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FORT LAUDERDALE CITY COMMISSION  
DECEMBER 19, 2006**

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**MINUTES OF A REGULAR MEETING  
CITY COMMISSION  
FORT LAUDERDALE, FLORIDA  
DECEMBER 19, 2006**

Meeting was called to order at 6:00 p.m. by Mayor Naugle on the above date, City Commission Meeting Room.

Roll call showed:

Present: Commissioner Christine Teel  
Commissioner Charlotte E. Rodstrom  
Commissioner Carlton B. Moore  
Vice Mayor Cindi Hutchinson  
Mayor Jim Naugle

Absent: None

Also Present: City Manager                      George Gretsas  
City Auditor                                      John Herbst  
City Clerk                                         Jonda K. Joseph  
City Attorney                                     Harry A. Stewart  
Sergeant At Arms                                Jose Pinto-Gonzalez

Invocation was offered by Reverend Doctor Bill Muniz, Chaplain Fort Lauderdale Police Department, followed by the recitation of the Pledge of Allegiance.

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

**Motion** made by Vice Mayor Hutchinson and seconded by Commissioner Teel that the agenda be approved. Roll call showed: YEAS: Commissioners Rodstrom and Moore, Vice Mayor Hutchinson, Commissioner Teel and Mayor Naugle. NAYS: None.

**Presentations**

**OB**

**1. Recognition of Karen Morrissey – Soles for the Sole**

Vice Mayor Hutchinson and the City Commission recognized Karen Morrissey for her work on the "Soles for the Soul Shoe Drive – Broward Partnership for the Homeless." She said that over 400 pairs of shoes were donated and will be distributed to children from infants to 17 years of age.

Commissioner Moore left the meeting at approximately 6:02 p.m.

Karen Morrissey elaborated upon the merits of the program. She announced her website, [www.shoesforthesole.org](http://www.shoesforthesole.org).

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Commissioner Moore returned to the meeting at approximately 6:06 p.m.

**Task Order – Hazen and Sawyer, P.C. - \$445,000 (M-11)**  
**Conceptual Feasibility Study – Water Supply Solution**

Mayor Naugle said there is a correction for this item. The monies are to be transferred from P00144 Pump Recapitalization to P11178.454 Sub-object 6599.

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**Water Supply Feasibility Study – Interlocal Agreement (M-15)**

Mayor Naugle said this item should specify: “No budgetary impact.”

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**Transfer of Unused Speedtrap Grant Match Funds (M-7)**

Mayor Naugle said that the City Manager has removed this item from tonight’s agenda.

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**Environmental Protection Agency Grant Reimbursement - (M-14)**  
**Former Compost Plant Property**

Mayor Naugle said that the City Manager has removed this item from tonight’s agenda.

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**Executive Airport – Security Improvements – Joint (CR-2)**  
**Participation Agreement – Florida Department of Transportation**

Mayor Naugle said that the City Manager has removed this item from tonight’s agenda.

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Mayor Naugle said that the ordinance repealing the Budget Advisory Board is not on tonight’s agenda, and will be heard on January 4, 2007.

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**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.

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**Event Agreement – Southeast Florida Scottish Festival  
And Games Closing NW 55 Avenue****(M-1)**

A motion authorizing and approving execution of an Event Agreement with Scottish American Society of South Florida, Inc. for Southeast Florida Scottish Festival and Games on Saturday, January 13, 2007, 8 AM – 7 PM at Fort Lauderdale Stadium Festival Grounds; and authorizing closing NW 55 Avenue for the day of the event.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1778

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**Event Agreement – Ocean Mile Swim****(M-2)**

A motion authorizing and approving execution of an Event Agreement with International Swimming Hall of Fame, Inc. for Ocean Mile Swim to be held Saturday, December 30, 2006, 9:30 AM – 11 AM at Fort Lauderdale Beach.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1779

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**Event Agreement – All Saints Concert Series****(M-3)**

A motion authorizing and approving execution of an Event Agreement with All Saints Protestant Episcopal Church for All Saints Concert Series to be held Saturday, January 6, 2006 and Saturday, March 3, 2007, 3 PM – 6 PM on church property at 333 Tarpon Drive, contingent upon approval by the City Attorney's Office.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1780

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**Event Agreement – Fort Lauderdale Billfish Tournament****(M-4)**

A motion authorizing and approving execution of an Event Agreement with Fort Lauderdale Billfish Tournament, Inc. for Fort Lauderdale Billfish Tournament to be held on Wednesday, February 7, 2006 through Sunday, February 11, 2007 at Las Olas Marina and adjacent parking lot, contingent upon approval by the City Attorney's Office.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1781

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**Event Agreement – W Hotel Launch****(M-5)**

A motion authorizing and approving execution of an Event Agreement with Make-A-Wish Foundation of Southern Florida, Inc. for the W Hotel Launch to be held Thursday, January 25, 2007, 7 PM to 12 midnight on the beach in front of Beach Place, contingent upon approval by the City Attorney's Office.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 07-0003

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**Disbursement of Funds/Joint Investigation/O.R. No. 06-2070  
Law Enforcement Trust Fund****(M-6)**

A motion authorizing the equitable disbursement of funds in the amount of \$28,850.92 with each of the thirteen participating agencies to receive \$2,219.30.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1750

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**Transfer of Unused Speedtrap Grant Match Funds****(M-7)**

A motion authorizing transfer of \$5,967.65 in unused Speedtrap Grant match funds from Fiscal Year 2006 to Fiscal Year 2007.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1764

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**General Liability Settlement – File GL-04-611C****(M-8)**

A motion authorizing settlement of General Liability File GL 04-611C – Keith Dillman - \$40,000.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1763

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**Task Order 31 – CH2M Hill, Inc. - \$5,591,666 (M-9)**  
**2007 Program Management Services – WaterWorks 2011**

A motion authorizing the proper City Officials to execute Task Order 31 with CH2M Hill, Inc., in the amount of \$5,591,666 – Program Management Services for the period of December, 2006 through May, 2007 – implementation of the City's 10-year Water and Wastewater Capital Improvements Program (WaterWorks 2011).

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1593

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**Task Order 1 – URS Corporation - \$19,288 (M-10)**  
**Special Structural Inspection Services – Fire Station 53**

A motion authorizing the proper City Officials to execute Task Order 1 with URS Corporation in the amount of \$19,288 – Special Structural Inspection Services – Fire Station 53 at Fort Lauderdale Executive Airport.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1368

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**Task Order – Hazen and Sawyer, P.C. - \$445,000 (M-11)**  
**Conceptual Feasibility Study – Water Supply Solution**

A motion authorizing the proper City Officials to execute a Task Order to Hazen and Sawyer, P.C., in the not-to-exceed amount of \$445,000 – conceptual feasibility of a sub-regional lower east coast water supply solution – Project 11178.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1762

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**Task Order 1 – Corzo Castella Carballo Thompson (M-12)**  
**Salman, P.A. – Replacement of 4 Bridges - Design**  
**Consulting Services - \$195,323.19**

A motion authorizing the proper City Officials to execute Task Order 1 with Corzo Castella Carballo Thompson Salman, P.A., in the amount of \$195,323.19 – bridge design consulting services – replacement of four bridges – East Las Olas Boulevard, Harborage Isle, SE 15 Street over Marchetta and Carlotta.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1716

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**Contract Award – Florida Blacktop, Inc. - \$71,242 (M-13)**  
**Dillard Park Neighborhood Improvements – NW 23 Avenue**

A motion authorizing the proper City Officials to award and execute a contract with Florida Blacktop, Inc., in the amount of \$71,242 – installation of five brick paver crosswalks on NW 23 Avenue – Dillard Park Neighborhood – NCIP Project 10467.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1730

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**Environmental Protection Agency Grant Reimbursement (M-14)**  
**Former Compost Plant Property**

A motion approving and authorizing: (1) retention of former compost plant property – 4030 State Road 7, Dania Beach, Florida; (2) reimbursement of \$5,960,625 to U.S. Environmental Protection Agency; and (3) funds transfer from Water and Sewer Capital project Fund 454.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1519

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**Water Supply Feasibility Study – Interlocal Agreement (M-15)**

A motion authorizing the proper City Officials to execute an Interlocal Agreement with the cities of Hollywood, Plantation, Pompano Beach and Sunrise and Broward and Palm Beach Counties – conceptual feasibility study of sub-regional lower east coast water supply solution.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1766

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**Public Safety Radio Communications System - Reconfiguration (M-16)**  
**Memorandum of Understanding**

A motion authorizing the proper City Officials to execute a Memorandum of Understanding with cities of Pompano Beach, Oakland Park, and Wilton Manors – mutual cooperation to reconfigure Fort Lauderdale/Pompano Beach 800 MHz Public Safety Radio Communications System.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 06-1791

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<b>PURCHASING AGENDA</b>
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**Proprietary – Water Treatment Parts & Equipment****(PUR-01)**

Approval to purchase Water Treatment & Controls Company brand parts and equipment is being presented for approval by the Public Works Department.

**Recommend:** Motion to approve.

**Vendor:** Water Treatment & Controls Company  
Pensacola, FL

**Amount:** \$30,000.00 (estimated)

**Bids Solicited/Rec'd:** N/A

**Exhibit:** Commission Agenda Report 06-1718

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

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**06-33B – Contract for Quicklime****(PUR-02)**

Award of one-year contract for quicklime for Fiveash and Peele-Dixie Water Treatment Plants is being presented for approval by the Public Works Department.

**Recommend:** Motion to approve.

**Vendor:** Chemical Lime Company of Alabama, Inc.  
Ft. Worth, TX

**Amount:** \$2,100,000.00 (estimated)

**Bids Solicited/Rec'd:** 7/2

**Exhibit:** Commission Agenda Report 06-1769

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

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**Proprietary – E-Procurement Web Provider Software Renewal****(PUR-03)**

One-year renewal to provide E-procurement web provider software is being presented for approval by the Procurement Services Department.

**Recommend:** Motion to approve.

**Vendor:** RFP Depot, LLC  
Salt Lake City, UT

**Amount:** \$20,000.00

**Bids Solicited/Rec'd:** N/A

**Exhibit:** Commission Agenda Report 07-0001

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

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**572-9662 – Rejection of Bids – Purchase of Three ATV's – Beach Patrol** (PUR-04)

Rejection of bid for three ATV's for the Fire Department Beach Patrol is being presented for approval by the Parking and Fleet Services Department.

**Recommend:** Motion to reject.

**Bids Solicited/Rec'd:** 197/3

**Exhibit:** Commission Agenda Report 06-1777

The Procurement Services Department has reviewed this item and recommends the rejection of all bids.

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**Vehicle Purchases** (PUR-05)

Purchase of vehicle additions to fleet approved in Fiscal Year 2006-2007 budget and replacement vehicles that exceed Fiscal Year 2006-2007 Fleet Plan estimated costs by more than 10 percent are being presented for approval by the Parking and Fleet Services Department.

**Recommend:** Motion to approve.

**Vendor:** See attached exhibits

**Amount:** \$463,641.00

**Bids Solicited/Rec'd:** N/A

**Exhibit:** Commission Agenda Report 07-0016

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

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**772-9632 – Portable Emergency Back-Up Generators** (PUR-06)

Purchase of two portable emergency back-up generators for Executive Airport is being presented for approval by the Business Enterprises Department.

**Recommend:** Motion to approve.

**Vendor:** Godwin Pumps of America, Inc.  
Bridgeport, NJ

**Amount:** \$40,980.00

**Bids Solicited/Rec'd:** 338/13

**Exhibit:** Commission Agenda Report 06-1775

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

**732-8911 – Contract Extension – Beach Equipment Rental**

**(PUR-07)**

One-year contract extension to supply beach equipment rental concession (chairs, umbrellas and cabanas) on Fort Lauderdale Beach is being presented for approval by the Business Enterprises Department.

**Recommend:** Motion to approve.

**Vendor:** Beached Management, Inc.  
Fort Lauderdale, FL

**Amount:** \$498,950.00 (estimated revenue)

**Bids Solicited/Rec'd:** N/A

**Exhibit:** Commission Agenda Report 06-1373

The Procurement Services Department has reviewed this item and agrees with the recommendation.

**CONSENT RESOLUTIONS**

**Little Yankee Boys' Football League – Floyd Hull Stadium Lease Agreement**

**(CR-01)**

No budgetary impact.

RESOLUTION NO. 06-210

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, DECLARING THE INTENT OF THE CITY COMMISSION TO ENTER INTO AN AGREEMENT WITH LITTLE YANKEE BOYS' FOOTBALL LEAGUE, INC. GRANTING THE TOP PRIORITY USE OF THE FACILITIES AT FLOYD HULL STADIUM DURING THE LEAGUE'S SEASON FOR A PERIOD OF 19 YEARS.

**Executive Airport – Security Improvements – Joint Participation Agreement – Florida Department of Transportation**

**(CR-02)**

This item was removed from the agenda.

**Rescheduling January 2, 2007 Commission Meetings**

**(CR-03)**

**To January 4, 2007**

No budgetary impact.

RESOLUTION 06-211

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RESCHEDULING THE JANUARY 2, 2007, REGULAR AND CONFERENCE MEETINGS OF THE CITY COMMISSION TO JANUARY 4, 2007.

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**Florida East Coast Railroad Passenger Service**

**(CR-04)**

RESOLUTION 06-212

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, IN SUPPORT OF THE FLORIDA DEPARTMENT OF TRANSPORTATION AND ITS AFFILIATED REGIONAL TRANSPORTATION AGENCIES TO RECOMMEND STRATEGIC INVESTMENT IN THE FLORIDA EAST COAST CORRIDOR AREA, TO EXPAND LOCAL AND REGIONAL PASSENGER SERVICE IN THAT AREA TO MEET THE GROWING TRANSIT NEEDS AND COMPLEMENT FREIGHT INDUSTRY GROWTH IN THE SOUTHEAST FLORIDA AREA.

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

**Motion** made by Vice Mayor Hutchinson and seconded by Commissioner Teel that Consent Agenda Items M-9, M-11, M-14, CR-01, Pur-5, and Pur-7 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 Rodstrom and Moore, Vice Mayor Hutchinson, Commissioner Teel and Mayor Naugle. NAYS: None.

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**Task Order 31 – CH2M Hill, Inc. - \$5,591,666**  
**2007 Program Management Services – WaterWorks 2011**

**(M-9)**

Commissioner Rodstrom said she pulled this item, and asked if this is so the City could continue task orders already in place for this company. Paul Bohlander, Assistant Utilities Services Director, confirmed that is correct.

In response to Commissioner Rodstrom, Mr. Bohlander said it is for a six-month period. Commissioner Rodstrom asked if staff is estimating the next six months at \$5 million also. Mr. Bohlander said the amount could be about the same, but then begin to taper down.

Commissioner Rodstrom asked what was the original budgeted amount for the WaterWorks 2011. Mr. Bohlander said it was somewhere around \$608 million.

Commissioner Rodstrom asked what is the cost to date. Mr. Bohlander said that the revised budget is on the order of \$768 million.

Given the fact that the project had a large amount of financial changes and CH2MHill oversees the project, Commissioner Rodstrom was not comfortable awarding the management of this project to that company without further review. She asked what mechanisms are in place to make sure this would not continue going over budget.

Nanette Woods, Program Manager for CH2MHill, said the budgetary increases have been projected based on some unusual construction cost increases that have occurred in the past couple years, primarily due to hurricane impacts. Projections for the projects have been revised. Different inflation factors have been incorporated into the financial model for the future.

In response to Commissioner Rodstrom, Ms. Woods said there is a contingency which includes an inflation factor. Commissioner Rodstrom asked what is the industry standard for contingency that includes inflation. Ms. Woods said it varies depending on the type of project.

Commissioner Moore asked if any other management company had been given this award would they have had the same changes due to the hurricanes and material cost increases. Albert Carbon, Director of Public Works, confirmed that is correct.

**Motion** made by Commissioner Moore and seconded by Vice Mayor Hutchinson to approve this item as presented.

Commissioner Rodstrom said since they are half-way through the project and over budget by millions of dollars, what mechanism is in place that would ensure the taxpayers that the budget would not hit \$1 billion and relate directly to how much individuals will be paying for water.

Mr. Carbon said that question is difficult to answer. The Utility Capital Improvement Fund has a financial model which looks at the fund over a 20-year period. In looking at reasonable inflationary costs for that period and the need to do operational and capital increases to water rates during that period. On a uniform rate it would be 3%, and in 2008/2009 there would be an additional 1% increase annually.

Commissioner Rodstrom asked what is the bond capacity for this project. Mr. Carbon said staff would have to report back to the Commission with that information.

Mayor Naugle said a big portion of this project is sewer improvements. One third of the city was on septic tanks when the project began. They will be new customers and there would also be a 10% surcharge. Not all of the increase was due to inflation; some of it was add-ons. The project will turn into a \$1 billion project. The reverse osmosis will also be done to tap into the Florida aquifer because of regulatory requirements and that has not been figured into the project. The City will always be recapitalizing, adding to the project, trying to anticipate things.

Commissioner Rodstrom asked if the 3% and 1% that is going to be charged would make the debt service. Mr. Carbon said the current bond issuance and two to three others having to do with WaterWorks projected interest rates, bond repayments,

increasing operational costs, and increasing capital expenditures over the life of the 20-year financial model with uniform rate increases. The City will be able to pay for the capital and operational costs of the system.

Commissioner Rodstrom was not inclined to vote for the same company to do this work. She asked staff to watch the project more carefully.

Commissioner Moore said it seems that the issue regarding change orders and this project is raised at every meeting. This project was to make the quality of life better. There is no way one could see underground and know what possibilities there would be for change orders. There was a concept to bring in an engineering firm that would oversee the project so the City would not have to use their employees. An RFQ process was used. There would be continuous changes and add-ons as the project progresses which will create additional costs, as well as potentially higher costs when they get underground. He hoped that staff would explain the change order process in more detail to Commissioner Rodstrom.

Commissioner Rodstrom thanked Commissioner Moore. If she felt staff was qualified to answer these questions, she could have already met with them. .

Roll call showed: YEAS: Commissioner Moore, Vice Mayor Hutchinson, Commissioner Teel and Mayor Naugle. NAYS: Commissioner Rodstrom.

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**Task Order – Hazen and Sawyer, P.C. - \$445,000 (M-11)**  
**Conceptual Feasibility Study – Water Supply Solution**

Commissioner Rodstrom wanted to make her questions on this would be studied. She wanted to know the amount of future water bills, when will the City run out affordable, and how many more units could be built in the City that could be supported with affordable water. In other words how many units will be possible before the City's water bills will be doubled and tripled.

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

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**Little Yankee Boys' Football League – Floyd Hull Stadium (CR-01)**  
**Lease Agreement**

Commissioner Rodstrom removed this item from the consent. She wanted to hear from the district commissioner. Vice Mayor Hutchinson indicated this is not the public hearing, but notification to the public about entering into a lease agreement at Floyd Hull Stadium. There will be a public hearing in February.

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

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**Vehicle Purchases****(PUR-05)**

Vice Mayor Hutchinson questioned the purchase of a vehicle versus mileage reimbursement.

Robert Bates, Director of Professional Standards, said this vehicle is to be used by the Investigator position where there is no car allowance. It is used everyday. The vehicle was budgeted for \$25,000 and the purchase price is coming in under budget.

In response to Vice Mayor Hutchinson, Mr. Bates believed it was a take-home vehicle when it came to the Office of Professional Standards and it would continue as such.

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

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**732-8911 – Contract Extension – Beach Equipment Rental****(PUR-07)**

Commissioner Rodstrom was concerned about the new high-end hoteliers in the beach area. They will want special amenities.

Kirk Buffington, Director of Procurement Services, said this the first year renewal and there is one additional one-year renewal if both parties agree.

George Platt, representing Beach Management, Inc., said about 8-9 months ago they began to interface with the new and established hotels. Surveys were done. For the purposes of the extension, the dollars are going up and revenue is going to the City. There will be new luxury lounges and beach umbrellas. There have been ongoing discussions with staff regarding additional products and services. The City wants to control all such discussions. If the decision is made that additional equipment is desired by the hotels, Beach Management would be prepared to comply if the City wishes.

Commissioner Moore said in the original bid process individuals offered different services. He hoped the Commission would agree to extend the contract for one year, and request an RFP at the end of the year so the high-end hotels who want a different product and service could be accommodated through that RFP process. He commended this operator, but supported a competitive process.

The City Manager advised that it could be put through the RFP process next year.

Commissioner Rodstrom said that Beach Management has done a great job. She was pleased with local people who have been around for a long time handling this work. She clarified her request was for Beach Management to consider enhancing their services for high-end hotels.

Mayor Naugle said this provide an opportunity to see if Beach Management could provide the additional services satisfactorily, otherwise staff will not recommend the additional one-year extension next year.

Commissioner Moore emphasized the need for a competitive process.

**Motion** made by Commissioner Moore and seconded by Vice Mayor Hutchinson to approve this item as presented.

Ina Lee, representing the Beach Council, said the old contract might not be applicable to what is now taking place on the beach. The hoteliers want the opportunity to look at the whole picture and possibly come up with new products a year from now. There is one year to develop new criteria perhaps.

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

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<b>MOTIONS</b>
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**Baltimore Orioles Spring Training**

**(MD-17)**

The City Manager provided two options. The first option is the \$850,000 City contribution with the \$350,000 reduction from the pass-thru for a total net cost to the City of \$500,000. The second option is a total City contribution of \$500,000 with the \$350,000 pass-thru making the City's net cost \$150,000.

**Motion** made by Commissioner Moore to approve Option No. 2.

Michael Roland, Stadium Manager at Lockhart Stadium, said that on April 7, 2006, the Superintendent of Schools wrote a letter to Mayor Naugle. He read portions of it:

“Since 1959 Lockhart Stadium has been Broward County's crown jewel for high school football. The first high school football games at Lockhart were played by Stranahan and Fort Lauderdale Highs. Fast forward 47 years, Stranahan High, Fort Lauderdale High still continue to play their home football games at Lockhart. From 1979 through 2000 Boyd Henderson Northeast and Dillard also utilized Lockhart as their home field. Over the past 6 years, school-site stadiums were built at Boyd Henderson Northeast. Today Lockhart Stadium continues to serve as the home field for all three high schools located within the City of Fort Lauderdale: Stranahan, Fort Lauderdale and Dillard and other select schools. A long-term objective is to extend the lease for another 10-20 year period. Lockhart Stadium will continue for the foreseeable future to serve as the home field for Dillard, Fort Lauderdale and Stranahan. The Stadium is also used to host numerous school system special events, including all-star football games, all-star soccer games, athletic camps, and band. In addition, Lockhart has served the community by hosting numerous professional athletic events and is presently the home field for the NCAA Division One Florida Atlantic University. The Stadium also is the home field for the Florida High School Athletic Association State Boys and Girls Soccer Championship. This two-week event brings hundreds of players and thousands of fans throughout the State to Fort Lauderdale. In the past few years Lockhart has been the prime facility for international friendly soccer matches featuring teams from the United States, Guatemala, Brazil, Haiti, Columbia, Mexico, etc. Lockhart has truly become a multi-faceted facility serving our culturally diverse community. Our concern is the



possible utilization of state or local funds to raise Lockhart Stadium and expand the baseball training complex on the Stadium property. I recognize these are only rumors at this point, however, it is important that the City of Fort Lauderdale understand the continued value of Lockhart to our high school scholastic program and community-based events. I recognize the City may not wish to consider renegotiation of the Lockhart Stadium lease until the conclusion of legislative session. However, please include us at the table with the Baltimore Orioles and any other respective parties to discuss the future of the baseball and Lockhart Stadiums. The school system has over 47 years of history and investment with Lockhart. We look forward to continuing.”

Mr. Roland noted that as indicated by a representative of the Orioles this afternoon, negotiations were ongoing for five years and the School Board was not invited to the table. It has cost the City nothing for the operation of Lockhart Stadium over the past 18.5 years and will cost the City nothing if the School District continues to operate that Stadium. If Lockhart Stadium is destroyed as it is proposed, athletes from Dillard, Fort Lauderdale and Stranahan High Schools and their fans will have to travel to stadiums in other cities. There will also be no local stadium that could hold the crowds generated by certain major rivalry games. Just last month an international friendly soccer match between Honduras and Guatemala attracted over 19,000 fans to Lockhart. Lockhart hosts between 12 and 16 international soccer matches annually, most of which are televised, giving the City international exposure. The destruction of Lockhart would mean that any future international soccer matches and any possible attempt by major league soccer to return to South Florida would have to go to the Orange Bowl in Miami.

Commissioner Rodstrom did not feel it is appropriate use of General Fund dollars. One proposal involved \$500,000 out of this fund for thirty years which would cause an increase in taxes in order to pay for this facility. The County is using bed tax money paid for the tourists. She preferred this to be more revenue neutral and the revenue that would come to the City would go to the Enterprise Fund. She doubted the majority of residents would ever attend a spring training game. She did not support it.

Commissioner Moore appreciated the Orioles' organization looking at this City for their spring training. Broward County is only offering \$800,000 for the facility annually. The Orioles are asking the City for the land and \$850,000. He could not support it. He would support Option No. 2. Originally, the City was to provide lobbying assistance with the State so the Orioles could obtain State funds, along with use of the land. A number of changes have occurred since that time. He believed the \$150,000 would have been required for maintenance of sports fields if they were in the City's purview.

Mayor Naugle said he would support the proposal.

Vice Mayor Hutchinson said this is not the discussion held at the last meeting. The Commission offered \$500,000 and they knew what was contained in the term sheet. Originally, she suggested that the amount be \$590,000 due to the repair fund. Everyone understood the debt service and that it to be a pass-thru but apparently that was not the case. Now things are changing. In answer to Mayor Naugle, Vice Mayor Hutchinson said the City is going to be stuck with the stadium. Regardless whether the Orioles stay, it is going to come back to the City and it cost \$500,000 in the past. She would like to see a \$48 million facility built at the site which she believes would be used by more people than Commissioner Rodstrom thinks. This would be a venue that regionally would be a prize for everyone.

Commissioner Moore withdrew his motion.

**Motion** made by Vice Mayor Hutchinson to approve Option No. 2.

Commissioner Teel said one of the things she finds questionable in Option No. 2 is the statement that the Commission would be authorizing the City Attorney and City staff to complete the written agreement and make necessary adjustments. She felt that is the Commission’s job. If this had been done in a timely way. There was a lot of stalling by the team. It has not been negotiated in a fair and good faith way. She would not support either Option No. 1 or No. 2.

Mayor Naugle passed the gavel to Vice Mayor Hutchinson and seconded the motion.

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

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**RESOLUTIONS**

**Appeal – Planning and Zoning Board Decision - (R-01)**  
**Site Plan – Case 51-R-06 – Steel Condominiums -**  
**3-Unit 4-Story – Side Yard Modification.**

**Applicant: Val. M. Steele, LLC**  
**Location: 369 Sunset Drive**  
**Zoning: Residential Mid-rise Multi-family Medium High Density (RMM-25)**

Mayor Naugle said this is an appeal from a decision of the Planning and Zoning Board denying an application for construction of a multi-family development and yard modifications.

Anthony Fahardo, Planning and Zoning, said the project is the Steel Condominiums, Case 51-R-06 which was on the P&Z agenda of October 18, 2006. It consists of a single 5-story residential structure consisting of 3 units. The first floor is parking, and the upper floors are residential. The applicant is seeking yard modifications. The requirement for this zoning district is half-the-height of the structure. The side yards would have to be 26’ 10.5”; the applicant is proposing a 10’ yard modification.

**Motion** made by Commissioner Rodstrom and seconded by Commissioner Moore to introduce a resolution to set a hearing date for February 6, 2007.

RESOLUTION NO. 06-204

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, REGARDING THE APPEAL OF THE PLANNING AND ZONING BOARD’S DENIAL OF A DEVELOPMENT PLAN TO CONSTRUCT A MULTIPLE-FAMILY DEVELOPMENT WITH YARD MODIFICATIONS LOCATED AT 369 SUNSET DRIVE IN AN

RMM-25 ZONING DISTRICT (PZ CASE NO. 51-R-06), MAKING CERTAIN FINDINGS AND SETTING A PUBLIC HEARING TO CONSIDER THE APPEAL BEFORE THE CITY COMMISSION AT 6:00 P.M. ON FEBRUARY 6, 2007.

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

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**Mariani Asphalt Plat – Mariani, LLC (R-02)**  
**No Objection To Plat Note Amendment – Case 28-P-06**

**Applicant: Mariani, LLC**  
**Location: NE corner of SE 10 Avenue and SE 20 Street**  
**Zoning: Port Everglades Development (PEDD)**

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 06-205

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 “MARIANI ASPHALT PLAT.”

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

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**Beach Business Improvement District - Uniform (R-03)**  
**Method of Collecting Special Assessment**

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 06-206

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ELECTING TO USE THE UNIFORM METHOD OF COLLECTING NON-AD VALOREM SPECIAL ASSESSMENTS LEVIED WITHIN THE CITY FOR THE PROVISION OF BEACH BUSINESS IMPROVEMENT SERVICES, FACILITIES AND PROGRAMS; AND STATING A NEED FOR SUCH LEVY.

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

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**Beach Business Improvement District – Initial Assessment (R-04)**

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 06-207

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RELATING TO THE PROVISION OF SERVICES, FACILITIES AND PROGRAMS IN CERTAIN PORTIONS OF THE BEACH AREA LOCATED WITHIN THE CITY OF FORT LAUDERDALE, FLORIDA MORE SPECIFICALLY DESCRIBED HEREIN; ESTABLISHING THE ESTIMATED ASSESMENT RATE FOR THE BEACH BUSINESS IMPROVEMENT ASSESSMENT FOR A PORTION OF THE FISCAL YEAR; DESCRIBING THE METHOD OF ASSESSING ASSESSED COSTS; DIRECTING THE PREPARATION OF AN ASSESMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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

**PUBLIC HEARINGS**

**Fire Station 29 – Setback, Buffer Yard Wall & Parking Requirements Relief From ULDR Requirements for Public Purpose – Case 110-R-06**

**(PH-01)**

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

Commissioner Moore introduced the following ordinance on first reading:

ORDINANCE NO. C-06-44

AN ORDINANCE APPROVING A FIRE STATION AND OFFICE BUILDING THAT DOES NOT MEET THE SETBACK, WALL AND PARKING AND LOADING REQUIREMENTS IN A CF ZONING DISTRICT, WHICH SITE IS MORE FULLY DESCRIBED AS PARCEL "A," "OFFICE OF THE FIRE MARSHAL – FIRE STATION NO. 5," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 146, PAGE 14 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; TOGETHER WITH THE SOUTH 50 FEET OF THAT PORTION OF THE NORTHWEST QUARTER OF SECTION 36, TOWNSHIP 49, SOUTH RANGE 42 EAST, LYING NORTH OF THE EASTERLY EXTENSION OF THE SOUTH LINE OF SAID PARCEL "A,"

EAST OF THE EAST LINE OF SAID PARCEL "A" AND WEST OF THE WESTERLY RIGHT-OF-WAY LINE OF NORTH FEDERAL HIGHWAY, LOCATED BETWEEN FEDERAL HIGHWAY AND LAKE OMELVA, ON THE SOUTH SIDE OF NORTHEAST 16<sup>TH</sup> STREET, ALSO KNOWN AS FIRE STATION NUMBER 29; AND GRANTING RELIEF FROM THE REQUIREMENTS PURSUANT TO SECTION 47-18.26 OF THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA.

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

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**ORDINANCES**

**Occupational Licenses – Changes to Florida Statutes**

**(O-1)**

Commissioner Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-06-45

AN ORDINANCE AMENDING CHAPTER 5, ALCOHOLIC BEVERAGES; CHAPTER 8, BOATS, DOCKS, BEACHES AND WATERWAYS; CHAPTER 9, BUILDINGS AND CONSTRUCTION; CHAPTER 11, CODE ENFORCEMENT; CHAPTER 23, SOLICITORS, PEDDLERS, ETC.; CHAPTER 24, SOLID WASTE; CHAPTER 25, STREETS AND SIDEWALKS; CHAPTER 27, VEHICLES FOR HIRE; CHAPTER 28, WATER, WASTEWATER AND STORMWATER; CHAPTER 47, UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY CHANGING THE PHRASE "OCCUPATIONAL LICENSE TAX" TO "LOCAL BUSINESS TAX" AND BY CHANGING THE PHRASE "OCCUPATIONAL LICENSE" TO "BUSINESS TAX RECEIPT" WHERE APPROPRIATE; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.

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

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**Occupational License Tax Name Change – Local Business Tax**

**(O-2)**

Commissioner Moore introduced the ordinance on the second reading:

ORDINANCE NO. C-06-41

AN ORDINANCE AMENDING CHAPTER 15, LICENSES TAXATION AND MISCELLANEOUS REGULATIONS, OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY CHANGING THE PHRASE "OCCUPATIONAL LICENSE TAX" TO "LOCAL BUSINESS TAX" AND BY CHANGING THE PHRASE "OCCUPATIONAL LICENSE" TO "BUSINESS TAX RECEIPT" WHERE APPROPRIATE; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.

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

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**Building Safety Inspection Program – Amending Code - (O-3)**  
**Section 9-48 – Permit Fees**

Commissioner Moore introduced the ordinance on the second reading:

ORDINANCE NO. C-06-42

AN ORDINANCE AMENDING CHAPTER 9, BUILDINGS AND CONSTRUCTION, ARTICLE II, PERMITS AND INSPECTIONS, DIVISION 2, FEES, SECTION 48, GENERAL PERMIT FEES, OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY PROVIDING FEES FOR THE BUILDING SAFETY INSPECTION PROGRAM; AND PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.

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

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**Amendment to Pay Plan – Schedule VI - (O-4)**  
**Minimum Wage**

Commissioner Moore introduced the ordinance on the second reading:

ORDINANCE NO. 06-43

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

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

The City Manager announced that the Orioles have just made a counter offer if the Commission wishes to hear it.

Commissioner Moore was not interested.

Vice Mayor Hutchinson wanted to hear the counter offer.

Mayor Naugle asked if any of the Commissioners are interested in providing the Orioles the courtesy.

There was no consensus to hear the counter offer.

**Advisory Board /Committee Appointments**

**(OB)**

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

Code Enforcement	Howard Elfman Myrnabelle Roche
Economic Development Advisory	Gerri Washington Gwen Watson
Unsafe Structures Board	Joe Holland, Engineer Category

Ms. Joseph noted that Randall Swenson will continue on the Insurance Advisory Board unless appointed otherwise.

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 06-208

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

Commissioner Rodstrom said both candidates for the Downtown Development Authority are qualified, but she nominated Fredrico Fazio.

Commissioner Rodstrom introduced a written resolution entitled:

RESOLUTION NO. 06-209

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPOINTING D. FREDERICO FAZIO TO THE DOWNTOWN DEVELOPMENT AUTHORITY BOARD

Which resolution was read by title only.

Commissioner Moore noted that Mr. Fazio has already served on this Board.

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

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**Baltimore Orioles Spring Training** (MD-17)

**Continued from page 18**

Mayor Naugle said that the City has had been a very strong tenant renting the stadium and if they leave, the City will have considerable expenditures in maintaining that facility and finding a new tenant. He asked once again if the Commission wants to hear from this faithful tenant.

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**Group Dental Insurance Plan** (PUR-05) (OB)

**Motion** made by Commissioner Rodstrom to reconsider this item from the December 12, 2006 meeting.

Motion failed for lack of a second.

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**Emergency Deadly Force** (PUR-09) (OB)

**Motion** made by Commissioner Rodstrom and seconded by Vice Mayor Hutchinson to reconsider this item from the December 12, 2006 meeting.

Roll call showed: YEAS: Commissioner Rodstrom, Vice Mayor Hutchinson, Commissioner Teel and Mayor Naugle. NAYS: Commissioner Moore.

Commissioner Rodstrom said the expert to be hired has a conflict because he is testifying against the City in another matter. She was amazed that due diligence was not done before bringing the matter before the Commission and that it was not on today's agenda.

**Motion** made by Commissioner Rodstrom to reconsider the approval of PUR-09 and authorize the hiring of that particular expert who is already in legal matters for the City. She asked if an expert could be found quickly in order to get the City through this deadly



force matrix situation, and that the City Attorney's Office be involved since litigation would probably occur from this situation.

Commissioner Moore asked for further clarification. Commissioner Rodstrom said a person should be appointed and they should be hired by the City Attorney.

Commissioner Moore said the City Manager should make a recommendation and then have the City Attorney review that individual's background. He believed this is an emergency. He does not agree that the City Attorney should make the selection.

Commissioner Rodstrom did not believe that the City Manager should do the job of the City Attorney which was done last week and put the City in this position. The slated individual for this work is actually testifying against the City. Commissioner Moore thought the City Attorney would have offered that input.

Vice Mayor Hutchinson asked if there is an upside in the City Attorney hiring this individual versus a recommendation from the City Manager.

The City Attorney said the first upside is that an expert needs to be hired in the litigation in any event. There is no reason to hire two people. The most important reason is if the individual is hired under his direction, the work product presented would be an attorney work product and not subject to the public record. It would take it out of the realm of a public circus which it could become, that staff would not even be able to review a draft of the report prior to making it a public record.

Commissioner Moore believed the City Attorney would do everything in his power to make sure the City would not be under an issue of a court trial. He believes the City should be concerned about public safety both for the officers and the public. This is why he believes this to be an emergency. He was afraid that the City Attorney would only be looking at the issue of liability, rather than the truth and a program that would implement a pattern of policing that would make it safer both for the public and police officers. He asked what is the City Attorney's concern.

The City Attorney said his concern is several fold. It is not just the liability and not just to find out what happened in this incident because that is not what he understood the City Manager wants. He wants a policy. This would allow them to review the policy and give the City the benefit of not being a public record, while giving the City the benefit of the information and the benefit of making remedial actions that are necessary based on the information received.

Commissioner Moore asked if the City Attorney is suggesting that this be done in secrecy and away from the public.

The City Attorney said that is not what he is suggesting. It would be exactly the way they handle every piece of litigation. They hire expert witnesses to work under the direction and control of attorneys, and their work product is an attorney work product. There is no public record until the trial is over or at some time in middle if the City decides to release it. He believed the City is best served by going through the regular process for litigation. They have already been contacted by one individual who has an attorney. Litigation is more than imminent.

Mayor Naugle asked if Commissioner Rodstrom's intent was to rescind the approval of Alpert and authorize the City Attorney to select a consultant to assist the City with this task. Commissioner Rodstrom said yes, an expert.

Commissioner Moore left the meeting at approximately 7:21 p.m.

Mayor Naugle asked if this would require an emergency. The City Attorney said he never believed this to be an emergency, but they would do it in a fairly fast fashion.

Vice Mayor Hutchinson seconded the motion made by Commissioner Rodstrom.

The City Manager said he did not ask for the expert to prepare for litigation and he is sorry that the expert was disqualified because he is a national expert in this area. The reason he requested this study is because there have been four shootings in less than one year. Each one will be investigated on their own. He wanted to ensure that the police officers have clear direction, particularly if there is a better way to handle certain circumstances and for the citizens to be comfortable that proper policies are in place.

The City Manager said what the City Attorney is proposing would help with litigation. The problem is that it does not help him with the supervision of the staff issue. If he has the expert working on a supervisory level, the findings can be transmitted to the appropriate people and make sure such recommendations are being implemented. Under the City Attorney's scenario they would not be able to share the study with anyone until after the litigation is completed which could take 6 months or more, and it would not be useful for him at this time. As to the issue of it being an emergency now, he said they found out late Wednesday, early Thursday, that this consultant would be disqualified. The agenda goes out on Thursday as well. There was not enough time to find another person. Research had been done on the individual, except the individual was on a witness list and the information had not been disclosed to the City.

The City Manager referred to a recent circumstance with Taco Bell that describes the differences between his role and that of the City Attorney. From the management operations level, the first question is whether it is the food that made people sick. This is a completely different role than the attorney's role who is worried about getting sued. He does not believe that the recommendation of the City Attorney provides him with what he needs to ensure that the police officers have the proper policy. The worst thing that could happen is to wait and have a reluctant police officer use deadly force where appropriate and there is a dead police officer.

Commissioner Moore returned to the meeting at approximately 7:26 p.m.

The City Manager indicated there would be a recommendation at the next meeting. He respected the City Attorney's role.

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

There being no other matters to come before the Commission, the meeting was adjourned at 7:27 P.M.

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Jim Naugle  
Mayor

ATTEST:

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Jonda K. Joseph  
City Clerk