

FORT LAUDERDALE CITY COMMISSION REGULAR MEETING
DECEMBER 16, 2008

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**MINUTES OF A REGULAR MEETING
CITY COMMISSION
FORT LAUDERDA
December 16, 2008**

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

Roll call showed:

Present: Commissioner Christine Teel
Commissioner Charlotte E. Rodstrom
Commissioner Magdalene E. Lewis
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	Sgt. Steve Greenlaw

Invocation was offered by Chaplain Feniton Jacquet, Fort Lauderdale Police Department, followed by the recitation of the Pledge of Allegiance.

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

Motion made by Commissioner Hutchinson and seconded by Commissioner Teel that the minutes of the October 21, 2008 Conference Meeting and the November 4, 2008 Regular Meeting, and the agenda be approved. Roll call showed: YEAS: Commissioners Hutchinson and Teel, Vice Mayor Rodstrom, Commissioner Lewis, and Mayor Naugle. NAYS: None.

Presentations

1. **Community Appearance Board – WOW Award** (PRES-01)
District I

Commissioner Teel presented the District I Community Appearance Board WOW Award to Krista and Edward Deeb who reside at 4310 NE 28 Avenue. Mr. Deeb thanked the City.

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2. **National Fleet Certification Award** (PRES-02)
Parking and Fleet Services Department

The City Manager recognized John Hoelzle, Director of Parking and Fleet Services, and the Parking and Fleet Services staff for their achievement in ranking 9th out of 38,000 public fleets in North America and receiving the National Fleet Certification Status Award underwritten by three national nonprofit educational industry associations. He noted a recent comment from a citizen who received a parking citation, and was pleased with the department's professionalism in handling his matter. He thanked Mr. Hoelzle for his service to the City.

3. John Hoelzle Day (PRES-03)

Commissioner Hutchinson presented a proclamation designating December 16, 2008 as John Hoelzle Day in the City of Fort Lauderdale. She commented that Mr. Hoelzle has been a tremendous force in the department. Mr. Hoelzle introduced his staff, recognized them work their accomplishments. He thanked everyone.

4. Expression of Sympathy (OB)

Mayor Naugle and the City Commission offered an expression of sympathy to the families of Robert P. Kelley and Frederick J. Zloch.

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.

Event Agreement – Las Olas Live – Classics On Las Olas Closing Parking Lanes of East Las Olas Boulevard And SE 9 Avenue (M-01)

No budgetary impact.

A motion authorizing and approving execution of an Event Agreement with Las Olas Association, Inc. for Las Olas Live – Classics on Las Olas, to be held on Las Olas Boulevard on December 17, 2008, 6 PM – 10 PM and closing the parking lanes of East Las Olas Boulevard, from SE 6 Avenue to SE 10 Avenue, and the south side of SE 9 Avenue, from East Las Olas Boulevard to the alley parallel to East Las Olas Boulevard, 2 PM – 11 PM.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1853

Event Agreement – Christmas At Big Mama’s (M-02)
Closing NE 8 Street

No budgetary impact.

A motion authorizing and approving execution of an Event Agreement with Team of Life, Inc. for Christmas at Big Mama’s, to be held at Team of Life Center, 2136 NW 8 Street, on December 20, 2008, 12 noon – 3 PM and closing NW 8 Street, from NW 21 Avenue to the end of the vacant lot next to the Center.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1854

Event Agreement – Chanukah Fair On Las Olas (M-03)

No budgetary impact.

A motion authorizing and approving execution of an Event Agreement with Mekor Chayim, Inc. in connection with the Chanukah Fair on Las Olas, to be held December 28, 2008, 12 noon – 6 PM, at Huizenga Plaza, contingent upon City Attorney’s Office receiving and approving the executed agreement.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1843

Event Agreement – Rough Water Swim (M-04)

No budgetary impact.

A motion authorizing and approving execution of an Event Agreement with International Swimming Hall of Fame, Inc. for Rough Water Swim, to be held January 3, 2009, 7:30 AM – 11:30 AM, at Fort Lauderdale beach contingent upon the City Attorney’s Office receiving and approving the executed agreement.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1842

Change Order 4 – Foster Marine Contractors, Inc. - (M-05)
\$284,087.75 – Sanitary Sewer and Water Main Improvements
Area 2 Basin B East

Appropriate \$319,000 from Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10832.482-6599.

A motion authorizing: (1) Change Order 4 with Foster Marine Contractors, Inc., in the amount of \$284,087.75 – quantity adjustments – Sanitary Sewer Improvements – Area 2 Basin B East – Project 10832B, and (2) appropriate \$319,000 to fund this change order and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1734

Change Order 4 (Final) – Globetec Construction, LLC - Credit (M-06)
(\$187,189.62) – Sanitary Sewer & Water Main Improvements –
Riverside Park Basin B

Reduce encumbrance by (\$187,189.62) in Fund 482, Subfund 01, P10578.482-6599.

A motion authorizing: (1) Change Order 4 (Final) with GlobeTec Construction, LLC in the net CREDIT amount of (\$187,189.62) – final quantity reconciliation – Sanitary Sewer Improvements Riverside Park Basin B – Project 10578B; and (2) reduce encumbrance by (\$187,189.62).

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1736

Change Order 6 – Asphalt Consultants, Inc. - \$58,087.80 (M-07)
Add 49 Days – Septic Area 2 East Basins A and C

Appropriate \$66,000 from Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10832.482-6599.

A motion authorizing: (1) Change Order 6 with Asphalt Consultants, Inc., in the amount of \$58,087.80 and the addition of 49 non-compensable calendar days to contract period – additional work and quantity adjustments – Septic Area 2 East Basins A and C – Project 10832; and (2) appropriate \$66,000 to fund this change order and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1738

Change Order 2 (Final) – Man-Con, Incorporated - Credit (M-08)
(\$792,982.90) – Sanitary Sewer and Water Main Improvements –
Edgewood Basin B

Reduce encumbrance by (\$792,982.90) in Fund 482, Subfund 01, P10580.482-6599.

A motion authorizing: (1) Change Order 2 (Final) with Man-Con Incorporated in the CREDIT amount of (\$792,982.90) – additional work and final quantity reconciliation – Sanitary Sewer and Water Main Improvements – Edgewood Basin B – Project 10580B; and (2) reduce encumbrance by (\$792,982.90).

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1751

**Change Order 3 (Final) – Intercounty Engineering Inc. - (M-09)
\$19,588.37 – Sanitary Sewers and Forcemains – Sewer Area
4 Basins B and C****Appropriate \$22,000 from Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10507.482-6599.**

A motion authorizing: (1) Change Order 3 (Final) with Intercounty Engineering, inc., in the amount of \$19,588.37 – additional work and final quantity reconciliation – Sewer Area 4 Basins B and C (SW 23 Avenue and SW 23 Terrace) – Sanitary Sewers and Forcemains – Project 10507BC; and (2) appropriate \$22,000 to fund this change order and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1756

**Change Order 3 (Final) – Trio Development Corporation - (M-10)
Add 9 Days – Group V Pump Station Rehabilitation –
Credit (\$166,306.40)****Reduce encumbrance by (\$166,306.40) in Fund 482, Subfund 01, P11122.482-6599.**

A motion authorizing: (1) Change Order 3 (Final) with Trio Development Corporation, in the CREDIT amount of (\$166,306.40) and the addition of 9 non-compensable calendar days to contract period – final quantity reconciliation – Group V Pump Station Rehabilitation and Replacement – Project 11122; and (2) reduce encumbrance by (\$166,306.40).

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1758

**Change Order 8 – MGI – Morgan General Mechanical Group, Inc. - (M-11)
\$99,295.05 – Police Department Electrical Wiring, Generator
And Switchgears**

\$47,295.05 is available in P10590.331-6599, Fund 331, Subfund 01. Also appropriate \$37,000 from P11236.331, General Fund CIP Holding Account (It's the remaining balance from P11207.331 Public Safety Voice Radios); and appropriate \$15,000 from P11295.331, City-wide Mesh Security Camera System; all to P10590.331. All appropriations are in Fund 331, Subfund 01, Subobject 6599.

A motion authorizing: (1) Change Order 8 with MGI-Morgan General Mechanical Group, Inc., in the amount of \$99,295.05 – additional work to be performed at the Police Department – electrical wiring, generator and switchgear – Project 10590C – contingent upon approval of associated budget amendment appropriating additional funding to this project; and (2) appropriate \$99,295.05 to fund this change order.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1771

Change Order No. 9 – Sun-Up Enterprises, Inc. (M-12)
2008 Contract For ADA Modifications and Parking
Lot Repair - \$98,900 and 30 Days

\$98,900 is available in Fund 331, Subfund 01, P10720.331-6599, this being ADA work required by the consent decree and related to the Consent Decree Facilities budget, the P10720-ADA Settlement General Fund Buildings index code will account for the costs.

A motion authorizing Change Order 9 with Sun-Up Enterprises, Inc., in the amount of \$98,900.00 and 30 Working Days – additional work associated with ADA modifications to Floyd Hull Stadium Complex – 2008 Contract for ADA Modifications and Parking Lot Repair – Project 11321.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1838

Task Order 68 – Camp Dresser & McKee Inc. - \$45,429 (M-13)
Pump Station D-54 Capacity Analysis and Rehabilitation Investigation

Appropriate \$51,000 from P11197.454-6599, Water and Sewer Fund Recap, to P11141.454-6599, both in Fund 454, Subfund 01.

A motion authorizing the proper City Officials to: (1) execute Task Order 68 with Camp Dresser & McKee Inc., in the amount of \$45,429 – engineering services – Pump Station D-54 capacity analysis and rehabilitation investigation – Project 11141; and (2) appropriate \$51,000 to fund this task order and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1800

Task Order 67 – Camp Dresser & McKee Inc. - \$329,000 (M-14)
Lohmeyer Wastewater Treatment Plant Operations and Maintenance Manual

Appropriate \$329,000 from P00401, Fund 451, Subfund 02, Subobject 6599, Regional Replacement/Recap, to P11440, Fund 451, Subfund 02, Subobject 6599.

A motion authorizing the proper City Officials to:(1) execute Task Order 67 with Camp Dresser & McKee, Inc., in the amount of \$329,000 – Lohmeyer Wastewater Treatment Plant Operations and Maintenance Manual update; and (2) appropriate \$329,000 to fund this task order.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1760

Task Order 39 – CH2M Hill, Inc. - \$5,808,828 (M-15)
Waterworks 2011 – 2009-2010 Program Management Services

Appropriate \$5,808,828 from P11197.454, Water and Sewer Fund Recap to Fund 454, Subfund 01, P10365.454-6599. A M143 transferring additional funds into P11197.454-6599 is being routed for authorization.

A motion authorizing the proper City Officials to:(1) execute Task Order 39 with CH2M Hill, Inc., in the amount of \$5,808,828 – 2009-2010 WaterWorks 2011 Program Management Services – Project 10365; and (2) appropriate 45,808,828 to fund this task order.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1744

Beach and Downtown Shuttle Service - Agreement (M-16)
Downtown Fort Lauderdale Transportation Management Association

No budgetary impact associated with Agreement extension. Funding will be a separate motion for future City Commission consideration.

A motion authorizing the proper City Officials to execute agreement with Downtown Fort Lauderdale Transportation Management Association – beach and downtown shuttle service – term concurrent with end of grant funding on September 30, 2010.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1807

Joint Project Agreement – City of Oakland Park - (M-17)

\$689,655.77 – Water Main Improvements

Appropriate \$689,655.77 participation funding to revenue in P10875.454-N451 and to expenditure 6599, both in Fund 454, Subfund 01.

Commissioner Hutchinson introduced the following resolution (action by resolution instead of motion):

RESOLUTION NO. 08-301

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHOTIZING THE PROPER CITY OFFICIALS TO ACCEPT PARTICIPATION FUNDS IN THE AMOUNT OF \$689,655.77, EXECUTE THE JOINT PROJECT AGREEMENT BETWEEN THE CITY OF OAKLAND PARK AND THE CITY OF FORT LAUDERDALE FOR DESIGN AND CONSTRUCTION OF WATER MAIN IMPROVEMENTS AND TO AMEND THE FINAL BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2008 AND ENDING SEPTEMBER 30, 2009, BY APPROPRIATING \$689,655.77 OF SAID PARTICIPATION FUNDS TO REVENUE IN P10875.454-N451 AND TO EXPENDITURE 6599, BOTH IN FUND 454 SUBFUND 01.

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

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-1741

Contract Award – Quinn Construction, Inc. - \$3,399,900 (M-18)
Rehabilitation of SW 11 Avenue Swing Bridge

\$300,000 is available in P10057.129-6599, Fund 129, Subfund 01; and \$101,682.30 is available in P10057.332-6599, Fund 332, Subfund 01. Also appropriate \$3,600,000 from P11236.331-6599; General Fund CIP Holding Account to P10057.331-6599 all funds in Fund 331, Subfund 01.

A motion authorizing the proper City Officials to: (1) award and execute contract with Quinn Construction, Inc., in the amount of \$3,399,900 – Rehabilitation of SW 11 Avenue Swing Bridge – Project 10057; and (2) appropriate \$3,600,000 to complete funding of this contract and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1835

Civil Engineering Utility Design Consultant Services (M-19)

Continuing Contract Award – Keith and Schnars, P.A.

Work will be authorized on an as needed basis and will be subject to Commission approval of appropriations of contributions from the neighborhood associations to fund the individual tasks.

A motion authorizing the proper City Officials to award and execute an agreement with Keith and Schnars, P.A. – Civil Engineering Utility Design Consulting Services – Continuing Contract.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1746

Contract Extension – Weekley Asphalt Paving, Inc. (M-20)
\$1,000,000 – Annual Contract, Asphaltic Concrete
Pavement Surfacing

\$1,170,000 is available in P11367.332-6599, Fund 332 Subfund 01 to fund the contract extension and engineering fees. (Note: The 2009 CIP \$1,170,000 appropriation on P. 71 of the budget document has not yet been booked by Finance but the M-143 has been submitted.)

A motion approving a one-year extension to contract with Weekley Asphalt Paving, Inc. in the amount of \$1,000,000 – 2008-2009 Annual Contract – Asphaltic Concrete Pavement Surfacing – Project 11367.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1849

2010 Fort Lauderdale Air and Sea Show (M-21)
Agreement – Fort Lauderdale Air Show LLC

No budgetary impact.

A motion approving an agreement with Fort Lauderdale Air Show LLC to conduct an air and sea show on Fort Lauderdale Beach in 2010.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1839

Sistrunk Park Addition – Open Space 88 – 115 NW 6 Street (M-22)
First Amendment To Purchase and Sale Agreement –
120-Day Extension

No budgetary impact.

A motion authorizing the proper City Officials to execute a First Amendment to Contract for Purchase and Sale – acquisition of Open Space Site 88 – 115 NW 6 Street – Sistrunk Park Addition – 120-day extension.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1773

Twin Lakes Property Acquisition – 4600 Twin Lake Boulevard – \$197,000 (M-23)

Appropriate \$400,000 from P11236.331-6599 General Fund CIP Holding Account to P11445.331-6599. Construction for development of property all in Fund 331, Subfund 01. \$197,000 for land acquisition, \$203,000 for development of property.

A motion authorizing the proper City Officials to execute purchase and sale agreement with Gary Cleveland, in the amount of \$197,000 – property acquisition – 4600 Twin Lakes Boulevard – (NE corner of Twin Lakes Boulevard and NW 11th Terrace) for park purposes.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1833

Disbursement of Funds/Joint Investigation/O.R. 08-60681 (M-24)
Law Enforcement Trust Fund

\$47,366.95 is available in Fund 105 (DEA Confiscated Property) in account GL 219-08-60681 (Deposits Trust).

A motion authorizing the equitable disbursement of \$47,366.95 with each of the eleven participating law enforcement agencies to receive \$3,643.61 and the Sunrise and Fort Lauderdale Police Departments to receive an additional share for a total sum of \$7,287.22 due to additional assigned agents.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1669

Disbursement of Funds/Joint Investigation/O.R. 06-90587 (M-25)
Law Enforcement Trust Fund

\$2,265.72 is available in Fund 107 (DEA Confiscated Property), in account GL 219-06-90587 (Deposits Trust).

A motion authorizing the equitable disbursement of \$2,265.72 with each of the thirteen participating law enforcement agencies to receive \$174.28.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1670

Disbursement of Funds/Joint Investigation/O.R. 07-92093 (M-26)
Law Enforcement Trust Fund

\$57,818.96 is available in Fund 107 (DEA Confiscated Property), in account GL 219-07-92093 (Deposits Trust).

A motion authorizing the equitable disbursement of \$57,818.96 with each of the eleven participating law enforcement agencies to receive \$4,818.24 and Sunrise Police Department to receive an additional share for a total sum of \$9,636.48 due to additional assigned agent.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-1671

CONSENT RESOLUTION

Amending Operating Budget – \$35,000 (CR-01)
Installation of Speed Humps – NW 68 Street –
Palm Aire Village

Appropriate \$35,000 from Undesignated Fund Balance in Fund 331 (screen 6400, no subfund, account 271) to P00423.331-6599, Fund 331, Subfund 01.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-1820

RESOLUTION NO. 08-292

A RESOLUTION OF THE CITY COMMISSION 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, 2008 AND ENDING SEPTEMBER 30, 2009 BY ACCEPTING AND APPROPRIATING \$35,000 FROM UNDESIGNATED FUND BALANCE IN FUND 331 TO P00423.331, TRANSPORTATION ENHANCEMENT PROJECTS TO PROVIDE FOR THE INSTALLATION OF SPEED HUMPS.

Grant Acceptance – Integrated Water Resource Plan - (CR-02)
\$125,000 – Interlocal Agreement – Broward County

Appropriate \$125,000 of grant funds to Fund 454, Subfund 01, P10661.454A-F304. \$125,000 cash match has been expended in FY07/08 from P10661.454, Subsubject 6534. An M143 eliminating the deficit is being routed for authorization.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-1809

RESOLUTION NO. 08-293

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO ACCEPT GRANT FUNDS IN THE AMOUNT OF \$125,000, EXECUTE THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF FORT LAUDERDALE FOR A FEASIBILITY STUDY, PRELIMINARY DESIGN, OR RELATED SERVICES FOR PROJECTS RECOMMENDED UNDER THE BROWARD COUNTY-WIDE INTEGRATED WATER RESOURCE PLAN TO BE PERFORMED IN PARTNERSHIP WITH LOCAL WATER MANAGERS AND TO AMEND THE FINAL BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2008 AND ENDING SEPTEMBER 30, 2009, BY APPROPRIATING \$125,000 OF SAID GRANT FUNDS TO FUND 454, SUBFUND 01, P10661.454A-F304.

**Amending Operating Budget – Appropriation - \$59,900 (CR-03)
And Task Order 21582.0 – Glatting Jackson Kercher Anglin, Inc. –
State Road A-1-A Landscaping**

Appropriate \$59,900 from Undesignated Fund Balance in Fund 331 (screen 6400 – no subfund account 271) to P11446.331-6599, Fund 331, Subfund 01.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-1822

RESOLUTION NO. 08-294

A RESOLUTION OF THE CITY COMMISSION 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, 2008 AND ENDING SEPTEMBER 30, 2009 BY APPROPRIATING FUNDS IN THE AMOUNT OF \$59,900 FROM UNDESIGNATED FUND BALANCE TO P11446.331-6599 TO FUND A TASK ORDER FOR LANDSCAPE ARCHITECTURAL CONSULTING SERVICES ON A-1-A BETWEEN OAKLAND PARK BOULEVARD AND THE CITY'S NORTHERN CITY LIMIT.

**Amending Operating Budget – Appropriation - \$90,000
Police Generator**

(CR-04)

Appropriate \$90,000 from Fund 331 General Fund CIP Undesignated Fund Balance (Screen 6400, Fund 331, no Subfund, Account 271) to P10590.331-6599, Fund 331, Subfund 01.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-1810

RESOLUTION NO. 08-295

A RESOLUTION OF THE CITY COMMISSION 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, 2008 AND ENDING SEPTEMBER 30, 2009 BY ACCEPTING AND APPROPRIATING \$90,000 FROM UNDESIGNATED FUND BALANCE IN FUND 331 TO THE POLICE GENERATOR PROJECT, P10590C, TO PROVIDE ADDITIONAL FUNDS NEEDED TO COMPLETE THE PROJECT.

**Cancellation of Award and Award Short-Term Financing
Of Assets – Capital One Public Funding LLC – Deutsche
Bank National Trust Company**

(CR-05)

No cost to enter into this contract. Will spend in accordance with per unit pricing secured through the competitive bid process. Capital One Public Funding, LLC.

Recommend: Adopt resolution.

Vendor: Capital One Public Funding, LLC
Albany, NY

Bids Solicited/Rec'd: 495/1

Exhibit: Commission Agenda Report 08-1799

The Procurement Services Department has reviewed these items and recommends termination with Wachovia Financial Services, Inc. and recommends awarding to Capital One Public Funding LLC.

RESOLUTION NO. 08-296

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING EXECUTION AND DELIVERY OF A MASTER LEASE FINANCING AGREEMENT AND RELATED INSTRUMENTS WITH CAPITAL ONE PUBLIC FUNDING, LLC AND AN ESCROW AGREEMENT WITH DEUTSCHE BANK NATIONAL TRUST COMPANY AND AUTHORIZE THE TERMINATION OF THE CONTRACT WITH WACHOVIA FINANCIAL SERVICES, INC.

Floating Docks For Small Boats – New River Grant Agreement Extension – Florida Inland Navigation District (CR-06)

No budgetary impact to extend the grant agreement.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-1846

RESOLUTION NO. 08-297

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO REQUEST EXTENSION OF THE WATERWAYS ASSISTANCE PROGRAM GRANT WITH THE FLORIDA INLAND NAVIGATION DISTRICT FOR IMPROVEMENTS TO THE NEW RIVER/RIVERWALK AREA TO SEPTEMBER 30, 2009.

State Funding To Jurisdictions Based on Population – South Florida Fair Share (CR-07)

No budgetary impact.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-1852

RESOLUTION NO. 08-298

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, URGING THE FLORIDA LEGISLATURE TO EQUALIZE FUNDING BASED ON POPULATION IN ORDER TO PROVIDE EACH JURISDICTION OF FLORIDA, INCLUDING SOUTH FLORIDA, WITH ITS FAIR SHARE OF STATE FUNDS; DIRECTING CITY OF FORT LAUDERDALE LOBBYISTS TO ADVOCATE FOR SOUTH FLORIDA'S FAIR SHARE OF STATE FUNDING AND TO FORWARD A COPY OF THIS RESOLUTION TO THE OFFICES AND OFFICIALS DESIGNATED HEREIN.

Hortt Park – Open Space 18 – Contract For Purchase And Sale – Business Lease – Revision To Interlocal Agreement (CR-08)

Appropriate \$2,000,000 contribution from Broward Co. Project P11418.331 rev subobject F733 BC Culture/Rec Grant to Fund 331, Fund Type 30, Subfund 01. Appropriate \$2,000,000 expenditure Subobject 6101, land acquisition. Appropriate 4788,500 from Special Obligation Proceeds to Fund 331, Fund Type 30, Subfund 01, Project P11418.331-6101, land acquisition. Revenue from rent in the amount of

\$111,166 to be deposited into PKR010101-Subobject F207 School Board of Broward County, Fund Type 01, Fund 001, Subfund 01. Future funding for development in the amount of \$500,000 will be available under Park Impact Fee Trust Account 219-450220, Fund Type 01, Fund 001. (See clarification on page 22)

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-1689

RESOLUTION NO. 08-299

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING EXECUTION BY THE PROPER CITY OFFICIALS OF A CONTRACT FOR PURCHASE AND SALE WITH THE SCHOOL BOARD OF BROWARD COUNTY ("SCHOOL BOARD") FOR THE ACQUISITION OF THE HORTT SCHOOL SITE, MORE PARTICULARLY DESCRIBED BELOW, FOR A PURCHASE PRICE OF \$2,788,500.00 AND FOR EXECUTION OF A BUSINESS LEASE WITH THE SCHOOL BOARD LEASING A PORTION OF THE HORTT SCHOOL SITE, KNOWN AS THE "SCHOOL PARCEL" AND MORE PARTICULARLY DESCRIBED BELOW, BACK TO THE SCHOOL BOARD FOR A PERIOD OF TWO (2) YEARS; AND AUTHORIZING EXECUTION OF A REVISED INTERLOCAL AGREEMENT WITH BROWARD COUNTY RELATIVE TO THE ACQUISITION AND USE OF THE HORTT SCHOOL SITE, REVISING THE INTERLOCAL AGREEMENT TO REFLECT THAT THE CITY AND NOT BROWARD COUNTY IS THE PURCHASER AND LANDLORD UNDER THE CONTRACT FOR PURCHASE AND SALE AND THE CORRESPONDING BUSINESS LEASE; PROVIDING THAT THE OBLIGATIONS SET FORTH WITHIN THE CONCEPTUAL PARK MANAGEMENT PLAN FOR OPEN SPACE SITE – 18, HORTT SCHOOL SITE, WILL BE INCLUDED WITHIN THE CITY'S FIVE YEAR CAPITAL IMPROVEMENT PLAN; RESCINDING SECTION 3 OF RESOLUTION NO. 08-119 RESPECTING APPROPRIATION OF FUNDS FOR THE PURCHASE OF THE HORTT SCHOOL SITE AND AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2008 AND ENDING SEPTEMBER 30, 2009 BY APPROPRIATING A \$2,000,000.00 CONTRIBUTION FROM BROWARD COUNTY AND \$788,500.00 FROM SPECIAL OBLIGATION PROCEEDS FOR THE PURCHASE OF THE HORTT SITE; AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE ALL DOCUMENTS NECESSARY OR INCIDENTAL TO THE FOREGOING.

**Fire Apparatus Financing - \$7,969,602 – Capital One
Master Lease Program**

(CR-09)

No current year budgetary impact. (See clarification on page 22)

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-1644

RESOLUTION NO. 08-300

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING THE USE OF THE CAPITAL ONE PUBLIC FUNDING, LLC MASTER LEASE FINANCING PROGRAM TO FINANCE THE PURCHASE OF NINE PUMPER TRUCKS, THREE AERIAL/LADDERS AND ONE AIR/LIGHT SUPPORT VEHICLE, AND AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2008 AND ENDING SEPTEMBER 30, 2009 BY APPROPRIATING \$7,969,602 OF LEASE FINANCING FOR THIS PURCHASE.

PURCHASING AGENDA

Thirteen Truck Replacements

(PUR-01)

No current year budgetary impact.

Purchase 9 Pumpers, 3 Aerials and 1 Air/Light Truck as identified in k2008-2009 and previously accepted Fleet Plans is being presented for approval by Parking and Fleet Services Department contingent upon approval of Capital One Master Lease Financing Program.

Recommend: Motion to approve.

Vendor: Various Vendors – See Attached

Amount: \$7,969,602.00

Exhibit: Commission Agenda Report 08-1766

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

**International Truck Tractor Addition To The Fleet
Florida Sheriff's Association Contract**

(PUR-02)

\$59,971 in grant funds are budgeted in Fund 129, Subfund 01, GICT07, 6416.

Purchase 2009 International Model 4300M7 truck tractor addition to the fleet for use by Information Technology Services Department, using grant funds, is being presented for approval by the Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: Navistar, Inc.

Wesley Chapel, FL
Amount: \$59,971.00
Bids Solicited/Rec'd: N/A
Exhibit: Commission Agenda Report 08-1823

The Procurement Services Department has reviewed this item and recommends approving the purchase from the Florida Sheriff's Association contract.

592-10137 – Cancel Contract and Re-Bid - Cab and Chassis (PUR-03)

No budgetary impact.

Cancel contract and re-bid one cab and chassis with 11-foot service body for the Public Works Department is being presented for approval by the Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: General GMC Truck Sales & Service, Inc.
 West Palm Beach, FL

Amount: \$158,867.00

Bids Solicited/Rec'd: 355/2

Exhibit: Commission Agenda Report 08-1831

The Procurement Services Department has reviewed this item and recommends canceling this contract and re-bidding.

Nine Vehicle Replacements – Florida Sheriff's Association Contract (PUR-04)

\$457,237 is budgeted in Fund 583/01, PAR030101, 6416.

Purchase nine vehicle replacements as identified in 2008-2009 Fleet Plan and approved in 2008-2009 Fleet Services Capital Budget is being presented for approval by the Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: Various Vendors (See Attached)

Amount: \$457,237.00

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-1832

The Procurement Services Department has reviewed this item and recommends award from the Florida Sheriff's Association Contract.

795-10153 – HOPWA 2008-2009 Grant Funds Rental Voucher (PUR-05)

Program Housing Opportunities For Persons With HIV/AIDS Grant

**HP07081532/8001/\$449,875.41;HP07081533/8001/\$33,861.59;
HP091647/8001/\$1,782,125.00; HP091684/8001/\$134,138.00.**

Award 2008-2009 Housing Opportunities for Persons with HIV/AIDS grant funds for Rental Voucher – Client-Based Program is being presented for approval by the Planning and Zoning Department.

Recommend: Motion to approve.

Vendor: Broward Regional Health Planning Council, Inc.
Fort Lauderdale, FL

Amount: \$2,400,000.00 (Funding Recommendation)

Bids Solicited/Rec'd: 437/3

Exhibit: Commission Agenda Report 08-1819

The Procurement Services Department recommends awarding to the HOPWA provider as listed and recommended by the City's Evaluation Committee and staff.

**Proprietary – Regional Automated Pawn and
Secondhand Information Database** (PUR-06)

No budgetary impact for 2008/2009. Estimated cost based on 12 stores of \$6,060 per year for remainder of contract. Funds Appropriation/Transfer Funds generated from assessed “inspection fees” charged to pawnshops/secondhand stores will be set aside solely for administrative costs associated with monitoring pawnshops/secondhand store operations as required by statute and City ordinance, and that the cost associated with implementation and use of the RAPID System be paid from said funds.

Five-year contract for an automated information database system designed to assist with required monitoring of pawnshop and secondhand dealer transactions is being presented for approval by the Police Department.

Recommend: Motion to approve.

Vendor: Business Watch International (U.S.) Inc.
Regina, Canada

Amount: \$24,240.00 (estimated years 2-5)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-1786

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

185-9957 – Web Site Redesign Services (PUR-07)

\$41,500 is budgeted in Fund 129, Subfund 01, GSAFE08, 3199; \$25,000 in Fund 104, Subfund 01, POL050201, 3199; after approval of CAR 08-1870 Fund Transfer.

Purchase Web Site Redesign Services is being presented for approval by the Police Department.

Recommend: Motion to approve.

Vendor: Vision Internet Providers, Inc.
Santa Monica, CA

Amount: \$58,995.00

Bids Solicited/Rec'd: 602/8

Exhibit: Commission Agenda Report 08-1453

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

Proprietary – Software Upgrades – Analysis of Deployment Strategies (PUR-08)

\$16,120 is budgeted in Fund 001, Subfund 01, FIR010501, 6499.

Purchase of software upgrades to analyze deployment strategies and maximize available resources is being presented for approval by the Fire Rescue Department.

Recommend: Motion to approve.

Vendor: Deccan International
San Diego, CA

Amount: \$16,120.00

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-1829

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

Proprietary – Motorola Radio Equipment and Communication Trailer (PUR-09)

\$668,133.79 in grant funds are budgeted in Fund 129, Subfund 01, GICT07, 6401.

Purchase mobile interoperable communications trailer and Motorola P25 radio equipment is being presented for approval by the Information Technology Services Department.

Recommend: Motion to approve.

Vendor: Motorola, Inc.
Schaumburg, IL

Amount: \$668,133.79
Bids Solicited/Rec'd: N/A
Exhibit: Commission Agenda Report 08-1817

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

**582-10064 – Cancel Award and Re-Award of Shirts
 And Miscellaneous Apparel** (PUR-10)

\$26,000 budgeted in PKR033201, 3934; \$6,000 in PKR033201, 3949; \$2,000 in PKR033301, 3949; \$19,500 in PKR030801, 3934, all Fund 001, Subfund 01. \$500 is budgeted in PKR011001-3949; \$5,000 is budgeted in PKR011001-3934; \$10,000 is budgeted in PKR033001-3999; \$1,000 is budgeted in PKR030210-3949; \$14,836.45 is budgeted in PKR030210-3934 all in GF001, Subfund 01.

Cancel award to Creative Expressions, Inc. for the purchase of shirts and miscellaneous apparel and award to Safari Sun, LLC is being presented for approval by the Parks and Recreation Department.

Recommend: Motion to approve.
Vendor: Safari Sun, LLC
 Altamonte Springs, FL
Amount: Per Unit Price
Bids Solicited/Rec'd: 631/17
Exhibit: Commission Agenda Report 08-1828

The Procurement Services Department has reviewed this item and recommends cancellation of award to Creative Expressions, Inc. and award to Safari Sun, LLC.

**593-10180 – Swimming Pool Management Services -
 Sunrise Middle School** (PUR-11)

Revenue of \$16,000 to be deposited into Fund 001, Subfund 01, PKR030601, K505.

One-year contract for swimming pool management services at Sunrise Middle School is being presented for approval by the Parks and Recreation Department.

Recommend: Motion to approve.
Vendor: Hammerhead Aquatics, Inc.
 Fort Lauderdale, FL
Amount: \$16,000.00
Bids Solicited/Rec'd: 486/3
Exhibit: Commission Agenda Report 08-1834

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

Proprietary – Cuno Polyklean Filters**(PUR-12)****\$11,650 is budgeted in Fund 450, Subfund 01, PBS670304.3404.**

Purchase Cuno Polyklean 5-micron filters is being presented for approval by the Public Works Department.

Recommend: Motion to approve.

Vendor: George S. Edwards Co., Inc., a Division of Control & Power, Inc.
Birmingham, AL

Amount: \$11,850.00

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-1763

The Procurement Services Department has reviewed this item and recommends approving the proprietary purchase.

Proprietary – Underground Utility Location Service Membership**(PUR-13)****\$17,000 is budgeted in Fund 450, Subfund 01, PBS050101, 3299.**

Purchase an annual membership to an underground utility location service is being presented for approval by the Public Works Department.

Recommend: Motion to approve.

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

Amount: \$17,000.00 (estimated)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-1769

The Procurement Services Department has reviewed this item and recommends approval of this proprietary purchase.

**693-10139 – Playground Equipment and Park Shelters
Coontie Hatchee Park and Ann Herman Park****(PUR-14)****\$94,686 is budgeted in Fund 129, Subfund 01, P11016.129, 6599; \$53,807 is budgeted in Fund 129, Subfund 01, P11072.129, 6599.**

Purchase playground equipment and park shelters for Coontie Hatchee and Ann Herman Parks is being presented for approval by the Public Works Department.

Recommend: Motion to approve.

Vendor: Piazza, Inc., Geneva, FL
Playmore West, Inc., Fort Meyers, FL

Amount: \$148,493.00

Bids Solicited/Rec'd: 360/6

Exhibit: Commission Agenda Report 08-1802

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

Joint Project Agreement – City of Oakland Park - (M-17)
\$689,655.77 – Water Main Improvements

Mayor Naugle announced that this item should be a Consent Resolution.

Hortt Park – Open Space 18 – Contract For Purchase and (CR-08)
Sale – Business Lease – Revision To Interlocal Agreement

Mayor Naugle announced this item will be acted on separately.

Fire Apparatus Financing - \$7,969,602 – Capital One (CR-09)
Master Lease Program

The City Clerk announced a funding correction was provided to the Commission earlier today; it is appropriating \$7,969,602 in lease financing from Capital One (FIN040301, Subobject T301-Capital Lease Proceeds to FIR010101, Subobject 6416, Vehicles).

795-10153 – HOPWA 2008-2009 Grant Funds Rental Voucher (PUR-05)
Program – Housing Opportunities For Persons With HIV/AIDS Grant

Mayor Naugle said that there is a request from the public to remove this item from the consent.

2010 Fort Lauderdale Air and Sea Show (M-21)
Agreement – Fort Lauderdale Air Show LLC

Mayor Naugle said there is a request from the public to remove this item from the consent.

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

Motion made by Commissioner Hutchinson and seconded by Commissioner Teel that Consent Agenda Items M-14, M-21, CR-08, CR-09, Pur-01 and Pur-05 be deleted from

the Consent Agenda and considered separately, and that all remaining Consent agenda items be approved as recommended.

The City Clerk announced a correction to M-21. Based on discussion held at the Conference meeting, the motion will be subject to the Applicant securing and paying for any and all licenses and, or permits required by any governmental agency having jurisdiction over the event, including any requirements under Broward County's Reef Protection Plan.

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

Task Order 67 – Camp Dresser & McKee Inc. - \$329,000 (M-14)
Lohmeyer Wastewater Treatment Plant Operations and Maintenance Manual

Vice Mayor Rodstrom requested an explanation for the benefit of the public. Albert Carbon, Public Works Director, indicated that the manual was last updated in 1989 and since that time some \$34 million in improvements have been made. A separate manual is provided for each improvement. This work will assemble an overall manual. He went into further detail, noting there will be training on use of the manual for some twenty-five employees. This work will ensure that the manual is both functional and meets American Waterworks Association standards.

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

2010 Fort Lauderdale Air and Sea Show (M-21)
Agreement – Fort Lauderdale Air Show LLC

Dan Clark, 10772 LaPlacida Drive, representing Cry of the Water conservation group, indicated they have been considerable reef damage after previous Air and Sea Shows from anchoring. There is also the matter of pollution and a potential crash. He noted in the past year the area has been designated a critical habitat for threatened and endangered species of certain coral. He believed there will need to be a Section 7 consult for this project. Although not opposed to the event, he wanted the City to make sure the coral and environment is not endangered. In speaking with the promoter, the promoter did not think reef issues had to be addressed because boaters are not being invited. He asked this promoter be denied so that another that would be sensitive to the reefs could be found.

Robert Walsh, 401 East Las Olas Boulevard, supported the Air and Sea Show as it brings in revenue which should be considered during this recession.

Dan Lindblade, President and CEO, Greater Fort Lauderdale Chamber of Commerce, commented that Winterfest showed everyone what a first-class event could do for the city. He supported the Air and Sea Show. There is however concern that the event not

be held when the optical convention is held and not to jeopardize the Galleria and Mother's Day strong retail sales time frame. He agreed about the need for attention to not harming the coral reefs.

Vice Mayor Rodstrom reassured her constituents of the items addressed and discussed at the conference meeting. She was assured there are adequate sponsors. The event will occur in 2010 and a date determined.

Motion made by Commissioner Hutchinson and seconded by Vice Mayor Rodstrom to approve the item as presented subject to the Applicant securing and paying for any and all licenses and, or permits required by any governmental agency having jurisdiction over the event, including any requirements under Broward County's Reef Protection Plan.

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

Thirteen Truck Replacements

(PUR-01)

Vice Mayor Rodstrom requested additional clarification regarding the purchase process. Kirk Buffington, Director of Procurement Services, noted that from a procurement perspective a lengthy competitive process was followed to obtain the financing and the awards. John Hoelzle, Director of Parking and Fleet Services, said when the City replaced the entire fleet in 1997 through 1999, it was decided that because of the large expenditure, the City could not afford to pay debt service on the loan for the purchase and contribute to the vehicle reserve. They planned at the time to finance replacements when the time came, which is now.

In further response to Vice Mayor Rodstrom as to who was included in the financing decision, the City Manager referred to a lengthy discussion during the budget process, and the decision made to hold as much cash as possible. He went on to elaborate upon present day thinking concerning financing. The philosophy is to borrow when possible and hold the cash.

Vice Mayor Rodstrom asked when the vehicles would be replaced again. Mr. Hoelzle said typically ten years when the vehicles are moved into the reserve category, which could then typically be fifteen to sixteen years before they are sold.

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

795-10153 – HOPWA 2008-2009 Grant Funds Rental Voucher Program – Housing Opportunities For Persons With HIV/AIDS Grant

(PUR-05)

Tam English, representing the Fort Lauderdale Housing Authority, indicated they have been the City's vendor, operating this portion of the HOPWA Program for the last ten years. This is the third time this budget year that the program has been put out for bid. The recommendation is for the highest price bid in terms of actual administrative and

operational costs, which provides the lowest amount of dollars for program vouchers. He objected to awarding the highest cost. He raised another concern about the need for additional funding of approximately \$800,000 in order to continue beyond October 1 otherwise subsidy will end at that time. He urged the bids be rejected and it be rebid.

In response to Vice Mayor Rodstrom, Mr. English explained what he meant by the revocation of vouchers. He emphasized the need for a stable number of vouchers.

At the City Manager's request, Kirk Buffington, Director of Procurement Services, provided some history of this project and the bidding process. This is the first time this portion of the HOPWA Program, tenant voucher, has been competed. The Evaluation Committee wanted to recommend award to the Housing Authority, but their offer was withdrawn. He explained how the Evaluation Committee proceeded from that point, including that staff agreed there were some ambiguities and therefore corrections were made and a third RFP was released, which is before the Commission this evening. He went on to explain the process from that point forward. It was clarified by staff and validated that the minimum number of vouchers was 240, which is what is currently funded. More could be provided, but there is funding for that minimum. He went on to explain the review process. The Committee unanimously recommended the ranking before the Commission this evening.

Greg Brewton, Director of Planning and Zoning, complimented the Fort Lauderdale Housing Authority in operating the program for the last ten years. He elaborated upon the voucher funding particulars and allocations. At this point the City does not know how much funding for vouchers will be awarded in the next funding cycle after September 1. He explained the criteria used by the Committee in its ranking.

In response to Mayor Naugle, Mr. Brewton believed that Broward County operated the program before the Housing Authority, but the County had another agency operate the program. The agency went under and the City had to take it over. Mayor Naugle recalled it was Sunshine Apartments. Margarete Hayes, Community Development Division, clarified the agency was known as Sunshine Investments. Sunshine Apartments were were acquired with HOPWA funding. Broward County selected Sunshine Investments. The agency went out of business; there were some investigations. Accusations were made of improprieties and the matter was turned over to the State Attorney's Office. The City did not have to pay anything back to HUD.

In further response to Mayor Naugle, Ms. Hayes indicated that none of the persons with Broward Regional (recommended agency) were affiliated with Sunshine Investments.

The City Auditor felt that evaluation committees should be composed of City employees and not outside parties. He understood that the Housing Authority fronted the money and the City actually owes the Authority a substantial amount relating to the Sunshine Apartments. Mr. Buffington agreed with the Auditor concerning composition of evaluation committees in most cases. However HUD regulations require a certain percentage to be community users.

Mayor Naugle recalled the City's previous thinking was to provide the funds to the County to administer as the City was not involved in social services. He alluded to improprieties at the County. The City's evaluation committee has again recommended

that the County handle the program. He questioned if some of the same individuals involved in the previous corruption are involved now.

In response to Mayor Naugle, Mr. Brewton indicated there has not been any corruption in the ten years that the Housing Authority has operated the program. Mayor Naugle pointed out that the Housing Authority bailed the City out of the problem previously.

Mayor Naugle was opposed to the recommended bidder because he felt the City was returning to the same mess.

Mr. Buffington clarified that the Broward Regional Health Planning Council is not a County department. According to state statute, their board of directors is appointed by the County Commission.

Vice Mayor Rodstrom and Mayor Naugle asked if money is still owed to the Housing Authority. Mr. English noted discussions between the Housing Authority and the City when Sunshine Apartments was foreclosed upon by the City. At that point there were two liens ahead of the City's mortgage totaling \$40,000. The Housing Authority fronted that \$40,000 to pay the liens. The City was then to transfer the property to the Housing Authority, but that did not occur. The Housing Authority was never reimbursed. Also, HUD had put \$800,000 in the Sunshine Apartments. The program calls for the property to be in use for ten years in order to avoid repayment of the \$800,000. There was an agreement between the City and HUD to replace as many bedrooms as possible and in exchange HUD would forgive the \$800,000. In 2002 about 56 bedrooms (2/3) were replaced, at which time he believed HUD waived the \$800,000. To date the City has not reimbursed the Housing authority the \$960,000 to acquire and rehabilitate the units.

Mayor Naugle had been comfortable with the Housing Authority, however, as it has been bid, he was more comfortable with the second-ranked proposer, Broward House.

Motion made by Commissioner Hutchinson to approve the item as presented. The motion died for lack of a second.

Motion made by Vice Mayor Rodstrom to authorize rebidding. Mayor Naugle was concerned about participants potentially losing their housing by such a delay. As such Vice Mayor Rodstrom withdrew her motion.

Motion made by Commissioner Teel and seconded by Commissioner Lewis to award the contract to Broward House. Roll call showed: YEAS: Commissioners Lewis and Teel, Vice Mayor Rodstrom, and Mayor Naugle. NAYS: Commissioner Hutchinson.

Hortt Park – Open Space 18 – Contract For Purchase and Sale Business Lease – Revision To Interlocal Agreement

(CR-08)

Michael Kinneer, Finance Director, clarified this resolution provides for the amendment of 2009 final operating budget appropriating the \$2 million contribution from Broward County and the appropriation of that \$2 million in expenditures, along with the appropriation of \$788,500 in special obligation proceeds which were received by the City as part of the \$10 million financing done in October. The resolution provides for the expenditure of the \$788,500 for purchase of the property as well as rescission of Section

3 of Resolution 08-119, which provided for payment of the \$788,500 in the previous fiscal year budget.

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

Fire Apparatus Financing - \$7,969,602 – Capital One (CR-09)
Master Lease Program

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

RESOLUTIONS

Whiddon/Ergon/441 Plat – Self-Storage Facility - (R-01)
2100 South State Road 7 – Sovereign Development
Group IX, Inc. – Case 11-P-08

No budgetary impacts.

Applicant: Sovereign Development Group IX, Inc.
Location: 2100 South State Road 7
Zoning: General Business B-2

Commissioner Hutchinson introduced the following resolution:

RESOLUTION NO. 08-289

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING A PLAT KNOWN AS "WHIDDON/ERGON/441 PLAT."

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

Elizabeth Hays indicated as a member of the Southwest Coalition indicated there is concern about the City’s entrance from the west which is this site. She provided some history about the property and that it might have been better thinking for it to be zoned residential. She also noted the Applicant’s efforts to work with the neighborhood on compatibility. There continue to be concerns about the bulkiness of the proposed facility.

PUBLIC HEARINGS

State Ship Affordable Housing Advisory Committee Report

(PH-01)

No budgetary impact.

Peter Henn, Committee Chair, emphasized the importance of approval so that the report can be submitted to the state government. He noted the Committee’s consideration of all of the criteria. Nothing in the report would have an economic impact on the City government. They have respected the role of the Housing Authority and asked for a greater role of the non-profits. They have asked the City staff for expedited permitting and to report to the Manager monthly in response to input from private developers. They have asked the Commission to be more actively involved with monthly information. The Committee wants to continue to serve.

Tam English, Fort Lauderdale Housing Authority, thanked the City and urged support of the plan.

In response to Mayor Naugle’s question about affordable housing projects not being reviewed by the Development Review Committee, Margarete Hayes, Community Development Division, advised that exclusion was included as a recommendation, but before any decision is made on a project, it would come before the Commission. Mr. Henn indicated the Committee recommends the Development Review Committee process. They wanted to give additional authority to the Planning and Zoning Director on simple administrative issues and for the Commission to consider matters, such as higher density, on a case-by-case basis.

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

Commissioner Hutchinson introduced the following resolution:

RESOLUTION NO. 08-290

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING THE AFFORDABLE HOUSING ADVISORY COMMITTEE REPORT PURSUANT TO THE STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM (“SHIP”) AND AUTHORIZING SUBMITTAL OF THE REPORT TO THE FLORIDA HOUSING FINANCE CORPORATION.

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

ORDINANCES

Code Amendment – Sections 26-131 and 26-161 - Traffic

(O-01)

**Rates and Hours For On and Off Street Parking –
L Lot South Beach**

No budgetary impact.

Commissioner Hutchinson introduced the following ordinance on FIRST reading:

ORDINANCE NO. C-08-63

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RELATING TO PARKING, AMENDING SECTION 26-131, "HOUSE TRAILERS, BUSES, RECREATIONAL VEHICLES AND TRUCK TRACTORS – IN BEACH AREA" AND AMENDING SECTION 26-161, "RATES AND HOURS FOR ON AND OFF-STREET PARKING" PERTAINING TO THE L LOT (SOUTH BEACH) OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, TO DEFINE BEACH AREA, ADJUST PARKING RATES AND HOURS OF OPERATION AND TO INCLUDE REFERENCE TO THE RESIDENT BEACH PARKING CARD; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

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

**Site Plan Level IV – Application of Prior Zoning Regulation -
 Parking Reduction Beachwalk at Bahia Mar – Case 29-R-08**

(O-02)

No budgetary impact.

Fred Carlson, 625 Orton, representing the Central Beach Alliance, noted when this matter was presented to their board and full membership. The project was rejected by a vote of 94-71. After additional meetings between the developer and residents, it was approved by a vote of 142- 61. The building height was lowered by 71/2 feet and the beachwalk promenade widened to 10 feet for the length of the site. The Alliance urges approval. The developer has worked cooperatively with the residents.

In response to Mayor Naugle, Mr. Carlson presumed it was a weighted vote; he thought probably about one hundred people were present.

Vice Mayor Rodstrom asked if members that vote on behalf of a condominium supply all information in advance to the residents. Mr. Carlson understood members receive information on the agenda covering the issues to be voted on. He explained that each building has a meeting itself to cover the issues.

Vice Mayor Rodstrom asked about the permitted height. Courtney Crush, representing the Applicant, noted the two buildings are 161 and 151 feet; the parking garage is underneath, but technically to the west under the overhang it becomes a structure and that portion which bridges between the two buildings makes a dimension of 375 feet for

that structure. The distance between the two buildings is now ninety two feet at the base on the plaza and fifty feet in the air.

In response to Vice Mayor Rodstrom, Greg Brewton, Director of Planning and Zoning, advised it is fifty feet from grade. He felt it is a good project. The Applicant has incorporated all of staff's recommendations.

Commissioner Hutchinson introduced the following ordinance on FIRST reading:

ORDINANCE NO. C-08-64

AN ORDINANCE APPROVING THE APPLICATION OF A PRIOR ZONING REGULATION TO PERMIT A STRUCTURE ON PROPERTY DESCRIBED AS A PORTION OF PARCELS 32 AND 34 "BAHIA MAR," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 35, PAGE 39, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; LYING WEST OF SEABREEZE BOULEVARD AND EAST AND SOUTH OF THE BULKHEAD ALONG THE WEST LINE OF SAID PARCEL 34 AND THE NORTH LINE OF SAID PARCEL 32; LESS THE NORTH 80 FEET OF SAID PARCEL 34, LOCATED ON THE WEST SIDE OF SEABREEZE BOULEVARD, IMMEDIATELY NORTH OF THE ENTRANCE TO BAHIA MAR HOTEL LOCATED AT 701 SEABREEZE BOULEVARD, IN FORT LAUDERDALE WHICH IS ZONED SBMHA, TO EXCEED THE LENGTH REQUIREMENT PURSUANT TO SECTION 47-26.A.1 OF THE UNIFIED LAND DEVELOPMENT REGULATIONS, AND GRANTING A DEVELOPMENT PERMIT FOR RESTAURANT AND OFFICE USES INCLUDING A PARKING REDUCTION AS A SITE PLAN LEVEL IV DEVELOPMENT.

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

Amendments To The Pay Plan – Schedules I and II

(O-03)

No budgetary impact.

Commissioner Hutchinson introduced the following ordinance on FIRST reading:

ORDINANCE NO. C-08-65

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 THREE NEW CLASSES AND CHANGING THE TITLE OF ONE CLASS, AND AMENDING SCHEDULE II OF THE PAY PLAN OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY CREATING THREE NEW CLASSES, AND PROVIDING FOR SEVERABILITY, REPEAL OF CONFLICTING ORDINANCE PROVISIONS, AND AN EFFECTIVE DATE.

Which resolution was read by title only.

In response to Vice Mayor Rodstrom, Averill Dorsett, Director of Human Resources, explained these new classes are being added as a result of the referendum that amended the charter.

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

Amendments To The Pay Plan – Schedule I (O-04)

Police Department – sufficient funding is available in POL 030201, Subobject 1101 (permanent salaries), Fund 001, Subfund 01, for the estimated cost of \$1,113 to provide this retroactive adjustmtnet for two (2) incumbent Police Captains, as described in Exhibit 1.

Commissioner Hutchinson introduced the following ordinance on FIRST reading:

ORDINANCE NO. C-08-66

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING ORDINANCE C-07-105 OF THE CITY OF FORT LAUDERDALE TO PROVIDE A FIVE PERCENT COST-OF-LIVING ADJUSTMENT FOR CLASS NUMBER 620, TO WIT: POLICE CAPTAIN, OF SCHEDULE I OF THE PAY PLAN OF THE CITY OF FORT LAUDERDALE, FLORIDA, DURING THE PERIOD OCTOBER 7, 2007, THROUGH NOVEMBER 17, 2007, AND PROVIDING FOR SEVERABILITY REPEAL OF CONFLICTING ORDINANCES, AND AN EFFECTIVE DATE.

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

Rezoning To Exclusive Use – Parking For Social Service Facility – 614 NW 3 Avenue – 610, LLC. – Case 14-Z-08 (O-05)

No budgetary impacts.

Applicant: 610, LLC
Location: 614 NW 3 Avenue
Current Zoning: Residential Multi-Family Mid-Rise – Medium High Density RMM-25
Proposed Zoning: Exclusive Use – Parking X-P
Future Land Use: Northwest – Regional Activity Center

Commissioner Hutchinson introduced the following ordinance on SECOND reading:

ORDINANCE NO. C-08-58

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RMM-25 TO XP, LOT 34, BLOCK 321, "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 EAST SIDE OF NORTHWEST 3RD AVENUE BETWEEN NORTHWEST 6TH STREET AND NORTHWEST 7TH 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: Commissioners Hutchinson and Teel, Vice Mayor Rodstrom, Commissioner Lewis, and Mayor Naugle. NAYS: None.

Rezoning To Exclusive Use – Parking – 804-812 NW 1 Avenue - (O-06)
Case 11-ZR-07 – Jean Shallenberger – Parking
For Bliss Window and Screen Company

No budgetary impacts.

Applicant: Jean Shallenberger
Location: 804-812 NW 1 Avenue
Current Zoning: Residential Mid-Rise, Medium High Density RMM-25
Proposed Zoning: Exclusive Use – Parking X-P
Future Land Use: Northwest – Regional Activity Center

Commissioner Hutchinson introduced the following ordinance on SECOND reading:

ORDINANCE NO. C-08-59

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM "RMM-25" TO "XP;" LOTS 27 THROUGH 31, BLOCK 259, "PROGRESSO," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, PAGE 18, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, WITH APPROVED DEVELOPMENT PLAN, LOCATED ON THE EAST SIDE OF NORTHWEST 1ST AVENUE, BETWEEN NORTHWEST 8TH STREET AND NORTHWEST 9TH 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: Commissioners Hutchinson and Teel, Vice Mayor Rodstrom, Commissioner Lewis, and Mayor Naugle. NAYS: None.

**Rezoning To Parks, Recreation and Open Space -
1115 SW 15 Avenue – City of Fort Lauderdale –
Coontie Hatchie Landings Park – Case 13-Z-08**

(O-07)

No budgetary impact.

**Applicant: City of Fort Lauderdale
Location: 1115 SW 15 Avenue
Current Zoning: Residential Single-Family RS-8
Proposed Zoning: Parks, Recreation, and Open Space P
Future Land Use: Residential Low-Medium**

Commissioner Hutchinson introduced the following ordinance on SECOND reading:

ORDINANCE NO. C-08-61

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RS-8 TO P, LOT 43, VALENTINE’S SUBDIVISION, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK “B,” PAGE 29, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LOCATED ON THE EAST SIDE OF SOUTHWEST 15TH AVENUE APPROXIMATELY HALF-A-BLOCK NORTH OF DAVIE BOULEVARD, 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: Commissioners Hutchinson and Teel, Vice Mayor Rodstrom, Commissioner Lewis, and Mayor Naugle. NAYS: None.

**Rezoning To Parks, Recreation, and Open Space -
200 NW 18 Avenue – City of Fort Lauderdale –
Northfork Riverfront Park – Case 15-Z-08**

(O-08)

No budgetary impact.

**Applicant: City of Fort Lauderdale
Location: 200 NW 18 Avenue
Current Zoning: Boulevard Business B-1
Proposed Zoning: Parks, Recreation, and Open Space P
Future Land Use: Northwest Regional Activity Center**

Commissioner Hutchinson introduced the following ordinance on SECOND reading:

ORDINANCE NO. C-08-60

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO

AS TO REZONE FROM B-1 TO P, PARCEL A, "J.E.T. SON PLAT," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 130, PAGE 12 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED ON THE EAST SIDE OF NORTHWEST 18TH AVENUE AT THE NORTH FORK NEW RIVER, NORTH OF WEST BROWARD BOULEVARD, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO INCLUDE SUCH LANDS.

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

Rezoning To Community Facility – House of Worship - (O-09)
1140 NW 9 Avenue – Assemblies of the First Born, Inc. –
Case 12-Z-08

No Budgetary Impacts.

Applicant: Assemblies of the First Born, Inc.
Location: 1140 NW 9 Avenue
Current Zoning: Residential Single-Family/Medium Density RD-15
Proposed Zoning: Community Facility – House of Worship CF-H
Future Land Use: Medium Residential

Commissioner Hutchinson introduced the following ordinance on SECOND reading:

ORDINANCE NO. C-08-57

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RD-15 TO CF-H, LOTS 40, 41, 42, 43, 44, 45, 46, 47 AND 48, BLOCK 130 OF PROGRESSO, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 18 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LOCATED ON THE SOUTH SIDE OF NORTHWEST 12TH STREET ON THE EAST SIDE OF POWERLINE 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.

Vice Mayor Rodstrom raised questions from a constituent: 1. what community will the center help; 2. what participation has this organization shown to South Middle River Civic Association (SMRCA); 3. how is it known that people coming to the center are safe to be around children at Thurgood Marshall School; 4. how is it allowed considered the existing buildings on the site. Greg Brewton, Director of Planning and Zoning, explained the actual request is to rezone to Community Facility, House of Worship, which is the zoning classification and not the actual use. Currently, it is being used as a house of

worship, and this is being done to make what has been done there for a number of years consistent with the City zoning. Previously, a particular zoning classification was not required in order to operate a house of worship. He did not have program information. He offered to look into it and contact the individual who inquired.

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

Relief From Zoning For Public Purpose Use Including (O-10)
Site Plan Review – Coontie Hatchie Landings Park – Case 38-R-08

No budgetary impact.

Applicant: City of Fort Lauderdale
Location: 1115 SW 15 Avenue
Current Zoning: Residential Single-Family RS-8
Proposed Zoning: Parks, Recreation, and Open Space P
Future Land Use: Residential Low-Medium

Commissioner Hutchinson introduced the following ordinance on SECOND reading:

ORDINANCE NO. C-08-56

AN ORDINANCE APPROVING A CITY PARK THAT DOES NOT MEET THE BUFFERYARD WALL REQUIREMENTS IN A RS-8 ZONING DISTRICT AS PROVIDED IN THE UNIFIED LAND DEVELOPMENT REGULATIONS (“ULDR”), WHICH SITE IS MORE FULLY DESCRIBED AS LOT 43, VALENTINE’S SUBDIVISION, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK “B,” PAGE 29, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, AND LOCATED ON THE EAST SIDE OF S.W. 15TH AVENUE APPROXIMATELY HALF-A-BLOCK NORTH OF DAVIE BOULEVARD IN FORT LAUDERDALE, FLORIDA, AS A PUBLIC PURPOSE USE; AND GRANTING RELIEF FROM THE ULDR REQUIREMENTS PURSUANT TO SECTION 47-18.26 OF THE ULDR OF THE CITY OF FORT LAUDERDALE, FLORIDA.

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

Amendments To The Pay Plan – Schedule VI (O-11)
Minimum Wage and Abolishment of Two
Classes and Pay Ranges

No budgetary impact.

Commissioner Hutchinson introduced the following ordinance on SECOND reading:

ORDINANCE NO. C-08-62

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SCHEDULE VI OF THE PAY PLAN OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY DELETING TWO CLASSES, DELETING TWO PAY RANGES, AND DELETING ALL PAY STEPS THAT ARE LESS THAN THE STATE OF FLORIDA MINIMUM WAGE, AND PROVIDING FOR SEVERABILITY, REPEAL OF CONFLICTING ORDINANCE PROVISIONS, AND AN EFFECTIVE DATE.

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

Amend Operating Budget – Police Website Redesign (OB)

Motion made by Commissioner Hutchinson and seconded by Commissioner Teel to approve the transfer of \$25,000 (Confiscated Funds) from Fund 104 (unbudgeted fund balance) into Fund 104, Subfund 01, POL050201, 3199 for the Police Website Redesign (see Item PUR-07). Roll call showed: YEAS: Commissioners Hutchinson and Teel, Vice Mayor Rodstrom, Commissioner Lewis, and Mayor Naugle. NAYS: None.

Advisory Board /Committee Appointments (OB)

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

Citizens Police Review Board	Edwin Parke Patrick Kerney
Code Enforcement Board	Margaret Croxton Ronald Perkins
Community Appearance Board	Ellen Fischer
Economic Development Advisory Board	Sean deVosjoli
Nuisance Abatement Board	Laurie A. Watkins Ted Fling

Commissioner Hutchinson introduced a written resolution entitled:

RESOLUTION NO. 07-291

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

Amendment To The Pay Plan – Schedule I

(O-04)

Mayor Naugle passed the gavel to Vice Mayor Rodstrom and offered the following motion.

Motion made by Mayor Naugle and seconded by Commissioner Hutchinson to reconsider Item O-04. Roll call showed: YEAS: Commissioner Hutchinson and Mayor Naugle. NAYS: Commissioner Teel, Vice Mayor Rodstrom, and Commissioner Lewis.

In response to Mayor Naugle, Vice Mayor Rodstrom clarified she does not object to the reconsideration.

In response to Mayor Naugle, Averill Dorsett, Director of Human Resources, indicated that PERC specifically exempted two police captain positions: Internal Affairs and Administration, which includes personnel and budget. This action would amend the 2007 ordinance that gave managerial employees 5%. When the captains agreement was ratified, it was retroactive to a date approximately three pay periods past what the two exempt captains received. It amounts to about \$1,100.

Frank Adderley, Police Chief, said these positions are confidential managers who work for the police chief. Voting no would penalize them for being in assigned positions.

In response to Vice Mayor Rodstrom, Ms. Dorsett indicated these individuals earn approximately \$110,000 at present.

Motion made by Commissioner Hutchinson and seconded by Commissioner Lewis to approve Item O-04.

At the City Attorney's request, Vice Mayor Rodstrom confirmed she wished to vote yes to the reconsideration.

ORDINANCE NO. C-08-66

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING ORDINANCE C-07-105 OF THE CITY OF FORT LAUDERDALE TO PROVIDE A FIVE PERCENT COST-OF-LIVING ADJUSTMENT FOR CLASS NUMBER 620, TO WIT: POLICE CAPTAIN, OF SCHEDULE I OF THE PAY PLAN OF THE CITY OF FORT LAUDERDALE, FLORIDA, DURING THE PERIOD OCTOBER 7, 2007, THROUGH NOVEMBER 17, 2007, AND PROVIDING FOR SEVERABILITY REPEAL OF CONFLICTING ORDINANCES, AND AN EFFECTIVE DATE.

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

There being no other matters to come before the Commission, the meeting was adjourned at 7:48 P.M.

Jim Naugle
Mayor

ATTEST:

Jonda K. Joseph
City Clerk