

FORT LAUDERDALE CITY COMMISSION REGULAR MEETING MAY 1, 2007

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**MINUTES OF A REGULAR MEETING
CITY COMMISSION
FORT LAUDERDALE, FLORIDA
May 1, 2007**

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 Carlton B. Moore
Commissioner Cindi Hutchinson
Mayor Jim Naugle

Absent: None

Also Present:	City Manager	George Gretsas
	City Auditor	John Herbst
	City Clerk	Jonda K. Joseph
	City Attorney	Harry A. Stewart
	Sergeant At Arms	Sergeant Judy Waldman

Invocation was offered by Father Thomas W. Falkenthal, Commander Chaplain Corps., U.S. Navy Retired, Director of Pastoral Care, Seafarers' House, followed by the recitation of the Pledge of Allegiance led by the Weblos Scout Pack 512.

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 Teel that the minutes of the April 17, 2007 Conference and Regular Meetings and agenda be approved. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel, and Rodstrom, and Mayor Naugle. NAYS: None.

Presentations

1. Public Works Week – May 20-26, 2007 (PRES-01)

Commissioner Teel and the City Commission issued a proclamation designating May 20-26, 2007, as Public Works Week in the City of Fort Lauderdale. Albert Carbon, Director of Public Works, thanked the Commission for the award and acknowledged Public Works employees.

2. Drinking Water Week – May 6-12, 2007 (PRES-02)

Vice Mayor Moore and the City Commission issued a proclamation designating May 6-12, 2007 as drinking water week in the City of Fort Lauderdale. Carol Morris, Intergovernmental Representative, Broward Service Center, South Florida Water Management District, accepted the proclamation and thanked the Commission. She said this is one of the worst droughts ever experienced in this area. She thanked the City for their efforts in assisting in enforcing water regulations and restrictions. The City has been proactive in regard to alternative water supplies and they look forward to their continuing relationship with the City.

**3. Mark Strauss – Principal of the Year (PRES-03)
Virginia Shuman Young Elementary School**

Commissioner Hutchinson and the City Commission issued a proclamation declaring May 1, 2007 as Mark Strauss Day in the City of Fort Lauderdale – Principal of the Year – Virginia Shuman Young Elementary School. Mark Strauss thanked the Commission. He felt it is a privilege to serve the children and community. He said that he is representing hard-working teachers throughout the school system who are trying to make a difference in the lives of the future.

4. Outstanding City Employees (PRES-04)

John Hoelzle, Director of Parking and Fleet Services, acknowledged Reina Gonzalez as Employee of the Month of May, 2007. She has fresh ideas and is an inspiration for customer services practices. She helps to build a strong team that interacts with management in being part of the solution that paves the way for more efficient practices. She arranged for a tour for Broward County Traffic Magistrates who governs over the appeal process for the City's citations. He wants to thank her for her dedication and guidance.

Albert Carbon, Director of Public Works, honored Gerry Burrini, Secretary III, with the STAR Award for May, 2007. He said that she is his secretary and has outstanding organizational skills and developed a helpful efficient time management system.

Assistant Chief Montagano, Police Department, honored Detectives Felicia Barnwell and Steven Novak as Officers of the Month for May, 2007. These detectives dealt with a serial rapist who plagued the City and assisted in his arrest and confessions to various crimes throughout the city and county.

5. Expression of Sympathy (PRES-05)

The Mayor and the City Commission offered an expression of sympathy to the family of Evan Welsh.

The Mayor and the City Commission offered an expression of sympathy to the family of Sarah Horn.

Subordination of Mortgage Exception (M-06)

Mayor Naugle announced that this item has been removed from the consent agenda and considered separately.

Boundless Playground Equipment and Safety Surface – Florence C. Hardy Park (PUR-11)

Mayor Naugle announced that this item has been removed from tonight's agenda. The City Manager explained that there is a funding question. In response to Mayor Naugle and Commissioner Hutchinson, the Director of Public Works indicated moving this forward to the May 15, 2007 City Commission Meeting will not jeopardize the project.

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.

Disbursement of Funds/Joint Investigation/O.R. No. 06-100162 – Law Enforcement Trust Fund (M-01)

No budgetary impact

A motion authorizing the equitable disbursement of funds in the amount of \$22,351.56 with each of the thirteen participating law enforcement agencies to receive \$1,719.35.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0626

Disbursement of Funds/Joint Investigation/O.R. No. 06-10064 – Law Enforcement Trust Fund (M-02)

No budgetary impact

A motion authorizing the equitable disbursement of funds in the amount of \$14,043.69 with each of the thirteen participating law enforcement agencies to receive \$1,080.28.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0627

Disbursement of Funds/Joint Investigation/O.R. No. (M-03)
05-127238 – Law Enforcement Trust Fund.

No budgetary impact

A motion authorizing the equitable disbursement of funds in the amount of \$10,339.86 with each of the twelve participating law enforcement agencies to receive \$861.65.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0630

Disbursement of Funds/Joint Investigation/O.R. No. (M-04)
Law Enforcement Trust Fund

No budgetary impact

A motion authorizing the equitable disbursement of funds in the amount of \$381.22 with each of the twelve participating law enforcement agencies to receive \$31.76.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0662

Disbursement of Funds/Joint Investigation/O.R. No. (M-05)
91-129301 – Law Enforcement Trust Fund

No budgetary impact

A motion authorizing the equitable disbursement of funds in the amount of \$56,083.72 with each of the five participating law enforcement agencies to receive \$11,216.74.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0663

Subordination of Mortgage Exception (M-06)

No budgetary impact

A motion granting a Subordination of Mortgage exception at request of property owner, Jennie Brooks, and authorizing the proper City Officials to execute all necessary documents.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0678

Community Redevelopment Agency Services Agreement (M-07)
Term Extension – September 30, 2011

No fund transfer/appropriation required

A motion authorizing the proper City Officials to execute a Second Amendment to Services Agreement with Fort Lauderdale Community Redevelopment Agency extending the term for a period of 5 years, retroactively from September 30, 2006 to September 30, 2011.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0696

Contract Award – MDM Services, Inc. - \$1,870,405 (M-08)
Underground Storage Tank Upgrades

\$1,217,772.60 to be transferred from Water and Sewer Revenue Bonds and \$991,747 from P11236.331-6599, to P11118.482 sub-object 6599

A motion authorizing the proper City Officials to: (1) award and execute a contract with MDM Services, Inc., in the amount of \$1,870,405 – construction of Underground Storage Tank Upgrades – Project 11118, and (2) transfer \$1,217,772.60 from Water and Sewer Revenue Bonds and \$991,747.16 from General Fund Capital Projects Holding Account contingent upon passage of a funding transfer ordinance for contract cost and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0506

Contract Award – Hi-Lite Markings, Inc. - \$169,595.46 (M-09)
Executive Airport – Rehabilitation of Airfield Pavement Markings

\$1,217,772.60 to be transferred from Water and Sewer Revenue Bonds and \$991,747 from P11236.331-6599, to P11118.482 sub-object 6599

A motion authorizing the proper City Officials to: (1) award and execute a contract with Hi-Lite Markings, Inc., in the amount of \$169,595.46 – rehabilitate Airfield Pavement

Markings – Project 10424, and (2) transfer \$16,517.45 from FXE Access Roads & Drainage Improvements and \$66,000 from Airport Capital Project Holding Account contingent upon passage of funding transfer ordinance.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0541

Continuing Contract – Kittelson and Associates, Inc. (M-10)
Professional Traffic and Transportation Engineering

No budgetary impact

A motion accepting the Consultants' Competitive Negotiations Act Selection Committee's recommendation of ranking firms for a Continuing Contract for Professional Traffic and Transportation Engineering Consultant Services and authorizing the proper City Officials to commence negotiations with Kittelson and Associates, Inc.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0646

Change Order 6 – The Poole and Kent Company - \$115,700.30 (M-11)
& Add 8 Days – Peele-Dixie Membrane Plant Bid Package B

\$129,584.34 to be transferred from Water and Sewer Revenue Bonds to P10454.482, sub-object 6599

A motion authorizing: (1) Change Order 6 with The Poole and Kent Company in the amount of \$115,700.30 and the addition of 8 non-compensable calendar days to contract period for additional work – Peele-Dixie Membrane Plant Bid Package B – Project 10454B, and (2) transfer \$129,584.34 from Water and Sewer Revenue Bonds to fund this change order and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0655

Settlement of Worker Compensation Claim (M-12)
WC-03-11939 - \$90,000

Funds are budgeted in Fund 543, INS010101-5125 (Workers' Compensation Claims) sufficient to pay the \$90,000

A motion authorizing settlement of Worker Compensation Claim WC-03-11939 (Samuel Ming) - \$90,000.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0612

Settlement of Worker Compensation Claims - \$150,000 (M-13)
WC-03-11768 and WC-04-12368

Funds are budgeted in Fund 543, INS010101-5125 (Workers' Compensation Claims) sufficient to pay the \$150,000

A motion authorizing settlement of Worker Compensation Claims WC-03-11768 and WC-04-12368 (Terry B. Bodford) - \$150,000.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0675

Americans With Disabilities Act Compliance Specialist (M-14)
Position Request

Salary Savings of \$42,000 from FIN030101/1101;2204;2404 are sufficient to pay the anticipated salary and fringes through September 30

A motion authorizing Finance Department to add a position to its Risk Management Division – Americans with Disabilities Act Compliance Specialist.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0597

Broward Center for Performing Arts Tri-Party (M-15)
Agreement – Fiscal Responsibilities 2007-2008

No Current Year Budget Impact

A motion authorizing the proper City Officials to execute agreement with WorkForce One for Summer Youth Employment Program.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0480

Summer Youth Employment Program (M-16)

NOTE: Contingent upon approval of this agreement an ordinance to transfer funding for the SYEP is scheduled for 1st reading at the May 15, 2007 CC Mtg.

A motion authorizing proper City Officials to execute an agreement with WorkForce One for Summer Youth Employment Program.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-0480

CONSENT RESOLUTION

2007-2010 Local Housing Assistance Plan (CR-01)

No budgetary impact

A resolution approving City's 2007-2010 State Housing Initiatives Partnership Program – Local Housing Assistance Plan.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-0609

**Conveyance of Public Properties to City of Hollywood
Affordable Housing** (CR-02)

No budgetary impact

A resolution amending Resolution 06-172 which declared intention to convey Housing for Persons with HIV/AIDS (HOPWA) Program properties to City of Hollywood, in order to permit property to be sold or exchanged and funds or other property to be used for affordable housing.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-0566

**Executive Airport – Airspace Analysis Program Update
Joint Participation Agreement – Florida Department of Transportation** (CR-03)

Accepting Grant by Resolution. P10883, 468A, Subobject 6599 \$40,000

A resolution authorizing proper City Officials to execute a Joint Participation Agreement with Florida Department of Transportation – Three Dimensional Airspace Analysis Program Update – Executive Airport – Project 10883.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-0544

Special Magistrate Appointments – Code Enforcement**(CR-04)****No funds will be appropriated or transferred**

A resolution appointing Rose Anne Flynn, Esquire, Judge Mark Purdy, and Judge O. Edgar Williams as the City's Code Enforcement Magistrates.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-0694

Lot Clearing and Cleaning**(CR-05)****Special Assessment Liens For Associated Cost****No budgetary impact**

A resolution authorizing the imposition of a lien against various properties for cost associated with lot clearing and cleaning.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-0669

9th Annual CEO2CEO Summit – Chief Executive Magazine – Use of City Logo**(CR-06)****No budgetary impact**

A resolution granting the City Manager authority to approve use of City's logo by Butler Publishing, Inc. – Chief Executive Magazine – 9th Annual CEO2CEO Summit.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-0633

**Grant Application – Transportation Enhancement - \$500,000
Northwest Fort Lauderdale Neighborhood Improvements****(CR-07)****No budgetary impact**

A resolution authorizing the proper City Officials to submit a Transportation Enhancement Grant application in the amount of \$500,000 – Northwest Fort Lauderdale Neighborhood Improvements.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-0691

PURCHASING AGENDA

Co-Op – Contract For Janitorial Chemical Supplies (PUR-01)

Funds budgeted as follows: \$15,000 in PKR032901-3930, \$25,000 in PKR033001-3930, \$25,000 in PKR060201-3930, \$25,000 in PKR061301-3930, \$30,000

Approval of a one-year contract for purchase of janitorial chemicals and supplies is being presented for approval by Parks and Recreation Department.

Recommend: Motion to approve.
Vendor: AmSan, LLC
Pompano Beach, FL
Amount: \$120,000.00 (estimated)
Bids Solicited/Rec'd: N/A
Exhibit: Commission Agenda Report 07-0479

The Procurement Services Department has reviewed this item and recommends awarding from the Southeast Florida Government Co-Operative Purchasing Group contract.

Grey Wood Coconut Palm Trees (PUR-02)

\$18,150 is budgeted under P16057.331-6599. Landscaping improvements, site improvements, General Fund

A motion to approve an after-the-fact payment to Gardening Angel Nursery for the purchase of 30 seven-foot grey wood coconut palm trees is being presented for approval by the Parks and Recreation Department.

Recommend: Motion to approve.
Vendor: Gardening Angel Nursery, Inc.
Parkland, FL
Amount: \$18,150.00
Bids Solicited/Rec'd: N/A
Exhibit: Commission Agenda Report 07-0656

The Procurement Services Department has reviewed this item and recommends approval of the after-the-fact purchase.

Hardware and Software Upgrade (PUR-03)
Financial Management and Budget Preparation Software

Transfer \$530,533 from P11236.331 (Gn'l Cap Prjt Holding Acct) to P11201.331 (FAMIS Upgd5.1 Series) contingent on passage of CAR 07-0457 (Ordinance transfers)

Purchase of upgrade to hardware and software for City's Financial Management and Budget Preparation Software (FAMIS/BPREP) is being presented for approval by Information Technology Services Department.

Recommend: Motion to approve.

Vendor: Tier Technologies, Inc.
Reston, VA
Mainline Information Systems, Inc.
Tallahassee, FL

Amount: \$530,533.00 (not to exceed)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-0581

The Procurement Services Department has reviewed this item and recommends awarding the proprietary purchase (\$324,382) and approving purchase from GSA Contract (\$206,151).

572-9689 – Small Beach Cleaners (PUR-04)

\$23,400 is budgeted in PAR030101-6416, OMB approved.

Approval to purchase two small beach cleaners – vehicle additions to fleet, is being presented by Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: Florida Municipal Equipment, Inc.
Lakeland, FL

Amount: \$23,400.00

Bids Solicited/Rec'd: 224/2

Exhibit: Commission Agenda Report 07-0682

The Procurement Services Department has reviewed this item and recommends approval to the low bidder.

572-9692 – Mobile Vacuum Trash Collector (PUR-05)

\$33,175.58 is budgeted in PAR030101-6416. OMB approved

Approval to purchase a mobile vacuum trash collector – vehicle addition to fleet, is being presented by Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: Tennant Sales and Service Company
Minneapolis, MN
Amount: \$33,175.58
Bids Solicited/Rec'd: 146/2
Exhibit: Commission Agenda Report 07-0680

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

572-9691 – Tractor/Loader/Backhoe

(PUR-06)

\$39,075 is budgeted in PAR030101-6416. OMB approved

Approval to purchase a tractor/loader/backhoe – vehicle addition to fleet is being presented by Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: Everglades Farm Equipment Co., Inc.
Belle Glade, FL
Amount: \$39,075.00
Bids Solicited/Rec'd: 191/4
Exhibit: Commission Agenda Report 07-0683

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

Mobile Inspector Program – Cellular Minutes

(PUR-07)

Funds (\$50,000) needs to be transferred from the Building Technology Fund FD001 219-000009 to BLD010202-3628

Purchase Agreement for yearly “pooled” cellular minutes in conjunction with laptops and GPS for Mobile Inspector Program, is being presented for approval by Building Department.

Recommend: Motion to approve.

Vendor: Sprint Solutions, Inc.
Overland Park, KS
Amount: \$50,000.00 (estimated)
Bids Solicited/Rec'd: N/A
Exhibit: Commission Agenda Report 07-0677

The Procurement Services Department has reviewed this item and recommends approving the use of the Western States Cooperative Alliance contract.

162-9557 – Contract Provisions – Credit Card Processing**(PUR-08)****No budgetary impact**

A motion for approval of credit card processing contract provisions is being presented for approval by Finance Department.

Recommend: Motion to approve.

Vendor: Nova Information Systems, Inc. (Wachovia Bank, National Association is Nova's member bank and is subject to change at Nova's discretion)
Atlanta, GA

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-0664

The Procurement Services Department has reviewed this item and recommends approval of contract provisions.

473-9723 – Traffic Control Devices**(PUR-09)****\$173,285 is available as detailed on the attached exhibit**

Two-year contract for supply of barricades, flashers and related traffic control devices is being presented for approval by Public Works and Parks and Recreation Departments.

Recommend: Motion to approve.

Vendor: United Rentals Highway Technologies, Inc.
Chicago, IL

Amount: Per unit prices

Bids Solicited/Rec'd: 135/4

Exhibit: Commission Agenda Report 07-0673

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

262-9403 – Mechanical and Electrical Engineering Services**(PUR-10)****\$18,790 to be transferred from PBS030102 – Subobject 6499 to PBS030102 – Subobject 3199**

Approval to purchase mechanical and electrical engineering services – replacement of air conditioning chiller units at City Hall is being presented for approval by Public Works Department.

Recommend: Motion to approve.

Vendor: DeRose Design Consultants, Inc.

Pompano Beach, FL
Amount: \$18,790.00
Bids Solicited/Rec'd: N/A
Exhibit: Commission Agenda Report 07-0647

The Procurement Services Department has reviewed this item and recommends awarding to the selected consultant.

Boundless Playground Equipment and Safety Surface (PUR-11)
Florence C. Hardy Park

Funds will be available, contingent upon passage of the CIP funding transfer ordinance in CAR 07-0457, as follows – see background/detail

Approval to purchase and install three boundless playground units, safety surfacing and associated equipment and services for Florence C. Hardy Park under terms of grant agreement with Children's Services Council of Broward County.

Recommend: Motion to approve.

Vendor: American Park & Play, Inc.
Coral Springs, FL
Amount: \$566,259.69
Bids Solicited/Rec'd: N/A
Exhibit: Commission Agenda Report 07-0659

The Procurement Services Department has reviewed this item and recommends awarding to the vendor specified in the grant agreement.

MedUSA Software Implementation Fee – Siren ePCR System (PUR-12)

\$10,000 is budgeted in Project P10867.331 Sub-object 6599

Approval to purchase MedUSA software implementation fee – all labor/service-oriented items required to deploy Siren ePCR system, is being presented for approval by Fire Rescue Department.

Recommend: Motion to approve.

Vendor: MedUSA Medical Technologies, Inc.
Halifax, NS Canada
Amount: \$10,000.00
Bids Solicited/Rec'd: N/A
Exhibit: Commission Agenda Report 07-0654

The Procurement Services Department has reviewed this item and recommends approving the implementation fee as stated in the original contract.

2007-2010 Local Housing Ass

CONSENT RESOLUTIONS

(CR-01)

No budgetary impact

RESOLUTION NO. 07-84

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ADOPTING THE LOCAL HOUSING ASSISTANCE PLAN FOR FISCAL YEARS 2007-2008, 2008-2009, AND 2009-2010, PURSUANT TO THE STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM.

Conveyance of Public Properties to City of Hollywood Affordable Housing

(CR-02)

No budgetary impact

RESOLUTION NO. 07-85

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING RESOLUTION NO. 06-172 WHEREIN THE CITY COMMISSION DECLARED ITS INTENTION TO CONVEY CERTAIN PUBLIC PROPERTIES TO THE CITY OF HOLLYWOOD, FLORIDA FOR USE AS AFFORDABLE HOUSING PURSUANT TO SECTION 8.02 OF THE CITY CHARTER, AND AUTHORIZING EXECUTION AND DELIVERY OF A SALE AND PURCHASE CONTRACT AND DEED OF CONVEYANCE, IN ORDER TO PERMIT THE PROPERTY TO BE SOLD OR EXCHANGED AND THE FUNDS OR OTHER PROPERTY TO BE USED FOR AFFORDABLE HOUSING.

Executive Airport – Airspace Analysis Program Update Joint Participation Agreement – Florida Department of Transportation

(CR-03)

Accepting Grant by Resolution. P10883.468A, Subobject 6599 \$40,000

RESOLUTION NO. 07-86

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A PUBLIC TRANSPORTATION JOINT PARTICIPATION AGREEMENT (JPA) WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION (FDOT), FOR UPDATING THE 3 DIMENSIONAL AIRPORT ANALYSIS PROGRAM AT THE FORT LAUDERDALE EXECUTIVE AIRPORT FOR THE ESTIMATED COST OF \$50,000 OF WHICH FDOT AGREES TO PROVIDE FINANCIAL ASSISTANCE IN THE AMOUNT OF FORTY THOUSAND DOLLARS

(\$40,000), NOT TO EXCEED EIGHTY PERCENT (80%) OF THE TOTAL PROJECT COST (FINANCIAL PROJECT NO.: 421712-1-94-01).

Special Magistrate Appointments – Code Enforcement (CR-04)

No funds will be appropriated or transferred

RESOLUTION NO. 07-87

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPOINTING ROSE ANNE FLYNN, ESQ., JUDGE MARK PURDY, AND JUDGE O. EDGAR WILLIAMS, AS CODE ENFORCEMENT SPECIAL MAGISTRATES FOR THE CITY OF FORT LAUDERDALE.

Lot Clearing and Cleaning – Special Assessment Liens For Associated Cost (CR-05)

No budgetary impact

RESOLUTION NO. 07-88

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, MADE PURSUANT TO CHAPTER 18 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, ASSESSING AGAINST THE PROPERTIES DESCRIBED IN THE SCHEDULE ATTACHED HERETO THE COST AND EXPENSE OF LOT CLEARING AND IMPOSING A SPECIAL ASSESSMENT LIEN AGAINST EACH PROPERTY FOR THE ASSESSED AMOUNT, AND DIRECTING THE PROPER CITY OFFICIALS TO RECORD A NOTICE OF SPECIAL ASSESSMENT LIEN IN THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

9th Annual CEO2CEO Summit – Chief Executive Magazine – Use of City Logo (CR-06)

No budgetary impact

RESOLUTION NO. 07-89

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER TO APPROVE OR DENY REQUESTS FROM BUTLER PUBLISHING, INC., THE COMPANY THAT OWNS AND OPERATES CHIEF EXECUTIVE MAGAZINE, FOR USE OF THE CITY'S LOGO BY CHIEF EXECUTIVE MAGAZINE FOR THE 9TH ANNUAL CEO2CEO SUMMIT.

Grant Application – Transportation Enhancement - \$500,000
Northwest Fort Lauderdale Neighborhood Improvements

(CR-07)

No budgetary impact

RESOLUTION NO. 07-90

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO APPLY FOR A TRANSPORTATION ENHANCEMENT GRANT IN THE AMOUNT OF \$500,000 FOR NORTHWEST FORT LAUDERDALE NEIGHBORHOOD IMPROVEMENTS.

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

Motion made by Commissioner Hutchinson and seconded by Vice Mayor Moore that Consent Agenda Items M-06, M-08, M-11, M-14, CR-06, CR-07, PUR-01, PUR-03, PUR-04, and PUR-08 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 Moore, Commissioners Hutchinson, Teel, and Rodstrom, and Mayor Naugle. NAYS: None.

Subordination of Mortgage Exception

(M-06)

Mayor Naugle said it has been recommended that this item be approved subject to the City Attorney's approval.

Motion made by Commissioner Hutchinson and seconded by Vice Mayor Moore to approve the item subject to the City Attorney's approval.

Vice Mayor Moore said that this is a time sensitive matter.

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

Contract Award – MDM Services, Inc. - \$1,870,405
Underground Storage Tank Upgrades

(M-08)

Vice Mayor Moore said he pulled this item and asked if these are the monstrosities that they requested be placed underground or are these something different.

Albert Carbon, Public Works Director, said these are the fuel stations at the central police facility located at 38th Street.

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to approve the item as presented. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel, and Rodstrom, and Mayor Naugle. NAYS: None.

Change Order 6 – The Poole and Kent Company - \$115,700.30 (M-11)
& Add 8 Days – Peele-Dixie Membrane Plant Bid Package B

Commissioner Rodstrom said at the last meeting she asked for information on the bond issue balance for change orders. Mayor Naugle said the revenue source for this is not the bonds. Commissioner Rodstrom noted this comes from the WaterWorks 2011. Albert Carbon, Public Works Director, said the information is currently being prepared.

Commissioner Rodstrom said she could not vote on any more change orders until she sees a true accounting to date.

Motion made by Commissioner Hutchinson and seconded by Vice Mayor Moore to approve the item as presented. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, and Teel, and Mayor Naugle. NAYS: Commissioner Rodstrom.

Americans With Disabilities Act Compliance Specialist (M-14)
Position Request

Commissioner Rodstrom was hesitant about approving a new employee at this time. The City has temporarily reallocated resources, and therefore, are in compliance. She was concerned about what is going to take place in Tallahassee regarding taxes. The City could be forced to lay off employees.

Motion made by Commissioner Hutchinson and seconded by Vice Mayor Moore to approve the item as presented. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: Commissioner Rodstrom.

9th Annual CEO2CEO Summit – Chief Executive Magazine - (CR-06)
Use of City Logo

Vice Mayor Moore applauded the Economic Development staff for bringing such a distinguished group of businesses to the City.

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to approve the item as presented. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel, and Rodstrom, and Mayor Naugle. NAYS: None.

Grant Application – Transportation Enhancement - \$500,000 (CR-07)
Northwest Fort Lauderdale Neighborhood Improvements

Commissioner Rodstrom asked if matching funds are involved in this application, and if so, how much, and would the matching funds come from General Revenue. Peter Partington, City Engineer, said there are no matching funds required.

Motion made by Commissioner Hutchinson and seconded by Vice Mayor Moore to approve the item as presented. Roll call showed: YEAS: Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel, and Rodstrom, and Mayor Naugle. NAYS:None.

Co-Op – Contract For Janitorial Chemical Supplies

(PUR-01)

Vice Mayor Moore was opposed to the concept of piggybacking and co-ops.

Motion made by Commissioner Hutchinson and seconded by Commissioner Teel to approve the item as presented. Roll call showed: YEAS:Commissioners Hutchinson, Teel, and Rodstrom, and Mayor Naugle. NAYS: Vice Mayor Moore.

**Hardware and Software Upgrade – Financial Management
And Budget Preparation Software**

(PUR-03)

Commissioner Rodstrom asked if this software is necessary for management staff to do a better job on the budget process. John Herbst, City Auditor, said this is a worthwhile enhancement. It is important for staff to move forward with upgrades as they become available to improve their ability to do projections and issue reports on a timely basis.

Motion made by Commissioner Hutchinson and seconded by Commissioner Teel to approve the item as presented. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel, and Rodstrom, and Mayor Naugle. NAYS: None.

572-9689 – Small Beach Cleaners

(PUR-04)

Commissioner Rodstrom asked whether some of the money could come from the CRA. The City Attorney said that to the extent that it would further the CRA plan for the beach, the portion used within the CRA boundaries could be funded through the CRA.

If there is an appropriation in the General Fund, Vice Mayor Moore asked what difference this would make because the equipment is to maintain the beach. CRA monies should be used to create a tax base, not purchase equipment. Mayor Naugle understood it will be funded from the Parking Fund. Vice Mayor Moore noted that is an enterprise fund. John Hoelzle, Parking and Fleet Services Director, clarified this was budgeted as an addition to the fleet in the Parks and Recreation Department budget.

Commissioner Rodstrom said the more money that is left in the General Fund, the better it is for the general public. Vice Mayor Moore pointed out the complications with documenting use.

Commissioner Hutchinson asked how would one determine what portion of the equipment is used in the CRA block versus the rest of the beach. She did not think it

would be feasible. The City Attorney said it would be a simple calculation of the total area of beach cleaned less the amount used for the CRA based on linear feet.

Commissioner Hutchinson understood at the last meeting that equipment could not be purchased with CRA funds. The City Attorney said it could be done as long as it furthers the CRA plan.

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to approve the item as presented. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: Commissioner Rodstrom.

162-9557 – Contract Provisions – Credit Card Processing (PUR-08)

Commissioner Rodstrom said there could be the appearance of a conflict of interest therefore she will abstain from voting.

Motion made by Commissioner Hutchinson and seconded by Vice Mayor Moore to approve the item as presented.

In response to Vice Mayor Moore, the City Attorney said the Commissioner believes she has a conflict. Commissioner Rodstrom believed she has an appearance of a conflict, and therefore, is abstaining. Vice Mayor Moore asked if this is permissible. The City Attorney said that if the Commissioner feels she has a conflict of interest, then she can abstain from voting.

Roll call showed: Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: None. Commissioner Rodstrom abstained from voting. A memorandum of voting conflict filed by Commissioner Rodstrom is attached to these minutes.

RESOLUTIONS

Plat Approval – River Oaks Landings – Case 21-P-06 (R-01)
2200 SW 19 Avenue – Townhomes

No budgetary impact

Applicant: River Oaks Landings
Location: 2200 SW 19 Avenue
Land Use: Medium Residential
Zoning: Residential Duplex RD-15

Commissioner Hutchinson introduced the following resolution:

RESOLUTION NO. 07-64

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING A PLAT KNOWN AS "RIVER OAKS LANDINGS."

Which resolution was read by title only.

Commissioner Rodstrom asked about the building height and is it neighborhood compatible. Marc LaFerrier, Planning and Zoning Director, said this is a plat approval, not the site plan. Although the site plan has been through DRC review. The site plan does not require a public hearing. The maximum height is 55'.

ALL INDIVIDUALS WISHING TO SPEAK ON THIS MATTER WERE SWORN IN.

Robert Lochrie, representing the Applicant, said the maximum height of the project is 35'; three-story townhouses.

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

**Site Plan Review – Broward County Convention Center
Electronic Message Center Sign – Case 2-R-07**

(R-02)

No budgetary impact

**Applicant: Broward County Convention Center
Zoning: Boulevard Business B-1
Location: 1950 Eisenhower Boulevard**

ALL INDIVIDUALS WISHING TO SPEAK ON THIS MATTER WERE SWORN IN

Carlos Puentes, representing the Applicant, said this matter was brought before the Commission about a year ago. The Commission directed it be redesigned and brought back. It has been designed under the revised sign ordinance. It has been processed through the City Building Department.

Mayor Naugle asked if the sign would be visible to individuals coming from the west. Mr. Puentes said the sidewalk will be moved to the north. The intent is to bring the sign forward so it would not be obstructed by the bus shelter. Some landscaping might have to be reconfigured. The landscaping company is the same one that did the work around the bridge. The landscaping will meet City requirements. In response to Mayor Naugle, Mr. Puentes indicated the palm trees will be situated behind the sign.

Commissioner Teel found moving signs distracting to drivers. This is a busy corridor. She felt the sign would add to the confusion of that corridor. Mr. Puentes said the sign ordinance places certain restrictions on how the sign is to operate, font size and timing of the message changing. It will be done in a way that would not distract drivers. Commissioner Teel felt that sounds counter-productive because the intent is to get information to drivers. Mr. Puentes said that it would not be done in a flashing or overbearing way. It is LED technology. Commissioner Teel commented that LED lights

are quite bright. She felt the sign would create a safety hazard. Mr. Puentes noted the electronic panel portion is limited to 5' x 15', and its height is 20'. Commissioner Teel asked what type of information will be placed on the sign. Mr. Puentes said dates, hours of operation, title of the event, and whether it is a consumer event or trade show. Commissioner Rodstrom had the same concern. She asked why are they seeking branding for the Convention Center. She thought the County was getting ready to do redevelopment. Mr. Puentes said the proposed location is on the Florida Department of Transportation right-of-way not within the boundaries of the Convention Center site. The area is not perceived as a redevelopment site. If necessary, it could be relocated.

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-80

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING A DEVELOPMENT PERMIT TO CONSTRUCT A MESSAGE CENTER SIGN FOR THE BROWARD CONVENTION CENTER ON PROPERTY LOCATED AT 1950 EISENHOWER BOULEVARD IN A PEDD ZONING DISTRICT.

Which resolution was read by title only.

Roll call showed: YEAS: Vice Mayor Moore and Commissioner Hutchinson. NAYS: Commissioners Teel and Rodstrom, and Mayor Naugle.

**Site Plan Review – Orion Resort – Case 46-R-06
Increase Maximum Floor Area Ratio – 20-Story Hotel**

(R-03)

No budgetary impact

Applicant: Transacta Prive Developers, Ltd.
Zoning: A-1-A Beachfront Area ABA
Location: Bounded by A-1-A, Belmar Street, Breakers Avenue and Vistamar Street

Mayor Naugle said this is a new hearing on the application for a hotel with restaurant, bar and retail uses on property located at 700 North Atlantic Boulevard. At the City Commission meeting on March 20, 2007 Resolution No. 07-49 was adopted denying the application for Site Plan Level IV approval. At the City Commission meeting of April 17, 2007 a motion for reconsideration of the development plan was adopted to hear the consideration of the development plan on May 1, 2007.

Mayor Naugle indicated that this is a quasi-judicial matter and anyone wishing to speak on the matter should be sworn in.

ALL INDIVIDUALS WISHING TO SPEAK ON THIS MATTER WERE SWORN IN

Don Morris, Planning and Zoning, said this matter was reviewed by the Historic Preservation Board at their October 23, 2006 meeting. The item was also reviewed at

the November 15, 2006 and January 24, 2007 Planning and Zoning Board meetings. On January 24, 2007, the Board voted to deny the application 7-2.

Mr. Morris said the Applicant submitted a revised site plan and according to the comparison table provided the application, the following reductions are proposed: building area would have a reduction of 34,266 square feet, the floor area ratio would be reduced to 4.4, habitable building height, a reduction of 15' 10", overall building height would be reduced by 22' 4", and a reduction in the average unit size of 91 square feet. The average unit square footage would be 630.

Bill Spencer, representing the Applicant, listed information being submitted as part of the record for this proceeding. A list is attached to these minutes.

Mr. Hall said that on April 17th the Commission voted to reconsider its decision of March 20th. The original site plan application was for a 20-story building, 200' in height, and a floor area ratio of 4.8 and an east/west pedestal of 394' 4". In response to Mr. Hall, Mayor Naugle said there is a consensus for a presentation of the modified plan.

Mr. Hall further said the modified plan would allow a tower of 18 stories or 184' 2" and a floor area ratio of 4.4 which matches with staff's report and award of bonus points. The pedestal was designed at its length in response to comments from the neighborhood and primarily the Central Beach Alliance. The pedestal has been broken on the north and south by a 40' dimension. The visual impact is much improved.

Mr. Hall reviewed the Commission's authority as outlined in the Unified Land Development Regulations. They hope the modified site plan will be approved subject to the following conditions and that the Commission direct that the application be sent to Development Review Committee for final review and approval to ensure that such conditions are incorporated.:

1. Hotel tower not exceed 18 stories or 184' 2" in height.
2. FAR (floor area ratio) of project not exceed 4.4.
3. Project shall comply with the modified project plan presented tonight entitled, The Orion Resort 18 Stories - 4.4 FAR.

Mr. Hall emphasized said this project has been endorsed by the Central Beach Alliance three times, endorsed by the Beach Council and by the Golden Square Association that is comprised of 22 property owners. This modified plan reduces the building by two floors. Even at 20 stories, it is the lowest building approved and constructed on the beach on a lot of this size, 1.9 acres. The FAR is reduced from 4.8 to 4.4, which complies with staff's recommendation. Even at 4.8, it still produced the least amount of mass of any buildings constructed in the ABA. The extensive infrastructure and amenities have not been reduced. The top two floors removed are the most valuable. Finally, this project, as presented previously and now, complies with all studies, ordinances, and desire that the City has adopted since the Beach Redevelopment Plan of 1988 envisioning this. When the City adopted the Beach Redevelopment Plan and the ABA zoning district and drew the line which is the northern property line for this property, it was fully aware of the Bonnet House and its location and that these would be the criteria for properties south of that line. The City should apply these regulations fairly and presumptively, as far as compatibility, to a project that complies.

Luis Revuelta, architect representing the Applicant, said the modified building is the same one presented the last time, including the quality of materials, undulating faces of the building, breaking out of the pedestal, landscaping, open areas and thinness of the tower. The pedestal will be one of the farthest away from A-1-A and the lowest in the area ranging from 28' to 35'. Two stories have been removed. There will be two 40' openings on the north and south sides to further emphasize break-up of the structure on all four sides. Color and composition would make a positive impact in the area. Various views were shown. The ground floor that was covered by the pedestal is now open to the sky. He believed this project would serve as an architectural model for future structures in the area. He showed two aerial views of the site indicating that this project is consistent with the area's development pattern. He listed the heights of area developments. He believed that they have made a strong effort to separate their design, geometry, colors and features from the other buildings.

Mike McNerney, representing Bonnet House, said his comments will be focused on just the issues that are different. The Bonnet House was not aware that the Central Beach Alliance was reconsidering the project. They were not asked to present their views. They have nothing on what this building looks like. He referred to their previous presentation, and a revised PowerPoint presentation is submitted, they pointed out that the Bonnet House was mentioned 19 times in the Comprehensive Plan and the ULDR. Several of those sections have been quoted, including those that emphasize the view corridor from the Bonnet House. Their testimony pointed out the importance of the view corridor; that it is a recognized standard by the National Trust in its evaluation of properties, by the Florida Trust and by the City of Fort Lauderdale in their Comprehensive Plan and ULDR. He noted the diagram on page 7 of their presentation showing other properties on the beach, along with their heights. They do not agree that this project is consistent with good planning on the beach. The highrises approaching Bonnet House should go down in height. He suspected there are many property owners south of the Orion who would want this project at 18 stories because they could then build behind it to the south and those builders would say that their property cannot be seen. It will be the truth because one would not be able to see much to the south except the Orion. An enlargement of the site previously proposed and the one presented now were shown. There is no significant difference between the two plans in impact on the Bonnet House. He showed an enlargement of the site developed with 12 stories and indicated this is a reasonable development. Various views were shown from the Bonnet House.

Mr. McNerney did not object to anything about the architecture of the project. The Bonnet House is something that the Comprehensive Plan and the ULDR say should be protected. The City has been a partner with the Bonnet House in preserving this property for twenty-two years and since it was zoned recreational to avoid paying taxes on it. He asked the Commission to read the comments of the Historic Preservation Board who unanimously voted against this; the Planning and Zoning Board who voted against it; staff's reports regarding the impact on the Bonnet House. The record is full of reasons why this project should be denied.

Mr. McNerney referred to the Applicant's expert from Gainesville and her report. The testimony of Mrs. Wayne was that the Trump could be seen in the distance, and therefore, this would not affect their view corridor. Her report concludes, once the Orion is completed that building will be the primary visible structure within the segment of the overall view with the property with the sky and the more distant buildings visibly around

the edges of the Orion. He thought she is exactly right, the building would dominate the Bonnet House and change forever the character of that experience, which is to be preserved according to the City's ordinances. This is why the City has letters from the National Trust and the Florida Trust. People who know about historic preserve ask the Commission to follow its ordinances, the committees that have reviewed this project.

Michael Ball, 2900 Belmont, said he owns a small hotel in the area of the Orion. He said that he loves the Bonnet House. He did not believe that anyone is suggesting that the Bonnet House does not have a right to exist and to be preserved. He did not see that the Orion intrudes. Growing up in the country, he could relate to issues surrounding development. He supported this development as it is an improvement, if the zoning permits. The Commission should support all property owners.

Nancy Kimball, 1029 SE 12 Way, said she is a native of Fort Lauderdale and has witnessed development over the years. She discussed the assets of the Bonnet House and the feeling of being on the beach of old South Florida. Ten stories would not be visible from the Bonnet House. The proposed building is too large. Stranahan House is now gone. Just because zoning allows a building does not mean it should be built. She was sick over the quality of life that has been lost. The City survived a building moratorium in the '70s.

Karen Beard, Executive Director, Bonnet House, said thousands of people visit Bonnet House every year. She referred to the Code provision on neighborhood compatibility and asked the Commission to consider the detrimental impact the proposed building would have on the Bonnet House, and to do the right thing.

Scott Strawbridge, President of Bonnet House and member of Board of Directors of Florida Trust for Historic Preservation, understood that the Orion would bring more tourists to the beach, but cultural heritage tourism is a \$4.5 billion industry in Florida. He urged the Commission to make this development fit into the neighborhood compatibility premise. If the Code is strictly applied, Bonnet House will be protected. He asked that there be a further reduction in the building height. He noted this is the first opportunity the Bonnet House has had to see the proposal; there is no dialogue.

Andy Cole, 609 Breakers Avenue, said he lives one block away. He is past president of the Bonnet House Junior Alliance. He was concerned about the procedure always being all or nothing. He hoped a compromise could be reached. He referred to the City's goal of making the beach a five star destination. It is a great project.

Art Seitz, 1905 North Atlantic, said he has lived on the beach for 20 years. He was opposed to the many monstrosities built with next to no mitigation. He supported the Orion as it is proposed. The developer agreed to pay for a pedestrian and bicycle path master plan on the barrier island.

Sadler James, representing Central Beach Alliance, referred to the presentation made to their group regarding modifications to the project. The Alliance receives no money or compensation of any kind. They endorse the Bonnet House. The Orion made a total of four presentations to the Alliance. He noted the votes that took place. There was a vote of 121-45 to not reconsider their original position on this project. This project is everything the Alliance has been requesting from developers for the past eight years. There is activity on all sides of the development.

Vice Mayor Moore left the chamber at approximately 7:42 p.m. and returned at approximately 7:43 p.m.

Guy Lopez, President of Golden Beach Association composed of business owners. He noted the zoning in this area is for resort hotels. The Association voted to support the Orion. Tourism and employment through tourism is important.

Renate Flik, 3020 Seville, representing Seville Resorts, said they are located on Bayshore Drive next to the W Hotel. Fort Lauderdale has to grow and respond to the demand for tourism. She felt the Bonnet House is lucky to have such a beautiful project next door. She felt the Orion fits into the area. Everything has to have its borders.

Birch Willey, 818 SE 4 Street, discussed historical points about this area, preservation of the environment and the Bonnet House. He urged the City to protect what is left, which he thought all of the citizens need. There are 1.8 million people in Broward County that have 35 acres of paradise left.

Bernice Stein, 3115 Terramar Street, member of Golden Beach Association and Manager of Terramar. She commended the Orion for their attention to architecture. She urged the Commission to consider this because the area needs it.

Robert Dugan, 931 SE 13th Street, urged protection of the Bonnet House's historic vista.

Francis Koerner, representing the Bonnet House, 1900 South Ocean Drive, said one way they raise money to preserve the Bonnet House is through photo shoots. As a 37-year member of Broward County, she asked the Commission to consider the impact this project would have on the streets and infrastructure.

Mr. McNerney understood this is not easy. Eighteen stories is too big. It will hurt the Bonnet House. It is a pretty building and they have a great architect, but it still hurts the Bonnet House. He understood why properties to the south would love to have a wall between them and the Bonnet House. They can build whatever they can sell their land for or conceive themselves and never hear from the Bonnet House because they could not see it. He asked the Commission to consider forever, and not just today.

Mr. Spencer said the 1988 Beach Revitalization Plan drew a line and created the ABA District. The proposal is within that district. He asked the Commission to consider this zoning. The project far exceeds and excels in design and recognition of a 360-degree experience. He did not agree with the Bonnet House and their argument of 12 stories. They believe 20 stories is appropriate. This project is consistent with the bonus points, the Beach Revitalization Plan. It sets back and allows a fabulous beach and pedestrian access and experience. The Bonnet House is a walled-off, self-described enclave within an urban environment. There are many area higher projects clearly visible from the Bonnet House. The project is 660' from their front door with one block in-between. The Bonnet House deed to the Florida Trust recognized the west half of the property, if necessary, could be developed as a high-rise development with a 200' buffer. He urged approval with reduction in height to 18 stories, 4.4 FAR bonus points.

Commissioner Rodstrom said she is deeply rooted in tradition in this city and enjoys everything about it. She also enjoys the Bonnet House. She welcomes the 360-degree

view; the building is beautiful. She did not believe it should be 18 or 20 stories in height. The ULDR is specific in granting a maximum height of 200' in that area. There is minimum. A 10 or 12-story building could be erected with all the same amenities discussed tonight. She did not think anyone is against redevelopment of the property, but the general concern is about height. Two floors is not any different. As the District Commissioner, she could not support it. She questioned if staff has had time to review this thoroughly with respect to neighborhood compatibility. Residents are the heart of the community and if the developer wants to give them what they want, the building should be reduced in height.

Vice Mayor Moore apologized for not being present when this was first considered. There are a number of competing interests in everything the government does; the rights of the land owner, zoning and compatibility. The Commission does not make a vote based on a contribution. He commented about people being concerned about a higher building being constructed to obstruct their view but not thinking about impact when they were allowed to build to a certain height. There was discussion when the zoning was decided upon. Photo opportunities by the Bonnet House are money motivated just as it is on the other side of the issue. He felt the Bonnet House would still work as a historic site whether this is 20 or 18 stories.

Vice Mayor Moore asked if the Bonnet House property could ever be sold for development. Mr. McNerney said Mrs. Bartlett was 97 when she donated the property. She had tried to give it to other institutions without success. She put in the deed that if they had to sell part of the land to save the rest of the site, it could be done. Within 60 days of her gift, Tom Gustafson got the \$1.5 million from the State so they would never have to sell off the land. The only property that could be sold for development is the western piece by the Americas on the Park which is outside of the view corridor. It was deemed the least desirable piece because it cannot be seen from the house.

Vice Mayor Moore asked if the proposed building is visible from the Bonnet House. Mr. McNerney showed photographs of view corridors. Nothing can be seen from behind the house due to the trees and foliage. There are no view corridors to the west or the north because of the trees. It is also about the location of the house.

Mr. Spencer said in looking at the presentation slides, one would also see from the front door and main entrance sign the various other developments in the area.

Vice Mayor Moore said when the City was addressing the beach redevelopment, the ABA zoning was a concept for various reasons. This development meets it. He agreed there are concerns of the Bonnet House as to building height but he did not believe it endangered the historic site.

Mayor Naugle asked when the beach zoning district was first adopted, what was the permitted building height. Greg Brewton, Planning and Zoning, believed the height permitted at that time was 250', but could be mistaken. It was zoned B-1-B and today it is ABA. Mayor Naugle thought the height was 240'. In further response to Mayor Naugle as to the height in ABA five years ago, Mr. Brewton believed it was 240' and was brought down to 200'. Mayor Naugle noted that this development is six stories under the 240'.

Commissioner Teel appreciated the adjustments made to the plan. Unfortunately, she did not believe they did enough with the tower which negatively impacts the Bonnet House. There are 19 references in the City Comprehensive Plan to the Bonnet House. It discusses over and over protection of the Bonnet House and the view corridor. This was a precious gift given to the City, Broward County and the State of Florida. It should be respected and preserved. The Historic Preservation Board voted unanimously against the 20 stories, and probably would do the same for 18 stories. The Planning and Zoning Board also denied the 20 stories and 18 stories is very close to it. At 12 stories, she would be tempted to support the project, but would prefer the development to be less obvious. It needs to be protected and preserved for future generations.

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to grant approval for the 18-story project as proposed with the conditions offered.

RESOLUTION NO. 07-81

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, GRANTING A DEVELOPMENT PERMIT FOR THE CONSTRUCTION OF A HOTEL WITH RESTAURANT, BAR AND RETAIL USES ON PROPERTY LOCATED AT 700 NORTH ATLANTIC BOULEVARD IN FORT LAUDERDALE, FLORIDA IN AN ABA ZONING DISTRICT AS A SITE PLAN LEVEL IV DEVELOPMENT.

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

CITIZEN PRESENTATIONS

Maria Vaca – Use of Private Property For Parking and Storage by WaterWorks 2011

(CIT-01)

Maria Vaca said she owns a vacant lot on Davie Boulevard east of I-95. When WaterWorks personnel were replacing sewer lines, they used her property for storing pipes. She contacted the City, but they still continued to use her property without consent for over three months. She believed that she should be compensated for the use of her property at least for three months at \$1,000 per month.

Vice Mayor Moore left the chamber at approximately 8:23 p.m.

Albert Carbon, Public Works Director, said that WaterWorks staff has been in contact with Ms. Vaca and directed her to the contractor who denies use of her property. She should address the issue with the contractor and their insurance company. The City never directed the contractor to use her property, nor had they knowledge that it was being used.

Vice Mayor Moore returned to the chamber at approximately 8:24 p.m.

In response to Mayor Naugle as to whether there is any evidence, Ms. Vaca confirmed that she sent photographs and received a letter from WaterWorks saying that regarding compensation she should contact GlobeTec. She did not believe she should have to contact the contractor because she did not hire them. The City hired this contractor. Mayor Naugle agreed that if the contractor used her property, then the City should have the contractor pay for the use. Some sort of proof is needed. He asked for photographs to be sent to him as evidence.

Denise Fox – Feral Iguana Infestation in Fort Lauderdale

(CIT-02)

Denise Fox said she lives in the Tarpon River area. She discussed the number of iguanas in the canals which are increasing in population quickly. She provided photographs. Iguanas have no predators; they are changing the eco-system on the canals. Other cities have enacted regulations and hired trappers. The situation has gotten out of hand. They dig big holes in yards and ruin foundations. They carry the disease of Salmonella. They eat landscaping. She asked if the City could do something to solve the problem; a control program. Mayor Naugle said that Broward County is responsible for animal control. Broward County taxes citizens for this service. Citizens who have trouble with other animals have the responsibility of taking care of it themselves. There are trappers that can be hired or traps can be rented. Ms. Fox said that trappers charge \$25 to \$50 per iguana which too expensive. Florida Fish and Wildlife will not do anything about it. It is beyond the means of the average citizen to address this issue.

Commissioner Rodstrom suggested the City could write a letter to Broward County asking for assistance in this matter. Commissioner Hutchinson suggested that the Florida Fish and Wildlife also be included.

Motion made by Vice Mayor Moore and seconded by Commissioner Rodstrom that the Commission introduce the following resolution of support to be sent to the attention of Broward County Animal Control and Florida Fish and Wildlife requesting them to address this problem.

RESOLUTION NO. 07-82

A RESOLUTION OF THE CITY COMMISSION OF THE CITY
OF FORT LAUDERDALE, FLORIDA, URGING THE FLORIDA FISH AND
WILDLIFE CONSERVATION COMMISSION AND THE BROWARD
COUNTY BOARD OF COUNTY COMMISSIONERS TO CREATE A
PROGRAM TO HUMANELY ADDRESS THE PROBLEMS CREATED BY
WILD IGUANAS IN FORT LAUDERDALE.

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

PUBLIC HEARING

**Rezoning to General Business – 921 SW 27 Avenue
Riverland Village – Mixed Use – Case 3-Z-06**

(PH-01)

No budgetary impact

Applicant: Riverland Development, Ltd.
Location: 921 SW 27 Avenue
Zoning: Residential Multi-Family Mid-Rise/Medium High Density RMM-25
Proposed Zoning: General Business B-2

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Vice Mayor Moore introduced the ordinance on first reading:

ORDINANCE NO. C-07-26

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RMM-25 TO B-2, LOT 3, BLOCK 85, "WESTWOOD HEIGHTS," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 6, PAGE 34, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED ON THE SOUTH SIDE OF SOUTHWEST 9TH STREET BETWEEN SOUTHWEST 27TH AVENUE AND SOUTHWEST 28TH AVENUE 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 Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

**Rezoning to Residential Single Family/Cluster Dwellings
River Oaks Landings – Townhouses – Case 4-Z-06 – 2200 SW 19 Avenue**

(PH-02)

No budgetary impact

Motion made by Commissioner Hutchinson and seconded by Vice Mayor Moore to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel, and Rodstrom, and Mayor Naugle. NAYS: None.

Vice Mayor Moore introduced the ordinance on first reading:

ORDINANCE NO. C-07-27

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM "RD-15" TO "RC-15" ALL OF "THE RBF PLAT,"

ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 155, PAGE 35, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; TOGETHER WITH ADJACENT PORTIONS OF SECTION 16, TOWNSHIP 50 SOUTH, RANGE 42 EAST, ALL LYING APPROXIMATELY 72.4 FEET SOUTH OF THE SOUTH LINE OF PARCEL "A," "LAUDERDALE MARINE CETNER," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 168, PAGE 42 AND BOUNDED ON THE SOUTH BY THE NORTH LINE OF "OSCEOLA PARK APARTMENTS," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 127, PAGE 33, BOTH OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, SAID PARCEL ALSO KNOWN AS "RIVER OAKS LANDINGS," AN UNRECORDED PLAT, CITY OF FORT LAUDERDALE PLANNING CASE NUMBER 21-p-06, LOCATED BETWEEN I-95 AND SOUTHWEST 19TH AVENUE AT SOUTHWEST 22ND STREET 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 Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Vacate Right-of-Way and Utilities – Public Purposes Easement (PH-03)
Progresso Lofts of Fort Lauderdale, LLC – Cases 27-P-06 and 9-M-06

No budgetary impact.

Randy R. Lacasse, 701 NW 1 Avenue, believed the vacation of these easements would affect his property. He asked the Commission to give him one week so he could hire an attorney and review the situation. He believed an easement would go onto his property for a business road.

Commissioner Hutchinson asked if this first reading could be deferred for two weeks.

Motion made by Commissioner Hutchinson to defer this item until May 15, 2007, 6 p.m.

The City Attorney suggested the better option is to move forward with the first reading because both this reading and second reading have been advertised. The matter could be deferred at second reading if additional time is needed.

Commissioner Hutchinson suggested that Commissioner Rodstrom's office set meetings with staff as appropriate and then notify Mr. Lacasse.

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Vice Mayor Moore introduced the ordinance on first reading:

ORDINANCE NO. C-07-28

AN ORDINANCE VACATING, ABANDONING AND CLOSING THAT CERTAIN RIGHT-OF-WAY, UTILITIES AND PUBLIC PURPOSES EASEMENT AS RECORDED IN OFFICIAL RECORD BOOK 12248, PAGE 250, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA AND BEING THE WEST 18.00 FEET OF THE EAST 33.00 FEET OF LOTS 3 THROUGH 10, BLOCK 286, "PROGRESSO," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LOCATED ON THE WEST SIDE OF NORTH ANDREWS AVENUE BETWEEN NORTHWEST 7TH STREET AND NORTHWEST 8TH STREET, SUCH LAND BEING LOCATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

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

**Rezoning to Community Facility – House of Worship
Case 2-Z-07 – First Alliance Church – 900 SW 31 Avenue**

(PH-04)

No budgetary impact

Applicant: First Alliance Church
Location: 900 SE 31 Avenue
Zoning: Residential Single-Family/Low-Medium Density RS-8
Proposed Zoning: Community Facility/House of Worship CF-H

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel, and Rodstrom, and Mayor Naugle. NAYS: None.

Commissioner Rodstrom said this zoning district includes social service facilities as a use. She questioned if this might be a problem and should possibly be excluded.

The City Attorney left the dais at approximately 8:43 p.m.

Vice Mayor Moore said he has not heard any negative comments regarding the use, especially by this requester.

Vice Mayor Moore introduced the ordinance on first reading:

ORDINANCE NO. C-07-29

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RS-8 TO CF-H, LOTS 1, 2, 3, 4, AND 10, "GILLCREST 1ST ADDITION," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 34, PAGE 47, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED BETWEEN

SOUTHWEST 9TH STREET AND SOUTHWEST 10TH STREET, ON THE EAST SIDE OF SOUTHWEST 31ST AVENUE 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 Moore, Commissioners Hutchinson, Teel, and Rodstrom, and Mayor Naugle. NAYS: None.

Site Plan Review – Flex Allocation – Rezoning to Boulevard Business – 17th Street Partners, LLC – 1700 Miami Road – Case 5-ZR-06 **(PH-05)**

No budgetary impact

Applicant: 17th Street Partners, LLC
Location: 1700 Miami Road
Zoning: Residential Multi-Family Mid-Rise/Medium High Density RMM-25
 And Boulevard Business B-1
Proposed Zoning: Boulevard Business B-1
Land Use: Residential Medium/High
Proposed Land Use: Commercial

The City Attorney returned to the dais at approximately 8:45 p.m.

Ray Dettman, 1900 Miami Road, President of Harbordale Civic Association, said the Applicant made a presentation to their Association. The Association is concerned about drainage and would like curbing to slow traffic and protect the swale. A letter was sent to the Commission.

Vice Mayor Moore left the Chamber at approximately 8:46 p.m.

In response to Commissioner Hutchinson, Mr. Dettman indicated the request is for curbing on the entire perimeter of the Applicant's property where the street meets the swale. Mayor Naugle asked about breaks in the curbing so the water could drain onto the swale. Mr. Dettman agreed and suggested the drain be moved further south.

Tina DeMarco, 1315 Miami Road, member of the Board, Harbordale Civic Association, said the letter reflects three things: (1) curbing, (2) drainage, and (3) deed restriction for the property to change to B-1 zoning and not flip the property or construct a 15-story building.

Commissioner Rodstrom asked and Greg Brewton, Planning and Zoning, as well as Commissioner Hutchinson responded to her questions about properties in the area.

Vice Mayor Moore returned to the Chamber at approximately 8:49 p.m.

Dan Fee, CDI Engineering and Planning, representing the Applicant, said there is excess parking onsite. There are 18 spaces; 11 are required. There are two drive-thru lanes, along with a lane for the ATM. There would be landscaping around the perimeter and a large Oak tree would be relocated to the back corner. There will be curb and gutter along Miami Road and a catch basin with a drain field underneath the sidewalk which will be rebuilt on 17th Street for the length of their property.

Commissioner Rodstrom asked about the maximum height for the site. Mr. Brewton said the property is located in the B-1 District; 150'. If they wanted to go to 150', numerous things would have to be considered. This proposal does not reach that height. It would be subject to a Commission call-up or Planning and Zoning Board if they requested modifications.

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

In response to Commissioner Hutchinson, Mr. Fee said they have not agreed to a deed restriction. They are limited as to uses because this is a flex allocation with a site specific site plan attached to it. Any other use would have to go to the Commission. They never agreed to a deed restriction on the property. Mr. Brewton confirmed if a different use was desired, the Applicant would have to come back to the Commission.

Commissioner Hutchinson noted the conditions as previously discussed: (1) drainage and (2) curbing.

Vice Mayor Moore introduced the ordinance on first reading with the noted conditions requested:

ORDINANCE NO. C-07-30

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RMM-25 TO B-1, LOTS 10 AND 11 AND THE WEST HALF OF THE VACATED ALLEY EAST OF AND ADJACENT TO SAID LOTS IN BLOCK 17, "EVERGLADE LAND SALES COMPANY'S FIRST ADDITION TO LAUDERDALE, FLORIDA," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 15 OF THE PUBLIC RECORDS OF DADE COUNTY, FLORIDA, LOCATED AT THE NORTHEAST CORNER OF MIAMI ROAD AND SOUTHEAST 18TH STREET, THAT INCLUDES DEVELOPMENT PLAN APPROVAL ON LANDS LOCATED AT 1700 SOUTH MIAMI ROAD, 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 Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Bereavement Services For Survivors of Police Action

Transfer \$7,450 from LEPF (104-Unbudgeted Fund Balance) to Police Confiscation Account (POL050201/3199 – other professional services)

Commissioner Hutchinson left the dais at approximately 8:54 p.m.

Motion made by Vice Mayor Moore and seconded by Commissioner Teel to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-14

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY TRANSFERRING UNBUDGETED LAW ENFORCEMENT PROPERTY FUNDS IN THE AMOUNT OF \$7,450.00 TO THE POLICE CONFISCATION ACCOUNT TO DISBURSE SUCH FUNDS.

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

Grant Acceptance and Interlocal Agreement - Interoperable Communications Trailer - \$900,000 (PH-07)

Grant funds budgeted in GICT07 (Interoperable Communications Trailer); sub-object C311 (Dept. of Homeland Security Pass/City of Miramar. No cash match.

Motion made by Vice Mayor Moore and seconded by Commissioner Teel to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-16

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY ACCEPTING GRANT FUNDS AWARDED TO THE CITY BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY (OFFICE OF GRANTS AND TRAINING) THROUGH THE FORT LAUDERDALE URBAN AREA SECURITY INITIATIVE AND ITS SPONSORING AND COORDINATING AGENCY, THE CITY OF MIRAMAR IN THE AMOUNT OF \$900,000.00 TO NET ASSETS OF THE GENERAL FUND TO DISBURSE SUCH GRANT FUNDS.

Commissioner Hutchinson returned to the Chamber at approximately 8:56 p.m.

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

Amend Operating Budget – Transfer - \$319,620 (PH-08)
Police Legal Unit Salary and Benefits

\$319,620 transferred from undesignated fund balance in fund 104 (LECPF's undesignated fund balance) into the POL050101 (PCP-Operations) various sub-objects

Motion made by Vice Mayor Moore and seconded by Commissioner Teel to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Commissioner Rodstrom asked about future funding. Assistant Chief Bob Montagano said the same fund can be used on an ongoing basis. No monies will be taken from the General Fund.

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-15

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY TRANSFERRING UNDESIGNATED FUND BALANCES IN THE AMOUNT OF \$319,620.00 FROM THE LAW ENFORCEMENT CONFISCATED PROPERTY FUND TO POLICE CONFISCATED PROPERTY-OPERATIONS TO DISBURSE SUCH FUNDS.

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

Amend Operating Budget – Transfer - \$515,030 (PH-09)
Four School Resource Officers

Transfer \$515,030 from undesignated fund balance – fund 107(LECFP) to POL080101-Police Confiscated Property-Ops & POL080201 (Treasury Task Force)

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Vice Mayor Moore introduced the ordinance on first reading:

ORDINANCE NO. C-07-31

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY TRANSFERRING UNDESIGNATED FUND BALANCES IN THE AMOUNT OF \$515,030.00 FROM THE LAW ENFORCEMENT CONFISCATED PROPERTY FUND TO POLICE CONFISCATED PROPERTY-OPERATIONS TO DISBURSE SUCH FUNDS.

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

Amend Operating Budget – Transfer \$23,400.00 (PH-10)
Vehicle Purchases – Small Beach Cleaners

Transfer \$23,400.00 from PKR060201-6416 to PAR030101-6416, OMB approved

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: Commissioner Rodstrom.

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-21

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY APPROPRIATING \$23,400 TRANSFERRED-IN FROM PKR060201-6416 GENERAL FUND 001 TO THE FLEET SERVICE CAPITAL BUDGET PAR030101-6416 VEHICLE RENTAL FUND 583 WITHIN THE FINAL OPERATING BUDGET TO FUND THE PURCHASE OF TWO SMALL BEACH CLEANERS AS ADDITIONS TO THE FLEET, PROVIDING FOR SEVERABILITY, PROVIDING FOR EFFECTIVE DATE.

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

Amend Operating Budget – Transfer \$39,075.00 (PH-11)
Vehicle Purchase – Tractor/Loader/Backhoe

Transfer \$39,075.00 from BUS070201-6499 to PAR030101-6416, OMB approved

Motion made by Vice Mayor Moore and seconded by Commissioner Teel to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-20

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY APPROPRIATING \$39,075.00 TRANSFERRED-IN FROM BUS070201-6499 AIRPORT FUND 468 TO THE FLEET SERVICE CAPITAL BUDGET PAR030101-6416 VEHICLE RENTAL FUND 583 WITHIN THE FINAL OPERATING BUDGET TO FUND THE PURCHASE OF A JOHN DEERE 110 TRACTOR-LOADER-BACKHOE AS AN ADDITION TO THE FLEET, PROVIDING FOR SEVERABILITY, PROVIDING FOR EFFECTIVE DATE.

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

Amend Operating Budget – Transfer \$33,175.58 (PH-12)
Vehicle Purchase – Mobile Vacuum Trash Collector

Transfer \$33,175.58 from PBS090701-6416 to PAR030101-6416. Appropriate \$33,175.58 from PAR030101-6416 for the purchase of a supplemental

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-18

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY APPROPRIATING \$33,175.58 TRANSFERRED-IN FROM PBS090701-6416 SANITATION FUND 409 TO THE FLEET SERVICE CAPITAL BUDGET PAR030101-6416 VEHICLE RENTAL FUND 583 WITHIN THE FINAL OPERATING BUDGET TO FUND THE PURCHASE OF A MOBILE VACUUM TRASH COLLECTOR AS AN ADDITION TO THE FLEET, PROVIDING FOR SEVERABILITY, PROVIDING FOR EFFECTIVE DATE.

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

Sunrise Intracoastal Homeowners Association Cash (PH-13)

Contribution – Neighborhood Capital Improvement Program

\$6,000 to be appropriated from P10786.331 subobject N965

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-24

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY APPROPRIATING \$6,000 from P10786.331, NCIP 2003/04 SUNRISE INTRACOASTAL ASSOCIATION, SUBOBJECT N965 FUND FOR USE IN THE CITY'S CAPITAL IMPROVEMENT PLAN UNDER P10786.331.

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

**Interfund Transfers and Appropriation of Funds
Capital Improvement Program**

(PH-14)

Transfer of funds as indicated in Exhibit 1.

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-23

AN ORDINANCE APPROPRIATING FUNDS FOR USE IN THE CITY'S CAPITAL IMPROVEMENT PLAN (CIP) AND AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY TRANSFERRING THE FOLLOWING SUMS FROM VARIOUS ACOUNTS TO VARIOUS ACCOUNTS, AS MORE FULLY DESCRIBED IN ATTACHMENT A, BY REFERENCE MADE A PART HERETO.

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

Amend Operating Budget – Transfer \$50,000

(PH-15)

Mobile Inspector Program – Cellular Minutes

\$50,000 needs to be transferred from the Building Technology Fund FD001 269-000009 to BLD010202-3628

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to close the public hearing. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-25

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY TRANSFERRING \$50,000 FROM THE BUILDING TECHNOLOGY FUND FD001 269-000009 TO BLD010202-3628, WITHIN THE FINAL OPERATING BUDGET, AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

ORDINANCES

Parking Meters – Resident Discount – Citation Structure Changes – Code Amendment – A-1-A North of Sunrise Boulevard **(O-01)**

See CAR07-0572 for the purchase of the 25 multi-space meters. There will be no revenue impact this fiscal year.

John Hoelzle, Parking and Fleet Services Director, explained the program.

With free beach parking north of Sunrise and at the South Beach lot, Mayor Naugle asked if it would be possible for Parking Services to be open on Saturdays so residents could purchase resident cards. Mr. Hoelzle felt a schedule could be worked out, but it would not be possible to offer any other locations.

Mayor Naugle said earlier today the Commission discussed that the parking revenue generated north of the beach would be used for lifeguards. Many residents are worried that if there are lifeguards in this area, would the sports of surfing, windsurfing, kayaking, canoeing, fishing, snorkeling, and diving continue to be permitted. He asked if there was any opposition to these activities and there was no response. The Commission agreed to a policy that these sports would be allowed to continue in that area.

Joe Hessmann, 200 South Birch Street, was happy to hear that the sports will continue in that area. He supported the parking meters to pay for maintenance and lifeguards.

He suggested the Las Olas parking lot on A-1-A could be expanded with an overpass and provide additional parking capacity.

Sadler James, 3073 Harbordale, was concerned that water sports continue to be allowed in this area of the beach and be clearly designated.

Tom Ralph, 741 NW 73 Avenue, representing the Surfrider Foundation of Broward County, said his group promotes open access to the beaches. He supported the City continuing to allow wave powered water craft sports in this area. Regarding federal funding for beach re-nourishment, the Army Corps of Engineers Federal Participation and Shore Protection is available. He noted some of the requirements with respect to public use and fees. If fees are not uniform, funding would be affected. Mayor Naugle said this was reviewed. Use of the beach is free for all. Mr. Ralph also raised the topic of the deed for Birch State Park.

Art Seitz, 1905 North Atlantic, was concerned about the lack of life guards in this area and drownings that have occurred. Without parking, the beach is less accessible. He hoped the City would use revenues from the hotels to pay for the lifeguards. Plans were prepared by Edward D. Stone and Associates for the Birch Park section of A-1-A. The Commission should move forward with the A-1-A greenway.

Natalie Turner, 4700 SW 108 Avenue, said she is not a resident of Fort Lauderdale but has use Fort Lauderdale beaches all her life. As a Broward County taxpayer, she did not think it is fair to have to pay for parking. Vice Mayor Moore said that the County does not do anything for the City in regard to the beach.

Bruno Munoz, 2605 SE 3 Street, said he belongs to the Long Fins Free Dive Club of Fort Lauderdale. They have competitions that take place at the beach. Some divers come from other areas. They go in the water around 7 a.m. until about 3 p.m., and therefore, parking meters could cause a problem for them. Mayor Naugle said that non-residents could park at Birch State Park for \$2. Mr. Munoz said they use spear guns and he was concerned about being allowed to walk through the park with such equipment. He would prefer no meters, but if they must be installed, he wanted the meters to allow for such an allotment of time. Mayor Naugle said that a credit card could be used; there would not be any time limit. Mr. Munoz was concerned that the lifeguards would disturb their diving. Mayor Naugle indicated such activities will be allowed in this area.

Andy Cole, Fort Lauderdale beach resident, wanted to be able to obtain the resident discount card from the web. Vice Mayor Moore thought that is a good recommendation and he hoped staff would address it. Mr. Cole asked about designating a section for use until midnight or 11 p.m. Mayor Naugle explained why the night restriction was originally instituted. If the district commissioner feels there is enough support in the neighborhood to have the area in front of Birch State Park available for later hour parking, it could be considered.

Carolyn McGinnis, 306 NE 7 Avenue, was concerned about the cost for parking. She questioned if the current parking was verified that it is out of area. Mayor Naugle said from the license tags, one could see there are people from all over and construction and hotel employees also park in that area. Employees will have a less expensive place to park which will mean more access to the beach.

Ms. McGinnis said she goes every Saturday morning to the beach and has never noticed employees parking in those spaces. There would be a lot of time spent in logistics and so forth. She was concerned about the precedence. This will make beach access difficult for tourists. She opposed this item.

Brian Donaldson, 3321 NE 16 Street, President of the Birch Park Beach Finger Streets Homeowners Association, said they live in this section of the beach. Lifeguards are needed in this area. He applauded staff on arriving at creative funding. Hollywood beach has been re-nourished and they have meters along the beach. This is the only section of the beach that is free to the public in three counties of South Florida. They want to make sure that water sports continue in this area. He believed there would be a black market for resident cards. Many employees use the first 20 spaces from 18th Street south before 6:30 a.m. and until 3 p.m. In general, he felt it would free spaces for use. In regard to evening hours, the Association would be open to this.

Ron Centamore, 350 SE 2 Street, supported many aspects of the program, but was concerned about the hours. At 9 p.m. the beach will essentially become private. He favored evening hour parking.

Commissioner Rodstrom was opposed to the parking fee. This will be a change in the condition from what everyone has enjoyed in the past. It is not free; it opens the door for price increases. The ordinance does not specify lifeguards, but that the monies received from the meters and the resident may be earmarked for other purposes as determined by the Commission. This means the Commission will determine at a later date when lifeguards will be provided. She asked this be put into the ordinance and it was not. If this jeopardizes beach re-nourishment, she would not buy into it. She was not convinced the City has done its homework to make sure it would not be jeopardized. She did not support this ordinance.

Vice Mayor Moore thanked City management for their hard work. Public safety is not just police officers, it includes lifeguards. People will use this area to frequent the beach because the parking is free, yet there are no lifeguards. Only individuals utilizing the beach would pay and help to underwrite the cost for the protection. He has advocated lifeguards in this area of the beach for several years. He agreed that water sports should continue to be permitted in this area. He felt it could be made clear that revenues generated from this portion of the beach be used for lifeguard stands in that area and it be the first expenditure from those revenues. After that need is met, the Commission could apply that money as it sees fit.

The City Manager clarified at the conference meeting, the Commission directed that revenues from the new meters in the north beach parking lot would be used to pay for lifeguards, and anything above that goes into the Parking Fund. These were all projections; it will be a tight squeeze to get everything paid for. At the south beach, rates for non-residents, those revenues were designated for beach-related improvements as determined by the Commission at a future date. Mayor Naugle said if it was provided by ordinance, it could be rescinded if things did not work out or the Commission changed their mind.

Since lifeguards are not addressed in the ordinance and everyone wants them and public safety is number one issue, Commissioner Rodstrom suggested a special

revenue fund with the monies designated for lifeguards. In response to Mayor Naugle, Commissioner Rodstrom indicated she still would not vote for this.

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-22

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING CHAPTER 26, "TRAFFIC," ARTICLE IV, "PARKING, STOPPING AND STANDING," SECTION 26-91 "SCHEDULE OF FINES" TO EXTEND THE NUMBER OF DAYS TO PAY PARKING CITATIONS FROM TWENTY (20) BUSINESS DAYS TO THIRTY (30) CALENDAR DAYS FROM THE DATE OF ISSUANCE PRIOR TO THE ADDITION OF A TEN DOLLAR (\$10.00) PENALTY; EXTENDING THE NUMBER OF DAYS FOR THE INCLUSION OF AN ADDITIONAL PENALTY OF TEN DOLLARS (\$10.00) FROM THIRTY-FIVE (35) BUSINESS DAYS TO FORTY-FIVE (45) CALENDAR DAYS FROM THE DATE OF ISSUANCE OF A CITATION FOR WHICH PAYMENT HAS NOT BEEN RECEIVED; AMENDING SECTION 26-161 "RATES AND HOURS FOR ON AND OFF-STREET PARKING" TO PROVIDE FOR METERED PARKING NORTH OF SUNRISE BOULEVARD ON A1A (LAUDERDALE BEACH BOULEVARD); TO INCREASE THE ENTRY RATE FOR PARKING AT THE L-LOT (SOUTH BEACH); TO DELETE OBSOLETE REFERENCES TO PAYMENT UPON EXITING THE L-LOT (SOUTH BEACH); TO PROVIDE FOR RESIDENT PARKING WITHOUT CHARGE AT THE METERED PARKING NORTH OF SUNRISE BOULEVARD ON A1A (LAUDERDALE BEACH BOULEVARD), AT THE E-LOT (LAS OLAS INTRACOASTAL LOT), AND AT THE L-LOT (SOUTH BEACH) UPON PAYMENT AND PARTICIPATION IN THE CITY'S RESIDENT DISCOUNT PARKING CARD PROGRAM; AMENDING SECTION 26-163 "DISPOSITION OF FUNDS DERIVED FROM METERS" TO ALLOW FUNDS DERIVED FROM METERED PARKING TO BE EARMARKED FOR SPECIAL PURPOSES; PROVIDING FOR SEVERABILITY, PROVIDING FOR AN EFFECTIVE DATE.

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

Residential Parking Permit Program

(O-02)

No budgetary impact

Sharon Tiberio, 3304 NE 16 Court, Treasurer of Birch Park Beach Finger Streets Homeowners Association. They have a trial permit parking program in process at this time. She thanked the Commission for letting them be the guinea pigs for this program. It has tremendously improved their quality of life and they are hopeful the program would become permanent.

Art Seitz, 1905 North Atlantic, said the finger streets are now empty. He did not think it is a good situation when there are no parking garages on the beach. A beach is not good unless one can park. He could understand charging non-residents. He was concerned about the lack of parking throughout the City. He was opposed to this. Mayor Naugle believed putting meters on that section of the beach would increase parking significantly for City residents. Employees and construction workers are presently using those spaces all day and they will find other places to park.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-32

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, CREATING A RESIDENTIAL PARKING PERMIT PROGRAM FOR THE CITY OF FORT LAUDERDALE; PROVIDING DEFINITIONS; PROVIDING CRITERIA, PROCEDURES FOR DESIGNATION AND ISSUANCE OF PARKING PERMITS; PROVIDING PARKING RESTRICTIONS; AND ESTABLISHING A FINE FOR VIOLATIONS.

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

Grant Acceptance – Operation Crosstown and Operation Creole Express – Florida Department of Law Enforcement - \$150,000 (O-03)

Grant funds are to be appropriated to GTOWN07 and GEXPRESS07; subobjects D237(FDLE Violent Crime and Drug Control Council) No cash match required

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-33

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY ACCEPTING GRANT FUNDS AWARDED TO THE CITY BY THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT THROUGH THE VIOLENT CRIME AND DRUG CONTROL COUNCIL IN THE AMOUNT OF \$150,000.00 TO NET ASSETS OF THE GENERAL FUND TO DISBURSE SUCH GRANT FUNDS.

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

Amend Operating Budget – Grant Appropriation \$40,000 Three Dimensional Airspace Analysis Program Update Executive Airport (O-04)

P10883.468A; subobject 6599 \$40,000

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-34

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 APPROPRIATING GRANT FUNDS AWARDED TO THE CITY BY THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) IN THE AMOUNT OF \$40,000 TRANSFERRED-IN TO PROJECT P10883.468A, SUBOBJECT 6599, WITHIN THE FINAL OPERATING BUDGET, PROVIDING FOR SEVERABILITY, PROVIDING FOR EFFECTIVE DATE.

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

Amend Operating Budget – Transfer \$714,398.28 – Newly Acquired Park Lands – Future Development Needs (O-05)

Transfer \$714,398.28 from 269-450215 Parks Dedication/Impact Fees to P11188.331, general fund Parks Impact Fees

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-35

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY TRANSFERRING \$714,398.28 FROM THE PARKS DEDICATION/IMPACT FEES TRUST ACCOUNT 269-450215 TO THE PARKS IMPACT FEES ACCOUNT P11188.331 WITHIN THE FINAL OPERATING BUDGET, AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Increasing Senior Homestead Exemption – Code Amendment – Chapter 15 (O-06)

No budgetary impact

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-36

AN ORDINANCE AMENDING DIVISION 5, ADDITIONAL HOMESTEAD EXEMPTION, CHAPTER 15, "BUSINESS TAX RECEIPTS AND MISCELLANEOUS BUSINESS REGULATIONS," OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY INCREASING THE HOMESTEAD EXEMPTION FROM TAXES LEVIED BY THE CITY FOR CERTAIN PERSONS SIXTY-FIVE YEARS OF AGE AND OLDER WHICH MEET THE CONSTITUTIONAL AND STATUTORY REQUIREMENTS RELATING TO SUCH ADDITIONAL HOMESTEAD EXEMPTION FROM \$25,000.00 TO \$50,000.00; PROVIDING FOR AN EFFECTIVE DATE AND PROVIDING SEVERABILITY.

Which ordinance was read by title only.

Mayor Naugle said the Legislature could take action whereby this would not be necessary.

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

Interfund Transfers and Appropriation of Funds

(O-07)

Fuel Storage Tanks

No budgetary impact

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-37

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY APPROPRIATING \$884,830.08 TRANSFERRED-IN FROM THE FLEET OPERATING FUND BALANCE FD583.01-SUBJECT 9901 TO P11118.583 UNDERGROUND STORAGE TANK UPGRADES AND BY APPROPRIATING \$106,644.08 TRANSFERRED-IN FROM THE PARKING FUND'S NET AVAILABLE FUND BALANCE TO P11118.461 UNDERGROUND STORAGE TANK UPGRADES FOR USE IN THE UPGRADING OF UNDERGROUND FUEL TANKS TO MEET FEDERAL MANDATES AND TO INCREASE IN-GROUND CAPACITY, PROVIDING FOR SEVERABILITY, PROVIDING FOR EFFECTIVE DATE.

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

City Commission Staff

(OB)

Vice Mayor Moore introduced the following ordinance on first reading:

ORDINANCE NO. C-07-38

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SCHEDULE I OF THE PAY PLAN OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY CREATING AND ADDING A NEW CLASS, CHANGING THE PAY RANGE AND MANAGEMENT CATEGORY OF TWO CLASSES, AMENDING SCHEDULE II OF THE PAY PLAN OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY CHANGING THE PAY RANGE 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: Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: Commissioner Rodstrom.

Advisory Board /Committee Appointments

(OB)

Commissioner Hutchinson said that earlier today she did not make an appointment for the Code Enforcement Board which is a consensus appointment. She brought forward the name of John Greenfield.

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

Charter Advisory Board	Chris Fertig Susan Tramer Judy Stern
Code Enforcement Advisory Board	John Greenfield
Education Advisory Board	Harriet McMichen
Northwest Progresso Advisory Board	Laura Mutti
Unsafe Structures Advisory Board	Thornie Jarrett
Utility Advisory Committee	Ray Parker

Vice Mayor Moore introduced a written resolution entitled:

RESOLUTION NO. 07-83

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: Commissioner Rodstrom, Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: None.

.There being no other matters to come before the Commission, the meeting was adjourned at 9:59 P.M.

Jim Naugle
Mayor

ATTEST:

Jonda K. Joseph
City Clerk