

**INDEX OF A REGULAR MEETING
FORT LAUDERDALE CITY COMMISSION
JANUARY 7, 2003**

<u>Agenda Item</u>	<u>Reso./Ord. No.</u>	<u>Page(s)</u>
	<u>Presentations:</u>	
	1. Expression of Sympathy	1
	2. Smoke Detector Test	1
	3. Outstanding City Employees	1
CA	Consent Agenda	2
M-1	Event Agreement - Imperial Point Road Race	3
M-2	Event Agreement - Super Bowl Live "Second and Long"	3
M-3	Agreement - School Board of Broward County - Shared Use of Fort Lauderdale High School Swimming Pool	3
M-4	Transfer of Law Enforcement Trust Funds (LETF) Weapons of Mass Destruction (WMD) Equipment Grant Cash Match	3
M-5	Amendment - Miriam M. Oliphant, Supervisor Of Elections of Broward County - Poll Worker Services for the 2003 Primary and General Municipal Elections	3,10
M-6	Task Order - Westin Engineering, Inc. - Project 10547 - Facilities Security Services During Bid and Construction	4
M-7	Task Order No. 5 - CH2M Hill, Inc. - Project 10365 - Program Management Office, Water and Wastewater Master Plan Capital Improvement Plan (Waterworks 2011)	4,11
M-8	Task Order No. 16 - Kimley Horn and Associates, Inc. - Project No. 10422 - Executive Airport Runway Pavement Evaluation and Rehabilitation Study	4
M-9	Contract Award - Engineer Controls Systems, Corporation - Project 9980 - Bridge Repairs Phase I	5,12
M-10	Contract Award - Tenex Enterprises, Inc. - Project 9849 - Storm Drainage Recapitalization, Idlewyld Neighborhood	5
M-11	Task Order Amendment - Keith and Schnars, P.A. (Professional General Civil Engineering Consultant Services) - Project 10377 - Miami Road Sanitary Sewer Improvements Project (Sewer Area 10)	5,12
M-12	Termination of Agreement - Budget Construction, Inc.2 Project 10419 - 2002 Annual Storm Sewer Contract	5
M-13	Transfer of General Fund Contingencies - Funding for Project 10455 - South Andrews Avenue Master Plan/Development Guide	6, 13
M-14	(Deleted) Accept Payment from Fire Chiefs Association of Broward County - Hazardous Materials Response Operations	7
Pur-1	Office Copier Replacement Plan	7
Pur-2	Florida Sheriff's Assoc. - Purchase of One Chevrolet Cavalier	7
Pur-3	RFP 532-8796 - Telephone and Data Wiring Services	7
Pur-4	RFP 532-8780 - Highway Advisory Radio System	8, 12
Pur-5	Proprietary - Municipal Elections, Supervisor of Elections	8
Pur-6	Proprietary - Senior Management Institute Training	8
Pur-7	Florida Sheriff's Association - One Chevrolet Suburban	8

Pur-8		Proprietary - Adult Trip Program	9, 14
Pur-9		Proprietary - Software and Hardware Maintenance	10
Pur-10		Proprietary - Pump Parts	10
M-15		Settlement of Auto Liability File No. VA GL 98-171 (Michael Nicholson)	15
PH-1	03-1	Certificate of Public Convenience and Necessity - John-John Airport Shuttle, Inc.	15
PH-2	03-2	Certificate of Public Convenience and Necessity - COL-USA Transports, Inc.	17
O-1	C-02-45	Amend Section 47-24.2.A.5.b "Administrative Approval Of Amendments to Site Plan Level III or IV" And Section 47-26.A.2 "City Commission Request for Review" - Unified Land Development Regulations (ULDR) - City of Fort Lauderdale (PZ Case No. 8-T-02)	18, 25
O-2	C-03-01	Amend Chapter 2, "Administration" - Creation of New Department - Office of Professional Standards	20
R-1	03-3	Executive Airport - Southern Facilities Development, Inc. Amendment to Lease Agreements for Parcels B, C and D and Option Agreement Parcel D	20
R-2	03-4	Amendment to Resolution No. 02-140 - Grant Application - Broward County Boating Improvement Program (BBIP) - Marshall's Point Boating Improvements	21
R-3	03-5	Code Advisory Committee	22
R-4		Utility Advisory Committee	22
R-5	03-6	Urban Design Core Steering Committee	23
R-6	03-7	Authorization for City Manager and Fire Chief To Executive Multi-Agency Agreements	23
OB	03-8	Advisory Board Appointments	24

**MINUTES OF A REGULAR MEETING
CITY COMMISSION**

**CITY COMMISSION MEETING ROOM
CITY HALL
FORT LAUDERDALE, FLORIDA**

JANUARY 7, 2003

Meeting was called to order at approximately 6:00 p.m. by Mayor Naugle on the above date.

Roll call showed:

Present: Commissioner Gloria Katz
Commissioner Tim Smith
Commissioner Carlton B. Moore
Commissioner Cindi Hutchinson
Mayor Jim Naugle

Absent: None

Also Present: City Manager, F. T. Johnson
City Attorney, Harry Stewart
City Clerk, Lucy Kisela
Sergeant At Arms, Sergeant Sebregandio

Invocation was offered by Reverend Dr. David Berry, First Presbyterian Church, Fort Lauderdale, 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 Moore to approve the agenda and minutes of the December 17, 2002 meeting. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

Presentations

OB

1. Expressions of Sympathy

The Mayor and City Commissioners presented an Expression of Sympathy to the family of Richard Fasnemeyer and Tom Mahaney.

2. Smoke Detector Test

Commissioner Hutchinson demonstrated the proper way to test a smoke detector.

3. Outstanding City Employees

The City Manager proceeded to recognize the following individuals as Outstanding City Employees:

Chief Bruce Roberts presented Commendations to Detention Officers Marian Phelps and Philip Humphrey of the Police Department who saved an inmate's life and prevented a tragedy from taking place.

Commendations were then presented to Officers John Davis and Joseph Hoover who apprehended an armed sexual predator and removed him from the streets.

A commendation was then presented to Officers Robert Borowski and Matthew Bucella for their life-saving efforts.

Chief Otis Latin presented a Commendation to Lieutenant Jeffrey Price who assisted in an accident and performed life-saving measures on several victims outside of Yeehaw Junction while on vacation.

The City Manager then proceeded to announce that Mr. Bill Crouch had advised the City of his intent to leave after many years as Director of the Executive Airport. In the interim, Clara Bennett would serve as the Acting Director.

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 - Imperial Point Road Race

(M-1)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **North Broward Hospital District** to indemnify, protect, and hold harmless the City from any liability in connection with the **Imperial Point Road Race** to be held **Saturday, March 29, 2003 from 6:00 a.m. to 11:00 a.m.**; and further authorizing the closing of the following route from 7:00 a.m. to 9:30 a.m.: beginning at the east entrance of Imperial Point Medical Center (IPMC), proceeding south on Federal Highway to Imperial Point Drive, west to N.E. 22 Avenue, south to N.E. 54 Street, west to N.E. 19 Avenue, north to N.E. 56 Street, east to N.E. 20 Avenue, north to N.E. 59 Court, east to Imperial Point Drive, continuing east on Imperial Point Drive to N.E. 22 Avenue, north to finish at the west entrance at IMPC.

Recommend: Motion to approve.
Exhibit: Memo No. 03-38 from City Manager

Event Agreement - Super Bowl Live "Second and Long"**(M-2)**

A motion authorizing the proper City officials to execute an Insurance, Indemnification and Hold Harmless Agreement with the **Old Town at Riverwalk Merchants Association** to indemnify, protect, and hold harmless the City from any liability in connection with the **Super Bowl Live "Second and Long"** to be held **Sunday, January 20, 2003 from 12:00 noon to 11:00 p.m.**; and further authorizing the closing of S.W. 2 Street from S.W. 2 Avenue to S.W. 3 Avenue, and from the west side of S.W. 3 Avenue to the west side of Fat Cat's located at 320 S.W. 2 Street, leaving S.W. 3 Avenue open.

Recommend: Motion to approve.
Exhibit: Memo No.03-37 from City Manager.

**Agreement - School Board of Broward County -
Shared Use of Fort Lauderdale High School Swimming Pool****(M-3)**

A motion authorizing the proper City officials to execute a five-year agreement with the School Board of Broward County for the shared use of the Fort Lauderdale High School swimming pool.

Recommend: Motion to approve.
Exhibit: Memo No. 03-2 from City Manager.

**Transfer of Law Enforcement trust Funds (LETF) -
Weapons of Mass Destruction (WMD) Equipment
Grant Cash Match****(M-4)**

A motion authorizing the proper City officials to transfer \$3,038.10 from the LETF to Police Department Account 107 to be used in support of the Hollywood Police Department's Grant for WMD equipment.

Funds: Transfer \$3,038.10 from Account 107 to the Treasury
Department Forfeiture Account (POL080201/3946).
Recommend: Motion to approve.
Exhibit: Memo No. 02-1801 from City Manager.

**Amendment - Miriam M. Oliphant, Supervisor of
Elections of Broward County - Poll Worker Services
for the 2003 Primary and General Municipal Elections****(M-5)**

A motion authorizing the proper City officials to execute an agreement with Miriam M. Oliphant, Supervisor of Elections of Broward County, to provide poll worker services for the 2003 Primary and General Municipal Elections to be held February 11, 2003 and March 11, 2003, respectively. (Also see Item Pur-5 on this Agenda)

Recommend: Motion to approve.
Exhibit: Memo No. 03-69 from City Clerk.

**Task Order - Westin Engineering, Inc. - Project
10547 - Facilities Security Services During
Bid and Construction**

(M-6)

A motion authorizing the proper City officials to execute a Task Order with Westin Engineering, Inc. in the amount of \$124,240 for professional engineering services associated with facility-wide security.

Funds: See Memo

Recommend: Motion to approve
Exhibit: Memo No. 03-23 from City Manager.

**Task Order No. 5 - CH2M Hill, Inc. - Project 10365 -
Program Management Office, Water and Wastewater
Master Plan Capital Improvement Plan (Waterworks 2011)**

(M-7)

A motion authorizing the proper City officials to execute Task Order No. 5 with CH2M Hill, Inc. in the amount of \$303,261 for the second year lease for the Program Management office for Waterworks 2011 located at 200 North Andrews Avenue.

Funds: See Memo.

Recommend: Motion to approve.
Exhibit: Memo No. 03-19 from City Manager.

**Task Order No. 16 - Kimley Horn and Associates, Inc. -
Project 10422 - Executive Airport Runway Pavement
Evaluation and Rehabilitation Study**

(M-8)

A motion authorizing the proper City officials to execute Task Order No. 16 with Kimley Horn and Associates, Inc. in an amount not to exceed \$67,149 for the Executive Airport Runway Pavement Evaluation and Rehabilitation Study (runway rehabilitation alternatives).

Funds: See Memo.

Recommend: Motion to approve.
Exhibit: Memo No. 03-24 from City Manager.

**Contract Award - Engineer Controls
Systems, Corporation - Project 9980 -
Bridge Repairs Phase I**

(M-9)

A motion authorizing the proper City officials to execute an agreement with Engineer Controls Systems, Corporation in the amount of \$1,802,183 for the Bridge Repairs Phase I project.

Funds: See Bid Tab.

Recommend: Motion to approve.

Exhibit: Memo No. 03-21 from City Manager.

**Contract Award - Tenex Enterprises, Inc. -
Project 9849 - storm Drainage Recapitalization,
Idlewyld Neighborhood**

(M-10)

A motion authorizing the proper City officials to execute an agreement with Tenex Enterprises, Inc. in the amount of \$820,562 for storm drainage recapitalization in the Idlewyld neighborhood.

Funds: See Bid Tab.

Recommend: Motion to approve.

Exhibit: Memo No. 03-20 from City Manager.

**Task Order Amendment - Keith and Schnars, P.A.
(Professional General Civil Engineering Consultant
Services) - Project 10377 - Miami Road Sanitary Sewer
Improvements Project (Sewer Area 10)**

(M-11)

A motion authorizing the proper City officials to execute an amendment to the Task Order with Keith and Schnars, P.A. in the amount of \$123,960 for inspection and engineering services in conjunction with the Miami Road (Sewer Area 10) sanitary sewer improvements.

Funds: See Memo.

Recommend: Motion to approve.

Exhibit: Memo No. 03-17 from City Manager.

**Termination of Agreement - Budget Construction, Inc.
project 10419 - 2002 Annual Storm Sewer Contract**

(M-12)

A motion authorizing the proper City officials to execute a Termination Agreement with Budget Construction, Inc. for the 2002 Annual Storm Sewer Contract.

Recommend: Motion to approve.

Exhibit: Memo No. 03-16 from City Manager.

**Transfer of General Fund Contingencies - Funding
for Project 10455 - South Andrews Avenue Master
Plan/Development Guide**

(M-13)

A motion authorizing the proper City officials to transfer \$12,500 from General Fund Contingencies (GFC) to the Public Services Department account to finalize funding for the South Andrews Avenue Master Plan/Development Guide.

Funds: Transfer \$12,500 from GFC to PBS020211/3199 (Professional Services)

Recommend: Motion to approve.

Exhibit: Memo No. 03-51 from City Manager.

**Accept Payment from Fire Chiefs Association of
Broward County - Hazardous Materials Response Operations**

(M-14)

A motion authorizing the proper City officials to accept the payment of \$15,000 from the Fire Chiefs Association of Broward County for hazardous materials response operations; and further authorizing the proper City officials to expend such funds for equipment, supplies, training and other related items.

Funds: Deposit \$15,000 (FIR010301/N457 Outsider Donations) and appropriate as follows: \$5,000 to FIR010501/3946 (Support Services/Tools and Equipment); \$6,000 to FIR010301/4101 (Training and Special Operations, Certification Training) and \$4,000 to FIR010502/6401 (Communications/Communications Equipment).

Recommend: Motion to approve.

Exhibit: Memo No. 02-1864 from City Manager.

PURCHASING AGENDA

Office Copier Replacement Plan**(Pur - 1)**

A one-year agreement for the purchase of aggregates, top dressing and sand is being presented for approval by various departments.

Recommended Award: Various Vendors
 Amount: \$120,660.00 (estimated)
 Bids Solicited/Rec'd: N/A
 Exhibits: Memorandum No. 02-1882 from City Manager.

The Procurement and Materials Management Division recommends awarding from Broward County, Miami-Dade and other competitively bid governmental contracts.

Florida Sheriff's Assoc. - Purchase of One Chevrolet Cavalier**(Pur-2)**

An agreement to purchase one Chevrolet Cavalier is being presented for approval by the Administrative Services, Fleet Services Division.

Recommended Award: Alan Jay Chevrolet
 Sebring, FL
 Amount: \$ 11,658.00
 Bids Solicited/Rec'd: N/A
 Exhibits: Memorandum No. 03-14 from City Manager

The Procurement and Materials Management Division recommends awarding from the Florida Sheriff's Association Contract with the transfer of \$11, 658 from Vehicles (PBS020201-6416) to the Fleet Fund (ADM030501-6416).

RFP 532-8796 - Telephone and Data Wiring Services**(Pur-3)**

A three year contract for the telephone data and wiring services, as needed, citywide is being presented for approval by the Administrative Services, Telecommunications Division.

Recommended Award: ASE, Inc. (MBE)
 Miami, FL
 Amount: \$ 137,684.00 (estimated first year total)
 Bids Solicited/Rec'd: 50/11 with 1 no bid.
 Exhibits: Memorandum No. 03-9 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to award to the first ranked proposer.

RFP 532-8780 - Highway Advisory Radio System

(Pur-4)

An agreement to purchase a highway advisory radio system with options is being presented for approval by the Administrative Services, Telecommunications Division.

Recommended Award: American Signal Company
Atlanta, GA

Amount: \$ 43,364.00 (estimated)

Bids Solicited/Rec'd: 18/2

Exhibits: Memorandum No. 03-15 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to award to the first ranked proposer.

Proprietary - Municipal Elections, Supervisor of Elections

(Pur-5)

An agreement for the 2003 municipal elections, Supervisor of Elections charges (primary and general) is being presented for approval by the City Clerk's Office. (Also see item M-5 on this Agenda)

Recommended Award: Supervisor of Elections Broward County
Fort Lauderdale, FL

Amount: \$ 184,480.00 (estimated)

Bids Solicited/Rec'd: N/A

Exhibits: Memorandum No. 03-6 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to award the proprietary purchase.

Proprietary - Senior Management Institute Training

(Pur-6)

An agreement to purchase senior management institute training is being presented for approval by the Police Department.

Recommended Award: Police Executive Research Forum
Washington, DC

Amount: \$ 26,200.00 (estimated)

Bids Solicited/Rec'd: N/A

Exhibits: Memorandum No. 03-33 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to award the proprietary purchase.

Florida Sheriff's Association - One Chevrolet Suburban

(Pur-7)

An agreement to purchase one Chevrolet Suburban and accessories for recruitment purposes is being presented for approval by the Police Department.

Recommended Award: Garber Chevrolet
Green Cove Springs, FL
Amount: \$ 38,979.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 03-11 from City Manager

The Procurement and Materials Management Division recommends awarding from the Florida Sheriff's Association Contract with the transfer of \$38,979 from Federal Law Enforcement Trust Fund (LETF) 107 as follows: \$28,274 to Fleet Fund (ADM030501-6414); \$2,575 to Vehicles (POL080101-6416); \$5,180 to ServChg-Veh Rental (POL080101-4373); \$2900 to Other Equipment (POL080101-6499).

Proprietary - Adult Trip Program

(Pur-8)

An agreement to purchase an adult trip program is being presented for approval by the Parks & Recreation Department.

Recommended Award: Barbara Mann Performing Arts Theater
Fort Myers, FL
Amount: \$ 11,500.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 03-36 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to award the proprietary purchase.

Proprietary - Software and Hardware Maintenance

(Pur-9)

An agreement to purchase software and hardware annual maintenance is being presented for approval by the Public Services Department.

Recommended Award: Kronos, Inc.
Boston, MA
Amount: \$ 23,886.81
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 02-1753 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to award the proprietary purchase.

Proprietary - Pump Parts**(Pur-10)**

An agreement to purchase pump parts is being presented for approval by the Public Services Department.

Recommended Award: ABS Pumps, Inc.
Sanford, FL
Amount: \$ 30,547.50
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 03-42 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to award the proprietary purchase.

Mayor Naugle announced that M-14 had been deleted from the Agenda.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith that Consent Agenda Item Nos. M-5, M-7, M-9, M-11, M-13, Pur-4, and Pur-8 be deleted from the Consent Agenda and considered separately, and that all remaining Consent agenda items be approved as recommended. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

Agreement - Miriam M. Oliphant, Supervisor of Elections of Broward County - Poll Worker Services for the 2003 Primary and General Municipal Elections**(M-5)**

Commissioner Katz stated that she had pulled this item, and she proceeded to ask how much the election had cost for the year 2000.

The City Clerk stated that in 2000 only two districts were involved in the February Primary, and the General Election in March, 2000 the Presidential Primary took place at the same time. Therefore, the County had paid most of the fees associated with the poll workers, precinct supplies and so on. The City Clerk continued stating that the combined election expenses for the year 2000 were \$73,400.

Commissioner Katz clarified that the amount they were looking at for this year was over \$200,000. The City Clerk stated in looking at the highest expense for two city-wide elections, with the County having none at the same time, all costs would be associated with the City and could total a little under \$400,000.

Mayor Naugle asked what the cost would have been for the City in the year 2000 if the Presidential Primary had not taken place at the same time, including all four districts. The City Clerk stated it was an estimate based on the number of absentee ballots provided and could have totaled about \$180,000.

Commissioner Katz asked if the money was coming from the Contingency Fund. The City Clerk explained that the money that had been budgeted would cover the Supervisor of Elections' expenses and were covered under Pur-5 of tonight's Agenda. She continued to state that if there were two city-wide elections and no County elections, any money in excess of what had been budgeted would come from the Contingency Fund. She reiterated that they would do their best to find whatever monies were available in the existing City Clerk's Office budget, and were sensitive to the matter.

Commissioner Katz stated that she was not saying that this was not necessary, but this was one of the unexpected items that the Contingency Fund was used for. She further stated that it was the City's obligation to make sure that this election came out right, and suggested that they borrow the County's plan and follow it for the City election. She also suggested that possibly the police could be used to

transport some of the equipment as a way of insuring that things were being handled in the safest possible way. Commissioner Katz stated that it was necessary to have the confidence of the communities once again in regard to the City's handling of these elections. She believed they had lost confidence in the County, and it was important they have confidence in the City's officials.

Commissioner Hutchinson asked if the City had anything in writing from the Supervisor of Elections stating her job description and duties, and what the City's duties were for these elections. She further stated that she was concerned about who was going to transport the ballots and assumed it would be the Police Department. She also stated that in regard to absentee ballots, there had been an issue at the County elections and she wanted to know what the status was regarding that issue. Commissioner Hutchinson suggested that besides City employees working the polls, there was the Citizens Volunteer Corps who were more than willing to help the City succeed.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to approve this item. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

**Task Order No. 5 - CH2M Hill, Inc. - Project 10365 -
Program Management Office, Water and Wastewater
Master Plan Capital Improvement Plan (Waterworks 2011)**

(M-7)

Commissioner Katz stated that she had pulled this item and stated that she had various questions and had received answers which she was somewhat satisfied with, but she wanted to suggest that it might be a good idea to pursue a longer term lease so they could be ensured of a good rent and not have to address this issue every year.

Paul Bohlander, Assistant Utilities Services Director, stated that it was their plan to begin negotiations for additional years for the lease, and they would probably bring it back before the Commission in the second quarter of 2003.

Motion made by Commissioner Moore and seconded by Commissioner Katz to approve this item.

Commissioner Smith asked if this was a one-year lease. Mr. Bohlander explained that originally it was a two-year lease, and this item was to approve the second year of that lease. Commissioner Smith asked if they had been able to get an additional commitment that the City could lease this in the future at the same cost. Mr. Bohlander stated there were some other considerations in connection with the location of that office. He explained that one year ago there was a desire to relocate that office to the Sistrunk Corridor, and at some point they would return before the Commission to see if this was still a possibility. Commissioner Smith asked if they could negotiate where the City would have the ability to rent it again in future years at the same cost. Mr. Bohlander stated they would try to do that over the next couple of months.

Commissioner Smith suggested that this item should be deferred so they could negotiate an agreement for future years, and asked if that was a possibility. Mr. Bohlander explained that what the Commission was being asked to approve this evening was not an additional lease, but the second year of the lease which had been approved last year. Commissioner Smith stated that he understood that, but they would have to negotiate for next year, and probably a rate increase would be involved. He asked if this was an option for the second year of the lease. Mr. Bohlander stated it was not, but was the second year of a two-year lease, and they had to lease it for the second year.

Commissioner Hutchinson asked if they were looking to relocate after the second year. Commissioner Katz said she was not sure because they would have to figure out how much it would cost to move. Commissioner Smith stated if they were required to rent this office for the second year of the lease, why

was it before the Commission this evening. Mr. Bohlander explained it was because of the appropriation of the money.

Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

**Contract Award - Engineer Controls
Systems, Corporation - Project 9980 -
Bridge Repairs Phase I**

(M-9)

Commissioner Hutchinson stated that she had pulled this item and proceeded to ask if the schedule in the book of the bridge locations was the schedule they would use for repairs.

Mike Fayazz, Engineering, stated that schedule was not going to be used in connection with the repairs, and the schedule would be prepared after the pre-construction and enable them to know the most efficient way for the contractor to do the work.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith to approve this item. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

**Task Order Amendment - Keith and Schnars, P.A.
(Professional General Civil Engineering Consultant
Services) - Project 10377 - Miami Road Sanitary
Sewer Improvements Project (Sewer Area 10)**

(M-11)

Commissioner Hutchinson stated that she had pulled this item and stated they were storing dirt on S.E. 22nd Avenue, which was causing some problems due to the windy conditions that had existed recently. She asked what could be done to alleviate the problem.

Paul Bohlander, Assistant Utilities Services Director, stated that he would look into the matter.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith to approve the item.

Commissioner Katz stated that it was unclear to her why the City was paying an additional \$123,000, and she proceeded to ask if it was because there had been a lack of resources or because the project had been expedited.

Mr. Bohlander stated they originally had contracted back in July, 2001 with Keith and Schnars to provide part-time inspection services at 40 hours per month for the duration of the contract. Their expectation at that time was that City Inspectors would provide the full time inspections on the project. When this project began, City Inspectors were not available to cover the project, and therefore, Keith and Schnars had been providing those full time services. This Task Order was to continue those services for the duration of the project, and no premium was being paid even though the project had been expedited.

Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

**Transfer of General Fund Contingencies - Funding for
Project 10455 - South Andrews Avenue Master
Plan/Development Guide****(M-13)**

Commissioner Katz stated that she had pulled this item and stated that they were losing their Contingency Fund minute-by-minute, and she was concerned about taking out extra money. She further stated that when the neighborhood saw the master plans coming in too high, they were told to choose another firm for the money they had available. In this case, the firm chosen was charging \$65,000, and it was terrific that the Broward General Medical Center and private funding had added to the original \$15,000 to the BCIP. She continued stating that if \$52,500 was all the grant and the community could come up with, then she felt that should be used for the master plan, and other funds should not be requested to supplement it. She felt this would set a precedence for other communities to come and request additional monies from this fund.

Commissioner Hutchinson stated that they had \$12,500 from private funding and they were going back to Broward General Medical Center for another \$10,000. Originally, they had come to the Commission for monies and about \$10,000 had been approved. She explained that \$10,000 was part of the \$12,500 they were asking for, and if she received another \$10,000 from BGMC, the amount would be reduced to \$2,500.

Motion made by Commissioner Hutchinson and seconded by Commissioner Smith to approve this item.

Commissioner Smith stated he was impressed with the people on South Andrews and all their hard work for the area, and stated he could support the additional \$12,000. Commissioner Hutchinson reiterated that hopefully the amount would be reduced to \$2,500.

Commissioner Moore asked if Commissioner Hutchinson could report back regarding her request to Broward General. Commissioner Hutchinson agreed.

Roll call showed: YEAS: Commissioners Moore, Hutchinson, Smith and Mayor Naugle. NAYS: Commissioner Katz.

RFP 532-8780 - Highway Advisory Radio System**(Pur-4)**

Commissioner Smith stated that he had pulled this item and was not in support of this item because he felt it was not necessary, and it appeared redundant since the 511 service was being provided by the County.

Commissioner Hutchinson stated that when this had been discussed at the Conference level, it was an issue relating to the festivals and road closings and was merely a suggestion. She felt she could not support this item either and did not want to spend the \$44,000 at this time.

The City Manager stated that in addition to being used for the festivals, it could be used to assist in traffic problems. He stated that he had hoped the problems with traffic and bridges causing terrific gridlock would never happen again, but this was an opportunity for the City to have this equipment available for future problems.

Kirk Buffington, Procurement Manager, stated that the prices normally held for about 90 days.

Commissioner Smith stated they were now aware of what was available and if the matter appeared urgent in the future, then they could reconsider.

Motion made by Commissioner Moore to approve this item.

Commissioner Katz stated that she thought this had been provided for in the budget. Mr. Buffington replied that funds were budgeted.

Commissioner Katz seconded the motion.

Mayor Naugle stated that he recalled this matter coming up twice before. One was when they were doing the DDA project at the tunnel and traffic had become backed up, and the other time was involving the beach during the 17th Street Causeway construction. He stated that discussions had been held regarding using this equipment during special events and in regard to parking difficulties in the downtown when lots were full and traffic could be redirected. Mayor Naugle stated that he felt this would be a very progressive move for the City.

Commissioner Moore stated that this would be something which could bring the City into the 21st Century, and having a method to communicate with the users of transportation could be a great help. He realized that the cost was a concern, but reminded everyone that this had been a part of the budget that had been proposed for the purchase of such equipment. He asked the Commission to consider the fact that a number of road projects were scheduled for construction, and felt this product could be beneficial in keeping the public informed.

Commissioner Smith stated that he did not feel this was practical and that AM radios were not part of the 21st Century. He felt a better idea would be to transfer this money to the Contingency Fund for things that were more beneficial to the citizens. Commissioner Smith reiterated that he was not going to support this item and felt it was not a good expense.

Roll call showed: YEAS: Commissioners Moore, Katz, and Mayor Naugle. NAYS: Commissioners Hutchinson and Smith.

Proprietary - Adult Trip Program

(Pur-8)

Commissioner Smith stated that he had pulled this item because the memo was not very clear. He asked if they were purchasing tickets for \$11,000, and then reselling them for \$14,000.

Mr. Buffington explained that the cost was roughly based on the number of participants that were pre-registered and what the Parks and Recreation Department sold.

Steve Person, Recreation Superintendent, stated they would sell the tickets ahead of time at about \$160 each and if they had the 92 participants, they would make money on the program.

Motion made by Commissioner Smith and seconded by Commissioner Hutchinson to approve this item. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

MOTIONS

Those matters included under the Motions category differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion item if so desired.

Settlement of Auto Liability File**(M-15)****No. VA GL 98-171 (Michael Nicholson)**

A motion authorizing a settlement of Auto Liability File No. VA GL 98-171 (Michael Nicholson).

Recommend: Introduce motion.

Exhibit: Memo No. 03-48 from City Manager

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to approve the settlement as recommended. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

**Certificate of Public Convenience and Necessity -
John-John Airport Shuttle, Inc.****(PH-1)**

A public hearing to consider a resolution approving the application of John-John Airport Shuttle, Inc. to operate five rental vehicles with chauffeurs over irregular routes within the City, pursuant to Sections 27-191 and 27-192 of the Code of Ordinances. Notice of public hearing was published December 5 and 12, 2002. On December 17, 2002, the City Commission deferred consideration of this item to January 7, 2003 by a vote of 5-0.

Emmanuel Muscaetin, applicant, stated that he had been in business for about five years and when they applied to the County for their permit, they were not informed that a permit was necessary from the City of Fort Lauderdale. He further stated that his driver had been cited and he went to the City and applied for the necessary permit.

Commissioner Moore asked the applicant if he was the owner of the business. Mr. Muscaetin confirmed. Commissioner Moore asked if the drivers had been cited since he had applied for the permits. Mr. Muscaetin stated they had pre-arranged contracts with people from all over the country, and his vehicles had to park and wait for the clients. Commissioner Moore stated that he had been informed that this particular operator had been cited several times after receiving information as to applying for a license from the City.

Lori Milano, Director Community Inspections, stated that the information Commissioner Moore had received was correct. She further stated that this operator had been cited three times in October, and again twice in December.

Commissioner Moore asked Mr. Muscaetin if he had contracts with the cruise lines. Mr. Muscaetin stated that sometimes he had a contract with the cruise lines.

Commissioner Smith asked if a Code Enforcement Officer had cited the operators of this company. Ms. Milano replied they had an Occupational License Inspector cite the individuals. Commissioner Smith asked how was it that these inspectors happened to be in the area at the same time as these vehicles. Ms. Milano stated that due to the growing concern from the community and the taxi cab operators, they swept the City with these Inspectors and Code Officers. Commissioner Smith asked if the inspectors were there waiting on these vehicles to arrive. Ms. Milano denied that statement and stated they had been using additional resources in the areas due to a growing concern by the community. She also stated that

there was some regulated activity in regard to this type of business.

Commissioner Smith further stated that he felt this was all about competition, and he felt these operators provided a service which the City did not have available. He continued stating that he supported this type of business and would vote in support of this item.

Commissioner Moore stated that he was a champion for the small business person and minority businesses, and that was why he sent the inspectors out to site these types of vehicles. He stated they were finding a non-competitive edge due to the fact that these vans had a particular scope which they were to operate under, and had chosen to expand upon.

Commissioner Moore stated that the taxi cab operators had the hotels for their business, and it appeared that the bell captains at the hotels had been utilizing the vans, thereby taking business away from the cab drivers. He felt either they needed to change the Ordinance or played within its rules. Commissioner Moore reiterated that the Ordinance stated it was "a license of necessity," and that wording concerned him.

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

Commissioner Smith stated that a necessity had been established due to the fact that people were looking for these types of vehicles at the Airport and could not find one. The individuals, therefore, took a cab home, and drove their car back for the remaining members of their family and their luggage. He felt that competition was "king" in America and these small businesses should be permitted to operate. Needs should be discovered by these operators, have them battle it out, and let them be as cost effective as possible. He felt the larger problem in the taxi business was the rates they paid for the rental of their vehicles making them work long hours to make a living. He felt they should possibly discuss the entire industry and how they could make it more fair to everyone involved.

Mayor Naugle asked if the applicant met all the requirements of the Ordinance and was the City in favor of this operator.

Ms. Milano replied that the applicant did meet all the requirements of the Ordinance and staff recommended approval.

Commissioner Moore asked the applicant if he could go to the County Airport if he received his license and pick up paying passengers. The applicant replied they never did that, and Commissioner Moore stated they never would with such a license. Commissioner Moore clarified that this applicant had a license for contract and would have to go to the County to obtain a license in order to operate as a taxi or van for carrying passengers to and from the Airport. At the present time he did not have such a license. He presently had a license which allowed him to contract for a particular person calling him directly to transport them to a certain location.

Commissioner Hutchinson introduced the following resolution:

RESOLUTION NO. 03-1

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO JOHN-JOHN AIRPORT SHUTTLE, INC. TO OPERATE RENTAL VEHICLES WITH CHAUFFEURS PURSUANT TO SECTIONS 27-191 AND 27-192 OF THE CODE OF ORDINANCES.

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

Certificate of Public Convenience and Necessity
COL-USA Transports, Inc.

(PH-2)

A public hearing to consider a resolution approving the application of COL-USA Transports, Inc. to operate one rental vehicle with a chauffeur over irregular routes within the City, pursuant to Sections 27-191 and 27-192 of the Code of Ordinances. Notice of public hearing was published December 5 and 12, 2002. On December 17, 2002, the City Commission deferred consideration of this item to January 7, 2003 by a vote of 5-0.

Francisco Navas, COL-USA Transports, Inc., stated there was a question regarding their fares. He explained they were working with a tour company and their charge would be \$25 per hour. He also stated they were working with the hotels in attempting to arrange package tours for groups, and never received any citations within the City. They presently were waiting on their permits to begin operating.

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

Commissioner Smith introduced the following resolution:

RESOLUTION NO. 03-2

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO COL-USA TRANSPORTS, INC., TO OPERATE RENTAL VEHICLES WITH CHAUFFEURS PURSUANT TO SECTIONS 27-191 AND 27-192 OF THE CODE OF ORDINANCES.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

ORDINANCES

Amend Section 47-24.2.A.5.b “Administrative Approval of Amendments to Site Plan Level III or IV” and Section 47-26.A.2 “City Commission Request for Review” - Unified Land Development Regulations (ULDR) - City of Fort Lauderdale (PZ Case NO. 8-T-02)

(O-1)

At the October 16, 2002 Planning and Zoning Board regular meeting, it was recommended by a vote of 9-0 that the following application be approved. Ordinance No. C-02-45 was published December 7, 2002, and passed on first reading December 17, 2002 by a vote of 5-0.

Applicant: City of Fort Lauderdale/Construction Services Bureau
Request: Amend Section 47-24.1.A.5.b “Administrative Approval of Amendments to Site Plan level III or IV” and Section 47-26.A.2 “City Commission Request for Review.”

Commissioner Katz stated that she had two suggestions and they were as follows. She stated that in the second to the last paragraph it stated: “...requiring oblique drawings for significant buildings...,” but no criteria was listed defining significant.

Don Morris, Planning and Zoning, stated that their suggestion was five stories or 55' of total height including elements on the roof. He further explained that initially they had considered area as part of the requirement, but they were trying to determine the best way to address all issues.

Commissioner Katz stated that in regard to Homeowners Associations it stated: “...notification will be provided during the Commission call-up period...” which was 15 days, and she was not sure if that was enough time for the associations to become aware of what was happening and to react. She suggested that notification be done during the original submission giving them more time to react and follow the process.

Mr. Morris stated that by the nature of those types of approvals, they normally received them the week before or the Friday before the Monday they were reviewed, and there was not enough time to do that. The purpose of this was to provide an expedited review process, and if there was a deadline whereby a meeting would be set, that would create an additional time frame for the approvals.

Commissioner Katz suggested that this be deferred until staff could return with a new idea.

Cecelia Hollar, Director of Construction Services, stated that she was looking for a policy decision, and asked if they wanted them to be extended for a certain period of time in order to get that input, and if so, she recommended 30 days.

Commissioner Smith suggested a policy that required the neighborhood associations to be notified and reached before the clock began ticking on the Commissioner's 15 days. Ms. Hollar stated that could be done and notices could be sent out. Commissioner Moore suggested they send the notices by Registered Mail. Ms. Hollar added that e-mail could also be used. She also stated that Registered Mail was not a good idea due to the fact that if someone was not home or did not pick it up, time would lapse. She suggested that the notice be posted in the office, on the web, and regular mail. Commissioner Smith suggested that a notice be sent to the Presidents of the associations also.

Commissioner Moore reiterated that this was to expedite the process. He stated that he agreed if it appeared to be problematic that the time period could be extended to 30 days or 20 days.

Commissioner Katz stated that expediting the process was not the only reason they were doing this, and that they wanted to get a better handle on what was coming through and what was being reviewed. She reiterated that things should not be expedited at the expense of the neighborhoods who wanted to decide if something was good for their community. She stated that she was willing to support this if in 3 months or so staff came back and gave an update as to whether the process was working or not. Ms. Hollar agreed and stated if complaints were received they would return to the Commission sooner.

Commissioner Smith stated that some of his constituents concerns were that the height and FAR could be increased through this review.

Motion made by Commissioner Smith to approve this item with the understanding that notification would be sent out prior to the clock beginning for the Commissioner, and that notice be sent to the condominiums within 300' of the project.

Mayor Naugle clarified that the Ordinance was to be amended to include notification of the neighborhood and condominiums within 300' of the project.

Commissioner Moore stated he was not comfortable with this and wanted further definition of the word "notify." Commissioner Smith stated this was to be left up to the Director to decide.

Ms. Hollar reiterated that several options were available and presently the applicant provided notification in writing to property owners within 300', and they could make this a requirement. Commissioner Moore agreed with that recommendation. Ms. Hollar emphasized this could be a condition of the application. She further clarified that regarding condominiums, notification was sent to the President of the Association who posted the notice.

Commissioner Moore introduced the following ordinance on second reading, as amended:

ORDINANCE NO. C-02-45

AN ORDINANCE AMENDING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, TO AMEND SECTION 47-24.2.A.5 TO REVISE THE AUTHORITY AND PROCESS FOR DEPARTMENT APPROVAL OF A SITE PLAN AMENDMENT; TO REQUIRE CITY COMMISSION REQUEST FOR REVIEW WITHIN AN EXPEDITED TIME PERIOD FOR SITE PLAN AMENDMENTS APPROVED BY THE DEPARTMENT AND TO PROVIDE AN EXTENDED TIME PERIOD FOR CITY COMMISSION REQUEST FOR REVIEW IN THE EVENT NO CITY COMMISSION MEETING IS HELD WITHIN THE REQUIRED TIME.

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

Amend Chapter 2, "Administration" - Creation of New Department - Office of Professional Standards

(O-2)

An ordinance amending Article IV of Chapter 2 entitled, "Administration" of the City Code of Ordinances by creating a new department entitled, "Office of Professional Standards," establishing the duties and responsibilities of the department and the department director, and transferring Article VI of Chapter 2 entitled, "Economic Development Department" to Division 3 of Article IV. Notice of proposed ordinance was published December 28, 2002.

Commissioner Moore introduced the following ordinance on first reading:

ORDINANCE NO. C-03-1

AN ORDINANCE AMENDING ARTICLE IV OF CHAPTER 2, "ADMINISTRATION," OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY CREATING A NEW DEPARTMENT ENTITLED "OFFICE OF PROFESSIONAL STANDARDS;" ESTABLISHING THE DUTIES AND RESPONSIBILITIES OF THE DEPARTMENT AND THE DEPARTMENT DIRECTOR; AND TRANSFERRING ARTICLE VI OF CHAPTER 2, "ECONOMIC DEVELOPMENT DEPARTMENT" TO DIVISION 3 OF ARTICLE IV AND AMENDING THE NAME OF THE DEPARTMENT.

Which ordinance was read by title only.

Commissioner Moore stated that he wanted to add some things to this document. He continued stating that the Urban League, NAACP, and the Pan African National Organization also met with the Commission and reviewed the Professional Standards Manual and made recommendations. He also wanted to add that they had met with the Department of Justice and this should be part of the Ordinance.

Commissioner Katz asked who was responsible for the newspaper articles that appeared and were erroneous.

The City Manager stated that if something was factual incorrect, he felt they had a responsibility as an Administration, and primarily through the Public Information Office, to offer correct information.

Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

RESOLUTIONS

Executive Airport - Southern Facilities Development, Inc. Amendment to Lease Agreements for Parcels B, C and D and Option Agreement Parcel D

(R-1)

A resolution authorizing the proper City officials to amend the Southern Facilities Development, Inc. Lease Agreements for Parcels B, C and D, and Option Agreement D to provide for an amendment to rent abatement provision, establish a provision for the repayment of abated rent and extend the time for the completion of construction subject to certain conditions.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 03-3

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO AMENDMENTS TO LEASE AGREEMENTS WITH SOUTHERN FACILITIES DEVELOPMENT, LLC, PERTAINING TO PARCELS B, C, AND OPTION AGREEMENT PARCEL D AT FORT LAUDERDALE EXECUTIVE AIRPORT, TO PROVIDE FOR AN AMENDMENT TO THE RENT ABATEMENT PROVISION; TO ESTABLISH A PROVISION FOR THE REPAYMENT OF ABATED RENT; AND TO EXTEND THE TIME FOR THE COMPLETION OF CONSTRUCTION, SUBJECT TO CERTAIN CONDITIONS.

Which resolution was read by title only.

Commissioner Moore left the meeting at approximately 7:16 p.m. and returned at 7:17 p.m.

Commissioner Katz suggested that it might be appropriate for the Mayor to speak to the County and find out why this was being held up and if they felt it was an environmental issue, then possibly this should be included on the list of environmental parcels for the County to purchase.

Mayor Naugle stated that he would speak to the County Mayor, but he felt the City Manager should speak to the County. The City Manager stated he would pursue this with the County Administrator.

Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

**Amendment to Resolution No. 02-140 - Grant
Application - Broward County Boating Improvement
Program (BBIP) - Marshall's Point Boating Improvements**

(R-2)

A resolution amending Resolution No. 02-140 to authorize the Broward County BBIP grant applied for by the City be increased to \$300,000 for the funding of the Marshall's Point seawall project; and further authorizing the property City officials to execute any and all documents necessary to receive such grant funding.

Commissioner Smith introduced the following resolution:

RESOLUTION NO. 03-4

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING AN AMENDMENT TO THE APPLICATION TO BROWARD COUNTY FOR A BROWARD BOATING IMPROVEMENT PROGRAM GRANT FOR FUNDING SEAWALL AND DOCKING IMPROVEMENTS AT MARSHALL'S POINT; AND FURTHER AUTHORIZING THE PROPER CITY OFFICIALS TO AMEND AND EXECUTE ALL DOCUMENTS NECESSARY TO RECEIVE SUCH GRANT FUNDING.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

Code Advisory Committee

(R-3)

A resolution formally establishing the Code Advisory Committee in the City of Fort Lauderdale.

Commissioner Smith introduced the following resolution:

RESOLUTION NO. 03-5

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ESTABLISHING THE CODE ADVISORY COMMITTEE; PROVIDING THE PURPOSE AND DUTIES OF THE COMMITTEE; PROVIDING FOR THE NUMBER OF COMMITTEE MEMBERS; PROVIDING CRITERIA FOR COMMITTEE MEMBERSHIP AND PROVIDING FOR LENGTH OF TERM OF THE COMMITTEE.

Which resolution was read by title only.

Commissioner Hutchinson asked when the first meeting was going to be held.

Lori Milano, Director of Community Inspections, stated they were waiting for final approval and she was hoping that within one week they could establish a date for the meeting. She felt they would probably wait about 30 days in order to give everyone sufficient notice.

Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

Utility Advisory Committee

(R-4)

A resolution formally establishing the Utility Advisory Committee in the City of Fort Lauderdale.

Commissioner Smith introduced the matter for discussion.

Mayor Naugle stated this was for the appointment and establishment of the Board. He realized that some recommendations were attached that could be the frame work for possible ordinance or policy amendments to be proposed at a future date.

Greg Kisela, Assistant City Manager, stated that the Commission had before them the current Citizens Advisory Committee as potential reappointments to the permanent one-year Utility Advisory Committee being presented in the resolution, and its potential frame work. He requested that this matter be deferred until the next meeting due to having received a number of comments from the industry, including FPL, BellSouth, Comcast, and others so they could have the opportunity to work out some of the issues. He explained that it would not slow up the efforts of the Citizens Advisory Committee which was continuing to work on the FPL matters, and that they were scheduled for next Tuesday and January 28, 2003.

Motion made by Commissioner Smith and seconded by Commissioner Moore to defer this matter until January 22, 2003 at 6:00 p.m.

Commissioner Moore stated that he wanted the deferment to state that the industry, and the individuals of

this particular committee who had worked as an Advisory Committee, and staff would meet and discuss how this process would function.

Mr. Kisela stated this matter would be on the agenda for the meeting of January 14, 2003.

Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

Urban Design Core Steering Committee

(R-5)

A resolution formally establishing the Urban Design Core Steering Committee in the City of Fort Lauderdale.

Commissioner Smith introduced the following resolution:

RESOLUTION NO. 03-6

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ESTABLISHING THE URBAN DESIGN CORE STEERING COMMITTEE; PROVIDING THE PURPOSE AND DUTIES OF THE COMMITTEE; PROVIDING FOR THE NUMBER OF COMMITTEE MEMBERS; PROVIDING CRITERIA FOR COMMITTEE MEMBERSHIP AND PROVIDING FOR LENGTH OF TERM OF THE COMMITTEE.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

Authorization for City Manager and Fire Chief to Execute Multi-Agency Agreements

(R-6)

A resolution authorizing the City Manager and Chief of the Fire-Rescue Department (Fire Chief) to execute certain multi-agency law enforcement agreements.

Commissioner Smith introduced the following resolution:

RESOLUTION NO. 03-7

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER AND THE CHIEF OF THE FIRE-RESCUE DEPARTMENT, TOGETHER, TO EXECUTE CERTAIN AGREEMENTS WITH OTHER GOVERNMENT AGENCIES, PROVIDED SUCH AGREEMENTS DO NOT REQUIRE THE EXPENDITURE OF ADDITIONAL PUBLIC FUNDS, DO NOT EXPOSE THE CITY TO POTENTIAL LIABILITY OF OTHER AGENCIES, AND ARE FOR PUBLIC SAFETY PURPOSES.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

Advisory Board Appointments

(OB)

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

Citizen Review Board	Ted Fling
Community Appearance Board	Steve Hillberg Marni Canavan John Barranco Deirdre Hardy Miranda Lopez George Henderson Dan Remy Sally L. Ketcham Chuck Radkowski Shirley Chatham Chuck Burchett Ron Trebbi Ayisha Gordon Barbara Ericksen
Community Services Board	Ben Guenther
Insurance Advisory Board	Scott DiSalvo Randall Swenson Ted Hess Steve Botkin Mark Schwartz Joseph Cobo
Northwest-Progresso-Flagler Heights Redevelopment Advisory Board	Jay Flinn Albert Fils
Unsafe Structures and Housing Appeals Board	George "Trey" A. Morgan III
Urban Design Core Steering Committee	Chris Wren Doug Eagon Alan C. Hooper

Commissioner Smith introduced a written resolution entitled:

RESOLUTION NO. 03-8

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 Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

Commissioner Moore asked for a reconsideration of Item O-1. He further stated that he needed some further clarification.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to reconsider Item O-1. Roll call showed: YEAS: Commissioners Moore, Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

Commissioner Moore stated that his concern earlier was that if they were doing what had been recommended, they would be giving individuals notice.

Cecelia Hollar, Director of Construction Services, stated that it was her understanding that the Commission had adopted a requirement having an applicant who came in to change a building from what was previously approved and subject to a call-up, now be required to provide notice within 300'. She explained this was more notice than they normally gave.

Mayor Naugle stated that he thought the intent of the Commissioner was that condominiums and neighborhoods within 300' should be noticed, and not all property owners within 300'.

The City Attorney stated that the motion was to reconsider, and therefore, it would have to be moved again.

Motion made by Commissioner Moore and seconded by Commissioner Smith to approve that Presidents of Condominium and Neighborhood Associations within 300' of the changed project would receive notice.

Commissioner Moore introduced the ordinance, as amended:

ORDINANCE NO. C-02-45

AN ORDINANCE AMENDING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, TO AMEND SECTION 47-24.2.A.5 TO REVISE THE AUTHORITY AND PROCESS FOR DEPARTMENT APPROVAL OF A SITE PLAN AMENDMENT; TO REQUIRE CITY COMMISSION REQUEST FOR REVIEW WITHIN AN EXPEDITED TIME PERIOD FOR SITE PLAN AMENDMENTS APPROVED BY THE DEPARTMENT AND TO PROVIDE AN EXTENDED TIME PERIOD FOR CITY COMMISSION REQUEST FOR REVIEW IN THE EVENT NO CITY COMMISSION MEETING IS HELD WITHIN THE REQUIRED TIME.

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

There being no further business to come before the Commission, the meeting was adjourned at approximately 7:28 p.m.

Jim Naugle
Mayor

ATTEST:

Lucy Kisela
City Clerk