS, CHANGING THE PAY RANGE AND MANAGEMENT CATEGORY OF A CLASS, CHANGING THE TITLE OF A CLASS, AND PROVIDING FOR SEVERABILITY, REPEAL OF CONFLICTING ORDINANCES, AND AN EFFECTIVE DATE.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: Vice Mayor Hutchinson.

**Education Mitigation Fees – Downtown & South Regional Activity Centers New Section of City Code – Chapter 47-Case 3-T-06 (O-06)**

Vice Mayor Hutchinson introduced the ordinance on first reading:

ORDINANCE NO. C-06-36

AN ORDINANCE AMENDING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SECTION 47-25.2 ADEQUACY REQUIREMENTS, SUBSECTION J, "SCHOOLS" AND CREATING SUBSECTION 47-38C "EDUCATIONAL MITIGATION" TO REQUIRE PAYMENT OF FEES ESTABLISHED BY THE STATE OF FLORIDA TO MITIGATE THE IMPACT OF DEVELOPING RESIDENTIAL UNITS; TO PROVIDE FOR THE FEES TO BE PAID FOR RESIDENTIAL UNITS APPROVED IN THE DOWNTOWN RAC ZONING DISTRICTS AND THE SOUTH RAC LAND USE DESIGNATED AREA; ESTABLISHING AN AMOUNT OF FEE, TIME OF PAYMENT AND USE OF FEES.

Which ordinance was read by title only.

In response to Commissioner Rodstrom, Marc LaFerrier, Director of Planning and Zoning, said that this new regulation would apply only to residential properties that are constructed in the Downtown RAC and the South RAC.

Roll call showed: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

**Amendment to Pay Plan – Schedules I & II (O-07)**

Vice Mayor Hutchinson introduced the ordinance on the first reading:

ORDINANCE NO. C-06-37

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SCHEDULES I AND ii OF THE PAY PLAN OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY MODIFYING THE PAY RANGE AMOUNTS FOR SCHEDULE I, TO WIT: SUPERVISORY, PROFESSIONAL, AND MANAGERIAL – P.E.R.C. EXEMPT EMPLOYEES, AND SCHEDULE II, TO WIT: CONFIDENTIAL EMPLOYEES; TO PROVIDE FOR A THREE PERCENT COST-OF-LIVING ADJUSTMENT, AND PROVIDING FOR SEVERABILITY, REPEAL OF CONFLICTING ORDINANCES, AND AN EFFECTIVE DATE.

Which ordinance was read by title only. Roll call showed: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

**Amending Code – Section 2-181 – Wavier of Formal Bid Requirements** (O-08)

Vice Mayor Hutchinson introduced the ordinance on the first reading:

ORDINANCE NO. C-06-38

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SECTION 2-181 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, TO AUTHORIZE THE PURCHASE OF SUPPLIES AND CONTRACTUAL SERVICES WITHOUT FORMAL BIDDING PROCEDURES BASED ON THE TERMS OF CONTRACTS LET BY NOT FOR PROFIT ENTITIES FOLLOWING A FAIR AND COMPETITIVE PROCESS, AND PROVIDING FOR SEVERABILITY, REPEAL OF CONFLICTING ORDINANCE PROVISIONS, AND AN EFFECTIVE DATE.

Which ordinance was read by title only. Roll call showed: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

**Advisory Board /Committee Appointments** (OB)

The City Clerk announced the appointees/reappointees who were the subjects of this resolution:

Housing Authority	Nicholas Tranakas
Parks and Recreation Advisory Board	Mark E. Hartman Robert W. Hoysgaard Sean Fee

Vice Mayor Hutchinson introduced a written resolution entitled:

RESOLUTION NO. 06-164

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPOINTING BOARD MEMBERS AS SET FORTH IN THE EXHIBIT ATTACHED HERETO AND MADE A PART HEREOF.

Which resolution was read by title only. Roll call showed: YEAS: Vice Mayor Hutchinson, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

There being no other matters to come before the Commission, the meeting was adjourned at 8:55 P.M.

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Jim Naugle  
Mayor

ATTEST:

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Jonda K. Joseph  
City Clerk