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FORT LAUDERDALE CITY COMMISSION
JULY 7, 2004**

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**MINUTES OF A REGULAR MEETING
CITY COMMISSION
FORT LAUDERDALE, FLORIDA
JULY 7, 2004**

Meeting was called to order at 6:10 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
Mayor Jim Naugle

Absent: None

Also Present: Acting City Manager Alan Silva
City Attorney Harry A. Stewart
City Clerk Jonda Joseph
Sergeant At Arms Sergeant Mike Roody

Invocation was offered by the City Clerk followed by the recitation of the Pledge of Allegiance.

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

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson that the agenda and minutes for the June 2, 2004, June 8, 2004 and June 15, 2004 meetings be approved. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

Presentations

OB

1. Expression of Sympathy

Commissioner Hutchinson proceeded to read an expression of sympathy to the family of Ernest Loprich.

2. Expression of Sympathy

Commissioner Trantalis proceeded to read an expression of sympathy to the family of Charlene Singh.

3. Expression of Sympathy

The Mayor and City Commissioners presented an Expression of Sympathy to the families of Aaron Brown, Paul Butler, Ron Paine, and Charles Radford.

4. 2004 Engineer of the Year

Commissioner Trantalis explained that an award was being presented to Paul Bohlander, Assistant Utilities Director, as 2004 Government Engineer of the Year by Peter Moore, Vice President of the American Society of Civil Engineers, Florida Section.

Paul Bohlander, Assistant Utilities Director, thanked everyone for the honor and stated that during the course of his 20 years of service to the City, he had the privilege of being assigned many interesting tasks and had worked with many outstanding and dedicated City employees. He stated that in regard to WaterWorks 2011, he had the opportunity to work with many top performing consultants that the City had contracted with, including CH2M Hill, CDM, Keith & Schnars and Hazen & Sawyer.

5. Outstanding Code Compliance Officer

Commissioner Moore stated that they wanted to honor Len Ackley, Code Compliance Officer, for his outstanding public service. He announced that the President of the Front Porch Council was not present this evening, and the plaque for Mr. Ackley had not found its way to the meeting, therefore, this presentation would be done at next month's meeting. He stated that Matt Walters, President of the Front Porch Council, had wanted to give special recognition to this individual for his work in the community.

6. Recognition – Florida Department of Education

Tom McCormick, CH2M Hill, stated that when they first embarked on the WaterWorks 2011 project, they had made a commitment to the City to provide outstanding program management services, and to take the opportunity to provide an ancillary benefit to the community through linking engineering and construction activities to the school system in the City. As a result, they had teamed with the Stranahan High School Engineering Magnet Program to educate students about the varied career paths and skills required for engineering design, construction, and program management. He explained that the students had competitively bid on the project.

Mr. McCormick proceeded to present a trophy for recognition by the Florida Department of Education to the Mayor and City Commission as one of Florida's Best Business & Education Partnerships.

Mayor Naugle thanked Mr. McCormick for the award and announced that he had visited the school and had spoken with the students regarding this program. He stated that this utility work was taking place in the students' neighborhoods, and they were able to understand what was taking place. He also stated that possibly they would be able to consider a career in the field due to the opportunities provided by this Company and the City's Public Works project. He added that the principal had been instrumental in promoting this program.

7. Smoke Detector

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

8. Outstanding Employees

Faye Outlaw, Acting Director Community Economic and Development, proceeded to recognize Verna Hayles as employee of the month for June, 2004. She continued stating that Verna Hayles was responsible for processing all incoming funds and creating releases of the liens for the Code Amnesty Program. She added that she had processed more than 1800 cases during this initiative.

Ms. Hayles thanked everyone in her department and stated it had been a wonderful experience.

Bruce Roberts, Chief Police Department, proceeded to recognize Maureen Gorman, Civilian Employee of the Month for June, 2004. He stated that she was being honored for her extra effort in assisting the Court Liaison Unit during a shortage of personnel.

Chief Roberts then proceeded to recognize Jose Diaz, Kim DiCristofalo, Carl Hannold and Matthew Finstad as the Police Officers of the Month for June, 2004. He stated that these officers were also receiving a life safety award as a result of their actions on May 16, 2004, when they rescued 3 children and a civilian who were in danger of drowning due to ocean rip currents.

Otis Latin, Chief Fire-Rescue Department, proceeded to recognize Kimberly A. Van Sant, Firefighter/Paramedic as Employee of the Month for June, 2004. He stated that her efforts to make every blood drive a success did not go unnoticed, and she had also been awarded the "Donor Chairperson" award from the Florida Association of Blood Banks for the year 2003.

Cecelia Hollar, Director Public Services, stated that she wanted to recognize Fred Ross, Service Clerk, as Employee of the Month for June, 2004. She stated that he was in their Customer Service Division and had been honored by the Urban League of Broward County for his efforts in developing a future leader in Quintin Shaw for the community through the youth program.

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 – RaceFest**(M-1)**

A motion authorizing and approving the execution of an Event Agreement with **Las Olas Riverfront Associates** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with **RaceFest**, to be held on **Thursday, November 18, 2004 from 12 Noon to 11:00 p.m. at Las Olas Riverfront and Huizenga Plaza**, and authorizing the closing of SW 1 Avenue from SW 2 Street to the valet driveway at Las Olas Park Place from 4:00 a.m. on Thursday, November 18 to 3:00 a.m. Friday, November 19, 23004; and the eastbound lanes only of East Las Olas Boulevard from Andrews Avenue to SE 1 Avenue from 9:30 a.m. Thursday, November 12 to 3:00 a.m. Friday, November 19, 2004.

Recommend: Motion to approve.

Exhibit: Memo No. 04-842 from Acting City Manager.

Event Agreement – Winterfest Boat Parade**(M-2)**

A motion authorizing and approving the execution of an Event Agreement with **Winterfest, Inc.** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with **the 32nd Annual Winterfest Boat Parade**, to be held **Saturday, December 18, 2004 from 5:30 PM to 11:30 PM on the Intracoastal Waterway**; and further authorizing the placement of portable sanitation facilities, Winterfest souvenir merchandise, and food and non-alcoholic beverage stands on the east and west sides of the following bridges: SE 17 Street, Las Olas Boulevard, Sunrise Boulevard, Oakland Park Boulevard, and Commercial Boulevard; and further authorizing the closing of South Marriott Drive from SE 17 Street to the Marriott Hotel Property from 10:00 AM to 11:00 PM on Saturday, December 18, 2004.

Recommend: Motion to approve.

Exhibit: Memo No. 04-843 from Acting City Manager.

Event Agreement – Family Fitness Weekend**(M-3)**

A motion authorizing and approving the execution of an Event Agreement with the **Good Speed Foundation** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with **Family Fitness Weekend**, to be held at **Birch State Park and on Fort Lauderdale Beach on Saturday, July 10 from 6:00 AM to 6:00 PM, and Sunday, July 11, 2004 from 7:00 AM to 2:00 PM**; and further authorizing the closing of the following route for the bicycle portion of the event beginning at 7:10 AM on Saturday, July 10: exit Birch State Park onto Sunrise Boulevard; proceed east in the eastbound median lane to A-1-A; continue south in the southbound median lane of A-1-A to Mayan Drive; turn around and head north in the northbound curb lane of A-1-A to NE 20 Street; turn around, heading south in the southbound curb lane to Sunrise Boulevard; and continue in the westbound curb lane to return to Birch State Park.

Recommend: Motion to approve.

Exhibit: Memo No. 04-844 from Acting City Manager.

Event Agreement – Broward Carnival Beach Bash**(M-4)**

A motion authorizing and approving the execution of an Event Agreement with the **Caribbean National Cultural Association** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with the **Broward Carnival Beach Bash to be held Monday, October 11, 2004 from 3:00 PM to 10:00 PM at South Beach.**

Recommend: Motion to approve.

Exhibit: Memo No. 04-929 from Acting City Manager.

Event Agreement – Spiritual March 2004**(M-5)**

A motion authorizing and approving the execution of an Event Agreement with **Eglise Baptiste Bethanie De Ft. Lauderdale, Inc.**, to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with the **Spiritual March 2004 to be held Sunday, July 11, 2004 from 9:00 AM to 12:00 Noon at the Church and neighboring sidewalks.**

Recommend: Motion to approve.

Exhibit: Memo No. 04-930 from Acting City Manager.

Rejection of Bids; Beach Wall Fiber Optic Lighting System Replacement Project 10560**(M-6)**

A motion authorizing the proper City Officials to reject all bids received on March 12, 2003 for Project 10560, Beach Wall Fiber Optic Lighting System Replacement project.

Recommend: Motion to approve.

Exhibit: Memo No. 04-747 from Acting City Manager.

Rejection of Bids; 2004 Annual Engineering Testing Laboratory Contract Project 10818**(M-7)**

A motion authorizing the proper City Officials to reject all bids received on May 26, 2004 for Project 10818, 2004 Annual Engineering Testing Laboratory contract.

Recommend: Motion to approve.

Exhibit: Memo No. 04-862 from Acting City Manager.

Solid Waste Disposal Service (M-8)
Seventh Amendment to Interlocal Agreement with Broward County

A motion authorizing the proper City officials to execute the Seventh Amendment to the Interlocal Agreement with Broward County for solid waste disposal service for the provision of appointing temporary alternate members to serve on the Resource Recovery Board and Technical Advisory Committee.

Recommend: Motion to approve.
Exhibit: Memo No. 04-857 from Acting City Manager.

Solid Waste Disposal Service – Eighth Amendment (M-9)
To Interlocal Agreement with Broward County

A motion authorizing the proper City officials to execute the Eighth Amendment to the Interlocal Agreement with Broward County for solid waste disposal service for the provision of the distribution of monies from the solid waste system to Broward County and contract communities.

Recommend: Motion to approve.
Exhibit: Memo No. 04-858 from Acting City Manager.

Solid Waste Disposal Service – Ninth Amendment (M-10)
To Interlocal Agreement with Broward County

A motion authorizing the proper City officials to execute the Ninth Amendment to the Interlocal Agreement with Broward County for solid waste disposal service for the provision of clarification of the termination of the Interlocal Agreement.

Recommend: Motion to approve.
Exhibit: Memo No. 04-859 from Acting City Manager.

Annual Contract Directional Drill Water Service Lines (M-11)
Project 10806, Contract Award – Danella Companies, Inc.

A motion authorizing the proper City officials to execute an agreement with Danella Companies, Inc. in the amount of \$166,060 for the annual contract directional drill water service lines project.

Recommend: Motion to approve.
Exhibit: Memo No. 04-856 from Acting City Manager.

Disbursement of Funds – Joint Investigation - (M-12)
O.R. No. 03-150497

A motion authorizing the equitable disbursement of funds in the amount of \$81.92, with each of the participating law enforcement agencies to receive \$6.82.

Recommend: Motion to approve.
Exhibit: Memo No. 04-06-03 from Police Legal Advisor.

Task Order No. 15, Amendment No. 2 - (M-13)
Camp Dresser and McKee, Inc. Sailboat Bend
Sanitary Sewer and Water Main Improvements –
Sewer Area 11 – Project 10542

A motion authorizing the proper City officials to execute Task Order No. 15, Amendment No. 2 with Camp Dresser and McKee, in an amount of \$14,411 for the provision of consulting engineering services associated with the redesign of pump station panels in conjunction with the Sailboat Bend (Area 11) Sanitary Sewer and Water Main Improvement Project.

Recommend: Motion to approve.
Exhibit: Memo No. 04-871 from Acting City Manager.

Task Order No. 16724.68, Amendment No. 1 – Keith and (M-14)
Schnars, P.A. Edgewood Sanitary Sewer, Water Main and
Storm Drainage Improvements Sewer Area 8 – Project 10580

A motion authorizing the proper City Officials to execute Task Order No. 16724.68, Amendment No. 1 with Keith and Schnars, P.A. in the amount of \$64,900 for additional storm drainage design services and survey to be provided for the Edgewood Area Sanitary Sewer, Water Main and Storm Drainage Improvement (Area 8) Project.

Recommend: Motion to approve.
Exhibit: Memo No. 04-872 from Acting City Manager.

Task Order No. 16724.83, Keith and Schnars, P.A. (M-15)
Dorsey Riverbend – Washington Park Sanitary Sewer
Improvements Sewer Area 18 – Project 10831 –
Design Criteria Report

A motion authorizing the proper City Officials to execute Task Order No. 16724.83 with Keith and Schnars, P.A. in the amount of \$31,900 for the provision of consulting engineering services associated with a Design Criteria Report for the Dorsey Riverbend – Washington Park Sanitary Sewer Improvements (Sewer Area 18).

Recommend: Motion to approve.
Exhibit: Memo No. 04-874 from Acting City Manager.

Task Order No. 16724.82, Keith and Schnars, P.A. (M-16)
Riverland – Woodlands Sanitary Sewer Improvements
Sewer Area 2 East – Project 10832

A motion authorizing the proper City Officials to execute Task Order No. 16724.82 with Keith and Schnars, P.A. in the amount of \$423,382 for the provision of consulting engineering services associated with preliminary design and survey for the Riverland – Woodlands Sanitary Sewer Improvements (Sewer Area 2 East) Project.

Recommend: Motion to approve.
Exhibit: Memo No. 04-873 from Acting City Manager.

Contract for Surveying & Mapping Services – Keith & Schnars, P.A. - Project 10712 (M-17)

A motion authorizing the proper City Officials to execute an agreement with Keith & Schnars, P.A. for the surveying and mapping services project.

Recommend: Motion to approve.
Exhibit: Memo No. 04-877 from Acting City Manager.

Budget Amendment No. 7 – Creation of the Department Of Human Resources (M-18)

A motion approving Budget Amendment No. 7 to the Fiscal Year 2003-2004 Budget relating to the creation of a new Department of Human Resources effective July 18, 2004.

Recommend: Motion to approve.
Exhibit: Memo No. 04-990 from Acting City Manager.

SE/SW 2nd Street Corridor Streetscape Improvements (M-19)
Maintenance Agreement with Broward County – Project 15393

A motion authorizing the proper City Officials to execute a Maintenance Agreement with Broward County for City maintenance of landscape and hardscape features proposed in the SE/SW 2nd Street Corridor Streetscape Improvement Project located in County rights-of-way.

Recommend: Motion to approve.
Exhibit: Memo No. 04-959 from Acting City Manager.

Landscaping Improvements to I-95 & Sunrise Boulevard Interchange Amended & Restated First Amendment to Agreement – Broward County (M-20)

A motion authorizing the proper City Officials to execute an amended and restated First Amendment to the Agreement with Broward County to landscaping improvements to the I-95 and Sunrise Boulevard interchange.

Recommend: Motion to approve.
Exhibit: Memo No. 04-867 from Acting City Manager.

Mailing of Notices for Preliminary Fire Assessment (M-21)

Request acceptance of proposal from Government Services Group, Inc. for mailing 70,000 notices at \$1 per notice, including preparation, printing, postage and mailing to all affected property owners.

Recommend: Motion to approve.
Exhibit: Memo No. 04-1001 from Acting City Manager.

PURCHASING AGENDA

512-8415 – Contract Assignment (Pur-1)

An assignment of the contract for Identitech business process management system is being presented for approval by the Administrative Services, Information Technology Division.

Vendor: eiStream Identitech, Inc.
Dallas, TX
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-950 Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends approving the contract assignment.

State Contract – Replace Color Copier/Printer**(Pur-2)**

A 36-month lease for a replacement network digital color copier/printer is being presented for approval by the Administrative services, Central Services Division.

Vendor: IKON Office Solutions.
Malvern, PA
Amount: \$ 16,637.64 (estimated annual)
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-926 from Acting City Manager

The Procurement and Materials Management Division recommends approving the purchase from the Florida State Contract.

Proprietary – ANOMS Monitoring System**(Pur-3)**

An upgrade of the ANOMS monitoring system is being presented for approval by the Community and Economic Development, Executive Airport Division.

Vendor: Lochard Corp.
Stoneham, MA
Amount: \$ 46,500.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-916 from Acting City Manager

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

412-5080 – Maintenance Agreement, Noise Monitoring System**(Pur-4)**

Three-year maintenance agreement for noise monitoring system and 90-day trial of enhanced services is being presented for approval by the Community and Economic Development, Executive Airport Division.

Vendor: Megadata Corporation
Bohemia, NY
Amount: \$ 26,925.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-697 Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends approving the three-year maintenance agreement and ninety-day trial of enhanced services.

542-9029 –Delinquent Account Collection Services**(Pur-5)**

Three-year contract for delinquent account collection services City-wide is being presented for approval by the Finance Treasury Division.

Vendor: Penn Credit Corporation – 17% Rate
Harrisburg, PA
Law Enforcement Systems, Inc. – 22% Rate
Long Island City, NY

Bids Solicited/Rec'd: 57/9 with 1 no bid

Exhibits: Memorandum No. 04-928 Acting City Manager

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

582-7993 – Interim Agreement, Investment Manager Services**(Pur-6)**

A 90-day interim agreement extension for investment manager services is being presented for approval by the Finance Treasury Division.

Vendor: Public Financial Management, Inc.
Orlando, FL

Amount: \$ 19,922.57 (estimated)

Bids Solicited/Rec'd: N/A

Exhibits: Memorandum No. 04-888 from Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends approving the interim agreement extension.

Proprietary – Additional LIFEPAK defibrillator/monitors**(Pur-7)**

An agreement to purchase six additional LIFEPAK defibrillator/monitors is being presented for approval by the Fire-Rescue Department.

Vendor: Medtronic Physio-Control Corp.
Redmond, WA

Amount: \$ 159,680.76

Bids Solicited/Rec'd: N/A

Exhibits: Memorandum No. 04-807 from Acting City Manager

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

442-9009 – Roll-up Doors, Fire Stations 35 & 46**(Pur-8)**

An agreement to purchase roll-up doors for Fire Stations 35 & 46 is being presented for approval by the Fire-Rescue Department.

Vendor: Above All Garage Door of South Florida, Inc.
Hialeah Gardens, FL
Amount: \$ 30,040.00
Bids Solicited/Rec'd: 48/4
Exhibits: Memorandum No. 04-860 from Acting City Manager

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

Proprietary – Air Compressor**(Pur-9)**

An agreement to purchase an air compressor is being presented for approval by the Public Services Department.

Vendor: Comp-Air Service Company
Miami, FL
Amount: \$ 259,542.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-904 from Acting City Manager

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

Proprietary – Additional Scum Station Pumps**(Pur-10)**

An agreement to purchase two additional scum station pumps is being presented for approval by the Public Services Department.

Vendor: Ellis K. Phelps & Company
Apopka, FL
Amount: \$ 9,999.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-922 from Acting City Manager

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

Co-Op Contract – Horticultural Chemicals

(Pur-11)

One-year contract for horticultural chemicals is being presented for approval by the Public Services Department.

Vendor:	Lesco, Inc. Strongsville, OH Helena Chemical Co. Dade City, FL Argo Distributors, LLC dba/Pro Source One Boynton Beach, FL Diamond R Fertilizer Co., Inc. Ft. Pierce, FL Brandt Consolidated dba/Parkway Research Houston, TX BWI Companies, Inc. dba/BWI-Apopka Plymouth, FL Southeastern Turf Grass Supply, Inc. Jacksonville, FL Future Horizons, Inc. Hastings, FL
Amount:	Per Unit Pricing
Bids Solicited/Rec'd:	19/13 with 1 no bid
Exhibits:	Memorandum No. 04-899 from Acting City Manager

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

Proprietary – Yeoman Parts, Compressor & Pumps

(Pur-12)

An agreement to purchase Yeoman Parts, compressors and pumps is being presented for approval by the Public Services Department.

Vendor:	R.C. Beach & Associates, Inc. Dunedin, FL
Amount:	\$ 49,738.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 04-834 from Acting City Manager

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

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson that Consent Agenda Item Nos. M-6, M-14, M-17, M-18, Pur-5, Pur-7 and Pur-9 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 Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

Rejection of Bids; Beach Wall Fiber Optic Lighting System Replacement Project 10560**(M-6)**

Commissioner Trantalis stated that he had pulled this item, and reiterated that he wanted to make sure that everyone understood the process involved. He further stated that a rejection of the bids would not be a rejection of the project. He explained they were just going back into the marketplace at the behest of some of the donors who were not comfortable with the successful bidder from the previous RFP process.

Peter Partington, Acting City Engineer, stated that it was not a rejection of the project, but a rejection of a specific bid. He stated the subcommittee they had been working with, who were raising the predominant amount of money for the project, were not comfortable with the bid. He stated they were going to rebid the project with some slight changes to the documentation. He added that the project would be put out for rebid within one month, and therefore, by September they hoped to have a recommendation for a new bidder.

Commissioner Trantalis asked if the person was approved by the Commission would they also have to be approved by the donors. Mr. Partington explained that the City Commission would have to award the bid. He explained further they could not recommend the awarding of the bid unless all funding was in place, and it was his understanding that most of the funding was already in the possession of the City. He stated if there appeared to be a level of unhappiness with the bid received, then they might not be able to collect all the necessary funding. He remarked that they did not anticipate that happening.

Commissioner Trantalis stated the successful bidder could be the same person who had been awarded the contract in the last process. Therefore, what would have been accomplished. Mr. Partington stated they were going to rewrite the specifications in an attempt to ensure that new bids would be received from companies with substantial resources and a proven track record. He added that their objective was to have this project done before Christmas, but probably not before the Boat Show.

Commissioner Moore stated that he appreciated the fact that certain individuals were making contributions to match the City's effort in regard to this project, but he felt this was a compromise to the process to allow such donors to change their procurement process. He stated that specifications had been written for the optic lights, and the company who bid had met such specifications. He stated that the donors should approach staff or the Commission regarding their concern about the vendor, but for staff to recommend that this be removed based on their comments, was a compromise that he did not feel was proper for the City to pursue. He reiterated that staff needed to convince him that this was the proper way to deal with this matter.

Mr. Partington stated that this was a specialized item, and it was his understanding that in working with the subcommittee who were attempting to raise the funds for the project, they had some suggestions as to how the bid could be improved. He stated further it was staff's recommendation that such suggestions be taken and that they move forward with the process. He stated that he did concur with the statements of fact that Commissioner Moore had raised.

Commissioner Moore reiterated that he could not support this item in the manner it was being handled.

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

Task Order No. 16724.68, Amendment No. 1 – Keith and Schnars, P.A. Edgewood Sanitary Sewer, Water Main and Storm Drainage Improvements – Sewer Area 8 – Project 10580

(M-14)

Commissioner Hutchinson stated that she had pulled this item, and reiterated that the storm drainage issue east of 9th Avenue was a well known problem in her area. She stated the only problem was Floyd Hall Stadium which created the drainage issue in their pocket east of 9th Avenue. She stated the drainage problem was along 8th due to the Stadium and the improvements made over the course of time. She stated she did not have a problem with them looking at this, but when it came time to them assessing it, then she was going to have an issue with this. She stated that she would support the amendment, but reiterated when it came time to discuss how to pay for it, then she felt it was the City's problem.

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

Contract for Surveying & Mapping Services – Keith & Schnars, P.A. – Project 10712

(M-17)

Commissioner Trantalis stated that he had pulled this item, and stated that individuals at his district meeting had asked if this was the annual total anticipated in regard to services rendered. He asked if this was going to be an annual thing or was it an ongoing relationship terminated at will.

Tony Irvin, City Surveyor, stated that this was a 3-year contract with 2 one-year option renewals. He explained that this was part of their efforts to gear up to meet the increased demands of WaterWorks 2011. He stated that Keith & Schnars was under an existing civil contract, but this contract would allow them to deal with that company directly for survey services without the administrative fee of their engineering department. He reiterated that it would be on an as needed basis.

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

Budget Amendment No. 7 – Creation of the Department of Human Resources**(M-18)**

Commissioner Moore stated that he had pulled this item due to some concerns he had. He asked how the office they had for disputes of hiring and promotional practices would be impacted by this recommendation.

Steve Chapman, Assistant Finance Director, stated that he did not have an answer at this time.

The Acting City Manager stated that the Office of Compliance was within Human Resources at this time, and therefore would remain as part of the new department.

Commissioner Moore stated that this office now had the privilege of reporting directly to the City Manager. He suggested that this matter be tabled until the next Commission meeting so that the new Manager would be able to elaborate on the methodology being used. He further stated that this office was very critical. He stated that the new Manager had referenced the Latimer report as the reason for this recommendation. He explained that such report had a lot to do with compliance issues, and he did not see any reference to that in the material which had been provided. He stated that he wanted to meet the new Manager's request, but he was not going to make such a move without understanding how it would impact the Compliance Office.

Commissioner Trantalis asked if the Professional Standards Department was within the Human Resources Division of Administrative Services. The Acting City Manager replied that Professional Standards was a stand alone department which reported directly to his office. Commissioner Trantalis further asked if they established a Department of Human Resources, then any issues regarding compliance would still be stand alone. The Acting City Manager stated if Professional Standards was currently within Human Resources, then it would stay there, but rather than being in a division two layers down in bureaucracy, it would be raised to the level of a department. Commissioner Trantalis reiterated that Professional Standards was not part of the current Human Resources Division of the Administrative Services. The Acting City Manager confirmed. Commissioner Trantalis stated that since it was not now part of Human Resources, then it would not be part of the new Human Resources Department, and therefore, would not be impacted.

Commissioner Moore referred everyone to the last paragraph of Exhibit 1 written by George Gretsas who would come on board on August 2, 2004 as follows:

“Additionally, I would like to begin addressing what appears to be a growing morale problem within the organization and to refocus the City's effort to encourage more diversity in the workforce.”

Commissioner Moore reiterated that it was stated this had nothing to do with Professional Standards. Commissioner Trantalis stated that he was saying that the Office of Professional Standards had its mandate, and he was glad that the new City Manager saw that as a goal in his hiring practices, but nothing was stated that would suggest he intended to absorb that department into the Human Resources Department. Commissioner Moore stated that he agreed, but due to the fact that he did not understand the clarity of how Mr. Gretsas planned on operating it, this was why he was

asking the question. He stated that he was asking them to deal with the reorganization of the Human Resources Department regardless, but without knowing clearly what he intended to do with the Professional Standards Office concerned him. He reiterated that he did not want to do this in a “gray” area.

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

542-9029 – Delinquent Account Collection Services

(Pur-5)

Commissioner Moore stated that he had pulled this item, and reiterated he would not support this for the same reasons he did not support it previously. He stated further that this company had not offered them great returns on their contract. He added that the contract was to be changed to make it more lucrative, but they were taking it back to the people who had not performed well in the past. He stated that previously the Commission had voted against the extension of the contract, but now they were again proposing to give it back to that company.

Boe Cole, City Treasurer, stated that at the time Penn Credit was working on the City's collections, the items given them had not been very good. They had been worked in-house and by the providers. He reiterated that whatever could be gotten would be good. He stated that Penn Credit had also been operating with the constraint that they were a city and did not want to be overly burdensome to the people who owed the money. Therefore, they were not as strenuous as they could have been. He remarked that they had been terminated due to poor performance, and now they had told them the “gloves were off,” and the philosophy had changed. The money needed to be collected, and they had agreed to do so.

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

Proprietary – Additional LIFEPAK Defibrillator/Monitors

(Pur-7)

Commissioner Moore stated that he had pulled this item, and asked if they were getting any State or Federal funding regarding this purchase.

Bob Cook, Public Safety Grants Manager, stated that they were receiving \$119,799.59 from the Florida Department of Health, Bureau of Emergency Medical Services. He stated the City's match would come out of the Fire Rescue General Fund of \$39,933.20.

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

Proprietary – Air Compressor**(Pur-9)**

Commissioner Trantalis stated that he had pulled this item, and continued stating that concern had been raised at his district meeting regarding the decision to choose this type of compressor which cost about \$250,000. He remarked that it appeared it had not gone out for bid. He asked if this was the only one which fit the system. He was informed that it was consistent with the other two which the City had.

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

MOTIONS

Budget Amendment No. 6**(M-22)**

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

**Allocation of Funds for Operation and Maintenance
Of City Hall Parking Garage****(M-23)**

Motion made by Commissioner Hutchinson and seconded by Commissioner Moore to authorize the allocation of \$35,000 to RSP II Barnett Bank Plaza, LTD for the operation and maintenance of the City Hall Parking Garage during the remaining four months of fiscal year 2003-2004. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

**Settlement of General Liability File No. GL02-161;
Barbara Perles****(M-24)**

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to approve settlement of File No. GL02-161 in the amount of \$56,300. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

**Settlement of General Liability File NO. GL99-813A;
Mrs. Frances Caplan****(M-25)**

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to approve settlement of File No. GL99-813A in the amount of \$34,000. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

**Settlement of General Liability File NO. GL02-215B;
Johnny Jackson****(M-26)**

Motion made by Commissioner Hutchinson and seconded by Commissioner Trantalis to approve settlement of File No. GL02-215B in the amount of \$55,000. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, and Mayor Naugle. NAYS: Commissioner Moore.

**Construction of Temporary Fire Station 47 – Consent to
Assignment of Contract, Waiver of Procurement Code &
Authorization of Change Order No. 1 Seawood Builders, Inc. –
Project 15245****(M-27)**

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to authorize the proper City Officials to execute a Consent to Assignment of contract from Seawood Builders, Inc., waive the Procurement Code and authorize Change Order No. 1 in the amount of \$209,6335 relating to construction of temporary Fire Station 47 on the Riverland Park property with funding available in Project 10348. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

Recommendations of Charter Revision Board**(M-28)**

Mayor Naugle announced that the motion could be made to cover the items which had been approved by the Commission.

Motion made by Commissioner Hutchinson and seconded by Commissioner Trantalis to approve recommendations 1,5 and 17 as modified.

The City Attorney stated that they had prepared a resolution authorizing the above-mentioned 3 items to be placed on the ballot.

RESOLUTION NO. 04-123

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING CERTAIN PROPOSED AMENDMENTS TO THE CHARTER OF THE CITY OF FORT LAUDERDALE, FLORIDA REGARDING SALE OR TRANSFER OF CERTAIN CITY-OWNED PROPERTY AND REGARDING THE CREATION OF THE POSITION OF AN INDEPENDENT AUDITOR, AND REGARDING THE APPOINTMENT OF ASSISTANTS TO THE CITY COMMISSIONERS AND MAYOR, FOR REFERENDUM ON THE NOVEMBER 2, 2004, GENERAL ELECTION BALLOT, AUTHORIZING THE CITY ATTORNEY TO DRAFT APPROPRIATE BALLOT LANGUAGE, AUTHORIZING ADVERTISING AND TWO PUBLIC READINGS FOR A CORRESPONDING

ORDINANCE, DIRECTING THE CITY CLERK TO FORWARD A CERTIFIED COPY OF THIS RESOLUTION TO THE SUPERVISOR OF ELECTIONS OF BROWARD COUNTY, FLORIDA, AND PROVIDING FOR AN EFFECTIVE DATE.

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

PUBLIC HEARINGS

**2004-2005 U.S. Dept. of Housing and Urban Development (PH-1A)
(HUD) Annual Action Plan**

Request approval and authorization for proper City Officials to submit plan to HUD to continue receiving funding for entitlement programs operated by HUD.

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

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

342-9022 – HOPWA Grant Awards 2004-2005 (Pur-13) (PH-1B)

An agreement to award HOPWA 2004-2005 Grant Funds is being presented for approval by the Community and Economic Development Department.

Faye Outlaw, Acting Director Community and Economic Development, stated that she was not sure if the public realized they were able to come forward and speak on this item.

Dr. Roslyn Osgood, President and CEO of the Mt. Olive Development Corporation, stated that the church has been a place of spiritual, social and economic empowerment for minorities in this City for over 85 years. She thanked the City for allowing them to partner with them in improving the quality of life for the residents in the Sistrunk Corridor. She reiterated that their collaborative efforts had allowed them to provide public and housing services to over 500 individuals living in this City. She stated that this corporation had participated as a minority service provider in the HOPWA Program for the last 4 years. She stated they used a physically sound approach to administer HOPWA monies without any major operational problems, while adhering to all regulation and contract requirements in a professional and timely manner. She stated that the commitment of their Board of Directors and staff, along with the members, were evidence of their housing program throughout the City. She stated there were over 100 people on their waiting list to participate in this program. She stated without their help

they would not be able to fund this program. She asked that the Commission allow them to continue to provide quality housing services to low income families by supporting the recommendation of the CED Department.

Commissioner Moore asked what was the recommendation of the CED Department. Dr. Osgood replied they were recommending the funding of \$224,000, and their request had been for \$288,000. Commissioner Moore asked if they would be able to meet the difference and continue to offer housing to individuals with AIDS. Dr. Osgood replied they would not be able to continue without full funding.

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

Commissioner Moore asked the Commission to address the difference of the recommendation being made for this organization. He stated that he wanted to provide some history regarding this corporation. He advised that MODCO was a Community Development Corporation offering housing to black individuals with AIDS in the County, and was the only non-profit entity in the County who offered assistance with housing and programming for such individuals. He stated that he was concerned that the entity was not receiving their minimum request. He stated that this organization had followed all the rules and regulations and never received any complaints as to how they handled their monies, and yet they were not receiving full funding. He urged the Commission to make the change in the amount of funds being granted. He reiterated that the difference amounted to \$64,000.

Mayor Naugle asked which source the monies should be taken from. Commissioner Moore stated that they needed to take it from the entity which was receiving 55% which was Broward House. He did not think their program would be impacted with the decrease in funds.

Mayor Naugle reiterated that there were 3 different spending categories that the Broward House had monies allotted for, and asked how the monies should be taken. Commissioner Moore stated that it should be up to the discretion of their Board of Directors.

Commissioner Teel stated that according to the back-up material provided, there had been a committee which scored the applicants for the monies to be granted. She further stated that the Mt. Olive and Integrity Place had not received the threshold of 80 overall points in order to be considered for funding. She asked for further clarification as to where these groups fell short in the ratings, and what was the difference between the scoring of the entities.

Ms. Outlaw explained that she was not in agreement with how the committee had scored the entities. She felt it was important to explain that she had not participated in such meetings, and therefore, did not know first-hand the dynamics of those meetings. She remarked that she had reviewed the tape of the meeting several times. She explained that the RFP was laid out in two distinct sections. One section was for HOPWA funded agencies which asked for abbreviated information from the providers. She explained that the second section was for non-HOPWA providers and was very extensive in terms of the information being requested. She felt the committee had not been clear regarding

the two distinct sections. In listening to their comments in regard to MODCO's proposal, they appeared to have evaluated them as a non-HOPWA provider because their comments had been along the line that they had not been responsive because they had indicated in every section of the RFP in the non-HOPWA provider instead of leaving it blank. She stated that in the section for HOPWA providers, they had clearly responded in entirety. She did not feel the committee had been clear on the section they were to score the proposal on.

Ms. Outlaw further stated that specific comments made by the committee were related to the organization chart included in the proposal. She explained that the RFP had asked for an organization chart from all providers. She stated that MODCO had provided a functional organization chart, but if one looked at the scoring sheet, it had indicated that they had to specify a breakdown of the HOPWA staff, along with their years of experience and qualifications. She stated if that had not been done, then the scoring would be low. She clarified that what was required by the RFP and what the scoring sheets had stated were not lined up. She felt the committee was bound to the scoring sheet, but a disconnect had occurred.

Ms. Outlaw continued stating that the second issue raised was in regard to the letters of collaboration. She stated they did not feel that such letters had been provided by MODCO, when in fact, they had provided Collaboration Agreements which went beyond the requirement of a letter. Somehow, the committee had missed that and scored this entity lower in that regard. The other area which bothered the committee appeared to be the fact that MODCO had supplied an audit report from fiscal year 2001, and the RFP had requested the most recent audit report. She reiterated that 2001 had been their most recent report. She reiterated there was a glitch in the RFP process in that the Federal regulations required an audit report if the funding level hit a \$300,000 threshold. In this instance, MODCO had not met such a threshold. She stated they had provided the report as a courtesy and had not been required to do so.

Ms. Outlaw stated that it was her opinion that there had been a number of disconnects between the RFP requirements, what MODCO had provided, and the Committee's understanding of the scoring procedure. Therefore, she was not in agreement with the recommendation being made.

Commissioner Teel asked if a member of staff had been present during the rating procedure. Ms. Outlaw explained that a staff member had been present but had not been at the manager or director level. She remarked that in the past she had sat on the committee and chaired it, but her schedule did not permit that to occur this year. She advised that in the past the Purchasing Director had also participated, but he had not been able to do that this year. She stated that the committee did not have a Chair designated, and she did not get the feeling that anyone on the committee had taken the initiative and walked the group through the procedure and keeping them on the right track regarding scoring of the proposals.

Commissioner Teel asked if any of the entities receiving the top awards had been notified that they could receive less monies than stated. Ms. Outlaw stated that two agencies had been recommended, and Shadow Wood had only been recommended for \$112,000, and therefore, she had not contacted them. She stated that she had spoken with Broward House and had even met with the CEO and they were fully aware of her recommendation. Commissioner Teel asked if he had mentioned anything regarding

meeting his requirements with a lesser amount. Ms. Outlaw stated that he had not expressed any opinion in regard to not meeting his requirement, but had expressed his preference for the amount recommended by the committee. She stated that he had stated that based on the committee's recommendation, he had begun entertaining provisions as to how he could expand his program. She reiterated that she had made it clear that a committee's recommendation was just that, and the City Commission had the discretion to vote any recommendation up or down.

Commissioner Teel further asked if there were any other opportunities for Mt. Olive to receive monies through the County. Ms. Outlaw stated they could not do so for housing. She stated the City operated the housing portion of the grant, and the County operated the medical section.

Commissioner Hutchinson stated that in the back-up, it showed a carry over balance for Mt. Olive in the amount of \$35,000. She asked if they were, therefore, looking at a difference of about \$30,000 in order to bring them up to their original request. Ms. Outlaw stated the carry over balance was what they had factored into the amount of money they would need, and based on average monthly spending, it appeared they should have sufficient monies. She further stated that by the end of the fiscal year, all monies would be spent and there would be no carry over.

Commissioner Moore stated he was concerned because the fiscal year had not yet come to an end. Therefore, he was requesting the full amount of \$288,000 be granted. He stated that the Broward House was over balanced. Ms. Outlaw remarked that their fiscal year was up on September 30, 2004.

Mayor Naugle asked if anyone was present from Broward House, and if so, if they wanted to make any comments before the matter was decided by the City Commission.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to award HOPWA 2004-2005 Grant Funds in the amount of \$288,000 to MODCO. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

Ms. Outlaw asked for further clarification of what had been approved. She explained that since they were companion items, the approval of the HOPWA Grant was actually incorporated into PH-1A.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson that item PH-1A be reconsidered. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson that the recommendation presented by staff be amended to show the amount of \$288,000 which had been awarded to MODCO, and re-appropriate the necessary budget showing a lesser amount to Broward House. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to approve Item PH-1B as amended. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

Commissioner Moore stated that he wanted to make a request in regard to how they dealt with the process used by staff in regard to evaluations for HOPWA funds for next year, and that was that he hoped they would have a discussion of this item on the Commission's September or October agenda. He felt the process might need some reorganizing in order to make sure a Manager or Director would be available for such discussions. He felt this was important for the community, and they needed to make sure that everyone understood how the Federal Program worked, along with understanding the requirements of the RFP.

Mayor Naugle suggested that this item be placed on the October agenda.

Ms. Outlaw stated that she would prefer this matter to be discussed in November. Commissioner Moore agreed.

Commissioner Moore left the meeting at approximately 7:26 p.m. and returned at 7:27 p.m.

Application for Dock Waiver of Distance Limitations - (PH-2)
Portofino on the Intracoastal Condominium Association, Inc.
77 S. Birch Road

A public hearing to consider a resolution authorizing the proper City Officials to waive the distance limitations of the City's Unified Land and Development Regulations, Section 47-19.3.D to allow Portofino Condominium Association, Inc. to construct one 3-tiered fixed pier that extends a maximum distance of 115' and 23 mooring pilings with maximum distances of 110' from the property line into the Intracoastal waterway as permitted by Code. Notice of public hearing was published June 25 and July 2, 2004.

Gary Hecker stated he was here on behalf of the Broward County Green Party. He continued stating that he was not familiar with the individual proposals being made tonight, but he asked if the Commission had any idea how many waivers were granted regarding docks, height restrictions, and the like by the City each year. Mayor Naugle stated that number could be supplied by staff, but it was not available at this time.

Mr. Hecker further stated that they needed to watch about granting such waivers because he felt they were going to eventually "sink" them. He stated if these waivers were always being granted, why did they not consider changing the Code to make these the norm. He stated if that would be the case, then the quality of life and standards for building and density would be unacceptable, untenable, and the citizens would not like living in this City. He asked for the Commission to look closely at the number of waivers being granted, and hopefully the numbers would be reduced. He stated they needed to live within the Code or have it changed.

Mayor Naugle clarified that the reason for this waiver dealt with navigation. He stated that the Commission did not want to permit docks or structures that would prevent vessels from navigating properly. He reiterated that it was hard to have an ordinance that would take into consideration every circumstance that could exist. He explained there was the Marine Advisory Board whose members were familiar with boat operations, along with being waterfront property owners, and who were interested in the quality of life along the waterway. He stated they analyzed these requests to make sure

there would be no hazards to navigation, and then made a recommendation to the City Commission. He stated the main thrust of the review was whether the modified dock would be a hazard to navigation, and the experts felt it was away from the channel and would not impede the vessels. Therefore, the waiver had been granted in this instance by that Board based on expert opinions.

Commissioner Hutchinson added that the US Army Corps of Engineers had also provided input, along with the Florida Department of Environmental Protection.

Commissioner Moore stated that when there were waivers, they existed for a purpose. He said nothing was perfect, and the Code met the majority of issues. He explained there was a waiver process because if there were circumstances requiring an evaluation of conditions of a particular parcel of property, the property owner should be able to enjoy the maximum benefit of their ownership without impacting others. He stated that they did not want to carry every change to a vote.

Commissioner Teel stated that in regard to the Las Olas Marina, she asked if they considered any possible changes to the marina and how this new configuration would impact it.

Jamie Hart, Supervisor Marine Facilities, stated they could not extend the marina into their riparian rights, but in terms of navigational access, the answer was yes, but he stated it would impact the marina because they were further north. He stated if it was further south, then there would be impacts.

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

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-125

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, WAIVING, SUBJECT TO CERTAIN TERMS AND CONDITIONS, THE LIMITATIONS OF SECTION 47-19.3.B & C OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE TO ALLOW PORTOFINO-ON-THE-INTRACOASTAL CONDOMINIUM ASSOCIATION, INC. (HEREINAFTER, "APPLICANT") TO CONSTRUCT AND MAINTAIN A THREE TIERED "T" DOCK AND FINGER PIERS WITH 20 MOORING PILES THAT EXTENDS A MAXIMUM DISTANCE OF 115' FROM THE PROPERTY LINE INTO THE INTRACOASTAL WATERWAY FOR THE PROPERTY LOCATED AT 77 SOUTH BIRCH ROAD, MORE PARTICULARLY DESCRIBED BELOW; AUTHORIZING DEMOLITION OF EXISTING SEAWALL ABUTTING PUBLIC RIGHT OF WAY, EXCAVATION OF FILL AND RECONSTRUCTION OF SEAWALL ON APPLICANT'S PROPERTY LLINE UNDER CERTAIN TERMS AND CONDITIONS; AND CONSENTING TO THE PLACEMENT OF ONE MOORING PILE WITHIN 7' OF APPLICANT'S RIPARIAN RIGHTS LINE

AS MORE PARTICULARLY SET FORTH BELOW.

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

**Application for Dock Waiver of Distance Limitations -
Robert Kathery, Jr., 2700 Barcelona Drive**

(PH-3)

A public hearing to consider a resolution authorizing the proper City Officials to waive the distance limitations of the City's Unified Land and Development Regulations, Section 47-19.3.D to allow Robert A. Kathery, Jr. to construct and maintain a 7' wide by 100' long marginal pier that extends a maximum distance of approximately 15.57' into the Rio Giralda Canal from the property line as permitted by Code. Notice of public hearing was published June 25 and July 2, 2004.

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

Commissioner Hutchinson stated it was her understanding that this was an existing dock which had been permitted in 1998 that was wood, and now they wanted to redo it in concrete. She further stated that due to the ULDR, they were 5' off from where the wood dock had been and where the concrete dock would have to be located.

Jamie Hart, Supervisor Marine Facilities, stated that this was an unusual piece of property. He explained their property line was actually in-set landward about 5', and in measuring it out, they lost distance limitation which required a waiver. The actual dock being replaced was the same dimension as the prior one.

Commissioner Hutchinson clarified that currently they were allowed to be out 10'. Mr. Hart confirmed and stated they needed 15' because the dock was slightly different at the ends, but the dimensions were the same as previously. He added that this was also the same owner.

Commissioner Hutchinson introduced the following resolution:

RESOLUTION NO. 126

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, WAIVING THE LIMITATIONS OF SECTION 47-19.3.B & C OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE TO ALLOW ROBERT A. KATHERY, JR. TO CONSTRUCT AND MAINTAIN A 7' WIDE BY 100' LONG MARGINAL DOCK THAT EXTENDS APPROXIMATELY 15.57' FROM THE PROPERTY LINE INTO THE ADJACENT RIO GIRALDA CANAL FOR THE PROPERTY LOCATED AT 2700 BARCELONA DRIVE, SUCH PROPERTY BEING MORE PARTICULARLY DESCRIBED BELOW.

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

**Application for Dock Waiver of Distance Limitations -
H. Max Valad, 5761 Bayview Drive**

(PH-4)

A public hearing to consider a resolution authorizing the proper City Officials to waive the distance limitations of the City's Unified Land and Development Regulations, Section 47-19.3.D to allow H. Max Valad to construct an elevator type boat lift to extend a maximum distance of approximately 17' into the adjacent canal measured from the property line as permitted by Code. Notice of public hearing was published June 25 and July 2, 2004.

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

Commissioner Teel stated that according to the minutes of the Marine Advisory Board some concern had been raised in regard to the placement of the boat lift and its potential for encroaching into the setback. She advised that she had met with Mr. Valad yesterday, and they had discussed the situation. She stated that he had agreed to move the boatlift towards the center of the lot in order to give a degree of comfort in case he purchased a larger boat or some other reason if this should extend into the setback. She asked Mr. Valad to verify that statement. Mr. Valad confirmed.

Jamie Hart, Supervisor Marine Facilities, proceeded to show a sketch of the site.

Commissioner Teel explained that the owner had moved it so the transom of the boat would actually be 10', and previously it would have been 5'. Mr. Hart confirmed. Commissioner Teel thanked Mr. Valad for doing this, and she felt it would clear up all concerns which had been raised.

Commissioner Teel introduced the following resolution as amended:

RESOLUTION NO. 127

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, WAIVING THE LIMITATIONS OF SECTION 47-19.3.B & C OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE TO ALLOW H. MAX VALAD AND LORADANA VALAD, HUSBAND AND WIFE, TO CONSTRUCT AND MAINTAIN AN ELEVATOR TYPE BOAT LIFT TO EXTEND A MAXIMUM DISTANCE OF APPROXIMATELY 17' FROM THE PROPERTY LINE INTO THE ADJACENT CANAL FOR THE PROPERTY LOCATED AT 5761 BAYVIEW DRIVE, SUCH PROPERTY BEING MORE PARTICULARLY DESCRIBED BELOW.

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

Demolition & Sale of Property – 637 SW 15 Avenue**(PH-5)**

A public hearing pursuant to H.U.D. regulation on plan to demolish the building, sell the property at 637 SW 15th Avenue, and utilize the sale proceeds toward the replacement units, and authorization to utilize General Fund Contingency funds to cover the demolition expense.

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

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

Appeal of May 3, 2004 Historic Preservation Board (HPB)**(PH-6)****Decision – 1001-1009 SW 4th Street (HPB Case No. 8-H-04 SB)**

The applicant has appealed the HPB decision at its May 3, 2004 meeting to deny (2-6) the request for COA's for demolition of one (1) structure, relocation of two (2) structures, and new construction of a total of nine (9) townhouses. This item was deferred from the June 5, 2004 City Commission meeting.

Commissioner Hutchinson asked if they were going to set a public hearing this evening.

The City Attorney stated that they had to first determine if there was a reason for the appeal. If they decided there had been a departure from the central requirements of law, or they did not get procedural due process, or there was not substantial competent evidence to support such decision, then a hearing could be held later on.

Mayor Naugle asked who they would receive evidence from for the matter. The City Attorney explained they referred to the record before them. Mayor Naugle asked if they were allowed to hear from the applicant or any other individuals who wished to speak regarding the matter. The City Attorney explained that the applicant would have the opportunity to be heard as to why they felt they did not get substantial due process, or that the essential requirements of law had not been followed.

Robert Lochrie, attorney, stated the applicant's request was that the Commission decide to set a De Novo Hearing on this matter so that all items could be presented to the Commission for their consideration. Upon review of staff's report, it indicated that if the public hearing was set they could not hold it within 30 days, and it must be held within 60 days. He stated that they would waive such obligation so that the meeting could be held in September at a regularly scheduled hearing.

Mr. Lochrie further stated that they had submitted a memorandum which had addressed the specific items discussed at the HPB meeting, and the reasons why they believed that a rehearing would be appropriate. He continued stating that the City's consultant had reviewed the plans which had been approved by DRC, and prepared by an architect knowledgeable with the historic guidelines. He stated that the City's consultant found that the project had met such guidelines, and staff had recommended approval through that process. During the hearing, testimony had been presented, but some had not been

accurate regarding the specific number of units and type of units. He felt that was due to the fact that some individuals who had spoken at the meeting had not been familiar with the project even though it had been presented to the neighborhood association on several occasions. He further stated that this project had also been reviewed previously by the HPB in an informal setting whereby the project had been presented for input in order to make sure that this type of result would not occur. As a result of such misinformation, he felt the HPB had considered items which might or could be, or in their personal opinion should be, rather than what was provided by the Code.

Mr. Lochrie continued stating that there had been a great deal of discussion regarding the type of use which was townhomes. He stated that was outside the purview of that Board. He explained that Board was charged to determine whether the project met the criteria outlined in the guidelines. He reiterated that the City's consultant had felt the project met the guidelines with one exception, which was the size of the garage doors. He stated the project had specifically been designed so such doors would not face the outside of the building. In all other regards, the project met the guidelines, but since the Board had reviewed other issues outside the specifics of the guidelines, and without any expert testimony which refuted such determinations, they had arrived at a negative decision regarding this project.

Mr. Lochrie stated that they believed the HPB had erred, and that the City Commission should consider the full facts and evidence upon an appeal in September.

Mayor Naugle asked if the District Commissioner had a recommendation as to whether they should uphold the decision of the HPB. Commissioner Hutchinson stated that everyone should have the opportunity to speak before she gave her comments.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson that they meet the requirement of the September date for a De Novo Hearing.

Commissioner Hutchinson stated that the only thing she refuted was the first time that they presented the project to the HPB, they had been "cut off in their tracks" because the Board had not offered any comments at that meeting. She remarked they had been before the Board once for input and not twice. She asked that all minutes from the meetings regarding this item be submitted to the Commission before the September hearing.

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

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to set the De Novo Hearing for September 8, 2004 at 6:00 p.m.

RESOLUTION NO. 04-128

A RESOLUTION OF THE CITY COMMISSION OF THE CITY
OF FORT LAUDERDALE, FLORIDA, REGARDING THE APPEAL
OF THE HISTORICAL PRESERVATION BOARD'S DENIAL OF A
CERTIFICATE OF APPROPRIATENESS FOR DEMOLITION AND
DENIAL OF A CERTIFICATE OF APPROPRIATENESS FOR

NEW CONSTRUCTION A5 1001-1009 S.W. 4TH STREET IN THE SAILBOAT BEND HISTORIC DISTRICT AND MAKING CERTAIN FINDINGS AND SETTING SEPTEMBER 8, 2004 AS THE DATE FOR A DE NOVO HEARING OF HPB CASE 8-H-04 SB.

Which resolution was read by title only.

Commissioner Trantalis clarified that the City Commission did not have the right on its own to hold a public hearing. He stated they needed to first determine if there was a substantial departure from the essential requirements of the law and the proceedings, or that competent substantial evidence did not exist to support such decision.

The City Attorney stated that the elements had to be in the record, and they did not necessarily have to be articulated by the Commission. He stated that based upon the presentation made by Robert Lochrie, if there was support for a departure of essential requirements of law or failure to give procedural due process, then the decision of this Board could be upheld.

Commissioner Trantalis stated that based upon the oral presentation and his reading of the minutes of the meeting regarding the matter, it appeared that competent substantial evidence did not exist to support the decision, especially since there had been incomplete evidence that would have given a more complete picture of the situation. Therefore, he stated he would vote in favor of the public hearing.

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

ORDINANCES

**Adoption of Amendments to the City of Fort
Lauderdale Future Land Use Map and
Comprehensive Plan**

(O-1)

Recommend approval of second reading of the ordinance adopting amendments to the City of Fort Lauderdale's Future Land Use Map and Comprehensive Plan text.

Bruce Chatterton, Planning and Zoning Services Manager, stated that they were requesting deferral of this item until July 20, 2004.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson that this item be deferred until July 20, 2004 at 6:00 p.m. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

**Allocation of Downtown Regional Activity Center
Dwelling Units****(O-2)**

Recommend approval of second reading of an ordinance providing for a process and requirements for the allocation of Downtown Regional Activity Center dwelling units. Notice of ordinance was published on June 5, 2004.

Commissioner Moore asked what impacts there would be, if this matter was tabled until July 20, 2004.

Bruce Chatterton, Planning and Zoning Services Manager, stated that the one project which had been approved using the 2,960 units allocated last year was done subject to approval of this ordinance. He stated he did not know how far along in the process the project was at this time.

Commissioner Moore stated that he had spoken against this last week because of not having an affordable housing ordinance in place before giving up such additional units. He stated that it was inadequate and inappropriate for them to allow another dwelling unit to be developed in the City that comes with this Commission's approval or denial without having an affordable housing ordinance on the table. He asked if anyone was in attendance at tonight's meeting on behalf of the developer. Since no one was present, he asked that this item be tabled until July 20, 2004 because he wanted a consensus built through the City Attorney's office, the appropriate staff, and the development community. He felt such discussions needed to be held regarding an affordable housing ordinance, and that any ordinance placed on the table dealing with the issue of such housing be adhered to. He believed this was a necessity.

Motion made by Commissioner Moore to table this item until July 20, 2004 at 6:00 p.m.

Commissioner Trantalis asked if the second reading of this ordinance was postponed until July 20, 2004, would there be an affordable housing ordinance in place by then.

The City Attorney replied that no such ordinance would be in place by that date. He stated that they had planned to bring back a report to the Commission on July 20, 2004, regarding the process and costs so the necessary studies could be done to adopt such a component to the Uniform Land Development Regulations. He further stated they had been in the process of getting the extra units for allocation to the Downtown RAC, and such units were intended to be a stop gap until everything could be put into place. He explained they had intended to assign all the units and have the other programs in place for the next allocation.

Commissioner Trantalis asked if this could be available prior to the allocation of the balance of the units. The City Attorney replied that a deferral to July 20, 2004 would not be a problem because they would have a recommendation prepared for the July 20, 2004 meeting regarding the affordable housing program. At that point, a presentation would be made and they would be able to see the difficulties of such a program. He explained that a study had to be done to justify the requirement for providing affordable housing. He stated such issues would have to be reviewed. He stated that the range of the cost of such a study went from \$150,000 to \$300,000.

Mayor Naugle stated that they were also to update the parks impact fee and that was to be done before receiving the additional units. He stated he could not support such additional units until the impact fees were updated.

Commissioner Moore suggested that by delaying this matter until July 20, 2004, he felt they would have an opportunity to sit with the City Attorney and other members of the development community, and arrive at something to show a partnering of an effort to create affordable units in this City. He stated it was unthinkable that most of the housing stock in the City did not avail itself for a teacher, nurse, or individuals just graduating from college to reside in. He stated in talking about affordability, they were talking about the middle class which was what America was made of. He felt there could be a working relationship out of a desire of need for such units. He stated the more they gave away, the less of the desire to meet other's needs. Therefore, he reiterated that he was asking for a deferral in order to be able to build a communicative value for the entire community regarding this issue.

Commissioner Trantalis stated that he had a conversation with Winter Haven Lofts, and they had indicated that part of their project would include some units falling within the County's concept of affordability. He stated such consideration had been taken into account for such project.

Commissioner Hutchinson introduced the following ordinance:

ORDINANCE NO. C-04-36

AN ORDINANCE AMENDING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SECTION 47-13.20, DOWNTOWN REGIONAL ACTIVITY CENTER REVIEW PROCESS AND SPECIAL REGULATIONS, TO PROVIDE A PROCESS AND REQUIREMENTS FOR THE ALLOCATION OF DWELLING UNITS IN EXCESS OF THE ORIGINAL 5,100 UNITS ALLOCATED TO THE DOWNTOWN RAC.

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

**Rezoning: 221-229 SW 12 Avenue -
PZ Case No. 4-Z-04**

(O-3)

At the Planning and Zoning Board regular meeting on March 17, 2004, it was recommended by a 6-1 vote that the following application be approved. Notice of public hearing was published on June 3 and 10, 2004.

Commissioner Moore introduced the following ordinance:

ORDINANCE NO. C-04-37

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

FLORIDA, SO AS TO REZONE FROM RC-15 TO RM-15, LOT 1, BLOCK 21, "BEVERLY HEIGHTS," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 30, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED AT THE SOUTHWEST CORNER OF SOUTHEAST 12TH AVENUE AND SOUTHEAST 2ND COURT, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

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

Amendments to the Pay Plan (O-4)

Recommend approval of first reading of an ordinance for amendments to Schedule I (Supervisory, Professional and Managerial employees) of the Pay Plan as a result of routine, ongoing reviews, including creation of new classes, title change and pay range adjustment of a class.

Commissioner Moore introduced the following ordinance:

ORDINANCE NO. C-04-38

AN ORDINANCE AMENDING THE PAY PLAN OF THE CITY OF FORT LAUDERDALE, FLORIDA, PROVIDING FOR THE CREATION OF FOUR CLASSES, THE ADJUSTMENT OF THE PAY RANGE OF ONE CLASS, THE TITLE CHANGE AND PAY RANGE ADJUSTMENT OF ONE CLASS, THE TITLE CHANGE OF ONE CLASS, AND THE DELETION OF ONE CLASS, ALL IN SCHEDULE I.

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

Annual Alarm Registration Fee & Service Fee For False Alarm Responses (O-5)

Recommend approval of first reading of an ordinance amending Sections 4-1, 4-2, and 4-9 providing definitions, deleting the annual alarm registration renewal fee, and increasing the service fee for false alarm responses.

Mayor Naugle announced that this item had been withdrawn from tonight's agenda.

**Surcharges: Water & Wastewater User Rates,
Sprinkling Meter Charges****(O-6)**

Recommend approval of first reading of an ordinance amending Chapter 28 of the Code of Ordinances to provide a new Section 28-1 entitled Surcharges, establishing a surcharge on the City's water and wastewater user rates and sprinkling meter charges for the purpose of promoting water conservation in times of drought. Notice of ordinance was published on June 27, 2004.

Mayor Naugle announced that this item had been withdrawn from tonight's agenda.

CITIZEN PRESENTATIONS

Kevin P. Green – Pedi Cab Application

Kevin Green asked why they had denied his application.

Mayor Naugle stated that he had based his opinion on staff's recommendation.

Mr. Green proceeded to distribute some new evidence. He stated that there had only been four applicants, and two applicants had 20 permits. He stated that only one was operating on the streets of the City who had only 11 pedi cabs. He explained that he had 3 pedi cabs and had not been on the street since he had been told he could not operate his business. He stated that he had worked for another person, but their permits had not been renewed. He stated that he had received one ticket during that time which had been dismissed. He asked that the Commission reconsider his application. He felt he had been singled-out.

Commissioner Moore stated that he had met with Mr. Green regarding this matter, and one of the items brought to his attention was that Mr. Green had felt they had not offered the licenses to him due to the arrest report presented by the Police Department. He stated that Mr. Green wanted the opportunity to present new evidence to the Commission and in dealing with such matters, he had been found innocent. He stated that he had explained the procedure used to Mr. Green and stated that unless an item was brought forward for reconsideration, the Commission would not be able to revisit the situation. He further stated that he had offered this opportunity to Mr. Green so he could bring forth his new material. He stated that the Commission needed to review the new material, and then possibly he might make a recommendation at the next Commission meeting.

Reverend W. Roberson II – Joseph Carter Park Repairs

Reverend Roberson was not present at the meeting.

Moses Wright – Neighborhood Problems

Moses Wright stated that he was present this evening to plead the cause on behalf of himself and other property owners in the neighborhood who had observed illegal drug activities on 11th Street and NW 8th Avenue near the Thurgood Marshall School. He stated the individuals had been persistent in their illegal activities. He explained they had placed “No Loitering” signs, calls had been made to the police, and letters had been written, but the problems continued unabated. He stated they began such activities in the early morning hours. He stated that drug sales and gambling created an undesirable mark on the community which could lead to more serious crimes. He stated that the residents of the area deserved to live in quiet repose. He stated they were requesting that the Commission require a more frequent police presence in the area.

Mayor Naugle stated that he hoped the Acting City Manager would be able to address the concerns of this neighborhood through the police and any other departments that would be involved.

Commissioner Trantalis stated that this problem existed in other areas also, such as 13th Street. He stated they had met with the Chief of Police, as well as the neighborhood associations, and since the large part of the violators were juveniles, the police felt their hands were tied, along with the State Attorney’s office. He stated there did not appear to be a lot at their disposal legally to stop such activities. He stated they needed to come up with an answer in an attempt to eliminate such activities.

Commissioner Moore left the meeting at approximately 8:10 p.m. and returned at 8:11 p.m.

Mr. Wright further stated that most of the violators were juveniles, and some of the residents had talked to one of them. He stated he had discovered that some of those boys did not even know their parents or fathers. He reiterated that he had taken one of such individuals under his care and helped him find a job. He asked if it would be possible to park a police car in the area in order to show a presence.

Mayor Naugle stated that in the past they had taken the Police Department motor home and had left it in the area. He remarked that they would not be able to carry out their illegal activities if such a presence was made in the neighborhood.

Commissioner Hutchinson left the meeting at approximately 8:12 p.m.

Mr. Wright stated that even if minor steps were taken, it would give an indication that something was being done.

Mayor Naugle stated that it appeared that the residents did want something done in the area, and a concentrated effort could be made.

Mark Remson - Taxicabs

Mark Remson stated that on Monday, June 14, 2004, the Community Services Board had over-ruled the City’s officials, and in spite of the existing codes regarding vehicles

for hire, they had voted down an increase for 6 certificates for public convenience and necessity. He stated that it had been 30 years since new certificates had been issued. He stated they chose to have the monopoly continue, and abdicated their responsibility to the City and community at large. He stated this was very disturbing because they had approved his application in 2002 and had forwarded it to the City Commission. He stated that in 2003, they had again approved an increase for 6 permits.

Mr. Remson stated that this Board had taken upon themselves to ignore the laws as written regarding public transportation issues. He stated it was not the Board's mandate to interpret or analyze current statutes, but to process the facts and make recommendations to the City Commission. He reiterated they were not to regulate or legislate. He stated the current statutes were written in 1976, and they were not written to prevent competition into the 22nd century. He stated the City had taken on the responsibility of regulating public transportation within its boundaries, and he felt it was only fair that they abide by the ordinances written for such purposes. He added that despite population gains and growth of the area and its industries, a monopoly had maintained a public hold on City transportation for about 40 years. He felt that by approving his application for 6 certificates, the other cap company would not go out of business and the City would not be clogged with traffic. He stated that the Community Service Board should be called to task for their sudden change of heart in regard to this matter. He reiterated that two months ago they had made a recommendation for an increase regarding other transportation services within the City, and they had grandfathered in individuals who were operating illegally within the City's limits. He stated there was a need for additional certificates in this City.

Mr. Remson asked for the Commission to "break down the wall." He stated that he had worked with Ms. Milano and Ms. Hayes, and they had both been kind and helpful. He thanked the Commission for any consideration they might give to this matter.

Commissioner Trantalis stated it was his understanding that at that same meeting, the Community Services Board had passed a resolution whereby they recommended that the City Commission review their policy in connection with establishing any limits of cabs doing business within the City. At a previous meeting, there had been a decision not to place a limit on other forms of transportation. He asked what was there to prevent them from eliminating any type of cap existing on licenses being issued to operate within the City, and asked if the market could just take over and determine who should operate or not. He felt the monopoly which had existed for a number of years might have served a purpose at some point in time, but now there were nothing but complaints regarding that service.

The City Attorney stated that the problem was that the County had pre-empted the area regarding taxicab regulations and had allowed the cities regulating taxis prior to the County adopting their ordinance to continue doing so. He explained they had been assigned 200 cabs at that time, and after a certain date the number could be increased at the level of 1 cab per an additional 2,000 people in accordance with the census numbers.

Commissioner Hutchinson returned to the meeting at approximately 8:18 p.m.

The City Attorney further stated that the City needed a cap, but the 200 cap was set by the County.

Commissioner Moore stated that there had been justification based upon the population that an additional 6 permits could be offered, and the guidelines of the City had been followed but the individual had been denied based upon the recommendation of the Board. Therefore, it was his view that this person wanted the Commission to revisit the matter. He suggested that this item be brought before the Commission at the appropriate time for further discussion.

Mayor Naugle stated that the City Attorney had stated that the City did not have the ability to have unlimited taxi permits because the County had prevented that from occurring. Therefore, the argument was with the County regarding unlimited taxicabs. The City Attorney confirmed, but stated that the other issue was that even if such 6 permits were authorized, it would not mean that he would obtain them since there were other applicants in line as well.

Mayor Naugle stated that the item would be placed on the Commission Conference Agenda for July 20, 2004.

RESOLUTIONS

Site Plan Approval Extension – Downtown Flagler Village (R-1)
Putnam Realty, Fourth & Fourth & Fourth & Fourth II
(134-R-00, 163-R-00 and 175-R-00)

Request by Putnam Realty, Fourth & Fourth & Fourth & Fourth II to approve site plan extension for a twelve-month period until August 17, 2005.

Applicant: Putnam Realty, Fourth & Fourth & Fourth & Fourth II
 Request: Site Plan Approval Extension
 Location: Southeast & northeast corners of SE 4th Avenue & SE 5th Street

Commissioner Hutchinson introduced the following resolution:

RESOLUTION NO. 04-120

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING AN EXTENSION OF TIME OF A SITE PLAN APPROVING A DEVELOPMENT ON PROPERTY LOCATED AT THE SOUTHEAST AND NORTHEAST CORNER OF S.E. 4TH AVENUE AND S.E. 5TH STREET, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

Which resolution was read by title only.

Mayor Naugle asked if this was the first extension for this item.

Bruce Chatterton, Planning and Zoning Services Manager, stated that this was the first extension to be granted by the City Commission. He stated that the CRA Director had previously granted an extension for 24 months. He stated that this extension would be for one year.

Mayor Naugle asked if there could be an option of extending this for 6 months because he had been informed that this tied up the units, and prevented developments from moving forward. Mr. Chatterton stated that the request could be amended for six months. Mayor Naugle asked if there was any interest in extending it for only 6 months.

Commissioner Trantalis reiterated that quite a few units were available and because this developer needed one last extension, he did not think it would interfere with other developers from having their own projects built.

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

**Sale of Surplus Property Southeast Corner of
Cortez Street and Seabreeze Boulevard –
Amend Resolution Nos. 04-10 & 04-68**

(R-2)

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. 04-121

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING RESOLUTION NOS. 04-10 AND 04-68 WHICH DECLARED CERTAIN PROPERTY, DESCRIBED BELOW, NOT NEEDED FOR PUBLIC USE PURSUANT TO CITY CHARTER SECTION 8.04 AND DETERMINING THAT IT WAS IN THE BEST INTERESTS OF THE CITY THAT SUCH PROPERTY BE OFFERED FOR SALE, AMENDING RESOLUTION NOS. 04-10 AND 04-68 TO PROVIDE A REVISED DATE FOR SUBMISSION OF BIDS BY AUGUST 6, 2004 AND SCHEDULING FURTHER PROCEEDINGS BEFORE THE CITY COMMISSION ON SEPTEMBER 8, 2004, RELATIVE TO REVIEW OF THE BIDS AND PROCEEDING IN ACCORDANCE WITH SECTION 8.04 OF THE CITY CHARTER.

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

Landscaping Improvements to I-95 & Sunrise Boulevard Interchange – Amendment No. 2 to Joint Participation Agreement with Broward County and Florida Dept. of Transportation (R-3)

A resolution authorizing the proper City Officials to execute Amendment No. 2 to the Joint Participation Agreement with Broward County and Florida Dept. of Transportation for landscaping improvements to the I-95 and Sunrise Boulevard interchange.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-129

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO AMENDMENT NUMBER TWO TO THE JOINT PARTICIPATION AGREEMENT (JPA) WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) FOR LANDSCAPING IMPROVEMENTS AT THE I-95 AND SUNRISE BOULEVARD INTERCHANGE (PROJECT: 414961-1-58-01)

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

Broward League of Cities Nomination for E. Harris Drew Award (R-4)

A resolution supporting the nomination of Commissioner Sam Goldsmith of Coconut Creek for the E. Harris Drew Award.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-130

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, SUPPORTING THE NOMINATION OF COMMISSIONER SAM GOLDSMITH OF COCONUT CREEK FOR THE FLORIDA LEAGUE OF CITIES' "E. HARRIS DREW AWARD."

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

**Brickell Redevelopment – Amendment to Note
On Plat (PZ Case No. 11-P-04)**

(R-5)

A resolution approving an amendment to the Brickell Redevelopment plat note.

Applicant: Las Olas Riverfront Associates, L.P.
Request: Amendment to Note on Brickell Redevelopment Plat
Location: New River @ Brickell Avenue and SW 2nd Street

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to defer this item until September 8, 2004 at 6:00 p.m.

Commissioner Trantalis stated that he hoped they would take time and consider that this request would change the complexion of the street and the area. He stated that he wanted to make sure enough time would be provided so they could discuss where that area of town was headed, and if they wanted to change it from entertainment to residential.

Commissioner Hutchinson asked if an amendment could be made to the motion to have this item heard at the second meeting in September. Commissioner Moore accepted the amendment. The motion would read as follows:

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to defer this item until September 22, 2004 at 6:00 p.m.

Commissioner Moore stated that he wanted the development community to understand that this had a long way to go.

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

**Port Business Center – Amendment to Note on Plat
(PZ Case 13-P-04)**

(R-6)

A resolution approving an amendment to the Port Business Center plat note.

Applicant: Harbour Shops, LLC
Request: Amendment to Note on Port Business Center Plat
Location: South end of Cordova Road and north of SE 20th Street

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-131

A RESOLUTION OF THE CITY COMMISSION OF THE CITY
OF FORT LAUDERDALE, FLORIDA, EXPRESSING NO OBJECTION
TO A CHANGE TO A NOTE ON A PLAT KNOWN AS "PORT
BUSINESS CENTER PLAT."

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

Lot Clearing Cleaning Charges

(R-7)

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

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-132

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ASSESSING AGAINST THE PROPERTIES DESCRIBED IN THE SCHEDULE ATTACHED HERETO THE COST AND EXPENSE OF CLEARING LOTS FOUND TO HAVE AN UNLAWFUL OR EXCESSIVE ACCUMULATION OF RUBBISH, DEBRIS OR TRASH UNDER CHAPTER 18 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, AND IMPOSING SPECIAL ASSESSMENT LIENS AGAINST SUCH PROPERTIES FOR THE COST AND EXPENSE INCURRED IN CLEANING AND CLEARING SAME; AUTHORIZING AND DIRECTING THE PROPER CITY OFFICIALS TO RECORD A NOTICE OF SPECIAL ASSESSMENT LIEN IN THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.

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

Funding of School Resource Officers

(R-8)

A resolution requesting full funding from the School Board of Broward County of five elementary School Resource Officers; and seek alternative funding via state legislatives from sources such as the Florida State Lottery, or no match state grants.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-133

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, FORMALLY REQUESTING FULL FUNDING OF THE FIVE ELEMENTARY SCHOOL RESOURCE OFFICERS FROM THE BROWARD COUNTY SCHOOL BOARD.

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

Lien Settlements for Special Master and Code Enforcement Board Cases

(M-29)

Mayor Naugle announced that item No. 6, 1331 N.E. 3rd Avenue, was requested to be removed.

1. 600 S.W. 26 Avenue (CE9315462) – Pleasant Williams and Zadie Williams - \$3,860.00.

Pleasant Williams, owner, stated that this matter had been an oversight on his part, but he had not been included in the Amnesty Program. He stated that his sister had been notified, but she had not made him aware of the problem. He stated that he wanted to resolve the matter, and asked for the Commission's consideration.

Commissioner Moore stated that staff had recommended that this be reduced from \$25,000 to \$7,000 and were requesting 35% of the fine. Mr. Williams stated he was under the impression the settlement was for \$3,860. Commissioner Moore stated that he had placed this on the agenda because he was aware of the role that Mr. Williams had played in the community. He stated that the length of time taken to bring the property into compliance had impacted the value of neighboring properties. He reiterated that he was in support of staff's recommendation of \$7,720.

Motion made by Commissioner Moore and seconded by Commissioner Trantalis to approve a settlement for \$7,720. Roll call showed: YEAS: Commissioners Trantalis, Moore and Mayor Naugle. NAYS: Commissioners Hutchinson and Teel.

2. 1705 N.W. 8 Place (CE03021125) – Wilson Louigene - \$13,775.00.

Wilson Louigene, owner, stated that he had purchased this property a couple of years ago for his father but since his dad's death, he had decided to make it into a rental property. He stated that he had tried to bring the property into compliance, and he had been unaware of the fact that he had to call the inspector to come back and check the property. He showed pictures of his property. He stated that he disagreed with the amount of the fine. He stated the property was a duplex.

John Simmons, Assistant Superintendent of Community Inspections, stated that he had adjusted the fine to comply with the dates shown on the receipts of the owner. He explained the lien had been higher before such adjustment.

Commissioner Trantalis stated that the Order had been entered on June 29, 2003, and compliance was achieved November 14, 2003 with a fine of \$25 per day. He asked for further clarification of the fine.

Mr. Simmons explained that the fine was \$25 per day, per violation.

Commissioner Moore stated he was glad to see improvements being made to the property, but he felt the impact of the property when not in compliance had affected the entire neighborhood.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to approve staff's recommendation of 100% of the fine. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

Commissioner Trantalis stated that in regard to Item No. 1, the Commission had ruled in May, 2002, that the settlement amount was to be 100%. Now, two years later, they were still haggling over the amount. He asked if the file could be flagged so if the fine was not paid within a certain amount of time, that the City Attorney's office would immediately proceed with foreclosure action. He remarked there was no homestead exemption and the fine had remained unpaid for 2 years, and therefore, he felt such individuals should be prosecuted. He stated that he felt the debt should be paid within 30 days normally, and since the fine was \$7700, he felt 60 days would be sufficient.

Commissioner Moore asked if the individual could be given 90 days for payment. Commissioner Trantalis agreed.

The City Attorney explained that no Massey Hearing had been held in this case, and before foreclosure proceedings could commence, such hearing would have to take place. He stated they would wait 60 days, and if no payment was made, then they would schedule the case for a Massey Hearing.

Commissioner Moore requested that staff contact the property owner to inform him that dialogue had continued regarding his property after he had left the meeting, and advise him of the Commission's determination.

3. 1609 N.W. 6 Place (CE01031136) – Aaron P. McCree and Allie P. McCree - \$7,112.50.

Motion made by Commissioner Trantalis to accept staff's recommendation.

Commissioner Moore stated he would prefer to approve the fine at 100% if the owner was not present tonight.

Motion died for lack of a second.

Commissioner Trantalis reiterated that possibly the owner was not present because he was in agreement with staff's recommendation.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to approve the fine at 100%. Commissioner Hutchinson stated she did not want this individual brought back before the Commission again. Roll call showed: YEAS: Commissioners Hutchinson, Teel, Trantalis, Moore and Mayor Naugle. NAYS: None.

4. 1340 N.W. 19 Avenue (CE03020176) – Lillie Bell Floyd and Keith Floyd - \$5,850.

Keith Floyd, owner, stated that his mother also was a joint owner of the property, but she was presently ill. He stated that he was attempting to bring the property into compliance. He added that he had not received a letter during the Code Amnesty Program.

Motion made by Commissioner Moore and seconded by Commissioner Trantalis to approve the fine be paid at 25%. Roll call showed: YEAS: Commissioners Trantalis, Moore and Mayor Naugle. NAYS: Commissioners Hutchinson and Teel.

Commissioner Moore asked if they could return to Item No. 3. He stated this person had a replacement home built.

John Simmons, Assistant Director Community Inspections, stated the violations at the site had been corrected by demolition of the building.

Commissioner Moore stated they should have suggested that 25% be paid as recommended by staff, and not the 50% mentioned in the backup material. He asked why the 50% had been listed at all.

Mr. Simmons explained that it had been decided in the review process that the amount should be taken back to the 50% due to the condition of the property, and the City had paid for the demolition costs. He stated it was up to the Commission if they wanted to reduce it further.

Commissioner Moore asked what were the costs of the demolition. Mr. Simmons stated that he did not know at this time. Commissioner Moore clarified that the 25% had captured the City's expenses. Mr. Simmons confirmed.

Commissioner Moore stated that he had made a mistake and this had not been the fault of the property owner. Therefore, he wanted to ask the Commission to reconsider the previous vote which had been taken in regard to this item.

Motion made by Commissioner Moore and seconded by Commissioner Trantalis to reconsider the vote taken regarding the property at 1609 N.W. 6 Place. Roll call showed: YEAS: Commissioners Trantalis, Moore and Mayor Naugle. NAYS: Commissioners Hutchinson and Teel.

Commissioner Moore stated that the property was in poor condition due to the person's lack of income and health.

Mr. Simmons stated that appeared to be the case due to the information he had received through the owner's daughter.

Motion made by Commissioner Moore to reduce the fines to 25% which covered the costs for demolition.

Commissioner Trantalis asked why staff had changed their recommendation. Mr. Simmons replied that due to the discussions during the review process, they had taken into consideration that the City had been involved in the demolition, and the violations

would not have been corrected unless such demolition occurred. Therefore, staff recommended 50% and it would be up to the Commission to decide if circumstances warranted their going back to the 25%.

Commissioner Moore stated that Code Enforcement in such citings encouraged individuals to utilize the replacement program or block grants who were limited in income. After the individuals applied for such programs, they would be notified if they qualified or not. He stated it was a lengthy process, but at the same time the fines kept running.

Commissioner Trantalis asked if a policy should be set indicating that if individuals did not have the necessary income to deal with code violations, then they should be forgiven such fines. Commissioner Moore stated he was not saying that the fines should be forgiven, but due to the fact when this individual was cited, the individual might meet the income requirements for a replacement home, which had been done.

Mr. Simmons proceeded to show a photograph of the replacement home that was presently being built. The Acting City Manager stated that due to extenuating circumstances, he felt the 25% could be difficult to justify, and he felt 50% was a better compromise.

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

5. 1006 N.W. 8 Avenue (CE03021339) – Luckner Virgile - \$15,150.00.

Fenel Antoine stated that he was representing the owner. He advised that the owner had some problems with the contractor and now wanted to sell the property.

Commissioner Trantalis stated that these individuals had met with him and the property had been brought into compliance as of February 26, 2004. He further stated the owner remarked that he did not have the funds to finish the work and problems had been encountered by the contractor. He asked how could the property have been brought into compliance, but yet statements were made that monies were not available to complete the work.

John Simmons, Assistant Director Community Inspections, stated that part of the work had been cited due to lack of permits. He stated that was complied with once a permit had been pulled.

Mayor Naugle stated that the property had been assessed at \$116,000 and the mortgage totaled \$108,000. Commissioner Trantalis stated it had been disclosed to him that a contract for sale was pending at \$160,000, and they were asking for the fine to be reduced so less monies could be paid out of the closing to the City. He asked where this Commission stood regarding unscrupulous contractors, and continued to ask if the burden fell on the Commission or on the property owner.

Motion made by Commissioner Moore and seconded by Commissioner Trantalis to approve the fine at 25%.

Commissioner Moore stated this would allow the property to be sold to an individual who would be able to maintain the property properly and complete the construction. He reiterated that he wanted the property sold within 60 days from tonight's motion, otherwise the fine would return to 100%.

Mr. Antoine stated that the owner could not even afford to pay the 25%, and asked if the fines could be abated in their entirety.

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

7. 2420 N.W. 19 Street (CE9501127) – Rueben A. Wiggan - \$2,580.

Steve Kastner, Fire Marshall, stated that this was an old case from 1995 and they had attempted to gain entrance to the property for inspection purposes. He stated they were in the middle of a divorce and they had been unable to gain entry. Therefore, they went to the Code Enforcement Board who had sent notices to the property owner. Evidently, the wife had received them, but she had not made the husband aware of the problem. He stated the property changed tenants and they were then able to gain entry for inspection purposes. He stated the owner had received the amnesty letter, but it had been too late for him to take advantage of such program.

Motion made by Commissioner Moore and seconded by Commissioner Trantalis to approve 25% payment of the fine.

Mr. Wiggan reiterated that the letter had been sent to an address where he was not living. Commissioner Moore stated this was due to the fact that the Fire Inspectors were not able to gain access to the building for inspection purposes. Mr. Wiggan stated he had been unaware of the existence of the lien. Commissioner Moore stated since the property was in compliance, then he did not see any reason for a fine.

Commissioner Moore stated that he was going to withdraw his previous motion.

Motion made by Commissioner Moore and seconded by Commissioner Trantalis to abate the fine in its entirety. Roll call showed: Commissioners Trantalis and Moore NAYS: Commissioners Hutchinson, Teel and Mayor Naugle.

Motion made by Commissioner Moore and seconded by Commissioner Trantalis to approve 25% payment of the fine. Roll call showed: YEAS: Commissioners Trantalis, Moore and Mayor Naugle. NAYS: Commissioners Hutchinson and Teel.

Bond Issue

(OB)

Commissioner Moore stated that he had thought they had discussed this matter earlier and that information would be provided so they could review opportunities for financing. Mayor Naugle stated if this resolution was not passed this evening, there would not be a place for it on the ballot. He explained that the item could be withdrawn later on if they desired to do that.

Commissioner Hutchinson introduced the following resolution:

RESOLUTION NO. 04-124

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING TRANSMITTAL OF BALLOT LANGUAGE TO THE SUPERVISOR OF ELECTIONS FOR THE NOVEMBER 2, 2004 GENERAL ELECTION PROPOSING THAT THE CITY ISSUE GENERAL OBLIGATION BONDS IN AN AMOUNT NOT TO EXCEED \$40,000,000 TO PAY THE COST OIF IMPROVEMENTS TO FIRE-RESCUE FACILITIES AND TO PAY THE COST OF NEW FIRE-RESCUE FACILITIES; AUTHORIZING THE CITY ATTORNEY TO DRAFT APPROPRIATE BALLOT LANGUAGE; AUTHORIZING ADVERTISING AND TWO PUBLIC READINGS OF AN ORDINANCE APPROVING A REFERENDUM APPROVING THE ISSUANCE OF GENERAL OBLIGATION BONDS; DIRECTING THE CITY CLERK TO FORWARD A CERTIFIED COPY OF THIS RESOILUTION TO THE SUPERVISOR OF ELECTIONS OF BROWARD COUNTY, FLORIDA.

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

Renaming of NW 2nd Street**(OB)**

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 04-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, TO PROVIDE THAT THE LENGTH OF N.W. 2ND STREET FROM ANDREWS AVENUE AND N.W. 7TH AVENUE SHALL ALSO BE KNOWN AS "JAMES A. DALLAS SR. BOULEVARD."

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

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

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

Housing Authority

Quinn Goodchild

Northwest-Progresso-Flagler Heights
Redevelopment Advisory BoardMarcia Barry Smith
Clare Vickery

Parks, Recreation and Beaches
Advisory Board

Jim LeBate

Commissioner Moore introduced the resolution entitled:

RESOLUTION NO. 04-119

A RESOLUTION OF THE CITY COMMISSION OF THE CITY
OF FORT LAUDERDALE, FLORIDA, APPOINTING BOARD
MEMBERS AS SET FORTH IN THE EXHIBIT ATTACHED HERETO
AND MADE A PART HEREOF.

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

Mayor Naugle announced that two conference items which had not been discussed at today's meeting would be rescheduled for the next meeting.

There being no other matters to come before the Commission, the meeting was adjourned at 9:14 PM.

Jim Naugle
Mayor

ATTEST:

Jonda Joseph
City Clerk