

COMMISSION CONFERENCE**OCTOBER 7, 2003**

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COMMISSION CONFERENCE

1:30 P.M.

OCTOBER 7, 2003

Present: Mayor Naugle
Commissioners Hutchinson, Teel, Moore and Trantalis

Also Present: City Manager
City Attorney
City Clerk
Sergeant At Arms – Sergeant E. Schendler &
Sergeant H. Jacques

I-A – Mandatory Closure Schedule for Bridges on the New River

Jamie Hart, Supervisor of Marine Facilities, stated that this item had been discussed previously in June by the City Commission, who had then referred this matter to the Marine Advisory Board for discussion. He stated the Marine Advisory Board's recommendation, after receiving input from the Coast Guard, of mandatory closures during rush-hour traffic was to extend the morning closures of the bridges. He explained that the only bridges presently regulated were the Davie Bridge and the SE Third Avenue Avenue Bridge which were closed from 7:30 a.m. to 8:30 a.m. The Board preferred those bridges to be closed from 7:30 a.m. to 9:00 a.m. He further stated that the Board had not recommended any changes to the afternoon closures which were presently from 4:30 p.m. to 5:30 p.m.

Mr. Hart added that there was no regulation on the SW 7th Avenue Bridge or the Andrews Avenue Bridge. He explained that could have been an old Coast Guard theory that if those two bridges were at the end, then geographically they did not have to regulate the bridges in-between. He stated that the Marine Advisory Board felt that regulations should be imposed on Marshall Bridge and 7th Avenue Bridge in the mornings from 7:30 a.m. to 9:00 a.m. He added that staff felt there should also be a regulation in the afternoon such as 4:30 p.m. to 5:30 p.m. unless the Commission felt those hours should also be extended.

Mr. Hart stated that in Miami the bridges close from 4:30 p.m. to 6:00 p.m. and the morning closures were 7:00 a.m. to 9:00 a.m.

Mayor Naugle clarified that the Marine Advisory Board had requested that a study be conducted regarding the closures. Mr. Hart stated they would do nothing further without a study being done, and then would make further recommendations.

Commissioner Trantalis asked that the 3rd Avenue Bridge closure be extended until 9:15 a.m. due to individuals attempting to get to the Courthouse for morning sessions.

Mr. Hart reiterated that generally the Coast Guard would not do anything without a study being conducted. He added that the Marine Advisory Board felt that 9:00 a.m. would not be unreasonable.

Mr. Hart stated there was a second part to the Marine Advisory Board's recommendation which was to have the County investigate the sequencing of the traffic lights on Davie Boulevard because it was felt that was the bulk of the problem. He explained that when

work was done on the bridges and the roads, the lights were never reset, and therefore, were always out of sequence.

Commissioner Teel asked if the study would be free since it was to be conducted by the Coast Guard. Mr. Hart stated there would be no cost to the City and explained that they would check their logs for a certain period of time.

Mayor Naugle stated that he preferred to have the bridges closed until 9:00 a.m. Commissioner Teel agreed and stated that she felt 9:15 a.m. would be awkward.

Mayor Naugle added that it was not a "political knee-jerk reaction" as described by Chuck Adams at the Board meeting, when the rates were raised for the yachts at 11%.

Action: Approved recommendation for morning bridge closures from 7:30 a.m. to 9:00 a.m.; and afternoon bridge closures from 4:30 p.m. to 5:30 p.m. Resolution to be presented to the Commission in November.

I-B – Acting City Manager

Mayor Naugle announced that there would be a formal resolution scheduled for the Commission Regular Meeting this evening at 6:00 p.m.

Mayor Naugle continued stating that the Commission had a list of individuals who had submitted resumes for the position. He stated that his preference for the position would be the Chief of Police because he felt it should be someone used to managing a large group of people, and he had been with the City for over 30 years. He added that the Chief had realized his department had been over budget which was a small amount on a percentage basis, and had offered to accept a reprimand for the problem. He felt it was important that the Chief had realized that a mistake had been made. He added that in the past there had been a time when the City Manager would not have been comfortable promoting someone to Chief from in-house, but at this time he felt there were individuals capable of being chosen as Acting Chief.

Commissioner Moore asked what procedure was going to be followed regarding this position.

Mayor Naugle stated that each Commissioner could give their input and recommend names they felt were eligible for such a position. Commissioner Hutchinson added that any person chosen would have to go through a background check. Mayor Naugle agreed and stated that such a check should be done whether the person was from in-house or outside.

Commissioner Teel stated that the candidate she felt was very strong and capable of handling the position was Alan Silva.

Commissioner Moore left the meeting at approximately 1:46 p.m. and returned at 1:47 p.m.

Commissioner Teel explained that she had worked with him during the last 5 months in which she was learning about the budget. She stated that he had an extensive resume and stated that he had served twice in Fall River, Massachusetts as the first City

Administrator. She explained that city had a population of about 92,000 people and had a strong Mayor, but also had a City Administrator. She stated that he had taken the city through a rigorous set of procedures to get it to be a functioning entity before returning to work for the Federal Government. She added that he had a tremendous amount of financial experience. After retiring from the Federal Government, he had moved to Fort Lauderdale. In the year 2000, Fall River had asked him to return because they were experiencing some growing pains and were making changes. He volunteered his services there for close to one year and only received traveling expenses. He was very successful in that endeavor, and she added that she had done an unprofessional search through the Internet and had obtained an extensive number of articles regarding his work.

Commissioner Teel stated that calls had been made to Edward Lambert, Mayor of Fall River, Massachusetts, and he stated that Mr. Silva was very competent and an incredibly gifted individual. Mayor Lambert added that Mr. Silva enjoyed public service and public administration, and he could not recommend Mr. Silva highly enough, and added that he had tried unsuccessfully to get Mr. Silva to stay in Fall River.

Commissioner Teel stated that she had also spoken with Patricia Casey, City Council in Fall River, Massachusetts, who stated that Mr. Silva was an asset to their city, was well informed, and respectful to everyone. She added that he had an open-door policy, and if he did not have answers to questions he would obtain them expeditiously. Ms. Casey also reiterated that she would like Mr. Silva to return to Fall River.

Commissioner Teel stated that Mr. Silva was presently Treasurer of Imperial Point Homeowners Association, and the Board spoke very highly of him. He was also a member of the Insurance Advisory Board and was interested in the welfare of this City. She added that she was pleased that he was willing to take on this position without any compensation, and he had stated that he did not feel he would even need the expense allotment of \$1,000 per month, but if he did encounter expenses on behalf of the City, he would submit a report to the City Commission and they could decide if it was appropriate to pay the amount or not. She felt the City would be fortunate to have someone of his standing and education. She reiterated that she was very supportive of Mr. Silva and felt he would be able to help out the City at this time. She added that he had no interest in serving permanently in such a position.

Commissioner Teel continued stating that she had the highest respect for the Chief of Police and appreciated his offer at this time, but felt they needed the best at the top in each department for the next 6 months because it would provide continuity to the employees.

Commissioner Trantalis stated he wanted to express the criteria he had used to identify potential candidates for this position. He felt that there were a number of challenges to overcome in selecting an individual for this position. He stated that his first choice was to have someone already working as a City employee to fill this position who was in touch with many of the departments and fully aware of all the ongoing projects, challenges, and operations of the City. He added that the Acting City Manager was going to be a "caretaker" for the next 6 months, and felt someone from the inside would be more aware. He stated he was not precluding someone from the outside, but was just stating his first choice.

Commissioner Trantalis further stated that the Chief of Police had his work cut out for him and had enormous challenges regarding the overtime in his department. He stated he was not faulting him for that problem, but felt he was the best person to overcome the situation and shore up the enforcement division of the City. He felt they should not overlook the fact that they would be diminishing the police force by serious numbers, and felt it would be inappropriate to have an Acting Police Chief attempt to overcome some of the challenges that the diminished force with budgetary problems were going to face. He stated further that he respected Chief Roberts, but he was not his first choice for an individual from within.

Commissioner Trantalis continued stating that he felt the main criteria was to hire someone from within, and recommended Greg Kisela for the position. He stated that he had heard Mr. Bentley was not interested in continuing to work in this position. He reiterated that either individual would be capable of handling the job.

Commissioner Trantalis also recommended that Bruce Larkin would be another possible candidate for the job, and it was his understanding that Mr. Larkin was to retire within 18 months, and therefore, would not be interested in serving beyond the 6 month time frame. He felt the City could not afford the learning curve, time, energy, and resources to have someone from the outside step in. In terms of efficiency and getting the most out of the available resources the City had at their disposal, he felt someone from in-house should be chosen for the position.

Commissioner Trantalis stated that Alan Silva was a great individual and could even be considered for the job permanently, but felt if chosen would still have to go through the "learning process."

Commissioner Moore stated he was proud of the way this discussion was headed and was glad how things were being done. He continued stating that he also believed that the Interim Manager should be someone from the inside because the City was going down a critical path and the taxpayers were closely watching the City as a governmental entity at this time. He added that he was concerned about the Moody rating and felt the City's bonding capabilities were being watched very carefully, and that it depended on how the City's interim operations would be handled. He also stated that he was concerned about the bargaining units and the number of issues that would have to be addressed. He continued stating that the Interim Manager should not have any ambitions of being the permanent City Manager.

Commissioner Moore stated he could not support Chief Roberts in the interim position because of the negotiations that would be going on with the bargaining units. He felt the position was cumbersome and it would be stressful to place him in such a position. Commissioner Moore stated he was glad that Chief Roberts had volunteered and appreciated it.

Commissioner Moore further stated that he personally did not know Mr. Silva but had read some of his comments in his capacity on the Insurance Advisory Board, and had also read the information forwarded to the Commission and found some of his thoughts to be in line with his own. He stated he was concerned that he would be coming from the outside and attempting to deal with personalities, the bargaining units, and the budget. He reiterated that he preferred having someone from in-house doing the negotiating who would not be walking away after 6 months. He stated that Mr. Silva's

resume was quite impressive and some of his recommendations to be interesting. He added that he would like to see Mr. Silva offer himself as a permanent candidate for the position.

Commissioner Moore continued stating that there were a number of in-house individuals that he felt would be capable in such a position. He stated that some of the Commissioners might be concerned that the in-house individuals were part of the same team that was present at the request of the removal of the City Manager, and he felt those thoughts should be brushed aside. He stated that he wanted to offer the name of Greg Kisela for the position because he felt he had the experience and understanding of what the City had gone through during the last 2 years. He felt continuity was very important at this time for the City, along with the quality of the selected Manager and the process used to find such a person. He felt it was also important that the individual be familiar with what had occurred in the past with the bargaining units.

Mayor Naugle stated that Commissioner Moore had convinced him that the aspect of collective bargaining was very difficult, and in reading all the resumes, it appeared that Alan Silva had the strongest background.

Commissioner Hutchinson stated that she agreed with Commissioner Moore regarding Chief Roberts and felt it was critical for him to negotiate with the unions. She felt it would also be hard for him to return to the position of Police Chief. She felt he did a great job, but was needed where he was at during this time. In reading the resumes, she felt there were a few which appealed to her, and unfortunately one of them withdrew their name. She stated she was comfortable with an outside candidate. She stated one candidate which had appealed to her was Mr. Kelly from North Palm Beach, and the other candidate had been Alan Silva. She stated that she had checked some of Mr. Silva's references, and had been amazed as to how long the individuals would speak about Mr. Silva and what great comments had been made regarding his capabilities. She felt he had a tremendous background regarding budgets, and she felt that was a big issue at this time in the City, especially regarding the bond and Moody ratings. She stated that her 2 choices had been Mr. Kelly, who had withdrawn his name, and Alan Silva.

Mayor Naugle asked if a starting date of next Tuesday would be appropriate for the individual chosen. Commissioner Hutchinson stated that possibly they needed to check with the Personnel Department as to what kind of time frame was needed.

Commissioner Moore asked for Alan Silva to address the Commission.

Alan Silva stated he had submitted his resume and it would depend on when the Commission would want him to begin working.

Commissioner Moore asked why he was offering himself for this position.

Mr. Silva stated that public service had always been his train of thought. He stated he had grown up in Massachusetts and had become politically aware in 1960 during the Kennedy campaign and had been very much taken with Mr. Kennedy and the idea of public service. In his youth he had decided he wanted to serve in the Peace Corps, and since then had always worked with the government. He felt it was a great calling.

Commissioner Moore stated if he was to join the "bandwagon" and have Mr. Silva unanimously chosen for this position, he wanted to make one request of him and the Commission, which was that during the interim period he did not want any dismissal of employees.

Mayor Naugle stated that might not be a legal request. Commissioner Moore stated that unless someone was performing an illegal or immoral act, he did not want there to be personality clashes or anything that would give the present employees a feeling of having an outsider come in and rid the City of employees that some people did not want in the City's employ. He urged the Commission to make such a suggestion.

Mayor Naugle stated that legally that might not be able to be accomplished. He stated if someone did something for cause a dismissal would be in order. He added that this Commission might want to address certain positions during the next 6 months in an attempt to get spending under control, but the matter would again have to be brought before the City Commission for discussion and recommendation.

Commissioner Moore stated the budget was important, but if this individual was only being chosen for an interim position, then the permanent Manager should be the person who would take such action in balancing the budget. He further stated that the incoming Manager should be the person to pick his or her team.

Commissioner Hutchinson stated that she hoped whoever got hired would go to the departments which had been over budget and work together and address the problem. She stated that she did not want someone coming in and cutting everyone off at the knees.

Commissioner Moore stated that he was asking such questions because often times when individuals left these meetings, they were confused about the issues raised.

The City Attorney reminded the Commission that they were going through a process to appoint an Acting City Manager which was provided for in the City's Charter. He explained that the Charter provided that once the Acting City Manager was appointed, they would have all the duties and powers of the City Manager, which included hiring and firing. The Commission was prohibited from making such decisions other than in regard to the City Clerk, City Manager or Acting City Manager, and the City Attorney. He added that the Commission could request that the Acting City Manager report to the Commission regarding any decisions made on a timely basis. He further explained it would be inappropriate according to the City Charter for the Commission to prohibit that person from carrying out duties described in the Charter.

Commissioner Moore asked for Mr. Silva's comments regarding the matter.

Mr. Silva stated he did not foresee any situation where top management or management would be replaced. He explained that he dealt with many of the individuals and understood their professionalism, and he felt one had to be as collegial and cooperative as possible, and firing someone did not send out the right message from that point of view. He stated there might be concerns regarding vacancies and the extent that there needed to be some sort of personnel realignment in order to cover for such vacancies. He stated further there could be situations where they might have to rebalance the work force. He stated that he could not say that there might not be personnel impacts, but in

regard to his own personal philosophy, he did not foresee such things at this time, but he was not sure what might occur 3 months from now.

Mayor Naugle asked if the Commission felt Tuesday would be a good time for Mr. Silva to begin work at 8:00 a.m.

Mr. Bentley stated that the background check for Mr. Silva could be completed by tomorrow, and reiterated that time was of the essence since the new fiscal year had just begun. He announced that the City had to save \$25,000 per day in order to balance the budget. He stated that if the Commission reached a consensus for a local candidate, he would suggest that individual begin as soon as possible.

Commissioner Hutchinson suggested that things be moved as quickly as possible so they could begin to get a handle on the situation.

Commissioner Teel suggested that Mr. Silva begin work on Thursday.

Commissioner Moore stated that the back-up material which the Commission had received had stated that Mr. Silva was not interested in receiving the \$1,000 per month expense allotment. Mr. Silva stated he did not understand what type of expenses he would be incurring and if there were some, then he would submit them to the Commission for them to determine if appropriate or not.

Commissioner Teel proceeded to thank Mr. Bentley for his willingness to serve in this position.

Mayor Naugle and the Commission thanked all the candidates for their interest in the City.

Action: Mr. Silva would begin work on Thursday, October 9, 2003, at 8:00 a.m. Two resolutions would be passed at the October 7, 2003 Regular Commission Meeting covering the administration by Mr. Bentley and the new administration of Mr. Silva.

I-C – Audubon of Florida – Proposal for Dr. Sistrunk Home Site to be known as the North Fork Audubon Center

Commissioner Moore asked for some further clarification of the map which had been provided.

Phil Thornburg, Parks and Recreation, proceeded to explain the area in question on the map.

Commissioner Hutchinson left the meeting at approximately 2:22 p.m.

Commissioner Moore stated he was in support of this matter.

Action: Proceed as recommended.

Commissioner Hutchinson returned to the meeting at approximately 2:23p.m.

I-D – Fort Lauderdale/Hollywood International Airport – Expansion of Runway – “Assessment of Airfield Development Alternatives” Report

Randy Dunlap, representative of the City on the Broward County Airport Task Force, stated that the Interim Report arrived last week, and therefore, he wanted to give an update on what was contained in that report. Then, he stated he wanted to discuss some of the implications of the alternatives which had been discussed.

Mr. Dunlap stated that there were some interesting points in the report which he felt were worth mentioning. One of those items pertained to capacity assessment. He stated that they had reported that the capacity was over-estimated, and the report for the Second Supplement upon which such statement was made had been issued in November, 2002 and had been based on data from 2001. He stated that the impact of 9/11 had not been calculated as a part of that data. The new assessment was about 7% lower, but was still 12% higher than the original master plan.

Mr. Dunlap stated that regarding the runway alternatives, they had prepared some maps to show what was being discussed. The original plan for the 9,000' runway was shown. He explained that the usable portion of the runway was about 8920' and did not include the safety run-off areas at either end. In the Second Supplement, the Environmental Impact Statement and Amended Runway Use Plan had been created. The original plan had called for take-offs and landings on both runways, and the amended plan would have 80% of the landings entering the north runway from the west, as was currently being done, and it would not change the impact to the area at all. He explained that take-offs would be off the south runway going over the ocean. There would be no over-flights at the north end over the park which was currently impacted by the Airport, and no over-flights west of the south runway. In fact, he reiterated it would be an improvement for those neighborhoods.

Mr. Dunlap further stated that one of the alternatives being discussed was a reconfigured diagonal runway which would come in south of the existing north runway, and he proceeded to show the location of such runway on the map. He explained that the runway would cut right through the middle of the Jet Center, thereby eliminating the Jet Center activity. He stated this was critical and a component they had not yet addressed. He explained there were approximately 180 general aviation flights per day at the Airport, and there were 129 planes permanently based along the north side of the Airport which generated about 36 flight operations per day. The remaining 143 flight operations came from the Jet Center. He explained further if that Jet Center was to be eliminated, they would have to go to the Executive Airport. He felt it was important for everyone to understand the mix of aircraft presently at the Airport which was medium and light weight commercial jets which were very noisy. He explained that 2 years ago the average daily general aviation traffic was 210 flight operations per day, and the reduction to 180 represented the small propeller planes which went to North Perry Airport and Executive Airport. He stated that the problems with those types of planes at the Hollywood/Fort Lauderdale International Airport was that as they departed the Airport due to their reduced speed, traffic congestion was increased, and the Airport continued to discourage those planes from landing at this Airport.

Mayor Naugle asked if the new terminal would have to be dismantled if the new diagonal runway would be constructed.

Mr. Dunlap stated that a portion of the terminal was to be dismantled and reconfigured, and there was some discussion that it would be reconfigured to allow for more clearance.

Mr. Dunlap explained that the diagonal runway represented a noise impact going into Sunrise and more devastating towards North Hollywood Beach. He stated the noise contour which he began to show had been based on the existing diagonal runway. As a result of such runway, another change that would occur would be that it would be slightly reconfigured, and the runway use plan was from an "out-of-the-box way of thinking" and called for planes to fly down I-595 making last minute adjustments near the intersection of the Turnpike and SR 441, and then lining up and flying in. He explained this was important and continued stating that if one took a line coming off the north runway going west, which was the predominant flight pattern, one would see that from his neighborhood to the flight pattern was 1 mile, and 1.6 miles to University Drive. He stated the planes would come down I-595 and turn, which would cause a tremendous noise impact to the Fort Lauderdale neighborhoods, along with some unincorporated areas and areas in Plantation which were not currently impacted.

Mr. Dunlap further stated that the impacts of the diagonal runway would be tremendous, and the loss of the Jet Center, the cost of buying out the operations and moving them, and rebuilding the \$20 Million tower which would have to be relocated, were part of the calculations which had not been addressed.

Mr. Dunlap continued stating that the dual north runway was totally "out-of-the-box," and explained there was a million square feet of warehouse and hangar space along the north side of the Airport which generated about \$650,000 a month in revenue to the County Airport. They would have to pay the cost of raising such structures, buying out the leases, and also bare the loss of the revenue. In calculating the cost, he believed that an inflationary figure would be added, and since runway life was about 50 years, one would calculate 50 years x 12 x \$650,000 per month x the inflationary factor which would total the cost for building such a runway. He felt this was absurd and explained that the impact of the 129 aircraft currently based there would not be as great in comparison to the diagonal. He further explained the impact would not be a 22% increase which was what there would be from the diagonal runway.

Mr. Dunlap further stated that they had heard a lot from individuals south of the runway and how bad the impact was on their neighborhoods, and stated that from the center line of this runway to the closest neighborhood was about 2500', and from the center line to the northernmost neighborhood was over 1 mile. He felt this was an issue of fairness and they needed to address the concerns of the individuals on the north side of the runway who had been impacted far longer by the Airport. He stated the original plan had addressed such concerns.

Mr. Dunlap further explained there had been an emergency meeting of the Airport Task Force to discuss the powerlines which was a new revelation, and the Airport staff had stated this had originally been discussed back in 1993. He stated they had been told there was no plan for this and the cost could be about \$100 Million, and 2 options were discussed which were to move the powerlines further to the east towards the Port area, or to bury the powerlines along the existing path. If they were buried, the existing right-of-way was about 135', and the right-of-way required for burying the lines was 80', but more importantly, after they were buried the wetlands could be recovered. He stated at

the meeting he had asked if there was a possibility to go straight through the middle, and the answer was that it could be done after an environmental impact study would be conducted and the cost to be determined. He explained that the original budget of \$42 Million, which was somewhat adjusted due to inflation since 1997 at about 2.5% to 3% per year, was basically the same number and had been calculated into the budget. He stated there had been a lot of discussion regarding the cost of the process. He continued to state that the bottom line was that they wanted to maintain their competitive place in the market. He advised that the Airport had grown dramatically because they had the lowest in-plane passenger cost of any airport in the Country. He explained that in-plane cost and facility cost were the two numbers considered by the Carrier when flying into an airport. The facility cost was a building-related cost and was capped by the Federal Government at \$4.50. The in-plane passenger cost was the key number and was a zero-based budget number. He explained that the costs of the airport were calculated with all revenue, and then divided by the number of passengers coming to the airport. Today, Fort Lauderdale's in-plane passenger cost was \$4.25 with Miami above \$12.50, thereby making them 350% cheaper than Miami for an air carrier to operate from. After all construction was completed, including the cost of the south runway which everyone felt would break the budget, in 2014 where the budget projections crossed paths, Miami's in-plane passenger cost would be \$34.98 and Fort Lauderdale's cost would be \$9.78. He stated their airport would be more efficient and safer, and have one which would fairly share the burden of growth and all communities gaining benefit from the economic spin-off of the Airport.

Commissioner Moore asked if Mr. Dunlap had any type of degree in relation to airport planning. Mr. Dunlap replied he did not. Commissioner Moore stated that he wanted to compliment Mr. Dunlap for all the work he had been doing in this matter, and asked if there was anyone from the Airport and if they could comment on the issue.

Clara Bennett, Executive Airport Director, stated she agreed with Mr. Dunlap's comments and they had discussed the contents of the report. She added that the master plan that the City had conducted for the Executive Airport, which was currently on hold, had looked at the forecast trends for activity for Fort Lauderdale Executive Airport, but had not taken into account the fact that the Jet Center and other general aviation facilities at Fort Lauderdale/Hollywood International Airport would be displaced. She explained the Executive Airport had increased in activity and felt they needed to address the potential impacts this proposed alternative would have on their airport, and perhaps have their consultants review the matter and then make a recommendation.

Commissioner Moore asked Ms. Bennett if she agreed with the examples shown by Mr. Dunlap. Ms. Bennett replied that she did not know the budget numbers for the annual revenue, and agreed there were many general aviation developments at the north side of the Airport which would be displaced if a runway was to be constructed over the property. Commissioner Moore asked if there was any reason why her office was not evaluating the impact of the recommendations offered by the County. Ms. Bennett reiterated that they had just recently received a copy of the report, and they would continue to investigate the matter and have their consultants analyze the alternatives. Commissioner Moore emphasized that this matter was of extreme importance to the taxpayers and addressed the quality of life issues. He admired what had been offered by Mr. Dunlap, but was concerned that the professional resources which were available were not being utilized. He reiterated that Commissioner Hutchinson had continually advocated that they needed to have their eye on this matter, and he was surprised that

they did not. He urged that the in-house staff and consultants analyze the information being offered to the public.

Commissioner Hutchinson reiterated that the information brought forward by Mr. Dunlap had been discussed at their Task Force meeting with the County. She further stated that she was in awe of this because they had "been there" and "done that." She stated this was not a viable option because it was too expensive in 1993 and had been one of the 11 alternatives offered. She stated that the diagonal had also been explored in relation to the tower and other issues but had been determined to be too costly back then, and she did not understand why they were now being passed off as two viable options.

Commissioner Moore stated that knowing this had previously been reviewed, it was ridiculous to move forward in that direction. Commissioner Hutchinson felt the City needed to look at what would happen if they returned with the second runway on the north, as to what would happen to the City and its surrounding communities. Commissioner Moore suggested that staff review this matter and use all available resources.

Ms. Bennett stated they had been proceeding with the same understanding that the south runway was the alternative that was to be followed. She stated the master plan had looked at all the airports in the area and what their futures would look like based on that assumption. She stated these two alternatives appeared to be strongly under consideration, but were different than their original understanding.

Mayor Naugle asked if any action should be taken at this time by the Commission. The City Attorney stated this information was being brought forward at this time for informational purposes and stressed that this was an interim report. He stated no action was required at this time, and his office would continue to follow-up on the issue.

Mayor Naugle asked what was the length of the south runway. Mr. Dunlap replied the full length was 8920'. He added what was disturbing about the information in this report was the ability of the 7500' runway to handle 95% of the traffic. He stated he would not debate those numbers at this time since he did not have the data available, but he felt it was gross misrepresentation of the real facts. He stated that one of the plans being discussed would demolish the Hilton Hotel and move the Dania Cut-Off Canal and redig it closer to I-95. The result would be a 7500' footprint, but would not be a 7500' usable runway. He explained that the FAA required a 1,000' run-off at both ends for safety purposes. In the original plan for the 9,000' south runway, they had allowed for a 467' run-off at one end, and 1,000' at the other end. He reiterated that this report had stated that for purposes of assumption the run-offs would be identical. Instead of a 7,500' runway which would handle 95% of the traffic, they would be discussing a 6,000' runway. He felt the data was either misleading or incomplete, and he was very concerned about the direction they were headed. He felt they were working diligently towards not making a right decision, nor living up to their agreements.

Commissioner Teel stated that Mr. Dunlap reinforced her thoughts on this matter, and felt they could not look at what would happen at the Fort Lauderdale/Hollywood International Airport in isolation from the Executive Airport. She felt it would be devastating to the neighborhoods if the Jet Center was relocated. She reiterated they were already struggling with neighborhoods in the area who were greatly impacted by the Executive Airport, and to increase their burden would not make any sense.

Mr. Dunlap further stated that regarding the diagonal runway, they were discussing requiring aircraft during take-offs to make a left turn and go over the ocean so as not to impact areas in North Hollywood Beach. He asked why that could not be done at the Executive Airport.

Commissioner Teel reiterated they were not being consistent in what they were saying.

Mr. Bentley asked if the Jet Center could be relocated to the southwest portion, and could they continue to run the south runway for general aviation. Mr. Dunlap explained the "pitch" was that the south runway would remain available for general aviation, but there was not enough space due to the required safety areas and taxiways to accommodate the flights. Currently, there was a corridor that was right for redevelopment on site, and in fact one of the developers who owned the Jet Center had a \$40 Million project on hold. He stated there would still be a runway that would be available for general aviation, but based on current configurations there was no opportunity to move the Jet Center and relocate it to that area.

Mr. Bentley stated that staff was following the matter closely and had worked with the representatives on the Airport Task Force Committee and would continue to do so. He stated that they had spent \$50,000 and had hired a consultant, and split the cost with the Executive Airport 50/50. The Executive Airport had an interest in what the Fort Lauderdale/Hollywood International Airport would do as did the General Fund, and while the Airport Fund had some money, but there were no funds budgeted for next year for Airport consultants. He stated the funds would be found to do the necessary evaluations, but it would not be done on an on-going basis, and they would be selective in the use of consultants.

Commissioner Moore asked if a decision was to be made by November. Mr. Dunlap stated the deadline was December. Commissioner Moore suggested this would have a tremendous impact and he did not want to be "Penny wise and pound foolish" because they had an Enterprise Fund with the Executive Airport and the facts should be substantiated by an airport director. He felt the Airport and its expertise should be brought to the table at the meetings.

Mr. Dunlap stated that one had to dig to obtain the information. He stated that one of the reports stated that the delays had been over estimated based on the reduction in traffic from 19% to 12%. He further stated that the FAA stated that a reasonable and acceptable delay was 4 minutes, and the interim report stated they were over estimated but they did not base that not on the standard format used by FAA everywhere in the United States, but on a 6-8 minute formula. He stated they were playing with the numbers.

Mayor Naugle asked if any formal action should be taken before December by the Commission. Commissioner Hutchinson stated they would require some action and the matter would probably come before the Commission in November. Mayor Naugle asked if the Airport could make their recommendation at that time.

Commissioner Trantalis stated that a letter had been written to the County, and he asked what other steps were to be taken. Mayor Naugle stated the Commission could evaluate

the recommendations. Ms. Bennett stated they would be able to indicate in more detail the impacts of the alternatives.

Commissioner Teel stated that Mr. Iverson, a resident from Bay Colony, was present and had studied this issue at the Executive Airport and wanted to make some comments.

Mr. Iverson stated that the noise from the Executive Airport was out-of-hand at times. He felt there were two issues involved, and one of the things was that he had not seen anything in the study as to how the runway changes would affect the flight departure tracks over the Executive Airport, along with the altitudes. He also asked what would happen regarding weight limitations if the other flights were moved to the Executive Airport, and asked if such information could be supplied. He reiterated that they wanted to start with the noise restrictions as soon as possible if they could not get the turn-up towards I-95.

Commissioner Moore left the meeting at approximately 2:58 p.m.

Mayor Naugle asked for such information to be included at the November meeting.

Action: None taken.

I-E – Annexation Options for the 2004 State Legislative Session

Commissioner Moore returned to the meeting at approximately 2:59 p.m.

The Acting City Manager stated that a Friday memo had been sent to the Commission.

Jenni Clark stated she realized it might be difficult to discuss annexation and the providing of extended services to new residents, but they needed to discuss the long-term economic effects to the City, and how services could be provided in a comprehensive manner. She added they also would take a strategic approach to this issue, and wanted to gain consensus from the Commission as to how to proceed with annexation.

Ms. Clark explained that the memo had outlined 4 options and stated that some might not be suitable for certain areas. She stated the first option was voluntary annexation. She further stated that some of the properties near the Executive Airport had contacted the City and volunteered for annexation. The second option was a relatively new approach by Ken Gottlieb and was entitled annexation by referendum which was a Florida Statute under 171 in which the City could pass an ordinance outlining the referendum in the unincorporated areas. Two of the areas they looked at were the neighborhoods of Rock Island and North Andrews and representatives were present from Rock Island at today's meeting. She stated in that approach the City would pass an ordinance and a referendum could be aligned for next March, and there would be no charge to the City. Otherwise, a separate mail ballot could be done.

Mayor Naugle asked if this could also be done in November during the general election. Ms. Clark confirmed. She stated that with that option, Sandy Harris, Executive Director of the Delegation, was asking all cities who were to use that approach to file a non-binding letter of intent so the items could be discussed at the upcoming annexation

committee meetings. She further stated that last year Commissioners Moore and Teel were appointed to such a committee.

Ms. Clark stated the third option which had been tried in the last 2 years with no successful results was the local bill approach. She stated the unincorporated neighborhoods or the City would draft a local bill to be heard at the delegation level, and then move on to the legislature. She further stated that the fourth option involved no action to be taken, but a concern in not doing anything was that if other unincorporated areas were to move forward and the City did not have their policy or direction on the table, they would possibly act in a reactive manner.

Ms. Clark continued stating that the most recent numbers which had been developed were from a couple years ago.

Mayor Naugle asked if any analysis had been done as to what they projected versus the actual regarding revenue and expenditures in relation to Melrose Park and Riverland. The Acting City Manager stated that such numbers could be put together, and for the most part they had implemented as planned, especially regarding the expenditures.

Commissioner Teel stated that part of that should be how satisfied the residents were in regard to the services they were receiving. She stated she had been hearing that the residents were not satisfied. The Acting City Manager stated they had heard such rumors and were looking at matters, but felt comfortable that public services were being provided as promised.

Mayor Naugle suggested that a telephone survey be conducted to check on the overall satisfaction of the residents. Commissioner Teel stated that individuals had a tendency to forget what was offered to them by the City, and unreasonable requests were being made.

Mildred Jones, President of Rock Island Homeowners Association, stated that she had received a letter from Sandy Harris, Executive Director of the Broward Delegation, which had provided them with dates. She stated they had tried to get bills out through the legislative branch, and she stated they wanted to be incorporated into some place and they wanted to come into Fort Lauderdale.

Mayor Naugle stated that he had talked to Randy who was the President of Knoll Ridge and had a business interest in North Andrews Gardens. Ms. Clark stated that Mark Horowitz was the current President of North Andrews Gardens.

Commissioner Teel stated she had spoken to a number of the residents and that North Andrews Gardens was very interested in joining Fort Lauderdale, and added that Oakland Park had been courting them.

Mayor Naugle felt it would make more sense to do this during a general election. Commissioner Moore stated they should consider the individuals that were to be involved in the election so the issue of comparisons could be clearly made to them. He further stated that he had called the Broward County Parks and Recreation Division and stated there was no regional park in the City of Fort Lauderdale. He stated that he had asked what methodology could be used by the County to continue to operate Osswald Park, and the Director stated that another 10 acres was required. He stated that Rock

Island was revenue neutral. He felt they needed to ask the County to make Osswald Park regional.

Mayor Naugle asked if the park would break even the first year. Ms. Clark stated that those figures had not been included. Mayor Naugle asked if current figures could be provided based on the City's experience with Melrose Park and Riverland. Ms. Clark replied they were in the process of updating Rock Island figures, and some additional items had been recognized such as Community Development Block Grant revenues and the expenses for the Community Development Division. She stated they had also reviewed the Construction Services expenses and building permit fee revenues added to the 5-year budget, and therefore, in addition to updating the revenues and expenditures, they had incorporated some additional items as well.

Commissioner Trantalis stated where it listed the 5-year cumulative balance for Rock Island, not including park expenditures, he asked how they were defining revenue neutral. Ms. Clark explained that the cumulative 5-year balance for all revenues and expenditures was a positive \$647,000. Commissioner Moore stated he thought they had lost about \$40,000 the first year.

Commissioner Teel asked what was the infrastructure for Rock Island. Ms. Clark stated that the County was currently implementing their neighborhood infrastructure plan and throughout the entire central County area. Commissioner Moore announced that Rock Island was completed.

Mayor Naugle added that by having the election in November the effective date would be October 1, 2005 and would give the City 11 months to plan the budget. He felt the existing residents would have a hard time taking things seriously if the City began talking about taking on additional residents, since they were having a difficult time serving its current residents. Commissioner Moore agreed but stated it could also be a positive force and could be an additional revenue source. He felt the first step would be to discuss the matter with the neighborhoods as to what they thought would be appropriate, and then all issues could be placed on the table to aid in making an intelligent decision.

Mayor Naugle suggested that the Commissioners talk to their residents about the matter.

Commissioner Moore stated that possible additional community block grant dollars could be received, and with annexation there would be additional sales tax revenue and fees for the services being provided.

Mayor Naugle reiterated that the election dates would be held in either March or November, and recent figures would be provided to the Commission. He added that voluntary annexations would take place in accordance with the City's existing policies.

The Acting City Manager stated that in regard to Rock Island the critical matter would be the negotiation of an intergovernmental agreement with the County prior to the resolution calling for such an election. He stated they needed to see what the County was going to do or they could be at risk. He added that during previous discussions, the County had indicated their support.

Commissioner Trantalis asked if the other areas shown on the map were still being considered. Ms. Clark stated that at this point they had not received any notice from the

central County neighborhoods that they were proceeding with a bill. Mayor Naugle reiterated that at the last analysis which had been conducted the areas were revenue negative. Mayor Naugle asked about Twin Lakes. Ms. Clark explained they had not looked at Twin Lakes alone in regard to development 5-year revenues, but had developed such revenues for areas north, including North Andrews Gardens which was revenue positive. She further advised that the areas north desired to proceed singularly in a bill.

Commissioner Trantalis asked how would the unincorporated areas ultimately be absorbed. Mayor Naugle stated that Representative Ryan had put forth a plan to the County that they consider granting an operating subsidy to the receiving cities until they could pay their way. He further stated if the County would grant a subsidy for existing residents, the City would be willing.

Commissioner Moore stated it had been the County's decision to no longer offer municipal services, which included trash removal, sewer, and water. He stated they wanted to look at things from a more regional aspect.

The Acting City Manager stated he wanted to recognize the work Ms. Clark had done for the City due to the fact that she had currently resigned to take a position in the private sector. He announced she had worked on this matter for the last 3 years and had made great progress for the City regarding annexation.

I-F – Insurance Requirements for Property Appraisal Services

John Dorsey stated he was speaking as a concerned citizen and real estate appraiser and felt this was something being imposed unnecessarily by the City. He stated that several years ago the Risk Manager had decreed that real estate appraisers needed certain types of insurance and having the City as a co-insured. He stated that many appraisers had decided not to do business with the City if such a requirement was adopted. He stated that personally he did not want his business divulged to the public-at-large. He explained that no other provider of "intellectual services" was required to have such insurance, including lawyers, architects or engineers. He further stated that the memorandum requesting the Commission to adopt the FDOT standards did not make sense because as outlined on the memorandum it stated: "Requires general liability, workman's compensation, errors and omissions." He stated the memorandum further stated: "We cannot determine any industry standard from other governmental entities..." and he felt they had missed the point because there were standards but no requirements. He stated that he did not know of any agencies or entities which required such coverage from an appraiser. He added that only state agencies required such coverage. He urged the Commission not to deprive the City of the services of good appraisers and the chance for competitive bidding. He stated if such a requirement would be adopted, then there should be a fairness applied and all individuals providing "intellectual services" should then be required to have this coverage. He asked the Commission to put this matter into perspective.

Commissioner Moore asked why such a recommendation had been made.

Greg Kisela, Assistant City Manager, stated that 2/3 of the companies which had done business with the City had complied with the new requirements imposed upon them. Commissioner Moore asked why they had not required other groups to provide such

coverage. Mr. Kisela explained that they required more insurance from architects and engineers.

Hector Castro, City Engineer, explained that they required general liability and errors and omissions in excess of what was being recommended for appraisers for architects and engineers. The City Attorney stated that no one worked for the City who did not have malpractice insurance, but was not sure about worker's compensation.

Mayor Naugle asked why would a sole practitioner have worker's compensation. The City Attorney replied they would not. Commissioner Moore asked what was the safeguard of having such insurance requirements. The City Attorney explained that worker's compensation was redline legislation that made sure everyone was taken care of and was part of the governmental protection program which was a good thing, but it had been carried to a great extreme.

Dave Fortune stated they were requiring minimum general liability coverage because appraisers typically went to third-party locations and operated on someone else's land for the benefit of the City. They could be sued if someone got injured during an appraisal, and there was the possibility of the City getting sued since they were an agent of the City. He explained they recommended minimum limits of professional liability because it appeared prudent to do so which was about \$100,000. He stated that without knowing the specific firms which were to receive the work, they did not know how many individuals were involved in the companies, and according to State Law if there were 5 or more employees worker's compensation was required. He explained there was a provision in State Law which permitted a sole proprietor to waive such a requirement by filing appropriate paperwork.

Mr. Fortune continued stating that the worker's compensation law in the State of Florida had changed during the last legislative session, and certain contracting codes now required any size contractor to carry worker's compensation, but he was not sure if appraisers fell within the same category.

Commissioner Moore suggested they follow the State Statute regarding worker's compensation. He suggested that the wording be changed to state that if a person was awarded a contract with the City, they needed to have such minimum requirements within 30 or 60 days.

Mr. Kisela stated the operational difficulty with that suggestion was that in many cases they were asked to rush appraisals. Commissioner Trantalis stated that he felt they needed to do whatever was necessary to cover themselves. He stressed that they should at least require errors and omissions, along with general liability. Commissioner Hutchinson asked if other cities required this type of coverage. Commissioner Moore felt that based on the volume of work an individual might do for the City would determine what minimum amount they would be willing to pay. Mayor Naugle stated that if someone only did 1 or 2 jobs a year for the City, they would not feel it was worth their while to obtain such coverage. Mr. Kisela explained that 15 of the 23 appraisers on the City's list had complied with the requirements.

Commissioner Teel stated that she thought Mr. Dorsey had done work for the City. Mr. Kisela advised that he had previously but not had been doing any for quite some time.

Victor Volpi stated that Mr. Dorsey had objected to carrying all forms of insurance. Commissioner Teel stated that he had talked to her about the eminent domain certification. Commissioner Moore asked why the same requirements were being imposed on all individuals if they did different types of work.

Action: As discussed.

I-G – Code Advisory Committee

Mayor Naugle announced that this item would be discussed at the Commission's Regular Meeting at 6:00 p.m.

II-A – E. Clay Shaw Bridge (S.E. 17 Street) Underdeck Parking – Lot Permits and Special Event Lot Rentals

Commissioner Hutchinson stated that there had been some discussion regarding this matter at her district meeting from neighborhoods adjacent to the bridge. She added that she had been informed that the lots had been closed last Friday.

Doug Gottshall, Parking Systems Manager, stated that he believed there had been an event at that time. Commissioner Hutchinson stated that previously they had stated that the neighborhoods would be notified before the bridge would be closed due to special events. She further stated that in the agreements she thought it had been stated that they would not do Lots A and B together.

The Acting City Manager stated that did not involve the Winterfest because FDOT also shut down the road at the west side.

Commissioner Trantalis left the meeting at approximately 3:45 p.m.

The Acting City Manager explained that FDOT had authorized the closing of the access roads for the event, and the event organizers had traffic control responsibilities and were only permitting cars in that were attending the event. He further stated the City could offer the lot themselves and encourage event goers to park in the lot, but it would not serve a purpose because they would still be paying the market rate. Therefore, administratively it was easier for them to buy-out the lot and control both.

Commissioner Hutchinson agreed that was easier administratively, but it disallowed individuals to be able to watch the Parade by just feeding the meters. The Acting City Manager reiterated that due to the roads being closed, cars would not be able to enter. He further stated that the roads were authorized by FDOT to be controlled by the event organizers. He added there was a lot of walk-in traffic and the event organizers last year had inappropriately fenced off the seawall, and the City had to reopen it so individuals could pass through the area.

Commissioner Moore asked if the City did any type of close-out and was the auditor able to evaluate what kind of revenue was generated from the event. The Acting City Manager reiterated that the event was held on Marriott Property, and stated the City leased the parking based upon the dollar amount and did receive full revenue. Commissioner Moore asked if the City had any indication of what they were receiving in revenue. The Acting City Manager confirmed.

Commissioner Trantalis returned to the meeting at approximately 3:48 p.m.

Commissioner Moore asked why would the City give away a revenue producer. Commissioner Hutchinson stated they were making the maximum amount on the lots. The Acting City Manager explained that some events had a separate parking fee, and last year that event did not have such a fee. He stated that under the special event code the City could charge a \$10 entry fee. After some further explanation of the system used, Commissioner Moore remarked that he was happy with how it was being handled and the City was actually making \$1,000 on the event.

III-B – Advisory Board and Committee Vacancies

Aviation Advisory Board

Action: Deferred.

Budget Advisory Board

Commissioner Teel reappointed Garry Johnson to the Budget Advisory Board.

Commissioner Trantalis reappointed Shane Gunderson and Keith Nicholson to the Budget Advisory Board.

Commissioner Hutchinson reappointed Elizabeth Hernandez and William Nielsen to the Budget Advisory Board.

Mayor Naugle reappointed Ken D. Cooper and Don Winsett to the Budget Advisory Board.

Action: Formal action to be taken at Regular Meeting.

Cemeteries Board of Trustees

Action: Deferred.

Code Advisory Committee

Commissioner Teel stated that she wanted to appoint David Bishop to the Code Advisory Committee if he felt he could meet the obligations of such board.

Action: None taken

Community Services Board

Commissioner Teel reappointed Bob Lynn to the Community Services Board.

Commissioner Moore appointed Ann Gregory and Gregory Smith to the Community Services Board.

Action: Formal action to be taken at Regular Meeting.

Northwest-Progresso-Flagler Heights Redevelopment Advisory Board

Commissioner Moore appointed Marsha Goldsby to the Northwest-Progresso-Flagler Heights Redevelopment Advisory Board.

Action: Formal action to be taken at Regular Meeting.

Parks, Recreation, and Beaches Advisory Board

Commissioner Moore appointed Leon Robinson to the Parks, Recreation, and Beaches Advisory Board. (Mr. Robinson subsequently declined the nomination.)

Action: Formal action to be taken at Regular Meeting.

Unsafe Structures and Housing Appeals Board

Commissioner Hutchinson recommended the appointment of Jackie Scott and Michael Madfis to the Unsafe Structures and Housing Appeals Board. The City Commission concurred.

Action: Formal action to be taken at Regular Meeting.

Utility Advisory Committee

Action: Deferred

IV – City Commission ReportsRiverland Road & 441 Parcel

Commissioner Hutchinson stated that the parcel at Riverland Road & 441 had been sold, and added it had not been sold to the County.

Phil Thornburg, Parks and Recreation, stated that he had spoken to Joan Sheridan and then had called the County, and was informed that the parcel had been sold again, but the new owner stated he might be a willing seller but would need 45 days to consider it.

FDOT Issue – Street Signs on Davie Boulevard

Commissioner Hutchinson stated that she and Peter Partington had been sharing e-mails regarding this matter, but reiterated that it was a DOT issue. She stated that she had streets signs on Davie Boulevard that should say “31st Avenue,” but said “31st Street.” She also stated that at Riverland Road and 27th Avenue, the signs should say “Riverland Road” on the south, and “27th” on the north, and reiterated that it was 27th Avenue both ways. She stated that she could not get anyone at DOT to replace the signs.

Peter Partington, Acting Assistant City Engineer, stated that this matter had been a long-running problem but he believed sufficient pressure had recently been applied to FDOT and they would take care of the problem. He added the last “glitch” was to have the County replace them. He stated he realized there were some others that had to be taken

care of. He added that the State had requested that the City put in writing all the mistakes they were aware of.

Commissioner Moore stated that as one went down Davie Boulevard and one got to the intersection, it had northwest/southwest 27th Avenue. He explained that the directional signs were reversed in their directions. Commissioner Hutchinson reiterated that was on Broward Boulevard.

Mayor Naugle stated that he had the signs in Sailboat Bend corrected, and advised that he normally called the State Representative for such matters.

South Ocean Drive/Harbor Beach

Commissioner Hutchinson stated that Harbor Beach had a traffic problem in regard to South Ocean Drive. She asked staff if that could be taken care of at the second meeting in October, and if there was not sufficient time to notice it, then have it scheduled for the first meeting in November. Mr. Kisela stated that he thought they missed the notice requirements. Mr. Partington stated the earliest it could be done would be the first meeting in November.

Mayor Naugle reminded everyone that the Palazzo project was scheduled for early November.

Commissioner Hutchinson stated that she had informed the district about the Palazzo project scheduled for November, but would talk to them again. She suggested this matter be tentatively scheduled for early November.

Hardy Park Restrooms

Commissioner Hutchinson stated she was disturbed to find out that the restrooms at Hardy Park were closed and had been for quite some time, and advised that there were no other facilities available for the public. She stated further this item had not made their funded list for year one or two in the CIP recapitalization. She asked if there was some way to offer facilities for the public in the interim.

Phil Thornburg, Parks and Recreation, stated the restrooms had been closed due to their condition and the plan was to replace them and have them rebuilt, but since that was not going to be done at this time, he suggested that possibly portables could be placed at the site. He advised the cost was only about \$50 per month.

BCT/TMA Shuttle Service

Commissioner Moore stated that this was an issue with Broward County transit and the Transit Management Association. He stated that the MPO had received a letter from them in regard to this matter, and he urged that the necessary calls be made to deal with this congestion, mitigation, air quality funding and support. He stated they also had the opportunity of informational technology on the bridges, but that had been tabled because the spending would not be done in an appropriate time frame. He stated the City had not stated what they recommended for the use of such funds, and hoped they could take a position that the monies be used for the bridges. He further stated that the Department of Transportation had stated that due to their process, they would not be able to spend

the money in a timely manner. He stated they wanted to re-program the money back into the general pool and let everyone request disbursements. He asked for staff to give a position as to what they felt the money should be spent towards instead of the monies going to the General Pool.

Commissioner Moore asked for the Commission to deal with the shuttle service from the Convention Center and make sure they received the appropriation of funds for such a service. He felt there should be a connector of 9th and 7th Avenues, and the Department of Transportation was suggesting that a possible acquisition of rights-of-way for the connection of 7th and 9th Avenues, and projected the cost to be about \$40 Million. He reiterated that they already had \$9 Million appropriated from the State for such acquisitions. He further stated they were wanting this delayed until 2010 since there were not sufficient funds. He stated that he wanted this Commission's approval for him to advocate for the spending of the \$9 Million towards land acquisition for the connection of 9th and 7th Avenues. He asked if correspondence could be sent from this Commission suggesting that the City advocate such spending.

Commissioner Teel asked if such funds had to be matched. Commissioner Moore explained that the funds would have to be matched in the future, but the City, County and State had already matched funds in order to have the study done. He believed that future matching funds would be in the range of \$5 Million.

Greg Kisela, Assistant City Manager, stated that he thought the amount was close to \$5 Million, and would get a confirmation of the number.

Commissioner Teel asked what time frame was involved. Commissioner Moore replied that with the full acquisition, it would probably take about 7 years if they started now.

Mayor Naugle asked what was the source of the \$5 Million. Mr. Kisela replied that it would be included in the General Fund CIP. Mayor Naugle further asked how much of the funds were available as of this time. Mr. Kisela stated they had about \$400,000 at this time.

Commissioner Moore reiterated that there were several ways they could work out the funding and he realized it was a major hurdle. He stated they should not allow the \$9 Million to leave the pockets of a project that they had been advocated for 8 years.

Mayor Naugle asked if that was located within the CRA. Commissioner Moore explained the CRA was from Sunrise Boulevard to Broward, and from Andrews Avenue to the City limits to the west. He stated that some of the \$4.6 Million could come from the CRA and reiterated that in the past County monies had also been utilized. He reiterated that the County also wanted this connector and possibly might loan the City the money.

Mayor Naugle stated that he would not have a problem asking for the \$9 Million to be spent now if the City's contribution was to come from the CRA. Mr. Kisela stated the County was also a partner, but they would have to check with the CRA to see if this had been included in their finance plan.

Commissioner Moore asked if CRA funds could be used for a roadway. Mayor Naugle stated if that was the case, then they should hold up on the spending of the \$9 Million. Commissioner Moore stated that would be short-sighted.

Commissioner Teel stated if that was far enough out then possibly the City would be in a better position, but if this would be within 6-12 months, then it would not be possible for the City to do it. Commissioner Moore stated it would not be within 6-12 months. He stated the City had sufficient time, and the project was more in the neighborhood of 60 months before funding had to be available.

Commissioner Hutchinson reiterated that she did not want to lose the \$9 Million. Commissioner Trantalis agreed and stated he did not want to lose the \$9 Million, but he did not want to commit monies from a program that should be part of a planning process. Commissioner Moore reiterated that this had been a 7-year project. Commissioner Hutchinson stated they would have to know how this would affect the City's budget.

The Acting City Manager stated that the general rule was that the property would never be cheaper than it was now, and once developed could influence actual alignments. He stated that they wanted to do further research and were not sure if the match was required at the time of acquisition or at road construction. He added they were also not sure who would manage the property and pick up the expenses after acquired. He stated that a report would be provided to the Commission at the October 21, 2003 meeting.

Commissioner Moore announced there would be an MPO meeting this Thursday and he had wanted to go to that meeting stating the City would make an attempt to see that the appropriation be guided towards the City. He stated that he also wanted to tell them that the City was addressing the matter of the Convention Shuttle Service.

The Acting City Manager stated that the Commission had approved the shuttle service and a letter had been sent to the County, and it would probably be on the County's November agenda. It would then be under contract and they expected to have the monies committed so there would be no danger of losing such funds.

Commissioner Trantalis asked if the \$5 Million was a fixed number or was it a percentage of the total cost of the program which could escalate over time. Commissioner Hutchinson asked when they would need to have the matching monies.

Mr. Kisela stated the City dollars would be 10% of the expected cost of the project, but they did not know if they moved forward with the acquisition of the land and they had the \$9 Million available, would the City have to come up with 10% of that amount. He stated they had half of that amount in the CIP at this time, but they would then have to identify the remaining source.

Mayor Naugle reiterated that he wanted to know where the funds would come from. Commissioner Moore stated this was no different than any other Federal project. He felt they were missing the fact that the City was getting 90% from somewhere else. He felt they could do various things such as a gas tax. Mayor Naugle remarked that he thought gas taxes were reserved for counties. Commissioner Moore disagreed.

Commissioner Teel asked if a commitment could be made at Thursday's meeting with the understanding that more information would be supplied. The Acting City Manager stated it was his understanding that the \$9 Million was programmed and there was a proposal to reallocate it away. He felt it could be reallocated in the future, but they should keep the funds available as they worked through the details.

Mr. Kisela stated that within the next 45 days, they planned to bring forward to the Commission the 2003/2004 CIP which would include this project, along with a number of others.

Florida League of Cities Rate Increase

Commissioner Moore stated he had attended the Board of Directors Meeting for the Florida League of Cities and advised they were going to increase the cost for attendance at meetings. He announced there would be a 10% across-the-board increase for registration fees. Mayor Naugle advised that the spouse fee was frozen. Commissioner Moore further stated that they had also given an increase to the Director of the Florida League of Cities which consisted of about a 16% increase, along with a trip to Paris for an International Board meeting. He stated the Florida board was doing well, while some of the municipal entities throughout the State were having difficulties. He also advised that they were also advocating for another member of the Broward County Municipal League to be a member of the National Board.

Construction in Sunrise Intracoastal Neighborhood/FPL Project

Commissioner Teel stated that there had been a huge sign in front of the guardhouse in her neighborhood which stated "Construction to begin soon." She advised that she had been on vacation and had received many calls. She began making calls and had found out that it was an FPL project and underground work was to be done. She stated that she had not been aware of this and had found out through the Engineering Department about the work. She had not been able to receive a clear answer as to why the Homeowners Association had not been notified. She reiterated that even FPL had not even made the neighborhood aware of the project. She stated that later she had found out that about 3 people had received a letter regarding the work. She advised the project had been underway for about 6 weeks and was a directional bore, but they also had ripped up Middle River Drive. She stated the neighborhood was frantic over this project. She stated there was a meeting scheduled for tomorrow. She stated that the City had permitted this project without any notification to the neighborhood.

Commissioner Teel stated that she was going to meet with Lynn Shatas, along with another management member from FPL, Mr. Kisela and 3 Board of Directors from the Homeowners Association tomorrow. She stated the streets were going to be a mess when the project was completed, and she had been informed that the streets would be patched which she found totally unacceptable.

Greg Kisela, Assistant City Manager, stated they had the ability according to the ordinance for a staging standpoint, and they worked with the individual property owners. He further stated that the City permitted work all the time, and he admitted they needed to better inform the district commissioners when such projects were scheduled. He continued stating that this was part of the 17th Avenue/Colee Hammock/Victoria Park project.

Galt Ocean Mile

Commissioner Teel stated that the Galt Ocean Mile felt neglected regarding their malfunctioning lighting and had been complaining since last November. Mayor Naugle

advised that was before the budget crunch. Commissioner Teel agreed and stated she hoped someone would help them. She further advised that the electrician had passed away, but the community felt they had been waiting a long time for such repairs.

Commissioner Moore asked if that was an unfilled position.

Greg Kisela, Assistant City Manager, stated that was a frozen position due to the budget cuts, and he reminded everyone that they were going to hear more and more of such things during the budget year. Mayor Naugle suggested that possibly some of the work would have to be contracted out. Mr. Kisela reiterated that contracting out still involved money. He stated there were other electricians and these were the types of budget cuts and service delivery issues that would be cropping up. He stated that they had programmed \$107,000 in the maintenance budget for expenses, and traditionally there had been \$500,000 to \$750,000 available. He stated that uprights and decorative streetlights were expensive to maintain. He stated that a new light ran about \$600 to \$700. He advised that it was not always just replacing a bulb, and due to moisture there was a lot of deterioration and the entire fixture sometimes had to be replaced.

Hector Castro, City Engineer, explained that most of the lights on Galt Ocean Mile needed the entire fixtures replaced. He stated the original fixtures were very expensive and were about 6-7 years old. He explained they were attempting to find suitable replacements such as the luminaire which would cost about \$100 to \$200.

Commissioner Moore stated there was something wrong when the City was paying for advice and then 6-8 years down the road the products were not functional. Mr. Kisela stated that a lot of the features, such as the fiber optics on the beach wall, were difficult to maintain. Mayor Naugle remarked that it was logical to assume that such features would need a facelift after a while.

Commissioner Moore stated that the Commission had a chance to get rid of the lights, but they had decided to retain the lights at the wall. Mayor Naugle reminded everyone that last year, this was not a budget issue.

Commissioner Teel stated her concern was that the neighborhood had been complaining and asking for repairs to be done since last November.

The Acting City Manager confirmed this had been before the budget problems, but was part of last year's fiscal problem which also had a tight budget.

Student Council – 4th & 5th Graders/Water Fountain at Bayview Park

Commissioner Teel announced that she had the pleasure of going to Bayview School and installing their Student Council. She stated they had a TV station room and had a very good setup.

Commissioner Teel stated that when they ripped down the old community center they had cut off the supply to the water fountain, and she asked if the pipe could be reconnected.

Grand Opening-Crescent Business Center

Commissioner Teel stated she had attended the Grand Opening of the Crescent Business Center, and stated that she had been informed by the owners how great the Building Department had been during the remodeling.

OB – State Representative

Jack Seiler, State Representative, asked for the City to get its legislative agenda to him because bills were already being refiled. He further stated that he was opposed to forced annexations and appreciated that the City had stepped forward regarding the annexation of Melrose Park and Riverland. He asked if the City could look seriously at the North Andrews Gardens area because he felt it would be positive for the City.

Representative Seiler also stated that they had ridden the Eastern Rail and felt there was a potential in making this work which could be an economic boost to the City. He stated that he wanted to work on some potential funding from the Federal, State, County, and City entities.

Commissioner Moore asked if Representative Seiler was still representing Davie Boulevard. Representative Seiler stated that area was now being represented by Chris Smith. Commissioner Moore asked if he could ask the Secretary of the Department of Transportation to correct signs on Davie and Broward Boulevards which were inappropriately marked with wrong names and directions. Commissioner Hutchinson stated specifically to have them address 31st, Riverland, and 27th Avenue at Broward Boulevard. Representative Seiler stated there had been a similar problem in Pompano Beach which had been misnumbered. He stated that he would check into the matter.

Fort Lauderdale Bridge Club

Commissioner Trantalis stated that he had attended a meeting at the Fort Lauderdale Bridge Club, and stated that the head of the Club from New York had attended the meeting to announce and present the local chapter with an award due to their having the largest membership of any club within the United States. He further announced that he had presented them with the Seal of the City, and wanted the City to consider presenting a better Seal and suggested that it should be larger.

Commissioner Moore left the meeting at approximately 4:40 p.m.

Historic Home – Annie Beck

Mayor Naugle stated that the Annie Beck home might be in jeopardy which had been moved from the Downtown to Las Olas, and now the owner might want to do something with it. He stated he did not want a demolition permit issued, and suggested that possibly staff could submit an application for designation which would start zoning in progress and prevent possible demolition.

Commissioner Moore returned to the meeting at approximately 4:42 p.m.

Commissioner Hutchinson stated they should approach the owner and possibly this could be a project for the Broward Historic Preservation Trust.

Commissioner Teel asked if the home was in good condition and was it presently occupied. Mayor Naugle stated it was not in bad condition and he believed it was being used at this time.

Greg Kisela, Assistant City Manager, stated they could flag the address so a demolition permit would not be issued, and then move forward with an application for designation.

Mayor Naugle stated the present location of the house was at 11th Avenue and Himmarshee Canal.

Commissioner Moore stated that the property appraiser had shown some interest in having a satellite office in the Sistrunk Boulevard area, and possibly might be interested in this structure.

FEC Eastern Railroad

Mayor Naugle stated that the FEC had given some local individuals the opportunity to ride the rail. He stated that he had picked up the train at the Historic District and rode it north to Palm Beach which had taken about a half-hour. He felt the possibility of having the train in place could withstand the future growth of the downtown.

V – City Manager Reports

Legislative Agenda

The Acting City Manager stated the Legislative Agenda would be presented at the Commission's October 21, 2003 meeting.

Boat Show

The Acting City Manager stated the Boat Show was scheduled for the end of this month and the Commission normally approved the special permit for such event, which included the parking requirements. He stated they had approached the City regarding the purchase of 70 additional spaces before the show and possibly for after the show which would be administrative and staff spaces. He stated staff only had annual permits to sell in the South Beach Lot. He recommended that they sell the permits for one month which would total about \$4,000 and consider it an amendment to the approval for the Boat Show. He added that during the month of October, they did not sell out the parking lot and this would not impact or deny any public parking in the lot.

City Commission Conference Meeting recessed at 4:45 p.m.