

**INDEX OF A REGULAR MEETING
FORT LAUDERDALE CITY COMMISSION
JANUARY 6, 2004**

<u>Agenda Item</u>	<u>Reso/Ord. No.</u>	<u>Page(s)</u>
	<u>Presentations</u>	
	1. Expression of Sympathy	1
	2. Smoke Detector	1
	3. Police Mounted Unit	2
	4. Multi-Ethnic Month	2
	5. Outstanding City Employees	2
	Consent Agenda	3
M-1	Event Agreement – Fort Lauderdale Dragon Boat Festival	3
M-2	Event Agreement – Dr. Martin Luther King, Jr. Parade and Festival	3
M-3	Event Agreement – Second Presbyterian Church Carnival	4, 11
M-4	Event Agreement – Rodeo Roundup for Scholarships	4
M-5	Amend and Restate Declaration of Trust - Bank of America, N.A. – Cemetery Trust Fund	4
M-6	Annual Subscription – American Water Works Association Research Foundation (AWWARF)	4, 11
M-7	Agreement – Combined Insurance Company - Renewal of Specific Reinsurance Policy	5
M-8	Contract Award – John Rohrer Contracting Company, Inc. – Project 10707 – City Park Mall Garage Planter/ Barrier Wall Rehabilitation	5, 11
M-9	Task Order – Corradino Group – Project 10707-Special Inspection Services for City Park Mall Garage Planter/ Barrier Wall Rehabilitation	5
M-10	Task Order No. 12, Amendment No. 1 – Camp, Dresser and McKee, Inc. (CDM) – Project 10121 – Lauderdale Manors Utility Improvements, Phase I Services During Construction	6, 12
M-11	Task Order No. 35 – Camp, Dresser and McKee, Inc. (CDM) – Project 10705 – River Oaks Sanitary Sewer, Water Main and Storm Drainage Improvements (Sewer Area 6)	6
M-12	Task Order No. 16724.68 – Keith and Schnars, P.A. – Project 10580 – Edgewood Sanitary Sewer, Water Main and Storm Drainage Improvements (Sewer Area 8)	6

M-13		Reimbursement of Costs – Florida East Coast Railway Company (FEC) – Reconstruction of S.W. 2 Street and S.W. 7 Street Railroad Crossing Rehabilitation	7
Pur-1		Proprietary – Smart Park In-Car Parking Meter	7, 12
Pur-2		H-34-03 – Photographic Film	7
Pur-3	(Deleted)	242-8960 – Security Guard Services	8, 11
Pur-4		442-8955 – Air Conditioning Units	
Pur-5		692-7999 – Janitorial Services Contract Extension	8
Pur-6		742-8958 – Solid Waste Collection and Disposal	9
Pur-7		Proprietary – Pump and Parts	9
Pur-8		342-8978 – 54 Inch Main Pipe	9
Pur-9		State – I-NET Hardware and Maintenance	10
Pur-10		Proprietary – Actuarial Studies	10
Pur-11		Proprietary – Parking Multi-Space Meters For the H Lot	10, 13
M-14		Settlement of General Liability File No. GL 97-742 (Melissa Waer)	13
M-15		Settlement of Workers Compensation File No. WC 99-10334 (Shawn Salvi)	14
M-16		City Commission Request for Review - Lakehart, Inc. – Self-Storage Facility At 217-219 N.W. 1 Avenue (DRC Case No. 85-R-03)	14
PH-1	C-04-1	Site Plan Approval and Rezoning from RS-8 To XP – Boywic Farms, Ltd. (PZ Case No. 4-ZR-03)	14
PH-2	04-1	Conveyance of Property to the Fort Lauderdale Community Redevelopment Agency (CRA) – Redevelopment of 1025 – 1033 Sistrunk Boulevard (N.W. 6 Street)	17
O-1	C-03-45	Amend Section 10-46 – Naming of Trustee of Funds; Investments Funds; Annual Financial Statement and Section 10-47 – Municipal Cemetery System Funds	18
O-2	C-03-46	Audit Advisory Board	19
O-3	C-03-47	Amendment to Chapter 4 – Alarm Systems	19
O-4	C-03-	Amend ULDR – Section 47-2 Measurements, Section 47-35 Definitions and Section 47-19 Accessory Uses – Building Structures (PZ Case No. 2-T-03)	20
O-5	C-03-	Amend ULDR Sections 47-35.1, 47-2.2, 47-19.5, 47-20.5, 47-21.8, 47-19.1, 47-20.22, 47-22.3 and 47-23 – Reformat and Clarify Regulations Governing Sight Triangles (PZ Case No. 5-T-03)	20

O-6	C-03-	Amend ULDR – Section 47-2 Measurements, Section 47-35 Definitions and Section 47-19 Accessory Uses – Building Structures – Height and Width of Awnings in Public Right-of-Way (PZ Case No. 4-T-03)	21
O-7	C-04-	Amendment to Chapter 20 – General Employees Retirement System (GERS) Allow Rollover of 457 and 401(a) Accounts Under Certain Conditions And Define Community Redevelopment Agency (CRA) as an Affiliated Agency Citizen Presentation	22 23
R-1		Joni Wilson – Faulty Water Meter No Objection to Plat Amendment – “Holy Cross Hospital Plat” – Holy Cross Hospital, Inc. (PZ Case No. 22-P-03)	23 25
R-2	04-2	Vacation of Utility Easement – VUE Fort Lauderdale, LLC (DRC Case No. 4-M-03)	25
R-3	04-3	Settlement and Release of Code Enforcement Liens (Code Amnesty Program)	26
R-4	04-4	Approval to Withhold Building Permits - Confirmation of Payment of Broward County Impact Fees	27
R-5	04-5	Memorandum of Understanding (MOU) - Florida State Lodge, Fraternal Order of Police a/k/a FOP/FOPA – Comprehensive Health Care	27
R-6	04-6	Executive Airport – Assignment of Summerhaven Properties Inc. – Lease to Performance Trading, Inc. for Parcel 8D	28
R-7	04-7	Executive Airport – Joint Participation Agreement (JPA) with Florida Department of Transportation (FDOT) For Runway 8-26 Rehabilitation and Realignment of Taxiway Hotel	28
R-8	04-8	Grant Application – South Florida Water Management District (SFWMD) – Water Savings Incentive Program with Bulletproof Lawn Company, Inc.	29
R-9	04-9	Amendment to Municipal Cemetery System Rules and Regulations	30
R-10	04-10	Sale of Surplus Property – Southeast Corner of Cortez Street and Seabreeze Boulevard	31
R-11	04-11	Utility Work by Highway Contract and Memorandum of Agreement (MOA) – Florida Department of Transportation (FDOT) – Project 10553 – Construction of 24-inch Water Main Davie Boulevard from S.W. 9 Avenue to U.S. 1 (Federal Highway)	32
R-12	04-12	Amend Resolution No. 03-17 – Extend Term of Utility Advisory Committee	32

R-13	04-13	Reschedule January 20, 2004 City Commission Conference and Regular Meetings to January 21, 2004	33
OB	04-14	Advisory Board/Committee Appointments	34

**MINUTES OF A REGULAR MEETING
CITY COMMISSION
FORT LAUDERDALE, FLORIDA
JANUARY 6, 2004**

Meeting was called to order at 6:08 p.m. by Mayor Naugle on the above date, City Commission Meeting Room.

Roll call showed:

Present: Commissioner Christine Teel
Commissioner Dean J. Trantalis
Commissioner Cindi Hutchinson
Commissioner Carlton B. Moore (Arrived at 6:11 p.m.)
Mayor Jim Naugle

Absent: None

Also Present: Acting City Manager Alan Silva
City Attorney Harry A. Stewart
City Clerk Lucy Kisela
Sergeant At Arms Sergeant M. Spencer

Invocation was offered by Dr. Aryn Rojani, Shia Ismaili Muslim Community, followed by the recitation of the Pledge of Allegiance.

Motion made by Commissioner Hutchinson and seconded by Commissioner Teel that the agenda and minutes of the December 2, 2003 and December 16, 2003 meetings be approved. Roll call showed: YEAS: Commissioners Trantalis, Moore, Hutchinson, Teel and Mayor Naugle. NAYS: None.

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."

Presentations

OB

1. Expressions of Sympathy

The Mayor and City Commission expressed sympathy to the family of Katie Mae Hinton.

2. Smoke Detector

Commissioner Moore proceeded to demonstrate the proper way to test a smoke detector.

3. Police Mounted Unit

Commissioner Hutchinson proceeded to present Certificates to those that had contributed funds towards the Police Mounted Unit as follows: Tom Andrew, Phil and Devy Bruch, Carol Clarkson, Fran Custer, Peter Feldman, Claudia and John Gercak, Linda Gill, Alan Hooper, Bob Kay, and Charlie Ladd.

Bruce Roberts, Chief of Police, thanked everyone for their contributions and stated it was gratifying to see members of the community show their appreciation by helping to preserve the Mounted Unit.

Commissioner Moore left the meeting at approximately 6:13 p.m.

4. Multi-Ethnic Month

Commissioner Trantalis presented a proclamation for Multi-Ethnic Month to be observed during January.

Roland Foulkes, Chair of the Multi-Ethnic Advisory Board for Broward County, thanked the Mayor and City Commission for this proclamation. He quoted the following from Martin Luther King: "We have inherited a large house, a great world house in which we have to learn to live together. Black and white, eastern and western, Gentile and Jew, Catholic and Protestant, Muslim and Hindu, a family unduly separated in ideas, culture and interest who because we can never again live apart must learn somehow to live together with each other in peace."

Commissioner Moore returned to the meeting at approximately 6:19 p.m.

Mr. Foulkes further stated that this Board would celebrate the County's ethnic diversity in an array of events during the month of January. He announced their website was Broward.Org\Multi-Ethnic.

4. Outstanding City Employees

Ernest Burkeen, Director Parks and Recreation, proceeded to recognize Robert Dexter, Stadium Operations Supervisor, who oversees its maintenance and operation.

Otis Latin, Chief of Fire-Rescue, stated that Deputy Chief Allen and Division Chief Sheehan would assist in presenting tonight's awards. Chief Latin stated that he wanted to recognize Lieutenant J. Michael Bloomberg; Driver/Engineer Julio M. Garro; Firefighters/Paramedics Scott A. Carey, John C. McLoughlin, and Neil T. Mullens for their assistance to a medical alarm for an elderly couple who needed personal attention.

Chief Latin further honored Jacob Snow White, Riley T. Paine, Gregory A. May, Kimberly R. Wells, and Warren L. Parker for their response to a medical rescue call to an individual who could not breathe and had to receive treatment, and 4 days later was breathing on his own.

Chief Latin continued to honor Lieutenant Jeremy J. Riffard; Driver/Engineer Bradley A. Whidden; Firefighters/Paramedics Jorge Aqular, Freddie Batista, Daniel J. Moran and Paul R. Gilbert, Jr. for their assistance to an individual with chest pains who had gone

into cardiac arrest. Advance life support was administered and the patient regained consciousness.

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 – Fort Lauderdale Dragon Boat Festival

(M-1)

A motion authorizing the proper City officials to execute an Event Agreement with the **Wisconsin Dragon Boat Festival Association LLC** to indemnify, protect and hold harmless the City from any liability in connection with the **Fort Lauderdale Dragon Boat Festival**, to be held **Saturday, February 28, 2004 from 7:00 p.m. to 9:00 p.m.; and Sunday, February 29, 2004 from 10:00 a.m. to 5:00 p.m.** at Mills Pond.

Recommend: Motion to approve.

Exhibit: Memo No. 03-1834 from Acting City Manager.

Event Agreement – Dr. Martin Luther King, Jr. Parade and Festival

(M-2)

A motion authorizing the proper City officials to execute an Event Agreement with the **Dr. Martin Luther King, Jr. Celebration Committee Inc.** to indemnify, protect and hold harmless the City from any liability in connection with the **Dr. Martin Luther King, Jr. Parade and Festival**, to be held **Monday, January 9, 2004 from 9:00 a.m. to 5:00 p.m.**; and further authorizing the closing of the parade route as follows: beginning at 9:00 a.m. at Mount Olive Baptist Church at N.W. 9 Avenue and N.W. 4 Street; proceeding north on N.W. 9 Avenue to Sunrise Boulevard, and east in the eastbound lanes on Sunrise Boulevard to end at Holiday Park.

Recommend: Motion to approve.

Exhibit: Memo No. 03-1835 from Acting City Manager.

Event Agreement – Second Presbyterian Church Carnival**(M-3)**

A motion authorizing the proper City officials to execute an Event Agreement with the **Second Presbyterian Church of Fort Lauderdale, Florida Inc.** to indemnify, protect and hold harmless the City from any liability in connection with the **Second Presbyterian Church Carnival** to be held **Wednesday and Thursday, January 14 and 15, 2004 from 5:00 p.m. to 9:00 p.m.; Friday, January 16, 2004 from 5:00 p.m. to 11:00 p.m.; Saturday, January 17, 2004 from 1:00 p.m. to 11:00 p.m.; and Sunday, January 18, 2004 from 1:00 p.m. to 6:00 p.m.** on Church property located at 1400 North Federal Highway; and further authorizing the closing of N.E. 14 Court from North Federal Highway east to the end of the street during carnival hours.

Recommend: Motion to approve.

Exhibit: Memo No. 04-38 from Acting City Manager.

Event Agreement – Rodeo Roundup for Scholarships**(M-4)**

A motion authorizing the proper City officials to execute an Event Agreement with the **Fort Lauderdale Rotary 1090 Foundation, Inc.** to indemnify, protect and hold harmless the City from any liability in connection with the **Rodeo Roundup for Scholarships**, to be held **Saturday, February 28, 2004 from 6:00 p.m. to 12:00 midnight** at the Antique Car Museum; and further authorizing the closing of Flagler Drive from S.W. 15 Street to S.W. 16 Street (one block on the west side of the Antique Car Museum) from 8:00 a.m. Friday, February 27 to 4:00 p.m. Sunday, February 29, 2004.

Recommend: Motion to approve.

Exhibit: Memo No. 03-1833 from Acting City Manager.

**Amend and Restate Declaration of Trust -
Bank of America, N.A. – Cemetery Trust Fund****(M-5)**

A motion authorizing the proper City officials to execute the Amended and Restated Declaration of Trust with Bank of America, N.A. for the Cemetery Trust Fund.

Recommend: Motion to approve.

Exhibit: Memo No. 04-13 from Acting City Manager.

**Annual Subscription – American Water Works Association
Research Foundation (AWWARF)****(M-6)**

A motion approving the payment of \$35,822.80 to the AWWARF for the City's annual subscription.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 03-1320 from Acting City Manager.

**Agreement – Combined Insurance Company -
Renewal of Specific Reinsurance Policy****(M-7)**

A motion authorizing the proper City officials to execute an agreement with Combined Insurance Company for renewal of specific reinsurance policy, subject to claims identified through November 30, 2003, for a term of one year, to provide specific coverage at the \$150,000 stop loss level with continuation of two lasers (coverage for employees or dependents with chronic medical needs that will be insured with a higher deductible).

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 03-1826 from Acting City Manager.

**Contract Award – John Rohrer Contracting Company, Inc. -
Project 10707 – City Park Mall Garage Planter/Barrier Wall
Rehabilitation****(M-8)**

A motion authorizing the proper City officials to execute an agreement with John Rohrer in the amount of \$1,624,750 for the City Park Mall Garage Planter/Barrier Wall Rehabilitation project. (Also see Item M-9 on this Agenda)

Funds: See Bid Tab

Recommend: Motion to approve.

Exhibit: Memo No. 04-28 from Acting City Manager.

**Task Order – Corradino Group – Project 10707 -
Special Inspection Services for City Park Mall
Garage Planter/Barrier Wall Rehabilitation****(M-9)**

A motion authorizing the proper City officials to execute an agreement with the Corradino Group in the amount of \$39,183 to provide special inspection services for the City Park Mall Garage Planter/Barrier Wall Rehabilitation project. (Also see Item M-8 on this Agenda)

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 04-22 from Acting City Manager.

Task Order No. 12, Amendment No. 1- (M-10)
Camp, Dresser and McKee, Inc. (CDM) – Project 10121 –
Lauderdale Manors Utility Improvements, Phase I Services
During Construction

A motion authorizing the proper City officials to execute Task Order No. 12, Amendment 1 with CDM in an amount not to exceed \$59,845 for additional resident inspection services required during construction of the Lauderdale Manors Utility Improvements, Phase 1 project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 04-19 from Acting City Manager.

Task Order No. 35 – Camp, Dresser and McKee, Inc. (M-11)
(CDM) – Project 10705 – River Oaks Sanitary Sewer,
Water Main and Storm Drainage Improvements (Sewer Area 6)

A motion authorizing the proper City officials to execute Task Order No. 35 with CDM in the amount of \$1,569,525 for the provision of consulting engineering services associated with the River Oaks Sanitary Sewer, Water Main and Storm Drainage Improvements (Sewer Area 6) project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 04-27 from Acting City Manager.

Task Order No. 16724.68 – Keith and Schnars, P.A. – Project (M-12)
10580 – Edgewood Sanitary Sewer, Water Main and Storm
Drainage Improvements (Sewer Area 8)

A motion authorizing the proper City officials to execute Task Order No. 16724.68 with Keith and Schnars, P.A. in the amount of \$864,965 for the provision of consulting engineering services associated with preliminary design and survey for the Edgewood Sanitary Sewer, Water Main and Storm Drainage Improvements (Sewer Area 8) project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 04-24 from Acting City Manager.

Reimbursement of Costs – Florida East Coast Railway Company (M-13)
(FEC) – Reconstruction of S.W. 2 Street and S.W. 7 Street Railroad
Crossing Rehabilitation

A motion approving payment to FEC in the amount of \$89,418.96 for the City's share of the S.W. 2 Street and S.W. 7 Street railroad crossing rehabilitation.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 04-23 from Acting City Manager.

PURCHASING AGENDA

Proprietary – Smart Park In-Car Parking Meter (Pur-1)

An agreement to purchase additional Smart Park in-car parking meters is being presented for approval by the Administrative Services, Parking Services Division.

Recommended Award: Ganis Smart Park Systems Ltd.
Nes Ziona, Israel

Amount: \$ 15,000.00

Bids Solicited/Rec'd: N/A

Exhibits: Memorandum No. 04-001 from Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends awarding the proprietary purchase.

H-34-03 – Photographic Film (Pur-2)

One-yr contract for photographic film is being presented for approval by the Police Department.

Vendor: Focus Camera, Inc.
Brooklyn, NY

Amount: \$ 45,000.00

Bids Solicited/Rec'd: N/A

Exhibits: Memorandum No. 04-006 from Acting City Manager

The Procurement and Materials Management Division recommends awarding to the low responsive and responsible bidder.

242-8960 – Security Guard Services**(Pur-3)**

Three-year contract for security guard services is being presented for approval by the Community and Economic Development, Executive Airport.

Recommended Award: Navarro Group (MBE)
Fort Lauderdale, FL
Amount: \$ 211,178.00 (estimated annual total)
Bids Solicited/Rec'd: 55/9 with 1 no bid and 1 late bid
Exhibits: Memorandum No. 04-004 Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends awarding to the first ranked proposer.

442-8955 – Air Conditioning Units**(Pur-4)**

An agreement to purchase three air conditioning units for the Police Station is being presented for approval by the Public Services Department.

Vendor: AAA Air Service, Inc.
Sunrise, FL
Amount: \$ 43,200.00
Bids Solicited/Rec'd: 34/5
Exhibits: Memorandum No. 04-011 Acting City Manager

The Procurement and Materials Management Division recommends awarding to the low responsive and responsible bidder.

692-7999 – Janitorial Services Contract Extension**(Pur-5)**

A one-year contract extension for janitorial services with a cost reduction is being presented for approval by the Public Services Department.

Vendor: One Source Facilities Services, Inc.
Pompano Beach, FL
Amount: \$ 11,083.00 (estimated)
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-037 from Acting City Manager

The Procurement and Materials Management Division has reviewed this item and recommends approving cost reduction and one year extension.

742-8958 – Solid Waste Collection and Disposal**(Pur-6)**

A three-year contract for solid waste collection and disposal is being presented for approval by the Public Services, Sanitation Division.

Vendor: All Service Refuse
Fort Lauderdale, FL
Southern Waste Systems LLC
Lantana, FL

Amount: \$ 315,068.00 (estimated)

Bids Solicited/Rec'd: 41/4

Exhibits: Memorandum No. 04-039 from Acting City Manager

The Procurement and Materials Management Division recommends awarding to the low responsive and responsible bidders.

Proprietary – Pump and Parts**(Pur-7)**

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

Recommended Award: Hudson Pump & Equipment
Lakeland, FL

Amount: \$ 32,000.00 (estimated)

Bids Solicited/Rec'd: N/A

Exhibits: Memorandum No. 04-010 Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends awarding the proprietary purchase.

342-8978 – 54 inch Main Pipe**(Pur-8)**

An agreement to purchase 54-inch main pipe (780 linear feet) is being presented for approval by the Public Services Department, Waterworks 2011.

Vendor: American Cast Iron Pipe Company
Jupiter, FL

Amount: \$ 150,737.18 (estimated)

Bids Solicited/Rec'd: 36/3 with 1 no bid

Exhibits: Memorandum No. 04-020 from Acting City Manager

The Procurement and Materials Management Division recommends awarding to the low responsive and responsible bidder.

State – I-NET Hardware and Maintenance**(Pur-9)**

An agreement to purchase I-NET hardware and equipment maintenance is being presented for approval by the Administrative Services, Information Technology Division.

Vendor: Nextira One, LLC
Pompano Beach, FL
Various Vendors
Amount: \$ 368,841.31 (estimated)
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-002 from Acting City Manager

The Procurement and Materials Management Division recommends awarding from the Florida State Contract and other various vendors.

Proprietary – Actuarial Studies**(Pur-10)**

An agreement to purchase actuarial studies for GERS and Police-Fire pension systems (early retirement incentive program) is being presented for approval by the Administrative Services and Finance Departments.

Recommended Award: Stanley, Holcombe & Associates, Inc.
Atlanta, GA
Gabriel, Roeder, Smith & Company
Fort Lauderdale, FL
Amount: \$ 32,000.00 (estimated)
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-045 from Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends awarding the proprietary purchase. A transfer of \$32,000 from General Fund Contingencies to GEN040201/3299 (Other Services) is also recommended.

Proprietary – Parking Multi-Space Meters for the H Lot**(Pur-11)**

An agreement to purchase parking multi-space meters and pedestals is being presented for approval by the Administrative Services Department, Parking Systems.

Recommended Award: Schlumberger Technologies
Morristown, NJ
Amount: \$ 44,180.00 (estimated)
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-077 Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends awarding the proprietary purchase.

Mayor Naugle announced that Item Pur-3 on tonight's agenda would be deleted.

Motion made by Commissioner Hutchinson and seconded by Commissioner Trantalis that Consent Agenda Item Nos. M-3, M-6, M-8, M-10, Pur-1, and Pur-11, be deleted from the Consent Agenda and considered separately, and that all remaining Consent Agenda items be approved as recommended. Roll call showed: YEAS: Commissioners Trantalis, Moore, Hutchinson, Teel, and Mayor Naugle. NAYS: None.

Event Agreement – Second Presbyterian Church Carnival

(M-3)

Commissioner Hutchinson stated that she had pulled this item, and stated that in looking at the application the event was listed as being from Thursday, January 15, 2004 through Sunday, January 25, 2004.

The Commissioner was informed that there had been a change in dates because the Homeowners Association felt the event was going to be held for too long a period of time, and therefore, they reduced the days. He reiterated that the event would be held from Wednesday, January 14, 2004 through Sunday, January 18, 2004.

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

**Annual Subscription – American Water Works Association
Research Foundation (AWWARF)**

(M-6)

Commissioner Trantalis stated that he had pulled this item, and asked if this expenditure was necessary this year due to the City's budget constraints.

Frank Coulter, Public Services, stated that this expenditure was necessary and he explained that the Research Center was comprised of a couple hundred utilities which contributed, and the monies were leveraged giving the City access to about \$13 Million worth of new research that was available. He reiterated that this was a cheap investment for access to a significant amount of research that would not otherwise be available. He explained that access was limited to this information and it was not readily available on the Internet. He further stated that this also applied to the Waste Water research.

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

**Contract Award – John Rohrer Contracting Company, Inc. -
Project 10707 – City Park Mall Garage Planter/Barrier Wall
Rehabilitation**

(M-8)

Commissioner Moore stated that he had pulled this item, and stated that he could not support this item.

Motion made by Commissioner Hutchinson and seconded by Commissioner Teel that the item be approved. Roll call showed: YEAS: Commissioners Trantalis, Hutchinson, Teel, and Mayor Naugle. NAYS Commissioner Moore.

**Task Order No. 12, Amendment No. 1 – Camp, Dresser (M-10)
And McKee, Inc. (CDM) – Project 10121 – Lauderdale Manors
Utility Improvements, Phase 1 Services During Construction**

Commissioner Moore stated that he had pulled this item, and asked if anyone from CDM was present this evening. He stated that the background information stated that they were to deal with informing the residents, and asked how that was going to be done.

Paul Bohlander, Assistant Utilities Services Director, stated that they would initiate information into the neighborhood regarding the delays and the completion of this project. He stated that under the WaterWorks 2011 Program management arrangement, it was the City's program management team which consisted of himself, City resources, and the old consultant.

Commissioner Moore reiterated that the back-up information stated that CDM was being paid to accept such responsibility. Mr. Bohlander explained that their involvement in the field included completion of pavement operations and punch-list items for the project. He added they also had some involvement in regard to inspection interaction with the adjoining property owners. Commissioner Moore asked what services CDM would supply for the \$2300, and asked for further clarification of resident involvement. Mr. Bohlander explained that it involved the day-to-day inspection operations, observing the work and making sure it was being done in compliance with the specifications, and in addition, they were providing an engineer to be involved in cases where there were problems with the plans, specifications or interpretations. He explained further that this was being extended in order to provide continuity in terms of such service.

Commissioner Moore asked if during resident inspections, they actually spoke to individuals. Mr. Bohlander explained that the term "resident" applied to the fact that they were present, on the job, and at the job site. He added that it was just a title.

Commissioner Hutchinson stated that she could not support this item. She stated that the original task order called for 2300 hours, plus another 660, and now they wanted to add another 818 hours costing about \$60,000. Mr. Bohlander confirmed.

Motion made by Commissioner Moore and seconded by Commissioner Teel to approve this item as recommended. Roll call showed: YEAS: Commissioners Trantalis, Moore, Teel and Mayor Naugle. NAYS: Commissioner Hutchinson.

Proprietary – Smart Park In-Car Parking Meter**(Pur-1)**

Commissioner Hutchinson stated that she had pulled this item, and asked if the current meters would be compatible with this card.

John Hoezle, Assistant Parking Division Manager, stated that this unit hung on the rearview mirror, and the card was very unique and could only be used in such meters. He explained the card could not be used in single-space meters or Schlumberger meters, but another program would come out soon for those meters.

Commissioner Moore asked why they were recommending this change. Mr. Hoezle explained that this unit was the only one presently on the market. He stated that the company who had made the Auto Park which the City had previously (Duncan) were no longer supporting that unit which ran on a Windows '95 System. He explained they were phasing out of that business. He reiterated the Smart Park unit was excellent and better than the previous one because of giving more flexibility. He stated this could be used throughout the City. Commissioner Moore asked what was the price of this unit in comparison to the older one. Mr. Hoezle explained that the previous unit had cost \$39, and this unit cost \$55.

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

Proprietary – Parking Multi-Space Meters for the H Lot**(Pur-11)**

Commissioner Hutchinson stated that she had pulled this item, and proceeded to recognize Chris Gauss, Las Olas Homeowners Association, who was going to present the City a check in order to purchase one of the Schlumberger meters for the H Lot. She thanked their organization.

Motion made by Commissioner Hutchinson and seconded by Commissioner Trantalis to approve this item as recommended.

Kirk Buffington, Procurement Manager, stated that the total cost of the meter was \$44,000, and advised that the City was purchasing three meters, and the Homeowners Association was purchasing all of them.

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

Settlement of General Liability File No. GL 97-742 (Melissa Waer)**(M-14)**

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

Settlement of Workers Compensation File No. WC 99-10334 (M-15)
(Shawn Salvi)

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

City Commission Request for Review – Lakehart, Inc. - (M-16)
Self-Storage Facility at 217-219 N.W. 1 Avenue (DRC
Case No. 85-R-03)

Applicant: Lakehart, Inc.
Request: Site plan review for self-storage facility
Location: 217-219 N.W. 1 Avenue

Motion made by Commissioner Hutchinson and seconded by Commissioner Moore to schedule the public hearing for January 21, 2004. Roll call showed: YEAS: Commissioners Trantalis, Moore, Hutchinson, Teel and Mayor Naugle. NAYS: None.

PUBLIC HEARINGS

Site Plan Approval and Rezoning from RS-8 to XP - (PH-1)
Boywic Farms, Ltd. (PZ Case No. 4-ZR-03)

At the November 19, 2003 Planning and Zoning Board regular meeting, the following application was approved by a vote of 5-3. Notice of public hearing was published December 25, 2003 and January 1, 2004.

All individuals wishing to speak on this item were sworn in.

Don Morris, Planning and Zoning, proceeded to show a map of the site. He explained that the applicant was requesting a rezoning from RS-8 to XP in order to install a new parking lot to service an equipment rental business. He explained that there were residential properties located to the immediate east and west of the site, as well as on the north side of SW 33 Court. He stated that the access for the proposed parking lot would be via an internal drive which would connect this lot to the existing parking, and there would be no access on SW 33 Court.

Mr. Morris explained that on July 9, 2003, the Board of Adjustment had granted a variance to allow the proposed drive connecting the existing development to the proposed parking lot to setback 2.5' from the west property line, where 10' was required. He stated they were permitted to have parking within 2.5' from the property line, where 12' was normally required when abutting residential property.

Mr. Morris explained further that the applicant was to provide a 5' buffer wall along the east and west property lines, and also at the commercial property line on SW 15th

Avenue. He stated that the proposal was consistent with the City's Comprehensive Plan. He added that the Planning and Zoning Board had reviewed this matter and approved it 5-3 with the following conditions: The applicant was to move the north wall 2' to the south so the proposed wall would be 6' from the north property line, and that landscaping to be planted between the north wall and the sidewalk. He stated that the applicant had revised their plans to incorporate such conditions.

Dave Wright stated that a parking lot in the middle of a residential street would ruin the area. He added that the residents in the area opposed this parking lot, and explained that this had been proposed once before on the north side, and the wall erected over the years had been painted with graffiti. He stated that the large Oak tree where the wall had been erected had died, along with the landscaping which had been provided. He stated that this neighborhood was improving. He felt the Airport wanted this lot because previously they had discussed installing a noise burm at that site. He asked why the Board of Adjustment had granted a variance before the zoning had been changed. He stated that the current tenant parked construction equipment at the site, and on the street facing I-595. He asked if that type of equipment was going to continue being parked at the site.

Janna Lhota, attorney for the applicant, proceeded to introduce the individuals regarding this project who were present at tonight's meeting as follows: George Weaver, Principal of Boywic Farms; Ralph Dearden, Marketing and Property Management Director; and Glenn Hanks.

Ms. Lhota further stated that this application was seeking a rezoning of the property from residential single-family low-medium density to exclusive use for parking. She proceeded to show an aerial map of the site which showed the existing uses surrounding the property. She continued stating that the property was located immediately to the north of I-595, to the west was a single-family home, and further west was a linear park. She explained that to the north were multi-family dwellings, to the east was additional multi-family along with single-family residences, and further to the east were warehouses and an industrial park.

Ms. Lhota explained that the subject property had been vacant for about 1 to 1 ½ years. She stated they recently leased the property with the hope of obtaining additional parking. She stated that currently the site had 14 parking spaces which constrained the use of the site to an industrial type use. She continued stating that the additional parking would help to further market the property and assist the current tenant with their potential employee and customer needs. She proceeded to show a drawing of the proposed landscaping. She stated that currently the access would be via an access drive along the northwest corner of the property. She explained that the Board of Adjustment had approved variances in order to allow the parking within the northern portion of the existing lot, as well as the corner court for the access drive. She stated further that the proposed parking facility in the rear of the property met or exceeded all current code requirements in connection with setbacks, buffers, and was fully compliance with the neighborhood compatibility requirements.

Ms. Lhota stated that all access to the commercial uses would be via SW 33rd Place which ran adjacent to I-595. She continued stating that the road dead-ended into SW 15th Avenue. She stated that currently the residential properties to the north were buffered solely by a shadow box wood fence. She explained that this proposal would

erect a decorative concrete wall at the end of 33rd Court, along with providing enhanced landscaping. She added that irrigation would also be installed and help preserve the landscaping. She stated that this plan had been presented several times over the past year to the Edgewood Civic Association, and stated they had a letter from that group recommending support for this project.

Ms. Lhota further stated that the client had contacted the neighborhood association and had provided renderings of the project, along with the site plan. She felt this project would enhance the neighborhood and would be a logical transition for the area. She stated the application did apply with the City's ULDR and was consistent with the City's Comprehensive Plan. She urged the Commission to support this request.

Mr. Wright asked if any monies from the company had been given to the Edgewood Civic Association. He asked if the Board of Directors had approved the letter of approval which had been submitted.

Ms. Lhota replied that the letter was provided by the property owners of the civic association. She stated it was her understanding that this project had been presented to the Board several times.

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

Commissioner Hutchinson stated that she lived in this neighborhood and as they worked with the Airport, it had always been a consensus of the neighborhood that because of the noise levels it was not conducive for residential dwellings. She reiterated that people did live there, and they had always thought that as the park was built at the end of 15th Avenue, the burm would run and continue down the south side of 33rd Court, split the street in half, and the burm would continue behind Edgewood Elementary, end up on 12th Avenue, and eventually connect to Snyder Park. She stated that this project had been presented to her before she had been elected Commissioner, and the object was to place parking at the site which would not access the neighborhood, but wall in the area. She reiterated that she would support this project because the noise levels on the south side of 33rd Court were 65 LDN's and greater. She advised that the civic association had worked very hard with this applicant. She stated this was not the best use for the property, but she did not think that residential was the best use either.

Commissioner Moore asked if there was any kind of method to ensure that there would be no outside storage at this site. Commissioner Hutchinson asked if a condition could be added regarding this issue. Commissioner Moore suggested that a condition be added that the site be used for parking spaces and no overnight storage be permitted. Commissioner Hutchinson asked that it be added in regard to the property, and not just the property owner.

Cecelia Hollar, Director Construction Services, stated that zoning would not permit outside storage, and if there was it would be a violation. She remarked that the applicant was already aware of that matter.

Commissioner Moore proceeded to ask the applicant to agree to state that there would be no exterior storage at the site.

Ms. Lhota stated that it was their understanding that the property was to be zoned for an exclusive parking use. She stated there would be no outdoor storage of goods or materials at the site.

Commissioner Hutchinson introduced the following ordinance on first reading:

ORDINANCE NO. C-04-1

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RS-8 TO XP, INCLUDING THE ALLOCATION OF FLEXIBILITY UNITS AND SITE PLAN APPROVAL, LOTS 4, 5 AND 6, "PICKET LANE," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 22, PAGE 12, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED ON THE SOUTH SIDE OF SOUTHWEST 32ND COURT, EAST OF SOUTHWEST 15TH AVENUE, WEST OF SOUTHWEST 13TH AVENUE AND NORTH OF INTERSTATE 595, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

Which ordinance was read by title only.

Commissioner Moore stated that the letter submitted by the civic association stated there had been overwhelming community support for this project, but it had not stated that it had been voted on by the association or its executive committee. He asked if anyone was present this evening who could provide further information on the matter.

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

Conveyance of Property to the Fort Lauderdale Community Redevelopment Agency (CRA) – Redevelopment Of 1025-1033 Sistrunk Boulevard (N.W. 6 Street) (PH-2)

A public hearing to consider a resolution conveying certain public property located at 1025-1033 Sistrunk Boulevard (N.W. 6 Street) to the CRA for redevelopment within the Northwest-Progresso-Flagler Heights Community Redevelopment Area; and further authorizing the proper City officials to execute and deliver deeds of conveyance under the terms and conditions set forth in Resolution No. 03-175 adopted November 18, 2003 declaring the City's intent to convey such property. Notice of public hearing was published December 27, 2003 and January 3, 2004.

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

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-1

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RATIFYING AND CONFIRMING RESOLUTION NO. 03-175 DECLARING ITS INTENT TO CONVEY CERTAIN PUBLIC PROPERTY TO THE CITY OF FORT LAUDERDALE COMMUNITY REDEVELOPMENT AGENCY FOR REDEVELOPMENT WITHIN THE NORTHWEST-PROGRESSO-FLAGLER HEIGHTS COMMUNITY REDEVELOPMENT AREA, SAID PUBLIC PROPERTY HAVING A STREET ADDRESS OF 1025-1033 SISTRUNK BOULEVARD, FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED BELOW AND DIRECTING THE PROPER CITY OFFICIALS TO EXECUTE AND DELIVER A DEED OF CONVEYANCE FOR THE PUBLIC PROPERTY TO THE FORT LAUDERDALE COMMUNITY REDEVELOPMENT AGENCY TO BE USED FOR REDEVELOPMENT PURPOSES.

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

Amend Section 10-46 – Naming of Trustee of Funds; Investments Funds; Annual Financial Statement (O-1)
And Section 10-47 – Municipal Cemetery System Funds

An ordinance amending Section 10-46 of the Code of Ordinances, entitled “Naming of Trustee of Funds; Investments Funds; Annual Financial Statement,” and Section 10-47 of the Code of Ordinances, entitled “Municipal Cemetery System Funds,” consolidating the General Reserve Trust Fund with the Perpetual Care Trust Fund and requiring 19% of applicable cemetery sales proceeds be deposited into the Perpetual Care Trust Fund. Ordinance No. C-03-45 was published December 6, 2003, and passed on first reading December 16, 2003 by a vote of 5-0.

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-03-45

AN ORDINANCE AMENDING SECTION 10-46, NAMING OF TRUSTEE OF FUNDS; INVESTMENTS OF FUNDS; ANNUAL FINANCIAL STATEMENT, AND SECTION 10-47, MUNICIPAL CEMETERY SYSTEM FUNDS, OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, CONSOLIDATING THE GENERAL RESERVE TRUST FUND WITH THE PERPETUAL CARE TRUST FUND; AND REQUIRING 19 PERCENT OF APPLICABLE CEMETERY SALES PROCEEDS TO BE DEPOSITED INTO THE PERPETUAL CARE TRUST FUND.

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

Audit Advisory Board

(O-2)

An ordinance establishing an Audit Advisory Board. Ordinance No. C-03-46 was published December 6, 2003, and passed on first reading December 16, 2003 by a vote of 5-0.

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-03-46

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, CREATING AN ADVISORY BOARD OF THE CITY OF FORT LAUDERDALE, FLORIDA, TO BE KNOWN AS THE AUDIT ADVISORY BOARD; PROVIDING FOR MEMBERSHIP QUALIFICATIONS, LENGTH OF TERM AND THE PURPOSE AND DUTIES OF THE BOARD.

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

Amendment to Chapter 4 – Alarm Systems

(O-3)

An ordinance amending Chapter 4 of the Code of Ordinances entitled "Alarm Systems," providing a definition of customer information and requirement that alarm monitoring companies provide their customer information databases to the Police Department and a penalty for failure to provide customer information as required, deleting moot provisions, and providing for severability, repeal of conflicting ordinance provisions and effective date. Ordinance No. C-03-47 was published December 27, 2003, and passed on first reading December 16, 2003 by a vote of 5-0.

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-03-47

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SECTIONS 4-1, DEFINITIONS, 4-3, REGISTRATION; ALARM MONITORING COMPANIES, AND 4-8, PROHIBITIONS, OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, PROVIDING A DEFINITION OF CUSTOMER INFORMATION, PROVIDING A REQUIREMENT THAT ALARM MONITORING COMPANIES PROVIDE THEIR CUSTOMER INFORMATION DATABASES TO THE CITY OF FORT LAUDERDALE POLICE DEPARTMENT AND A PENALTY FOR FAILURE TO PROVIDE CUSTOMER INFORMATION AS REQUIRED, DELETING MOOT PROVISIONS, AND PROVIDING FOR SEVERABILITY, REPEAL OF CONFLICTING ORDINANCE PROVISIONS, AND AN EFFECTIVE DATE.

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

Amend ULDR – Section 47-2 Measurements, Section 47-35 Definitions and Section 47-19 Accessory Uses – Building Structures (PZ Case No. 2-T-03) (O-4)

At the May 28, 2003 Planning and Zoning Board special meeting and November 19, 2003 Planning and Zoning Board regular meeting, the following application was recommended by a vote of 7-1. Notice of proposed ordinance was published December 6, 2003, and on December 16, 2003, first reading was deferred to January 6, 2004 by a vote of 5-01.

Commissioner Moore introduced the following ordinance on first reading:

ORDINANCE C-04-02

AN ORDINANCE AMENDING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SECTION 47-1.2 MEASUREMENTS AND SECTION 47-35 DEFINITIONS TO REVISE THE DEFINITION OF FRONT, SIDE AND REAR YARDS AND TO CREATE A NEW DEFINITION OF CORNER YARD AND CORNER LOT; AMENDING SECTION 47-19 ACCESSORY USES, BUILDINGS AND STRUCTURES, AND AMENDING SECTION 9-314, CLOTHESLINE REQUIREMENTS, OF THE CODE OF ORDINANCES, TO CONFORM CERTAIN PROVISIONS PERMITTING ACCESSORY STRUCTURES IN YARDS TO THE REVISED DEFINITIONS OF YARDS; TO DELETE A FIRE ESCAPE AS AN ACCESSORY USE, TO REVISE PROVISIONS FOR DRIVEWAYS AND GARAGES; ADDING CROSS REFERENCES AND CLARIFYING CERTAIN PROVISIONS.

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

Amend ULDR Sections 47-35.1, 47-2.2, 47-19.5, 47-20.5, 47-21.8, 47-19.1, 47-20.22, 47-22.3 and 47-23 – Reformat and Clarify Regulations Governing Sight Triangles (PZ Case No. 5-T-03) (O-5)

At the May 28, 2003 Planning and Zoning Board special meeting and November 19, 2003 Planning and Zoning Board regular meeting, the following application was recommended by a vote of 7-1. Notice of proposed ordinance was published December 6, 2003, and on December 16, 2003, first reading was deferred to January 6, 2004 by a vote of 5-0.

Commissioner Moore introduced the following ordinance on first reading:

ORDINANCE NO. C-04-03

AN ORDINANCE AMENDING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SECTION 47-2.2, MEASUREMENTS, SECTION 47-19.1, GENERAL REQUIREMENTS, SECTION 47-19.5, FENCES, WALLS AND HEDGES, SECTION 47-20.5, GENERAL DESIGN OF PARKING FACILITIES, 47-20.22, TEMPORARY PARKING LOTS, SECTION 47-21.8, MAINTENANCE, SECTION 47-22.3, GENERAL REGULATIONS, CREATING A NEW SECTION 47-23.15, LOCATION OF A BUILDING OR STRUCTURE IN A SIGHT TRIANGLE, AND SECTION 47-35.1, DEFINITIONS, TO REFORMAT AND CLARIFY THE REGULATIONS REGARDING SIGHT TRIANGLES.

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

Amend ULDR – Section 47-2 Measurements, Section 47-35 Definitions and Section 47-19 Accessory Uses – Building Structures – Height and Width of Awnings in Public Right-of-Way (PZ Case No. 4-T-03) (O-6)

At the May 28, 2003 Planning and Zoning Board special meeting, the following application was recommended by a vote of 4-3. Notice of proposed ordinance was published December 6, 2003, and on December 16, 2003, first reading was deferred to January 6, 2004 by a vote of 5-0.

Mayor Naugle stated that he was concerned about the enforcement of the sight triangles causing massive non-compliance in the neighborhoods. He suggested that a pilot program be set up in one of the neighborhoods and see what impacts the ordinance

might have before proceeding with full enforcement. He reiterated that he was concerned about the 25'.

Liz Holt, Construction Services, stated that no changes were being made. Mayor Naugle suggested that possibly 10' to 15' would be sufficient, and felt that 25' was drastic and would have a ripple effect. He felt rules had to be reasonable in order for people to accept them. Ms. Holt stated that they had done an analysis for driveways to have 10' and corners at 25', but they would bring back some further information. Mayor Naugle reiterated that he was not sure the public wanted such a stringent rule.

Commissioner Moore remarked that this was a safety issue and felt that further clarification might be needed of something that had not been implemented.

Mayor Naugle stated that he did not have a problem with the sight triangle, but felt the 25' was too massive and not clearly thought through. He believed there would be enforcement problems.

Commissioner Moore introduced the following ordinance on first reading:

ORDINANCE NO. C-04-04

AN ORDINANCE AMENDING SECTION 25-22, AWNINGS; PERMIT REQUIRED, OF CHAPTER 25 OF THE CODE OF ORDINANCES AND AMENDING SECTION 47-12.4, CENTRAL BEACH DISTRICT REQUIREMENTS; SECTION 47-13.20, DOWNTOWN RAC REVIEW PROCESS AND SPECIAL REGULATIONS, AND SECTION 47-19.2, ACCESSORY BUILDINGS AND STRUCTURES, GENERAL, OF THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, TO REVISE THE HEIGHT AND LOCATION REQUIREMENTS FOR AWNINGS.

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

Amendment to Chapter 20 – General Employees (O-7)
Retirement System (GERS)- Allow Rollover of 457 and 401(a)
Accounts Under Certain Conditions and Define Community
Redevelopment Agency (CRA) as an Affiliated Agency

An ordinance amending the GERS by amending Code Section 20-108 by modifying definitions and adding the CRA as an affiliated agency under the plan; amending Code Section 20-108 regarding eligibility for membership for certain employees; amending Section 20-109 entitled "Retirement Dates" by requiring a minimum of five (5) years of service as a condition of normal retirement for certain employees; establishing procedures for acquiring prior service credit for certain previously ineligible employees in the City's employ establishing procedures for acquiring prior service credit for certain non-classified employees in the City's employ, including withholding of vested normal retirement benefits. Notice of proposed ordinance will be published between first and second reading.

Commissioner Moore introduced the following ordinance on first reading:

ORDINANCE C-04-05

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE AMENDING THE GENERAL EMPLOYEES' RETIREMENT SYSTEM BY AMENDING CODE SECTION 20-108 BY MODIFYING DEFINITIONS AND ADDING THE FORT LAUDERDALE COMMUNITY REDEVELOPMENT AGENCY AS AN AFFILIATED AGENCY UNDER THE PLAN; AMENDING CODE SECTION 20-108 REGARDING ELIGIBILITY FOR MEMBERSHIP FOR CERTAIN EMPLOYEES; AMENDING SECTION 20-109 ENTITLED "RETIREMENT DATES" BY REQUIRING A MINIMUM OF FIVE (5) YEARS OF SERVICE AS A CONDITION OF NORMAL RETIREMENT FOR CERTAIN EMPLOYEES; ESTABLISHING PROCEDURES FOR ACQUIRING PRIOR SERVICE CREDIT FOR CERTAIN PREVIOUSLY INELIGIBLE EMPLOYEES IN THE CITY'S EMPLOY; ESTABLISHING PROCEDURES FOR ACQUIRING PRIOR SERVICE CREDIT FOR CERTAIN NON-CLASSIFIED EMPLOYEES IN THE CITY'S EMPLOY, INCLUDING WITHHOLDING OF VESTED NORMAL RETIREMENT BENEFITS.

Which ordinance was read by title only.

Bud Bentley, Assistant City Manager, stated that this item was the subject of negotiations with the FOPA and impasse issue. He stated there was a conceptual agreement and they were negotiating a Memorandum of Understanding. If that was not executed, then it would be an impasse issue.

Commissioner Moore suggested that this be tabled until the meeting on January 21, 2004.

Mr. Bentley stated that they were recommending conceptual approval so they could proceed in a timely manner in case the FOPA did accept the agreement.

Motion made by Commissioner Moore to table this issue until January 21, 2004, at 6:00 p.m.

Motion died for lack of a second.

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

CITIZEN PRESENTATIONS

Mayor Naugle stated that M.A. Haroon had requested that his item be withdrawn from tonight's meeting.

Joni Wilson – Faulty Water Meter

Joni Wilson stated that she had a problem with the installation of an irrigation meter. She explained that the City had installed such meter in April, 2002, and unfortunately she had never had it connected until the middle of June. She explained further that meantime the meter had been running without being connected. She stated that she had copies of statements showing that the meter had been running and bills were sent to her. She explained that as soon as it had been connected, it had run enough water within a couple of days. She advised that she had not run the system right away due to there having been a heavy period of rainfall at that time. She announced that she had received a bill for \$500. She stated that she had checked the meter and immediately called the City. Instead of the City speaking with her and telling her to discuss the matter with Customer Service, she had been told they would remove the meter and test it. If the meter tested normal, then she would have to pay the bill. She stated that she asked how would she know if the meter had been tested or installed correctly. She advised that before they came to remove it, it had gone up from 176 to 180 in the time period she had checked it.

Ms. Wilson further stated that the meter had not been installed correctly by the City, and it was leaking deep into the ground. She stated that she had spoken with the meter company, who had stated that the meter was all right. She advised that the meter had been tested by the City. She stated that she had letters sent to her by Mr. Gregory Kisela which were very unprofessional and undated. (She submitted such letters to the Commission.) She stated that the City was lacking in their Utility Department. She asked what could be done in this matter.

Julie Leonard, Public Services, stated they had received a letter from Ms. Wilson and an investigation had been done. She explained that Ms. Wilson had been given an unusual consumption credit according to the ordinance in the maximum amount of \$255.00, plus \$35 in penalties. She further stated that Mr. Kisela had met with Ms. Wilson on November 3, 2003, and they had received a copy of an invoice from the lawn service. She stated that the irrigation system had been installed on June 15, 2002, and in July, 2002, Ms. Wilson had received the high bill. She further stated that there had been major landscape work done on the property. She advised that Ms. Wilson's bill for that month had been \$422; she had received a \$255 credit and a \$35 credit.

Ms. Wilson stated that additional charges had been charged to her bill. Ms. Leonard explained that the water had been turned off for non-payment. She stated that as of today the total amount due was \$414. Ms. Wilson added that her current bills were all

paid. Ms. Leonard stated that the account had been closed and the bill had been finalized. She added that Ms. Wilson's monthly bills were all paid.

Commissioner Moore stated that this matter needed to be determined, but not in this manner.

Cecelia Hollar, Acting Public Services Director, stated they would meet with Ms. Wilson in regard to this matter. She stated that she could not make any guarantees, but they would talk with her and review all the paperwork. Then, a report would be provided to the Commission.

Commissioner Teel stated that what had taken place in this matter was totally unacceptable. She added that the customer had not been treated appropriately, and the assistance given to her was extremely lacking. She stated they needed to come to some sort of agreement, and did not agree with any of the penalties or additional charges that had been added on to the bill. She further stated that it was not fair to penalize the customer.

Mayor Naugle stated there were ordinances governing what could be done, but he was sure that if mistakes had been made, the matter would be resolved. He stated further that he was concerned that the correspondence shown to the Commission had been undated, and he felt that all business letters should be dated. He hoped that would be normal standard operating procedure in the City.

Commissioner Trantalis stated that this matter came down to common sense. He stated if this person received a bill for water consumption when an account was never established and she had not received water, why were they only looking at the bureaucratic answer for the maximum credit. He asked why she should be slammed for the balance regardless of the situation.

Commissioner Moore stated it was about the ordinance in which they governed themselves as a municipal entity. Commissioner Trantalis stated that the City "screwed up." Commissioner Moore stated further that staff did not feel they had made a mistake. He asked for staff to meet and offer a recommendation which could possibly be superseded by the ordinance.

Ms. Hollar stated that staff would do that.

Ms. Wilson further stated that it frightened her to think why the meter was running and it had not yet been hooked up, and why did the City not inspect such installations.

**No Objection to Plat Amendment – "Holy Cross Hospital Plat" -
Holy Cross Hospital, Inc. (PZ Case No. 22-P-03)**

(R-1)

A resolution approving an amendment to a previously approved plat:

Applicant:	Holy Cross Hospital Inc.
Request:	No objection to plat amendment for "Holy Cross Hospital Plat"
Location:	4725 North Federal Highway

Mayor Naugle stated that the applicant requested that this matter be deferred.

Motion made by Commissioner Trantalis and seconded by Commissioner Hutchinson to defer until Tuesday, March 2, 2004 at 6:00 p.m. Roll call showed: YEAS: Commissioners Trantalis, Moore, Hutchinson, Teel and Mayor Naugle. NAYS: None.

**Vacation of Utility Easement – VUE Fort Lauderdale, LLC
(DRC Case No. 4-M-03)**

(R-2)

A resolution authorizing the vacation of a 2.5 foot wide utility easement:

Applicant: VUE Fort Lauderdale, LLC
Request: Vacate utility easement
Location: North-south utility easement bisecting 2001 and 2011
North Ocean Boulevard

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-2

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, VACATING THAT CERTAIN 2.5 FOOT UTILITY EASEMENT LYING OVER AND ACROSS: THE EAST 2.5 FEET OF LOTS 3, 4 AND 5, BLOCK 8, "LAUDERDALE BEACH EXTENSION," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 27, PAGE 48; AND THE EAST 2.5 FEET OF PARCEL "B", "S-AND-S PLAT," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 79, PAGE 2; BOTH OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED BETWEEN NORTHEAST 33RD AVENUE AND FORT LAUDERDALE BEACH BOULEVARD, SOUTH OF NORTHEAST 21ST STREET AND NORTH OF NORTHEAST 19TH STREET, LYING AND BEING IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

Which resolution was read by title only.

Commissioner Trantalis stated that he believed there had been some discussion between the corporation and the neighborhood association in regard to a bike path which was to be a continuation of an existing one from A1A.

Alex Heckler, attorney for the VUE, stated that the area to be vacated was to be used for some sort of path, but he was not sure of its actual use. He stated that he would check into the matter and report back to the Commission.

Bud Bentley, Assistant City Manager, stated that they were going to draft the easement description for the south side of the border and anticipated it to be done by this Friday. Then, the property owner would have to go before the Board of Adjustment and request a variance because the landscape area would be about 1% or more under the minimum

requirement. He added that this easement was north/south through the center of the property, and the bike path was along the southern boundary going east/west.

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

**Settlement and Release of Code Enforcement Liens
(Code Amnesty Program)**

(R-3)

A resolution delegating authority to the Acting City Manager to settle and release code enforcement liens for 25 percent of their face value (also known as Code Amnesty Program). (Also see Item I-C on the Conference Agenda)

Commissioner Hutchinson introduced the following resolution:

RESOLUTION NO. 04-3

A RESOLUTION OF THE CITY COMMISSION OF THE CITY
OF FORT LAUDERDALE, FLORIDA, TEMPORARILY DELEGATING
TO THE CITY MANAGER THE AUTHORITY TO SETTLE AND
RELEASE CERTAIN CODE ENFORCEMENT LIENS FOR 25%
OF THEIR FACE VALUE.

Which resolution was read by title only.

Mayor Naugle stated that he was voting in support of this resolution in order to implement the program, but he had voted against the Amnesty Program.

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

**Approval to Withhold Building Permits – Confirmation
Of Payment of Broward County Impact Fees**

(R-4)

A resolution authorizing the proper City officials to withhold building permits until receiving written confirmation that County impact fees have been paid or are not due by the applicant.

Commissioner Hutchinson introduced the following resolution:

RESOLUTION NO. 04-4

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AGREEING NOT TO ISSUE BUILDING PERMITS FOR CONSTRUCTION, EXPANSION OR CONVERSION OF A BUILDING WITHIN A PLAT UNTIL A DEVELOPER PROVIDES THE CITY WITH WRITTEN CONFIRMATION FROM BROWARD COUNTY THAT APPLICABLE IMPACT FEES HAVE BEEN PAID.

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

Memorandum of Understanding (MOU) – Florida State Lodge, Fraternal Order of Police a/k/a FOP/FOPA – Comprehensive Health Care

(R-5)

A resolution authorizing the proper City officials to execute an MOU with FOP/FOPA for Comprehensive Health Care as a separate agreement to remain in effect through December 31, 2005, and not be subject to further modification in any subsequent impasse resolution proceeding.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-5

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING AND RATIFYING A MEMORANDUM OF UNDERSTANDING REGARDING COMPREHENSIVE HEALTH CARE BETWEEN THE CITY OF FORT LAUDERDALE AND FLORIDA STATE LODGE, FRATERNAL ORDER OF POLICE, INC., A/K/A FOP/FOPA.

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

Executive Airport – Assignment of Summerhaven Properties Inc. Lease to Performance Trading, Inc. for Parcel 8D

(R-6)

A resolution authorizing the proper City officials to Consent to the Assignment of Lease Parcel 8D from Summerhaven Properties, Inc. to Performance Trading, Inc.; and further authorizing the proper City officials to Consent to the Assignment of the Lease Agreement for Parcel 8D to Summerhaven Properties, Inc. for a leasehold mortgage.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-6

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A CONSENT TO ASSIGNMENT OF LEASE AGREEMENT FROM SUMMERHAVEN PROPERTIES, INC., TO PERFORMANCE TRADING, INC., AND AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A CONSENT TO COLLATERAL ASSIGNMENT OF LEASE AGREEMENT WITH PERFORMANCE TRADING, INC., AND SUMMERHAVEN PROPERTIES, INC., EACH PERTAINING TO PARCEL 8-D AT FORT LAUDERDALE EXECUTIVE AIRPORT.

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

**Executive Airport – Joint Participation Agreement (JPA) (R-7)
With Florida Department of Transportation (FDOT) for
Runway 8-26 Rehabilitation and Realignment of Taxiway Hotel**

A resolution authorizing the proper City officials to execute a JPA with FDOT to accept \$225,000 for the Runway 8-26 rehabilitation and realignment of Taxiway Hotel.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-7

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A JOINT PARTICIPATION AGREEMENT WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, TO ACCEPT GRANT MONEY TO FUND THE REHABILITATION OF RUNWAY 8/26 AND THE REALIGNMENT OF TAXIWAY HOTEL AT THE FORT LAUDERDALE EXECUTIVE AIRPORT (FINANCIAL PROJECT NO. 407393-1-94-01)

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

**Grant Application – South Florida Water Management District (R-8)
(SFWMD) – Water Savings Incentive Program with Bulletproof
Lawn Company, Inc.**

A resolution authorizing the proper City officials to apply for grant funding in the amount of \$15,000 from the SFWMD to work with Bulletproof Lawn Company, Inc. in developing innovative techniques to provide water savings through reduced irrigation within the City.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-8

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO APPLY FOR GRANT FUNDING IN THE AMOUNT OF \$15,000 (FIFTEEN THOUSAND DOLLARS) FROM THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT (SFWMD) TO WORK WITH BULLETPROOF LAWN COMPANY, INC. IN DEVELOPING INNOVATIVE TECHNIQUES TO PROVIDE WATER SAVINGS THROUGH REDUCED IRRIGATION WITHIN THE CITY OF FORT LAUDERDALE.

Which resolution was read by title only.

Mayor Naugle announced that he was going to write a letter of support for the grant.

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

Amendment to Municipal Cemetery System Rules and Regulations (R-9)

A resolution approving revisions to the Cemetery System Rules and Regulations as recommended by the Cemeteries Board of Trustees.

Commissioner Moore asked if this item was time sensitive because he had questions for staff, and had not had the opportunity to meet with them.

Julius D'Alessio (?), Parks and Recreation, stated that it was time sensitive to the extent that it had to do with the trust funds which had been amended.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-9

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE MUNICIPAL CEMETERY SYSTEM RULES AND REGULATIONS AS RECOMMENDED BY THE CEMETERIES ADVISORY BOARD OF TRUSTEES.

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

**Sale of Surplus Property – Southeast Corner of
Cortez Street and Seabreeze Boulevard****(R-10)**

A resolution declaring the City's intent to sell surplus property located at the southeast corner of Cortez Street and Seabreeze Boulevard, which is not needed for public use, and authorizing the property to be considered for sale in accordance with Section 8.04 of the City Charter.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-10

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA DECLARING CERTAIN PROPERTY, DESCRIBED BELOW, NOT NEEDED FOR PUBLIC USE PURSUANT TO CITY CHARTER SECTION 8.04 AND DETERMINING THAT IT IS IN THE BEST INTERESTS OF THE CITY THAT SUCH PROPERTY BE OFFERED FOR SALE.

Which resolution was read by title only.

Mayor Naugle asked what had been the minimum bid.

Victor Volpi, Real Estate Officer, stated that the minimum bid was \$26,650, and the City had paid about \$48.57 per square foot.

Mayor Naugle reiterated that he hoped they would get what the City had paid for the property, plus some accrued value. He stated that this property only had value to one purchaser.

Mr. Volpi stated that any responsible bidder would only get about 100 sq. ft. because 20' of it was encumbered. He stated that possibly not even an adjacent property owner would offer the price.

Commissioner Trantalis asked why was this being asked of the City. Mr. Volpi stated that there was going to be a development to the east, and they needed 1-2 extra parking spaces in order to build a 4-5 condominium unit. He stated they came to him and asked if the property could be surplused. He advised that the Beach Redevelopment Board had indicated that these parcels were for green space and the expansion of roads. He asked if a printout of City-owned properties could be provided to the Commission. Mr. Volpi stated it was a very extensive list. He stated they would provide such information to the Commission.

Mayor Naugle asked if staff would be willing to amend this to \$48.57 per square foot.

Motion made by Commissioner Trantalis and seconded by Commissioner Hutchinson to amend the minimum bid to the per square foot value paid by the City. Roll call showed: Roll call showed: YEAS: Commissioners Trantalis, Moore, Hutchinson, Teel and Mayor Naugle. NAYS: None.

Roll call on resolution: YEAS: Commissioners Trantalis, Moore, Hutchinson, Teel and Mayor Naugle. NAYS: None.

Utility Work by Highway Contract and Memorandum of Agreement (MOA) – Florida Department of Transportation (FDOT) – Project 10553 – Construction of 24-inch Water Main Davie Boulevard from S.W. 9 Avenue to U.S. 1 (Federal Highway) (R-11)

A resolution authorizing the proper City officials to execute a Utility Work by Highway Contract and MOA with FDOT for the construction of a 24" water main along Davie Boulevard between S.W. 9 Avenue and U.S. 1 by FDOT.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-11

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A UTILITY WORK BY HIGHWAY CONTRACTOR AGREEMENT AND A MEMORANDUM OF AGREEMENT WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, FOR CONSTRUCTION, RELOCATION AND/OR REPAIR OF THE WATER TRANSMISSION MAIN ALONG DAVIE BOULEVARD FROM SW 98TH AVENUE TO US 1 DURING THE CONSTRUCTION OF THE FDOT ROADWAY IMPROVEMENTS REFERRED TO AS DAVIE BOULEVARD, STATE ROAD NO. 736 AT THE ESTIMATED COST OF \$1,300,000.00 FINANCIAL PROJECT NO. 228180-1-56-01.

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

Amend Resolution No. 03-17 – Extend Term of Utility Advisory Committee (R-12)

A resolution amending Resolution No. 03-17 to extend the term of the Utility Advisory Committee to December 31, 2004, and further clarifying the goals and purpose of such Committee.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-12

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING RESOLUTION NO. 03-17 WHICH ESTABLISHED THE UTILITY ADVISORY COMMITTEE TO EXTEND THE TERM TO DECEMBER 31, 2004.

Which resolution was read by title only.

Commissioner Hutchinson stated that there had been a lot of discussion at her pre-agenda meeting regarding the Utility Advisory Committee. She stated that the reason this committee had been created was for trees. She stated that discussion had not taken place. She stated that her portion of the 17th Avenue project had been resolved by her neighborhood, and not the committee. She further stated that the Tarpon River Substation was also resolved by the neighborhood and had not been a product of this committee. She asked what was the committee's next charge. She felt if it pertained to trees and their trimming by FPL that would be good. She stated she did not want to disregard the work which had been done by the committee.

Commissioner Moore stated that he differed with such a statement because the original idea had been regarding trees, but the residents found there were numerous issues dealing with FPL in the community. He felt this committee upped the level of participation, as well as showing that it was a City-wide effort. He stated that he wanted to encourage and continue with this committee. He stated this committee was important and felt it was valuable that FPL had to come under public scrutiny.

Commissioner Hutchinson continued stating the issue was if the committee was to discuss the poles and their placement, then it should be discussed and decided. She felt they then needed to come before the Commission with a way to change how FPL did business. She did not want things to get bogged down, and stated there was some discussion regarding a utility master plan. She continued stating that they needed a recommendation how certain things could be stopped, such as blanket permits for poles.

Commissioner Moore asked if the Chair of that committee could attend a Commission Conference meeting so direction could be given and issues addressed.

Commissioner Trantalis stated that he supported this resolution and felt the committee needed to continue. He stated further that the committee had taken on a much larger charge than their original direction. He continued stating that FPL was looking to construct a new substation and he felt that issue should go before this committee.

Mayor Naugle stated that recommendations would be helpful in regard to certain issues, such as poles. He stated there had been blatant violations of laws and lack of common sense on behalf of FPL.

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

**Reschedule January 20, 2004 City Commission
Conference and Regular Meetings to January 21, 2004**

(R-13)

A resolution authorizing the Tuesday, January 20, 2004 City Commission Conference and Regular meetings to be rescheduled to Wednesday, January 21, 2004.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-13

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RESCHEDULING THE JANUARY 20, 2004, REGULAR AND CONFERENCE MEETINGS OF THE CITY COMMISSION TO JANUARY 21, 2004.

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

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

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

Audit Advisory Board	Harry Sweeney Norman W. Thabit
Cemeteries Board of Trustees	Walter Boyd Roosevelt Walters
Community Appearance Board	Steve Hillberg Marni Canavan John Barranco
Community Services Board	Alexander Cabrera Robert H. Smith
Downtown Development Authority	Tony Stallworth/Interview on 1/21/04
Economic Development Advisory Board	Michael McGinn Ruchel Louis Patricia DuMont Dr. Niara Sudarkasa
Insurance Advisory Board	Randall Swenson Ted Hess Mark Schwartz Larry Castello Joseph Cobo

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 04-14

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
Trantalis, Moore, Hutchinson, Teel and Mayor Naugle. NAYS: None.

There being no further business to come before the Commission, the meeting was
adjourned at approximately 8:02 p.m.

JIM NAUGLE
MAYOR

ATTEST:

LUCY KISELA
CITY CLERK