

FORT LAUDERDALE CITY COMMISSION REGULAR MEETING
SEPTEMBER 5, 2007

Agenda

Item	Resolution/Ordinance	Page(s)
	<u>Presentations:</u>	
	1. National Neighborhood Day – September 16, 2007	1
	2. Fort Lauderdale Firefighter Appreciation Month - August, 2007	2
	3. Staffing Employee Week – September 17-23, 2007	2
	4. Citizen Commendation – Roderick Rule	2
	5. Outstanding City Employees	3
	6. Commendation – Irma Westbrooke, Code Compliance Officer	2
	OB – Expression of Sympathy	2
	OB – Jarrett Chris Comb, Firefighters Explorers Program	2
CA	Consent Agenda	3
M-1	Event Agreement – Halloween Car Show	4
M-2	Event Agreement – Halloween Costume Contest & Party Shooters – Closing NE 32 Avenue Between Shooters Property Lines	4
M-3	Event Agreement – Reaching New Heights Gala – Closing SW 2 Street and SW 4 Avenue	4
M-4	Event Agreement – Broward Caribbean Kiddies Carnival Closing of Downtown Streets Along Parade Route	5
M-5	Event Agreement – Florida Netball Classic Beachfest	5
M-6	Task Order 44 – CMTS Florida, LLC - \$338,759.57 Utility Construction Inspection Services – Area 2 East Basins A & C	5
M-7	Task Order 58 – Camp Dresser & McKee Inc. - \$251,596 Feasibility Study – Selected Reclaimed Water Projects	5
M-8	Task Order – Kimley-Horn and Associates - \$50,000 Lane Reduction Feasibility Study – State Road A-1-A Greenway	6
M-9	Task Order 18 – Amendment 1 – Kimley-Horn and Associates, Inc. - \$57,746.17 – Fire Station 53 Emergency Operations Center	6
M-10	Change Order 6 – Danella Companies, Inc. – CREDIT (\$2,001.78) – Sanitary Sewer and Water Main Improvements – Sailboat Bend Basin A	6
M-11	Change Order 2 – MGI-Morgan General Mechanical Group, Inc. & Add Days – Poinciana Park Water Storage Tank and Pump Station - \$37,540.25	7
M-12	Final Adjusting Change Order – The Hartford Insurance Company – Joseph C. Carter Park - \$67,146.05	7
M-13	Contract Award – Asphalt Consultants, Inc. - \$6,439,472.20 Sanitary Sewers and Pump Stations – Septic Area 2 East, Basins A & C	8, 32
M-14	Contract Award – Siemens Water Technologies Corp. - \$3,897,894.50 – Hypochlorite Generation Equipment – Fiveash Water Treatment Plant	8, 33
M-15	Contract Award – Insituform Technologies, Inc. - \$1,638,995 – Wastewater Conveyance System Sewer Basin B-14	8, 39
M-16	Contract Award – Insituform Technologies, Inc. – \$2,569,443.50 – Wastewater Conveyance System and Annual Sewer Lining	9, 40

M-17	Grant Extension – Edgewood – River Oaks Stormwater Infrastructure – Florida Department of Environmental Protection	9
M-18	Contract Award – Ric-Man Construction, Inc. \$3,496,703.41 – Shady Banks Basin C Sanitary Sewer and Water Main Replacement	9
M-19	Contract Award – Ric-Man Construction, Inc. - \$3,496,703.41 Shady Banks Basin C Sanitary Sewer and Water Main Replacement	10, 40
M-20	Contract Award – Florida Blacktop, Inc. - \$55,000 Oceanside Parking Lot Sealcoating - Restriping	10
M-21	Disaster, Storm, Emergency Recovery & Remediation Consultant Continuing Contract – Post, Buckley, Schuh & Jernigan, Inc.	10
M-22	Contract Extension – Environmental & Analytical Management Inc. – 2007-2008 Annual Mobile Laboratory Services - \$62,710	10
M-23	Performing Arts Center Garage and Stairwell – Rehabilitation And Repair – Appropriation - \$371,000	11
M-24	Contract Amendment – Tree Giveaway program – Grant Extension – Florida Department of Agriculture and Consumer Services	11
M-25	Contract Amendment – Computerized Tree Inventory – Grant Extension – Florida Department of Agriculture and Consumer Services	11
M-26	Tennis Instructor Service Agreements	12
M-27	BankAtlantic Bancorp, Inc. – Direct Cash Incentive Grant - \$50,000	12
M-28	Qualified Target Industry Program - \$25,950 – Iowa College Acquisition Corp. d/b/a Kaplan University	12
M-29	Park and Playground – Lease Agreement – 6403 North Federal Highway – North Broward Hospital District	13, 40
M-30	Amphibious Vehicular Tours – Fort Lauderdale Duck Tours, Inc. – SE 15 Street and Cooley's Landing Boat Ramp Facilities	13
M-31	Dockage Lease Agreement and Sightseeing and Charter Operations – Harbor Tours, Inc. – Fiscal Year 2007-2008	13
M-32	Dockage Lease Agreement and Sightseeing and Charter Operations – Carfi Enterprises, Inc. – Fiscal Year 2007-2008	14
M-33	Dockage Lease Agreement and Sightseeing and Charter Operations – Riverfront Cruises and Anticipation Yachts, LLC – Fiscal Year 2007-2008	14
M-34	Dockage Lease Agreement – Private Vessel Storage Allied Marine Group, Inc. – Fiscal Year 2007-2008	14
M-35	Dockage Lease Agreement and Sightseeing and Charter Operations – Sightseeing Cruises, Inc. – Fiscal Year 2007-2008	15, 33
M-36	Task Order 32 – Runway-08, I-95 Departure – Executive Airport – Scoping Element – Environmental Assessment - \$54,050	15, 33, 41
M-37	Disbursement of Funds/Joint Investigation/O.R. 06-116715 Law Enforcement Trust Fund	15, 32
M-38	Disbursement of Funds/Joint Investigation/O.R. 06-30048 Law Enforcement Trust Fund	16, 32
M-39	Disbursement of Funds/Joint Investigation/O.R. 07-17146 Law Enforcement Trust Fund	16, 32
M-40	Disbursement of Funds/Joint Investigation/O.R. 07-17146 Law Enforcement Trust Fund	16, 32

M-41		Disbursement of Funds/Joint Investigation/O.R. 07-17146 Law Enforcement Trust Fund	16, 32
M-42		Purchase and Sale Agreement – Open Space Site 145 \$1.1 Million – Middle River Terrace Park Addition 1325 NE 7 Avenue	17
CR-01	07-165	Grant Application – Flagler Heights Park - \$200,000 Florida Recreation Development Assistance Program	17
CR-02	Deferred	Street Name Addition – Flying L Drive – NE 4 Avenue - NE 13 Street to Middle River Bridge	18, 32
CR-03	07-166 & 07-167	Middle River Terrace Park Addition – Open Space 145 - \$300,000 – Interlocal Agreement, Restrictive Covenants, Park Management Plan	18
Pur-1		Proprietary – Telestaff Upgrade Licensing Requirements Webstaff Upgrade Software	19
Pur-2		State – Hazmat Visual First Responder Video Camera	19
Pur-3		172-9746 – Fire-Rescue Employee Uniforms	20
Pur-4		Proprietary – Community Plus Software – Fire Inspection Services Software Enhancement	20
Pur-5		Proprietary – New Site For Institutional Network – Peele-Dixie Wellfield – Voice and Data Communications	20
Pur-6		473-9744 – Water Valve and Fire Hydrant Maintenance Services	21
Pur-7		273-9813 – Overhead and Bi-Fold Door – Maintenance Services Contract	21
Pur-8		462-9504 – Contract Assignment – Gate Valves	22
Pur-9		Purchasing Card Services	22
Pur-10		952-9053 – Contract Assignment – Fire-Rescue Employee Uniforms	22
Pur-11		452-9162 – Fire Alarm Inspection and Repair Services Contract Assignment	23
Pur-12		City-Wide Voice and Data Network Upgrade – Communications Hardware	23
Pur-13		775-9777 – Audit Management System Software and Hardware	24
Pur-14		572-9814 – Recycled Plastic Picnic Tables	24
Pur-15		573-9806 – Automated Municipal Parking Services Software	24
Pur-16		Proprietary – Technology Strategist	25
Pur-17		572-9816 – Reject All Bids – Electric Work Vehicles With Utility Refuse Dump Body	25
Pur-18		574-9757 – Replacement of Single-Space Parking Meters Universal Card Technology	26
Pur-19		573-9806 – Duncan Solutions – Handheld Ticket Writing System – Hardware and Software	26
Pur-20		Yamaha Boat Engines – Local Law Enforcement Block Grant	27
Pur-21		Police Internal Affairs Software and Hardware Server	27
Pur-22		Proprietary – Public Safety Systems Annual Maintenance Renewal	28
Pur-23		Public Safety Systems Upgrade	28
Pur-24		173-9819 – Ammunition	29
Pur-25		773-9801 – Electronic Message Signs with Trailer	29
Pur-26		773-9820 – Cut Paper Contract	30
Pur-27		Proprietary – Airport Noise and Operations Monitoring System Software User License	30, 40
Pur-28		162-9545 Self-Funded Group Health Plan Change to Administrative Fee Estimate	30
Pur-29		Third-Party Administrative Services – PPO Network Claim Run-Out	31
Pur-30		175-9788 – Employee Benefits Consultant	31
OB		FunkFest World Age Day	42, 43
PH-01	07-155 & 07-156	Fiscal Year 2007-2008 Tentative Millage Rate & Budget	43

PH-02	07-157 & 07-158	Sunrise Key Neighborhood Improvement District Tentative Millage Rate and Budget – Fiscal Year 2007-2008	46
PH-03	07-159	Lauderdale Isles Water Management District Property Assessment Rate and Budget Fiscal Year 2007-2008	48
PH-04	07-160	Fire-Rescue Special Assessment – Fiscal Year 2007-2008	48
R-1	07-151	Release of Sanitary Sewer Easement Rights – SW 18 Street Private Road Area	49
R-2	07-152	Declaration of Official Intent to Issue Revenue Bonds WaterWorks 2011 – Not to Exceed \$150 Million	50
R-3	07-153	Five-Year Capital Improvement Program – 2008-2012	50
R-4	07-154	Amendments to Site Plan Level IV Development St. Regis Hotel – 126-R-99.	51
R-5	Deferred	No Objection To Plat Note Amendment – H.A.C.F.L. Plat 1 Multi-Family Development – 324 West Dixie Court – 20-P-07	42, 51
CIT-01		William Savarese – Parking Restrictions – Birch Beach Finger Streets Along A-1-A	52
CIT-02		Steven R. Decker – Lien Reduction Request – 810 NE 2 Avenue – Case CE06011195	52
CIT-03		Marc Paige – Relationship of Gay Community With Mayor Naugle	52
PH-05	C-07-75	Relief From Zoning For Public Purpose Use Including Site Plan Review – Fire Station 54 – 3200 NE 32 Street – 37-R-07	53
PH-6	C-07-76	Relief From Zoning For Public Purpose Use Including Site Plan Review – Fire Station 498 – 1015 Seabreeze Boulevard – 33-R-07	54
PH-7		Historic Designation – Sea Club Resort – Jolly Roger Hotel 619 North Fort Lauderdale Beach Boulevard – 26-H-05	55
PH-8	C-07-77	Vacate 20 Foot Alley – East of NE 32 Avenue – City of Fort Lauderdale – Fire Station 54 – 6-P-07	55
PH-9	C-07-78	Vacate Walk and Park – NE 17 Terrace and NE 17 Road City of Fort Lauderdale and Victoria Park Civic Association – 8-P-06	56
PH-10	07-161	Dock Waiver Application – Distance Limitations - 375 Idlewyld Drive – Albert and Beatriz Miniaci	57
PH-11	C-07-71	Amend Operating Budget – Appropriation & Transfer \$325,000 – Parking Lot ADA Compliance – Surveying	57
PH-12	C-07-72	Law Enforcement Trust Fund - \$15,000 – Black Law Enforcement Executive and Youth Conferences	58
PH-13	C-07-74	Amend Operating Budget – Transfer an Appropriation \$65,000 – Joseph C. Carter Park	58
PH-14	07-162	Beach Business Improvement District – Annual Rate Assessment – Fiscal Year 2007-2008	59
O-1	C-07-79	Amend Operating Budget – Transfer \$8,050 Annual Rate Assessment – Fiscal Year 2007-2008	60
O-2	C-07-80	Amend Operating Budget – Interfund Transfer \$25,000 Bullet Resistant Glass – Parking Services Cashier Lobby Partition	60
O-3	C-07-81	Amend Operating Budget – Transfer \$3,745,437 Mobile Laptop Computers and Software – Police In-Car Video	61
O-4	C-07-82	Appropriation and Transfer – D.E.A> Confiscated Property Fund - \$10,000 – Police Referral Outreach Program The Starting Place	61
O-5	C-07-83	Appropriation and Transfer – Law Enforcement Trust	62

		Fund - \$33,000 Vehicle Leases – Police Special Investigation	
O-6	C-07-84	Amend Operating Budget – Grant Appropriation – Traffic Study - \$50,000 – State Road A-1-A – Oakland Park Boulevard to NW 42 Court	62
O-7	C-07-85	Amend Operating Budget – Appropriation and Transfer \$978,000 Capital Improvement Plan	63
O-8	C-07-86	Amend Operating Budget and Work Authorization Amendment - \$14,380 – Sunset Memorial Gardens Administration Building	63
O-9	C-07-87	Amend Operating Budget – Transfer \$500,000 City Hall Air Conditioner Chiller Units	64
O-10	C-07-88	Amend Operating Budget – Transfer \$4,000 Fencing Prospect Wellfield & Sewer Pump Station \$20,000	64
O-11	C-07-89	Water, Sewer and Stormwater Rate Increase Fiscal Year 2007-2008	65
O-12	C-07-90	Fiscal Year 2006-2007 Budget Amendment & Transfer Additional Tax Increment Revenue for CRA Districts	65
O-13	C-07-91	Fiscal Year 2006-2007 Budget Amendment Hurricane Wilma Reimbursement – Canal Cleanup \$134,608.47	66
O-14	C-07-92	Amend Operating Budget Transfer \$170,000 Joseph C. Carter Park Security Lighting	66
O-15	C-07-93	Amend Operating Budget – Grant Appropriation \$200,000; Osswald Park – Florida Recreation Development Assistance Program	67
O-16	C-07-73	Code Amendment – Cable Television Systems Florida Consumer Choice Act of 2007	67
OB	07-164	Support and Respect for All Citizens	69
OB	07-163	Advisory Board/Committee Appointments	68

**MINUTES OF A REGULAR MEETING
CITY COMMISSION
FORT LAUDERDALE, FLORIDA
September 5, 2007**

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
Vice Mayor Carlton B. Moore
Commissioner 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

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 Vice Mayor Moore and seconded by Commissioner Hutchinson that the agenda and minutes of the July 10, 2007 and July 17, 2007 Conference and Regular Meetings, September 6, 2006 Conference Meeting, and the September 19, 2006 Conference and Regular Meetings be approved. Roll call showed: YEAS: Commissioner Rodstrom, Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: None.

Presentations

1. National Neighborhood Day – September 16, 2007 (PRES-01)

Commissioner Teel presented a proclamation designating September 16, 2007 as National Neighborhood Day in the City of Fort Lauderdale to Eugenia Ellis, President, Council of Civic Associations.

Ms. Ellis thanked the City and said this is the first time Fort Lauderdale is participating in this event. Neighborhoods are the backbone of the community.

Jarrett Chris Comb, Firefighters Explorers Program**(OB)**

Vice Mayor Moore thanked the firefighters at Stations 46, 35 and 8 for helping guide Jarrett Chris Comb of Dorsey Riverbend in becoming a positive image in the community. Mr. Comb was a part of the Firefighters Explorers Program.

Expressions of Sympathy**(OB)**

Vice Mayor Moore and the City Commission offered an expression of sympathy to the family of Dillard High School Coach Otis Gray and presented it to Mr. Davenport, President of Dillard Task Force.

Vice Mayor Moore and the City Commission also offered an expression of sympathy to the family of Virginia Mixon.

Staffing Employee Week – September 17-23, 2007**(PRES-03)**

Vice Mayor Moore presented a proclamation declaring the week of September 17 – 23, 2007 as staffing employee week in the City of Fort Lauderdale to Gary Culmer, President of the Best Resources, who thanked the Commission. They employ over 600,000 people in the state each year.

Citizen Commendation – Irma Westbrooke, Code Compliance Officer**(PRES-06)**

Commissioner Rodstrom presented a commendation to Irma Westbrooke, Code Compliance Officer, Building Department, for her outstanding performance in improving the quality of life in various neighborhoods and quality customer service.

Fort Lauderdale Firefighter Appreciation Month - August, 2007**(PRES-02)**

Commissioner Hutchinson presented a proclamation designating August, 2007 as Fort Lauderdale Firefighter Appreciation Month in the City of Fort Lauderdale, sponsored by the Muscular Dystrophy Association. Firefighters, along with Kim Van Zant, were thanked by the Association for their participation in the “Fill The Boot” campaign. Assistant Fire Chief Stephen McInerny said the firefighters collected over \$100,000.

Citizen Commendation – Roderick Rule**(PRES-04)**

Police Chief Bruce Roberts presented a commendation to Roderick Rule for his help in apprehending a brutal rape suspect. Mr. Rule thanked the Commission for the honor.

Outstanding Employees**(PRES-05)**

Bruce Roberts, Police Chief, honored Officers Justin Martella and Edward Stewart as Officers of the Month for August, 2007, in their assistance in apprehending a carjacking suspect who was holding a victim hostage.

Vice Mayor Moore left the chamber at 6:26 p.m.

Chief Roberts also honored Officer Shannon Dameron as Officer of the Month for September, 2007 in arrest of suspects for auto theft, armed robberies, vehicle burglary, narcotics and possession of firearms by a convicted felon.

Albert Carbon, Public Works Director, honored Miguel Girasol, Utilities Service Worker, and presented him with the STAR Award for July, 2007, for his outstanding customer service assistance.

Mr. Carbon also honored Virgil Gutierrez, electro-technician at Lohmeyer Water Treatment Plant, is being honored with the STAR Award for August, 2007, for his dedication and commitment in ensuring successful operations.

Assistant Fire Chief Stephen McInerny presented an employee recognition award to Battalion Chief William C. Findlan, Leader of the Special Weapons and Tactics SWAT Medic Unit, and his team Captain Walter Dietz, Lieutenant Jacob Snowwhite, Driver – Engineer Vidal Lazo, Firefighter Jason Morss, Firefighter Robert Soto, Firefighter Chad Robertson and Firefighter Jason Bohan for their work in this program.

Vice Mayor Moore returned to the chamber at approximately 6:33 p.m.

Assistant Chief McInerny presented a recognition award to employees of Truck 53 and Engine 88 for their outstanding duties during fire rescue operations in connection with a twin engine aircraft crash. The members of Truck 53 are Lieutenant Stanley Giesey and Driver-Engineer Michael Grady. The members of Engine Company 88 are Lieutenant Kevin Kelly, Driver-Engineer Shelley Lozier, Firefighter Gary Roberts and Firefighter Hector Loiz.

Assistant Chief McInerny presented a recognition award to employees of Rescue 53 & Engine 46 for life-saving skills to a woman in cardiac arrest. They saved her life. The members of Rescue 53 are Firefighter Beau Johnson and Firefighter Essar Adejola. The members of Engine 46 are Lieutenant David Beckwith, Driver-Engineer Hamid Rastagh and Firefighter Fabio Guzman.

Mayor Naugle asked everyone to stand for a moment of silence in recognition of the passing of Dr. James Kennedy.

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 – Halloween Car Show

(M-01)

No budgetary impact

A motion authorizing and approving execution of an Event Agreement with It's Only Zero's, Inc. for Halloween Car Show, to be held Saturday and Sunday, October 27 and 28, 2007, 10 AM – 6 PM and authorizing closing South New River Drive from SW 1 Avenue to SE 3 Avenue from 8 AM, Saturday, October 27 to 7 PM Sunday, October 28, 2007.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1200

**Event Agreement – Halloween Costume Contest & Party
Shooters – Closing NE 32 Avenue Between Shooters property Lines**

(M-02)

No budgetary impact

A motion authorizing and approving execution of an Event Agreement with Roscoe LLC for Annual Halloween Costume Contest and Party at Shooters to be held on Saturday, October 27, 2007, 6 PM – 12 midnight and authorizing closing NE 32 Avenue between Shooters' property lines.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1327

**Event Agreement – Reaching New Heights Gala
Closing SW 2 Street and SW 4 Avenue**

(M-03)

No budgetary impact

A motion authorizing and approving execution of an Event Agreement with Museum of Discovery and Science, Inc. for Reaching New Heights Gala to be held Saturday, November 3, 2007, 6 PM – 12 midnight and authorizing closing SW 2 Street from SW 4 Avenue and SW 4 Avenue from Broward Boulevard to SW 2 Street.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1328

Event Agreement – Broward Caribbean Kiddies Carnival Closing of Downtown Streets Along Parade Route (M-04)

No budgetary impact

A motion authorizing and approving execution of an Event Agreement with Broward Caribbean Carnival, Inc. for Broward Caribbean Kiddies Carnival to be held Sunday, September 30, 2007, 1 PM – 6 PM at Stranahan Park and Huizenga Plaza and authorizing closing various downtown streets for parade portion of event.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1326

Event Agreement – Florida Netball Classic Beachfest (M-05)

No budgetary impact

A motion authorizing and approving execution of an Event Agreement with 4tors, Inc. for Florida Netball Classic Beachfest to be held at Fort Lauderdale's South Beach on Friday, October 12, 2007, 3 PM – 8 PM.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1345

Task Order 44 – CMTS Florida, LLC - \$338,759.57 (M-06)
Utility Construction Inspection Services –
Area 2 East Basins A & C

Transfer \$379,410.72 from the Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10832.482-6599 to fund this task order and engineering fees

A motion authorizing the proper City Officials to: (1) execute Task Order 44 with CMTS Florida, LLC in the amount of \$338,759.57 – utility construction inspection services – Area 2 East Basins A & C – Project 10832, and (2) transfer \$379,410.72 to fund task order and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1272

Task Order 58 – Camp Dresser & McKee Inc. - \$251,596 (M-07)

Feasibility Study – Selected Reclaimed Water Projects**Transfer \$251,596 from Fund 454, Subfund 01, P11197.454, Subobject 6599 to Fund 454, Subfund 01, P10661.454, Subobject 6599**

A motion authorizing the proper City Officials to execute Task Order 58 with Camp Dresser & McKee, Inc. in the amount of \$251,596 – feasibility study – implementation of selected reclaimed water projects – Project 10661.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1141

Task Order – Kimley-Horn and Associates - \$50,000 (M-08)
Lane Reduction Feasibility Study – State Road A-1-A Greenway

\$50,000 will be available in Fund 129, Subfund 01, P11304, 129-6599 if the ordinance accepting and appropriating the City/Broward County Metropolitan Planning Organization (CAR 071180 – September 5, 2007).

A motion authorizing the proper City Officials to execute a Task Order with Kimley-Horn and Associates in the amount of \$50,000 – Lane Reduction Feasibility Study – State Road A-1-A Greenway, from Oakland Park Boulevard to Flamingo Avenue; contingent upon a funding agreement with Broward County Metropolitan Planning Organization and adoption of appropriation ordinance.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1123

Task Order 18 – Amendment 1 – Kimley-Horn and Associates, Inc. (M-09)
\$57,746.17 – Fire Station 53 – Emergency Operations Center

\$35,340.65 is available in P10363.336, Fund 336, Subfund 01 and \$22,405.52 is available in P10363.468, Fund 468, Subfund 02.

A motion authorizing the proper City Officials to execute Amendment 1 to Task Order 18 with Kimley-Horn and Associates, Inc., in the amount of \$57,746.17 – additional construction support services – Fire Station 53 – Emergency Operations Center – Project 10363.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1356

Change Order 6 – Danella Companies, Inc. – Credit (\$2,001.78) (M-10)

Sanitary Sewer and Water Main Improvements – Sailboat Bend Basin A

Reduce encumbrance by (\$664.78) in P10542.482-6599 and reduce encumbrance by (\$1,337) in P10542.490-6599 to accurately account for the net contract reductions detailed in this change order.

A motion authorizing: (1) Change Order 6 with Danella Companies, Inc., in the CREDIT amount of (\$2,001.78) for quantity adjustments for Sanitary Sewer and Water Main Improvements – Sailboat Bend Basin A – Project 10542A, and (2) reduce encumbrance in Fund 482 by (\$664.78) and Fund 490 by (\$1,337) to account for net contract reductions detailed in this change order.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1319

**Change Order 2 – MGI-Morgan General Mechanical Group, Inc. (M-11)
& Add Days – Poinciana Park Water Storage Tank and Pump Station - \$37,540.25**

Transfer \$39,017.53 from the Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10417.482, 6599, and \$3,027.95 is budgeted in Fund 581, BUS080101-3437 to fund this change order and estimated engineering fees.

A motion authorizing: (1) Change Order 2 with MGI-Morgan General Mechanical Group, Inc., in the amount of \$37,540.25 and the addition of 184 non-compensable calendar days to contract period for additional work – Poinciana Park Water Storage Tank and Pump Station – Project 10417A, and (2) transfer \$42,045.48 to fund this change order and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1100

Final Adjusting Change Order – The Hartford Insurance Company – Joseph C. Carter Park - \$67,146.05 (M-12)

\$65,000 will be available in Fund 340, Subfund 01, P15160.340, 6599 upon adoption of an ordinance transferring Fund 340 interest earnings into P15160.340. The balance of \$2,146.05 will be available in P15160.331 upon approval of the City Manager of the transfer of said amount from P11229.331.

A motion authorizing final adjusting change order to The Hartford Insurance Company for Joseph C. Carter Park – Project 15160 in the amount of \$67,146.05, contingent upon adoption of ordinance transferring \$65,000.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1006

Contract Award – Asphalt Consultants, Inc. - \$6,439,472.20 (M-13)
Sanitary Sewers and Pump Stations – Septic Area 2 East, Basins A & C

Transfer \$7,212,208.86 from Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10832.482, subobject 6599, as indicated on bid tab.

A motion authorizing the proper City Officials to: (1) award and execute contract with Asphalt Consultants, Inc., in the amount of \$6,439,472.20 – construction of sanitary sewers and two pump stations – Septic Area 2 East, Basins A & C – Project 10832, and (2) transfer \$7,212,208.86 to fund this contract and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1267

Contract Award – Siemens Water Technologies Corp. (M-14)
\$3,897,894.50 – Hypochlorite Generation Equipment – Fiveash
Water Treatment Plant

Transfer \$4,365,641.84 from the Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10508.482 to fund the equipment purchase and installation and estimate engineering fees. There is no current year budgetary impact for the maintenance portion of the agreement. The maintenance will be budgeted in PBS670302-3299 starting Fiscal Year 2009-2010 which is when the maintenance portion of the agreement begins.

A motion authorizing the proper City Officials to: (1) award and execute contract with Siemens Water Technologies Corp., in the amount of \$3,897,894.50 – On-Site Hypochlorite Generation System – Fiveash Water Treatment Plant – Project 10508E, and (2) transfer \$4,365,641.84 to fund this contract and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1298

Contract Award – Insituform Technologies, Inc. - \$1,638,995 (M-15)
Wastewater Conveyance System – Sewer Basin B-14

Transfer \$1,835,674.40 from Water and Sewer Revenue Bonds to Fund 482, Subfund 01 P11272.482 – 6599, as indicated n bid tab.

A motion authorizing the proper City Officials to: (1) award and execute contract with Insituform Technologies, Inc., in the amount of \$1,638,995 – rehabilitation of sewers – Wastewater Conveyance System Long-Term Remediation Program – Sewer Basin B-14 – Project 11272, and (2) transfer \$1,835,674.40 to fund this contract and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1337

Contract Award – Insituform Technologies, Inc. - \$2,569,443.50 (M-16)
Wastewater Conveyance System and Annual Sewer Lining

Transfer \$2,877,776.72 from Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P11273.482 – 6599, as indicated on bid tab.

A motion authorizing the proper City Officials to: (1) award and execute contract with Insituform Technologies, Inc., in the amount of \$2,569,443.50 – Wastewater Conveyance System Long-Term Remediation Program Sewer Basin A-11 and Annual Sewer Lining Contract – Project 11273, and (2) transfer \$2,877,776.72 to fund this contract and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1338

Grant Extension – Edgewood – River Oaks Stormwater (M-17)
Infrastructure – Florida Department of Environmental Protection

The FDEP \$500,000 grant funding is in Fund 470, Subfund 01, P10580.470A-D317 and the City’s \$500,000 match is in Fund 470, Subfund 01, P10580.470A-6599.

A motion authorizing the proper City Officials to execute an agreement with Florida Department of Environmental Protection – one-year extension – stormwater infrastructure grant for River Oaks and Edgewood neighborhoods.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1248

Annual Contract – Expertech Network Installation (U.S.) Inc. (M-18)
Installation of Water Meters - \$670,260.29

Transfer \$750,691.52 from Fund 454, Subfund 01, P11197.454 Water and Sewer Fund Recap to Fund 454, Subfund 01, P11274.454 Water Meter Installation.

A motion authorizing the proper City Officials to: (1) award and execute contract with Expertech Network Installation (U.S.) Inc., in the amount of \$670,260.29 – installation of water meters annual contract – Project 11274, and (2) transfer \$750,691.52 to fund this contract and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1254

Contract Award – Ric-Man Construction, Inc - \$3,496,703.41 (M-19)
Shady Banks Basin C Sanitary Sewer and Water
Main Replacement

Transfer \$3,916,307.82 from Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10543.482 – 6599 to fund contract and engineering fees.

A motion authorizing the proper City Officials to: (1) award and execute contract with Ric-Man Construction, Inc., in the amount of \$3,496,703.41 – construction of Shady Banks Basin C Sanitary Sewer and Water Main Replacement – Project 10543-C, and (2) transfer \$3,916,307.82 to fund contract and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1313

Contract Award – Florida Blacktop, Inc. - \$55,000 (M-20)
Oceanside Parking Lot Sealcoating - Restriping

\$165,000 is available in Fund 461, Subfund 03, P11202.461, Subobject 6599.

A motion authorizing the proper City Officials to award and execute contract with Florida Blacktop, Inc., in the amount of \$55,000 – Oceanside Parking Lot Sealcoating – Restriping – 3000 East Las Olas Boulevard – Project 11202.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1334

Disaster, Storm, Emergency Recovery & Remediation (M-21)
Consultant Continuing Contract – Post, Buckley, Schuh
& Jernigan, Inc.

No budgetary impact.

A motion authorizing the proper City Officials to execute an agreement with Post, Buckley, Schuh & Jernigan, Inc. for design, engineering, architectural, environmental, project management, construction management and related consultant services – disaster, storm or emergency recovery and remediation.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1305

Contract Extension – Environmental & Analytical Management, (M-22)

Inc. – 2007-2008 Annual Mobile Laboratory Services - \$62,710

\$62,710 is available in P10629.482-6599, Fund 482, Subfund 01, Annual Mobile Lab Services.

A motion authorizing the proper City Officials to execute a one-year contract extension with Environmental & Analytical Management Inc., in the amount of original contract of \$62,710 – 2007-2008 Annual Mobile Laboratory Services – Project 10629.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1264

Performing Arts Center Garage and Stairwell Rehabilitation and Repair – Appropriation - \$371,000 (M-23)

No City Operating Budgetary Impact. Request appropriation of \$61,000 from current and future PACA garage revenues to Fund 643/02, P10771.643-6599. Additionally, request appropriation of \$310,000 from current and future PACA Garage Revenues to Fund 643/02, P-10778.643-6599

A motion appropriating \$371,000 from current and future Performing Arts Center Authority garage revenues accounted for in an agency fund – rehabilitation and repair of Performing Arts Center garage and stairwell.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1266

Contract Amendment – Tree Giveaway Program - Grant Extension – Florida Department of Agriculture and Consumer Services (M-24)

No budgetary impact.

A motion authorizing proper City Officials to execute amendment to Emergency Hurricane Supplemental Urban and Community Forestry Grant Memorandum of Agreement with Florida Department of Agriculture and Consumer Services, Division of Forestry – Tree Giveaway program – six-month grant extension.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1290

Contract Amendment – Computerized Tree Inventory - Grant Extension – Florida Department of Agriculture And Consumer Services (M-25)

No budgetary impact.

A motion authorizing proper City Officials to execute an amendment to Urban and Community Forestry Grant Memorandum of Agreement with Florida Department of Agriculture and Consumer Services – Computerized Tree Inventory – six-month grant extension.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1316

Tennis Instructor Service Agreements

(M-26)

No current year budgetary impact. Funded in FY 08 – PKR011001-3246, General Fund.

A motion authorizing the proper City Officials to execute agreements with Carlos Gomez Diaz, Christopher Sands, Jennifer Wiley, Ken Sheiffele, Nikolo Aracic, Peter Popov, Renee Ezeil, Stephen Kennedy, T.J. Urhobo, Tom Krukiel, and Jovicho Milosevic for services as Tennis Instructors, October 1, 2007 through September 30, 2008 with four, one-year renewal options.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1262

BankAtlantic Bancorp Inc. – Direct Cash Incentive Grant - \$50,000

(M-27)

FUND 001, Subfund 01, EDV010101-4299, Other contribution - \$50,000.

A motion authorizing payment in the amount of \$50,000 to BankAtlantic Bancorp. Inc. – second year payment pursuant to terms of Direct Cash Incentive Grant Agreement.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1282

**Qualified Target Industry Program - \$25,950
Iowa College Acquisition Corp. d/b/a Kaplan University**

(M-28)

FUND 001, subfund 01, EDV010101-4299, Other contribution - \$25,950.

A motion authorizing City's portion of payment in the amount of \$25,950 to Florida Office of Tourism, Trade, and Economic Development for Iowa College Acquisition Corp. d/b/a Kaplan University – qualified target industry program.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1371

Park and Playground – Lease Agreement (M-29)
6403 North Federal Highway – North Broward
Hospital District

No budgetary impact.

A motion authorizing the proper City Officials to execute lease agreement with North Broward Hospital District for City to lease portion of Imperial Point Hospital property for use as a park and playground – July 1, 2007 through June 30, 2012 - \$1 annually.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1227

Amphibious Vehicular Tours – Fort Lauderdale Duck Tours, (M-30)
Inc. – SE 15 Street and Cooley’s Landing Boat Ramp Facilities

No budgetary impact

Applicant: Fort Lauderdale Duck Tours, Inc.
Location: SE 15 Street and Cooley’s Landing Boat Ramp Facilities

A motion: (1) approving Certificate of Public Convenience and Necessity – sightseeing vehicles, and (2) authorizing proper City Officials to execute Indemnification Agreement – use of City’s public boat launching facilities for amphibious vehicular tours – October 1, 2007 – September 30, 2008 – approval contingent upon receipt of executed agreement.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1292

Dockage Lease Agreement and Sightseeing and Charter (M-31)
Operations – Harbor Tours, Inc. – Fiscal Year 2007-2008

\$18,139.02 is for receipt of revenues only in FY 07-08, General Funds 001, Subfund 01, BUS020103-K184, Commercial Yacht Fees. No expenditures are impacted.

A motion authorizing: (1) proper City Officials to execute a dockage lease agreement with Harbor Tours, Inc. for dockage on north side of New River Riverwalk, October 1, 2007 – September 30, 2008, and (2) Harbor Tours, Inc. to conduct day and evening sightseeing and private charter operations.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1304

Dockage Lease Agreement and Sightseeing and Charter Operations – Carfi Enterprises, Inc. – Fiscal Year 2007-2008 (M-32)

\$61,788.00 is for receipt of revenue only in FY 07-08, General Fund 001, Subfund 01, BUS020103-K184, Commercial Yacht Fees. No expenditures are impacted.

A motion authorizing: (1) the proper City Officials to execute a dockage lease agreement with Carfi Enterprises, Inc. for dockage on south side of New River Riverwalk, October 1, 2007 – September 30, 2008, and (2) Carfi Enterprises to conduct day and evening sightseeing and private charter operations.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1306

Dockage Lease Agreement and Sightseeing and Charter Operations – Riverfront Cruises and Anticipation Yachts, LLC - Fiscal Year 2007-2008 (M-33)

\$66,049.57 is for receipt of revenues only in FY 07-08, General Fund 001, Subfund 01, BUS020103-K184, Commercial Yacht Fees. No expenditures are impacted.

A motion authorizing: (1) proper City Officials to execute dockage lease agreement with Riverfront Cruises and Anticipation Yachts, LLC, for dockage northeast of Andrews Avenue Bridge at New River Riverwalk, October 1, 2007 – September 30, 2008, and (2) Riverfront Cruises to conduct day and evening sightseeing and private charter operations.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1307

Dockage Lease Agreement – Private Vessel Storage Allied Marine Group, Inc. – Fiscal Year 2007-2008 (M-34)

\$129,359.88 is for receipt of revenues only in FY 07-08, General Fund 001, Subfund 01, BUS020103-K184, Commercial Yacht Fees. No expenditures are impacted.

A motion authorizing the proper City Officials to execute a dockage lease agreement with Allied Marine Group, Inc. for private vessel storage in conjunction with a repair and maintenance facility – south side of New River, east and west of Andrews Avenue Bridge, October 1, 2007 – September 30, 2008.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1308

Dockage Lease Agreement and Sightseeing and Charter Operations – Sightseeing Cruises, Inc. – Fiscal Year 2007-2008 (M-35)

\$23,082.12 is for receipt of revenues only in FY 07-08, General Fund 001, Subfund 01, BUS020103-K184, Commercial Yacht Fees. No expenditures are impacted.

A motion authorizing: (1) proper City Officials to execute a dockage lease agreement with Sightseeing Cruises, Inc. for dockage at New River Riverwalk, northeast of SE 3 Avenue Bridge, October 1, 2007 – September 30, 2008, and (2) Sightseeing Cruises, Inc. to conduct day and evening sightseeing and private charter operations.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1309

Task Order 32 – Runway-08 – I-95 Departure – Executive Airport – Scoping Element – Environmental Assessment - \$54,050 (M-36)

468.01 P10770.468.6599 for \$54,050 under Project 10770 – Noise Improvement Program in the Airport’s approved FY 06/07 Capital Improvement Plan.

A motion authorizing the proper City Officials to execute Task Order 32 with Kimley-Horn and Associates, Inc., in the amount of \$54,050 – Conduct Scoping Element of Environmental Assessment for Runway-08, I-95 Departure by Harris Miller Miller & Hanson, Inc. – Project 11320.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1324

Disbursement of Funds/Joint Investigation/O.R. 06-116715 Law Enforcement Trust Fund (M-37)

\$3,939.29 is available in Fund 107 {DEA Confiscated Property} non-budgeted fund balance in account GL 219-06-116715 {Deposits Trust}.

A motion authorizing the equitable disbursement of funds in the amount of \$3,939.29 with each of the thirteen participating law enforcement agencies to receive \$303.02.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1219

Disbursement of Funds/Joint Investigation/O.R. 06-30048 (M-38)
Law Enforcement Trust Fund

\$11,015.04 is available in Fund 107 {DEA Confiscated Property}, non-budgeted fund balance in account GL 219-05-30048 {Deposits Trust}.

A motion authorizing the equitable disbursement of funds in the amount of \$11,015.04 with each of the thirteen participating law enforcement agencies to receive \$847.31.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1220

Disbursement of Funds/Joint Investigation/O.R. 07-17146 (M-39)
Law Enforcement Trust Fund

\$17,969.93 is available in Fund 107 {DEA Confiscated property}, non-budgeted fund balance, in account GL 219-07-17146 {Deposits Trust}.

A motion authorizing the equitable disbursement of funds in the amount of \$17,969.93 with each of the twelve participating law enforcement agencies to receive \$1,382.30 and Sunrise Police Department to receive \$2,764.60 due to an additional assigned agent.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1221

Disbursement of Funds/Joint Investigation/O.R. 03-45757 (M-40)
Law Enforcement Trust Fund

\$57,533.16 is available in Fund 107 {DEA Confiscated Property}, non-budgeted fund balance, in account GL 219-03-45757 {Deposits Trust}.

A motion authorizing the equitable disbursement of funds in the amount of \$57,533.16 with each of the twelve participating law enforcement agencies to receive \$4,794.43.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1222

Disbursement of Funds/Joint Investigation/O.R. 06-140565 (M-41)
Law Enforcement Trust Fund

\$61,027.45 is available in Fund 107 {DEA Confiscated Property}, non-budgeted fund balance in account GL 219-06-140565 {Deposits Trust}.

A motion authorizing the equitable disbursement of funds in the amount of \$61,027.45 with each of the twelve participating law enforcement agencies to receive \$4,694.41 and Sunrise Police Department to receive \$9,388.82 due to an additional assigned agent.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1230

Purchase and Sale Agreement – Open Space Site 145 - \$1.1 Million (M-42)
Middle River Terrace Park Addition – 1325 NE 7 Avenue

No budgetary impact.

A motion authorizing the proper City Officials to execute a purchase and sale agreement in the amount of \$1.1 Million for acquisition of Open Space Site 145 – 1325 NE 7 Avenue – Middle River Terrace Park Addition – Broward County Land Preservation Bond Program.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 07-1365

CONSENT RESOLUTION

Grant Application – Flagler Heights Park - \$200,000 (CR-01)
Florida Recreation Development Assistance Program

No current year budget impact. Grant match of \$200,000 from land purchase.

A resolution authorizing the proper City Officials to apply for 2008-2009 grant funding in the amount of \$200,000 from Florida Department of Environmental protection – improvements to Flagler Heights Park – Florida Recreation Development Assistance Program.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-1317

RESOLUTION NO. 07-165

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO APPLY FOR 2008/2009 GRANT FUNDING FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM

(FRDAP) IN THE AMOUNT OF \$200,000 FOR IMPROVEMENTS TO FLAGLER HEIGHTS PARK.

**Street Name Addition – Flying L Drive
NE 4 Avenue – NE 13 Street to Middle River Bridge**

(CR-02)

No budgetary impact.

A resolution adding the name “Flying L Drive” to NE 4 Avenue from NE 13 Street north to Middle River.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 07-1384

**Middle River Terrace Park Addition – Open Space 145 -
\$300,000 – Interlocal Agreement, Restrictive Covenants,
Park Management Plan**

(CR-03)

No current year budget impact.

(1)Resolution “A” authorizing the proper City Officials to execute an Interlocal Agreement with Broward County and a Declaration of Restrictive Covenants – acquisition, funding, operation and maintenance of Open Space 145 – Middle River Terrace Park Addition and approving a park management plan; and (2) Resolution “B” providing that obligations set forth in park management plan, funding in the amount of \$300,000, will be included in City’s Five-Year Capital Improvement Plan.

Recommend: Adopt resolutions.

Exhibit: Commission Agenda Report 07-1320

Resolution “A”

RESOLUTION NO. 07-166

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING EXECUTION BY THE PROPER CITY OFFICIALS OF AN INTERLOCAL AGREEMENT AND DECLARATION OF RESTRICTIVE COVENANTS WITH BROWARD COUNTY RESPECTING THE ACQUISITION, FUNDING, OPERATION AND MAINTENANCE OF OPEN SPACE – 145, MIDDLE RIVER TERRACE PARK ADDITION AND APPROVING A CONCEPTUAL PARK MANAGEMENT PLAN.

Resolution “B”

RESOLUTION NO. 07-167

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, PROVIDING THAT THE OBLIGATIONS SET FORTH WITHIN THE CONCEPTUAL PARK MANAGEMENT PLAN FOR THE MIDDLE RIVER TERRACE PARK ADDITION, OPEN SPACE – 145, WILL BE INCLUDED WITHIN THE CITY'S FIVE-YEAR CAPITAL IMPROVEMENT PLAN.

PURCHASING AGENDA

Proprietary – Telestaff Upgrade Licensing Requirements (PUR-01)
Webstaff Upgrade Software

\$4,200 is available in FIR010101.3401 (Computer Maintenance); \$21,000 is available in FIR010101.3907 (Data Processing Supplies), both in Fund 001, Subfund

Purchase of license for WebStaff hardware – upgrading Telestaff and annual maintenance fee for this upgraded software is being presented for approval by the Fire Rescue Department.

Recommend: Motion to approve.

Vendor: Principal Decision Systems International
Orange, CA

Amount: \$25,200.00

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1312

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

State – Hazmat Visual First Responder Video Camera (PUR-02)

\$28,023.20 is budgeted in Fund 129, Subfund 01, GMM/RS07,6499.

Approval to purchase a Hazmat Visual First Responder (VFR) video camera is being presented for approval by the Fire-Rescue Department.

Recommend: Motion to approve.

Vendor: Fisher Scientific Company L.L.C.
Pittsburgh, PA

Amount: \$28,023.20

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1361

The Procurement Services Department has reviewed this item and recommends approval from the Florida State Contract.

172-9746 – Fire-Rescue Employee Uniforms

(PUR-03)

\$26,196.10 is budgeted in Fund 001, Subfund 01, FIR010501, 3949.

A two-year contract for purchase of uniform T-shirts, sweatshirts, polo shirts and shorts is being presented for approval by the Fire-Rescue Department.

Recommend: Motion to approve.

Vendor: Screenprint Plus, Inc.
Cape Coral, FL

Amount: \$26,196.10 (estimated annual)

Bids Solicited/Rec'd: 398/9

Exhibit: Commission Agenda Report 07-1335

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

**Proprietary – Community Plus Software -
Fire Inspection Services Software Enhancement**

(PUR-04)

\$12,000 FIR010401.3907 (Data Processing), Fund 001, Subfund 01. Pending approval of departmental budget transfer.

Approval to purchase Community Plus Software module enhancement to enable customers to pay for fire inspection services via the internet is being presented for approval by the Fire-Rescue Department.

Recommend: Motion to approve.

Vendor: SunGard Pentamation, Inc.
Bethlehem, PA.

Amount: \$12,000.00 (estimated)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1357

The Procurement Services Department has reviewed and approved this item

**Proprietary – New Site For Institutional Network -
Peele-Dixie Wellfield – Voice and Data Communications**

(PUR-05)

\$20,582.35 is budgeted in Fund 482, Subfund 01, P10824.482, 6599.

Purchase and installation of fiber optic lines to connect Peele-Dixie Wellfield to the Institutional Network (I-Net) for voice and data communications is being presented for approval by the Public Works Department.

Recommend: Motion to approve.

Vendor: Comcast Communications of South Florida.
Fort Lauderdale, FL

Amount: \$20,582.35 (not to exceed)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1269

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

473-9744 – Water Valve and Fire Hydrant Maintenance Services (PUR-06)

\$200,000 is budgeted in Fund 450, Subfund 01, PBS660101, Subobject 3199, \$200,000 is requested in FY 07/08, Fund 450, Subfund 01, PBS660101 Subobject 3199. No appropriations or contractual obligations will be in effect prior to Commission adoption of the 2007-2008 budget.

One-year contract for purchase of water valve and fire hydrant maintenance services is being presented for approval by the Public Works Department.

Recommend: Motion to approve.

Vendor: Wachs Valve & Hydrant Services, LLC d/b/a Wachs Utility Services
Lincolnshire, IL

Amount: \$400,000.00 (estimated)

Bids Solicited/Rec'd: 612/4

Exhibit: Commission Agenda Report 07-1294

The Procurement Services Department has reviewed this item and recommends award to the highest ranked proposer.

273-9813 – Overhead and Bi-Fold Door - Maintenance Services Contract (PUR-07)

\$105,950 is budgeted in Fund 001, Subfund 01, PBS030401, 3428.

A two-year contract for overhead and bi-fold door maintenance services is being presented for approval by the Public Works Department.

Recommend: Motion to approve.

Vendor: Door Systems of South Florida
Pompano Beach, FL

Amount: per unit prices

Bids Solicited/Rec'd: 128/5
Exhibit: Commission Agenda Report 07-1353

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

462-9504 – Contract Assignment – Gate Valves

(PUR-08)

No budgetary impact.

Assignment of existing contract for purchase of gate valves is being presented for approval by the Public Works Department.

Recommend: Motion to approve.

Vendor: HD Supply Waterworks Group, Inc.
Orlando, FL

Amount: per unit price

Bids Solicited/Rec'd: 169-3

Exhibit: Commission Agenda Report 07-1249

The Procurement Services Department has reviewed this item and recommends assignment of existing contract.

Purchasing Card Services

(PUR-09)

No current year budgetary impact (revenue received PMM010101-N900).

Five-year agreement with SunTrust Bank to provide commercial card program (P-Card) is being presented for approval by the Procurement Services Department.

Recommend: Motion to approve.

Vendor: SunTrust Bank
Atlanta, GA

Amount: \$25,000.00 (estimated annual revenue)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1234

The Procurement Services Department has reviewed this item and recommends awarding based on the City of Ocoee competitive solicitation.

**952-9053 – Contract Assignment – Fire-Rescue
Employee Uniforms**

(PUR-10)

No budgetary impact.

Assignment of existing contract for purchase of employee uniforms is being presented for approval by the Fire-Rescue Department.

Recommend: Motion to approve.

Vendor: Harrison Uniform Company
Cincinnati, OH

Amount: N/A

Bids Solicited/Rec'd: 505/12

Exhibit: Commission Agenda Report 07-1241

The Procurement Services Department has reviewed this item and recommends assignment of existing contract.

452-9162 – Fire Alarm Inspection and Repair Services (PUR-11)
Contract Assignment

No budgetary impact.

Assignment of existing contract for purchase of fire alarm inspection and repair services is being presented for approval by the Procurement Services Department.

Recommend: Motion to approve.

Vendor: Electraserve, Inc.
Hollywood, FL

Amount: N/A

Bids Solicited/Rec'd: 3/2

Exhibit: Commission Agenda Report 07-1359

The Procurement Services Department has reviewed this item and recommends assignment of existing contract.

City-Wide Voice and Data Network Upgrade – Communications (PUR-12)
Hardware

\$9,681.33 is budgeted in Fund 581, Subfund 01, ITS020102,3401. \$49,705 is budgeted in Fund 581, Subfund 01, \$78,972.68 is budgeted in Fund 581, Subfund 01, ITS020102-3628.

Purchase of hardware to upgrade voice and data communications network infrastructure is being presented for approval by the Information Technology Services Department.

Recommend: Motion to approve.

Vendor: GTSI Corp.
Chantilly, VA

Amount: \$138,359.01 (not to exceed)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1315

The Procurement Services Department has reviewed this item and agrees with awarding from the Fairfax County Contract.

775-9777 – Audit Management System Software And Hardware (PUR-13)

Transfers and funding as indicated on attachment Exhibit 2.

Approval to purchase commercial off-the-shelf, audit management software application is being presented by the Information Technology Services Department on behalf of the City Auditor's Office and Office of Management and Budget.

Recommend: Motion to approve.

Vendor: Price Waterhouse Coopers Services, LLC
New York, NY
Dell Marketing USA L.P.
Round Rock, TX

Amount: \$40,350.00 (not to exceed)

Bids Solicited/Rec'd: 1111/1

Exhibit: Commission Agenda Report 07-1314

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

572-9814 – Recycled Plastic Picnic Tables (PUR-14)

\$27,997.50 is budgeted in P11277.331-6550, New Beach Picnic Amenities, Fund 01, Subfund 001. Item is pre-encumbered in Famis.

Purchase of 50 recycled plastic picnic tables is being presented for approval by the Parks and Recreation Department.

Recommend: Motion to approve.

Vendor: Recycled Plastic Factory, LLC.
Englewood, FL

Amount: \$27,997.50

Bids Solicited/Rec'd: 273/11

Exhibit: Commission Agenda Report 07-1285

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

573-9806 – Automated Municipal Parking Services Software (PUR-15)

\$198,814.80 is budgeted in Fund 461/01, PAR020101-6404 Computer Software excluding the \$114,891.20 that will be budgeted for extended warranty for a grand total of \$313,706.00.

Award of contract 573-9806 for purchase of software – automated municipal parking services administration system for parking citations and permits is being presented by the Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: 72 Systems, Inc.
Indianapolis, IN

Amount: \$313,706.00

Bids Solicited/Rec'd: 1205/6

Exhibit: Commission Agenda Report 07-1273

The Procurement Services Department has reviewed this item and recommends award to the recommended proposer.

Proprietary – Technology Strategist (PUR-16)

\$8,476.80 is budgeted in Fund 461/01, PAR020101, 3199 (FY 06/07) \$115,000 is budgeted in Fund 461/01, PAR020101, 3199.

Award of one-year contract for on-site Technology Strategist is being presented for approval by the Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: Academy Design & Technical Services, Inc.
Margate, FL

Amount: \$123,476.80

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1261

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

572-9816 – Reject All Bids – Electric Work Vehicles With Utility Refuse Dump Body (PUR-17)

No budgetary impact.

Rejection of all bids for two electric work vehicles with utility refuse dump body is being presented for approval by the Parking and Fleet Services Department.

Recommend: Motion to approve.

Bids Solicited/Rec'd: 277/2

Exhibit: Commission Agenda Report 07-1352

The Procurement Services Department has reviewed this item and recommends the rejecting of all bids and re-bidding.

574-9757 – Replacement of Single-Space Parking Meters – Universal Card Technology (PUR-18)

\$626,653.50 is budgeted in Fund 461, Subfund 01, PAR020102, 6410.

Award of contracts for purchase of 2,900 single-space parking meter mechanisms with smart card technology and services and 250 new single-space meter housing units is being presented for approval by the Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: P.O.M. Incorporated
Russellville, AR
Parcxmart Technology, Inc.
Hampton Falls, NH

Amount: \$626,653.50

Bids Solicited/Rec'd: 236/3

Exhibit: Commission Agenda Report 07-1366

The Procurement Services Department has reviewed this item and recommends award to the first-ranked proposer.

573-9806 – Duncan Solutions – Handheld Ticket Writing System – Hardware and Software (PUR-19)

\$135,976 IS BUDGETED IN fund 461/01; \$75,000 in POL030412-6499 Other Equipment; \$20,000 in PAR020102-6499, \$3,500 in PAR020104 6499 – Other \$3,500 in PAR020104 6499 – Other Equipment; \$6,000 in PAR020103 6401-Communications Equipment; and \$31,476 in PAR020103-6510 Site Improvements. The remaining \$51,920 will be budgeted for extended warranty in YRS 2-5 for a total cost of \$187,896.

Award of contract for purchase of handheld hardware and software for a ticket writing system is being presented by the Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: Duncan Parking Technologies, Inc.
Harrison, AR

Amount: \$187,896.00

Bids Solicited/Rec'd: 1205/6

Exhibit: Commission Agenda Report 07-1351

The Procurement Services Department has reviewed this item and recommends award to the first-ranked proposer.

Yamaha Boat Engines – Local Law Enforcement Block Grant (PUR-20)

Funds budgeted in Fund 129 Subfund 01; \$22,326 in GLLEBG08, Subobject 6499 and Fund GF001 Subfund 01; \$4,466 is budgeted in POL030409, Subobject 6499.

Purchase of two Yamaha boat engines for Marine Unit, using Local Law Enforcement Block Grant and Police Department funds is being presented for approval by the Police Department.

Recommend: Motion to approve.

Vendor: Central Florida Yamaha, Inc.
Lake Placid, FL

Amount: \$26,792.00

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1232

The Procurement Services Department has reviewed this item and recommends approval from the Florida State Contract.

Police Internal Affairs Software and Hardware Server (PUR-21)

Funding is available in POL010101 (Office of (Chief); 6504 (Computer Software) for a total of \$26,250 (\$21,150 for software/training; \$5,100 for server).

Purchase of Internal Affairs software package and hardware server is being presented for approval by the Police Department.

Recommend: Motion to approve.

Vendor: CI Technologies, Inc.
St. Augustine, FL
Dell Marketing USA, L.P.
Round Rock, TX

Amount: \$26,250.00

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1301

The Procurement Services Department has reviewed this item and agrees with approving the proprietary purchase of software and awarding from the Western States Contracting Alliance (WSCA) contract.

Proprietary – Public Safety Systems Annual Maintenance Renewal (PUR-22)

\$478,054.82 is budgeted in PD Info Management Division Computer Maintenance Budget (POL020602); sub-object 3401 (computer maintenance) for FY 07/08.

One-year maintenance renewal service contracts with various vendors for Public Safety Systems are being presented for approval by the Police Department.

Recommend: Motion to approve.

Vendor: Integraph Services Company
Huntsville, AL
Motorola, Inc.
Schaumburg, AL
Radio IP Software, Inc.
Montreal, Quebec, CA
Ortvis North America
Quebec, CA
Smart Business System, Inc.
Tampa, FL
Unisys Corp
Blue Bell, PA

Amount: \$478,054.82

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1339

The Procurement Services Department recommends approving the renewal of the annual proprietary maintenance contracts.

Public Safety Systems Upgrade (PUR-23)

\$737,622.44-PD Info Sys POL020602; funds available in following sub-objects; 6404 Computer Equipment (\$228,548 – for hardware); 3199 Other Professional Services (\$379,605 for services); 6405 Computer Software (\$129,469 for software) – TOTAL PROJECT COST \$ 737,622.

Purchase upgraded hardware, software, implementation services, training and data migration services for real time Public Safety Systems Upgrade Project which includes the Computer Aided Dispatch (CAD) and Police Records Management System (RMS) is being presented for approval by the Police Department.

Recommend: Motion to approve.

Vendor: Intergraph Corporation
Miramar, FL
Dell Marketing USA, L.P.
Round Rock, TX

Amount: \$737,622.44

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1348

The Procurement Services Department has reviewed and approved this agenda item.

173-9819 – Ammunition

(PUR-24)

\$29,725.20 is budgeted in POL020201, \$3,683 in POL040401, \$11,017.80 in POL030406, \$7884 in POL030406 GF 001, Subfund 01 \$26,323.67 budgeted in GLLEBG08, Fund 129, Subfund 01, Sub-object for all funds is 3999 (other supplies).

Purchase ammunition for monthly training programs and department issue on-duty ammunition is being presented for approval by the Police Department.

Recommend: Motion to approve.

Vendor: Lawmen's and Shooters' Supply, Inc.,
Vero Beach, FL
Florida Bullet Incorporated
Clearwater, FL
Gulf States Distributors, Inc.
Montgomery, AL

Amount: \$78,633.67

Bids Solicited/Rec'd: 383/3

Exhibit: Commission Agenda Report 07-1355

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

773-9801 – Electronic Message Signs With Trailer

(PUR-25)

\$41,247.00 is budgeted in Fund 468; Subfund 01, BUS070201, 6499.

Purchase three electronic message signs with trailer for Executive Airport is being presented for approval by the Business Enterprises Department.

Recommend: Motion to approve.

Vendor: K & K Systems, Inc.
Tupelo, MS

Amount: \$41,247.00

Bids Solicited/Rec'd: 566/5

Exhibit: Commission Agenda Report 07-1344

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

773-9820 – Cut Paper Contract**(PUR-26)**

Current year impact: \$5,000 budgeted in Central Services Fund 581, Subfund 01, BUS080101-3930.

One-year contract for purchase of cut paper is being presented for approval by the Business Enterprises Department.

Recommend: Motion to approve.

Vendor: Xpedx
Memphis, TN

Amount: Per unit prices

Bids Solicited/Rec'd: 239/2

Exhibit: Commission Agenda Report 07-1336

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

Proprietary – Airport Noise and Operations Monitoring System Software User License**(PUR-27)**

\$15,040.80 is available in Fund 468; Subfund 01, Project 10770.468 – Noise Improvement Program in the Airport's approved 06/07 Capital Improvement Plan.

Purchase one Airport Noise & Operations Monitoring System (ANOMS) software user license for Executive Airport is being presented for approval by the Business Enterprises Department.

Recommend: Motion to approve.

Vendor: Lochard Corporation
Stoneham, MA

Amount: \$15,040.80

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1323

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

162-9545 Self-Funded Group Health Plan Change to Administrative Fee Estimate**(PUR-28)**

Fund 545/01, Self-insurance; INS220101/Subobject 5130, Health Insurance Administration; there are sufficient funds for the estimated amount of \$82,944.

Adjustment to first year annual administrative fee for Self-Funded Group Health Plan with AvMed, Inc. d/b/a AvMed Health Plans is presented for approval by the Finance Department.

Recommend: Motion to approve.

Vendor: AvMed, Inc. d/b/a AvMed Health Plans
Miami, FL

Amount: \$82,944.00 (estimated first year)

Bids Solicited/Rec'd: 526/7

Exhibit: Commission Agenda Report 07-1198

The Procurement Services Department has reviewed this item and recommends the adjustment to the administrative fee.

Third Party Administrative Services – PPO Network Claim Run-Out (PUR-29)

Fund 545, Subfund 01; INS220101/5130, Health Insurance Administration. There are sufficient funds for the estimated amount of \$40,000.

One-year contract with sole source vendor, Administrative Services, Inc., to provide Third Party Administrative Services – health insurance claims run-out for the City's Preferred Provider Organization plan is being presented for approval by the Finance Department.

Recommend: Motion to approve.

Vendor: Administrative Services, Inc.
Miami, FL

Amount: \$40,000.00 (estimated)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 07-1204

The Procurement Services Department has reviewed this item and agrees with approving this sole source purchase.

175-9788 – Employee Benefits Consultant (PUR-30)

Fund 545/01 Self-Ins; INS220101/3199; Other Professional Services; Fund 545/01. The first yr. Estimate is \$20,625. There will be sufficient funds to cover this cost, contingent upon the adoption of the FY 07-08 budget.

Three-year contract for employee benefits consulting services is being presented for approval by the Finance Department.

Recommend: Motion to approve.

Vendor: The Rhodes Insurance Group, Inc.
Fort Lauderdale, FL

Amount: \$20,625.00 (estimated first year)

Bids Solicited/Rec'd: 615/6

Exhibit: Commission Agenda Report 07-1247

The Procurement Services Department has reviewed this item and recommends awarding to the first-ranked proposer.

Street Name Addition – Flying L Drive (CR-02).
NE 4 Avenue – NE 13 Street to Middle River Bridge

Mayor Naugle said that this item has been removed from tonight's agenda and would be heard on October 2, 2007.

Disbursement of Funds/Joint Investigation/O.R. 06-116715 (M-37)
Law Enforcement Trust Fund

Disbursement of Funds/Joint Investigation/O.R. 05-30048 (M-38)
Law Enforcement Trust Fund

Disbursement of Funds/Joint Investigation/O.R. 07-17146 (M-39)
Law Enforcement Trust Fund

Disbursement of Funds/Joint Investigation/O.R. 03-45757 (M-40)
Law Enforcement Trust Fund

Disbursement of Funds/Joint Investigation/O.R. 06-140565 (M-41)
Law Enforcement Trust Fund

Mayor Naugle announced that Items M-37 through M-41 have been removed from tonight's agenda.

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

Motion made by Commissioner Hutchinson and seconded by Commissioner Teel that Consent Agenda Items M-13, M-14, M-15, M-16, M-19, M-29, M-35, and PUR-27 be deleted from the consent agenda and considered separately, and that all remaining consent agenda items be approved as recommended. See change by Commissioner Teel on page 33.

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

Contract Award – Asphalt Consultants, Inc. - \$6,439,472.20 (M-13)
Sanitary Sewers and Pump Stations – Septic Area 2 East, Basins A & C

Commissioner Rodstrom asked when the consultant audit report on the WaterWorks program would be provided. Albert Carbon, Public Works Director, said the report is due in mid September; he believed the 21st.

Motion made by Commissioner Rodstrom to defer this item until after the report is received died for lack of a second.

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

Commissioner Teel said that she meant to pull Item M-36, not Item M-35.

Task Order 32 – Runway-08, I-95 Departure – Executive Airport (M-36)
Scoping Element – Environmental Assessment - \$54,050

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to reconsider this item for separate discussion. Roll call showed: YEAS: Commissioner Rodstrom, Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: None.

Mayor Naugle announced that this item would be discussed shortly.

Dockage Lease Agreement and Sightseeing and Charter (M-35)
Operations – Sightseeing Cruises, Inc. – Fiscal Year 2007-2008

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

Contract Award – Siemens Water Technologies Corp. - \$3,897,894.50 (M-14)
Hypochlorite Generation Equipment – Fiveash Water Treatment Plant

Albert Carbon, Public Works Director, explained the project scope. The apparent low bid submitted by Carter & VerPlanck contained numerous exclusions and exceptions to bid requirements, including maintenance, warranty, man days on-site, initial load of salt and acid for units, specified monitoring and required equipment. It is recommended that the Carter and VerPlanck bid be rejected. The most responsible, responsive bid submitted by Siemens Water Technologies Corp. be awarded. It took no exceptions to bid requirements. It contained a minor, correctable math error of \$10 in the bid form.

Vice Mayor Moore left the dais at approximately 6:45 p.m.

Michael Moskowitz, representing Carter & VerPlanck, said they submitted a letter and information on August 16, 2007 to the Commission, containing numerous reasons why they believe Carter & VerPlanck is the lowest responsive, responsible bidder, and their bid should be accepted by the City. He submitted notebook containing the original letter, bid and related documents, map of the United States showing installations over 1,000 lbs/daily and map showing all installations in the Southeast United States to the City Clerk.

Vice Mayor Moore returned to the dais at approximately 6:46 p.m.

Mr. Moskowitz said the most important issue is the difference between the two bids. The Carter & VerPlanck bid is the lowest by \$1.1 million. The question is should the City spend an additional \$1.1 million when the items are technical deficiencies. There is no substantive reason why this bid should not be considered. Their letter explains why items raised by staff are technical deficiencies. Staff spent a significant amount of time taking apart the Carter & VerPlanck bid, and at the same time disregarding some of the same exact alleged technical deficiencies that would exist in the Siemens' quote. If everything is put on a par basis, one would find the same or similar technical deficiencies exist, making both bids non-responsive.

Mr. Moskowitz said this is an important project to the City. He showed a graph of the experience their product has nationally versus the Siemens product. He believed the City's project is 6,000 pounds per day. Nationally there are 71 installations of the chlortech system producing over 1,000 pounds per day. There are three of the Siemens' system nationally. Based on all of the items in their letter that the technical deficiencies alleged by staff be waived by the Commission and Carter & VerPlanck be determined to be the lowest responsive responsible bidder or in the alternative the City reject all bids and the item be re-bid.

Bill Salim, representing Carter & VerPlanck, said that one key issue is that Carter & VerPlanck dominates the southeast region. There are only three Siemens' installations in the southeast, one at Cape Canaveral which produces only 100 pounds of chlorine per day. The City would be buying a system that is not in consistent operation in this nation or region, having no service record. For \$1.1 million the City would be better served funding other requirements in their budget. Notwithstanding the meticulous scrutiny that staff made of the Carter & VerPlanck response, no such scrutiny was undertaken with respect to the Siemens' response. In their letter, a number of the same deficiencies are outlined. In the Special Conditions, Section 5, Siemens does not meet the scheduled time frame for construction and system start-up as specified. The system start-up is to occur within 1,010 days and Siemens' quote actually contemplates 1,050 days. He questioned why Carter & VerPlanck was singled out for alleged deficiencies and no such deficiency analysis exists with respect to the Siemens' quote. They believe all the deficiencies are technical. The intent was to submit a bid matching the specifications. By virtue of signing the bid documents, Carter & VerPlanck agreed to comply with the contract document specifications, but unfortunately added a quote that included all the system manufacturer specifications. Those conditions are those of the manufacturer. Carter & VerPlanck stand behind the balance of the bid. This is what has created the confusion. He requested staff's conclusion be rejected, waive the irregularities as technical and award the contract to Carter & VerPlanck.

Jack Latona, representing Carter & VerPlanck, said normally this is done through an RFP, but in this case a bid process was used. A qualification process was used which went out of the way to make the Siemens' product qualify. Nonetheless the Carter & VerPlanck product was rated ahead of the Siemens' product. It was \$1.1 million lower than the Siemens' bid. With bond financing, interest will be paid on the \$1.1 million. It is clearly in the City's best interest to obtain the highest qualified product at the lowest price as determined by the bid process, and not have things thrown out for technicalities.

Saade Chibani, Chairman of Carter & VerPlanck, said there is no utility of the City's size in the southeast region of the U.S. has considered any system other than Carter & VerPlanck's system due to their track record. Carter & VerPlanck will meet the 10 year warranty and everything in the City's documents. They never intended to exclude the warranty. As such, he asked why would the City want to spend an extra \$1.1 million.

Jim Hall, Vice President, Siemens Water Technologies, said in July this item was pulled from the agenda for two reasons. One was that Carter & VerPlanck thought the 35 exceptions they took in the bid were technicalities and minor in nature and there was a \$1.1 million difference. The City's engineers are recommending Siemens' product because they complied fully to the bid process. One of the alleged technicalities was the make-up of the \$1.1 million. About \$800,000 was that the Carter & VerPlanck bid indicated they would not provide a 10-year system warranty, except for one major component. The warranty written was not part of the standard, but written into the quotation to make that exception. Siemens does not feel it is appropriate to award to another company or re-bid since the prices are now transparent and for one to want to remove their exceptions to the bid after the fact.

Alberto Garibi, Director of Sales, Siemens Water Technologies, said in their review of the Siemens' bid, Carter & VerPlanck claim to have found similar or identical minor technicalities. One in particular is the schedule. The bid form requested details for preliminary fabrication, testing and system delivery. In looking at the schedule, these categories match the specifications. They have evidence to clarify the ten points that Carter & VerPlanck found on their bid. They believe the City's procurement approach has been solid. They feel the award should be made to Siemens. The \$1.1 million difference does not exist. By taking exception to the 10-year warranty, they could reduce their price amounting to a difference of approximately \$800,000. The remainder of the difference could be assigned to items left out of the scope of supply. If Siemens had ignored some of the requirements, their price could have been lower than the competition.

Commissioner Hutchinson asked for staff's input. Kirk Buffington, Director of Procurement Services, said after the pre-qualification process and both manufacturers pre-qualified and approved, and prior to release of the bid, staff and WaterWorks consultants spent a great deal of time sharing draft bid documents with both manufacturers. Both manufacturers knew what the City was requesting in the bid. He believed that this issue comes down to a decision and a question as to what is waiveable, what is irregular, what is minor. In Mr. Moskowitz's letter, he noted the Commission's discretion to waive minor technicalities. Staff does not believe the exceptions taken are minor. Essentially, a bid was put out, they responded. In addition to the bid, Carter & VerPlanck submitted a separate quotation including many exceptions such as the warranty. The bid documents required a full warranty of the entire system for 10 years. Carter & VerPlanck's equipment warranty took exception to that, saying they would only warranty the DSA electrodes and only for normal wear and tear. This is a significant exception that could explain the \$800,000 difference in the two bid prices.

Mr. Buffington noted that Carter & VerPlanck stated this evening that they would fully comply with the bid documents which is not what their submitted quote said. If they now allow this, there is Florida case law that could be considered granting a second bite of the apple because the bidder clearly took exceptions when submitting the bid.

Mayor Naugle asked if Mr. Buffington feels the two companies are equal based on experience. Mr. Buffington said he is not a technical person. He noted that Mr. Latona said that Carter & VerPlanck was ranked higher. Both have manufactured and installed similar systems. Carter & VerPlanck has installed more systems. Mr. Carbon said it is not a question of whether they are equal, but whether they are both qualified. They are both qualified to perform the job.

Paul DaSilva, CH2MHill, WaterWorks 2011 Program, said that both manufacturers have plants demonstrating they are capable of supplying what the City needs. They do not have a similar number of plants. He questioned what is considered equal.

Commissioner Rodstrom said one bid is \$1 million less due to the warranty issue, but both manufacturers are equally qualified. Mr. Buffington said that they are both equally qualified. The warranty issue is a huge one. The warranty as written in the bid specifications is out of the norm for the industry, but it was written that way intentionally. They knew the warranty requirement. Carter & VerPlanck took exception to it and therefore was able to lower their price by \$800,000.

In response to Commissioner Rodstrom as to ranking, Mr. Buffington said in this pre-qualification process, they were not ranked one and two. They were both equally qualified. Carter & VerPlanck had more points.

Motion made by Commissioner Rodstrom to award the contract to the low bidder, Carter & VerPlanck, as long as they are equally qualified.

The City Attorney said the Commission cannot award the contract to the low bidder without finding that the irregularities, such as the \$800,000 misinterpretation, is insignificant. Commissioner Rodstrom asked if another RFP would solve that problem. The City Attorney said yes.

Motion made by Commissioner Rodstrom to rebid this project died for lack of a second.

Vice Mayor Moore questioned why an RFP instead of an RFQ process was followed. Mr. Buffington said staff went through a pre-qualification process which pre-qualified both manufacturers. After that process established that they were both equally qualified to provide the product and system, they then went to an ITB.

Vice Mayor Moore questioned in comparing manufacturers, did staff find that one company responded to the RFP specifications as required, and the other did not. Mr. Buffington said that Carter & VerPlanck took significant exceptions which staff believes are not minor or waivable.

Vice Mayor Moore asked if this was done for cost based upon a time period of operations. Mr. Carbon confirmed it was for both capital and operating costs. In further response to the Vice Mayor, Mr. Carbon indicated the manufacturer was to supply the equipment and the City would then operate the facility. The end product would be warranted for a ten year period.

Vice Mayor Moore understood it was so that the City could operate the facility with a certainty of the amount of money it would take as to kilowatt and chlorine use. Mr. Carbon concurred. Vice Mayor Moore asked about a bid specifying a finished product

with the bidder using their money for the capital project. In this way the City would know its fixed cost. The City could specify what it would pay annually for the use of that capital project. Mr. Carbon said that process would be to design, build, operate and provide whatever service and chemical product at a fixed unit cost that would be guaranteed for a certain period of time so they could get a return on their money. Vice Mayor Moore asked if the City has ever done such a project. Mr. Carbon was not aware of any. Vice Mayor Moore asked if any governmental entities had ever used that process. Mr. Carbon did not know of any. Mr. Buffington understood it would be design, build, operate, maintain and finance. He was not aware of any for utility projects, but other agencies have done this in constructing buildings.

Vice Mayor Moore said he knew of other entities that have done projects in such a manner and did not use their bonding capability for the capital project to be developed. He thought the best approach would be to allow a competitive process where the provider would build and maintain it in order to make a profit. He asked CH2MHill to comment. Blake Jeffcoat, CH2MHill, said that is a possibility. It has been done in other places.

Due to this controversy, he asked staff to evaluate placing out such an RFP. It could be a fixed cost since they now have these two bids.

Motion made by Vice Mayor Moore and seconded by Commissioner Rodstrom to table this item in order to allow staff to evaluate his recommendation, working with CH2MHill.

Mayor Naugle asked how much time this would require. Mr. Carbon requested 30 days to evaluate the feasibility.

Vice Mayor Moore restated his motion as follows:

Motion made by Vice Mayor Moore rejecting both bids, and restructuring the concept to design and build.

The City Manager understood that one company came forward and said they did not want to bid because their process is so unique and different. Staff was concerned because it looked like Carter & VerPlanck wanted a non-competitive process. They went through months and months of Carter & VerPlanck trying to make the case that they should not bid on this. Staff worked with them to make sure they understood the RFP process. Finally, bids went out. Staff asked for a price for the product and the extra items. One company gave a price for what was requested and the other gave a lower price but they would not provide all the things the City was requesting. Staff felt that did not comply with the bid. Even though during the process staff conceded that Carter & VerPlanck is slightly better qualified for a variety of technical reasons. When staff added all of the extras, they believe the prices are about comparable. At this point, Carter & VerPlanck was able to see the competitor's bid. The purpose of a sealed bid is so both companies understand the rules and it is a secret bid is given so there is no unfair advantage, then the bids are opened. Carter & VerPlanck now says they did not understand that the City was requesting all those things, and would now agree to include it.

The City Manager felt there is a danger in rejecting the bids as it would create a precedent where the City says it is okay to submit a bid without everything being

included and then claim it is the cheaper bid once the other company has revealed their price. He questioned what happens to the bidding process in the future.

Vice Mayor Moore applauded staff for making sure this would be a competitive process. He purposely recommended changing the performance standard in making the evaluation. He felt the design and build concept would save more money than this particular proposal. His goal is not to compromise the procurement process by having the bidders come back with the same methodology used in the first RFP.

Rather than rejecting the bids tonight, the City Manager asked if staff could have two weeks to explore this concept. Vice Mayor Moore explained he suggested the bids be rejected because all the lobbying would be off the table. It would be a new day. If the Commission wants to consider the likelihood of that not taking place for two weeks, then he has no problem. However he doubted that such lobbying would not occur.

Commissioner Rodstrom agreed with Vice Mayor Moore concerning the procurement process, rebidding and the design and build concept.

Vice Mayor Moore restated his motion as follows:

Motion made by Vice Mayor Moore and seconded by Commissioner Rodstrom to reject both bids and change the RFP to design and build concept.

Commissioner Hutchinson could not support the motion. She believed it was a competitive process used. The City has had their share of design and build. She referred to a design and build project down the street that did not come in under budget. These are two very qualified companies. Staff followed a competitive process and chose these two companies because either could do the work. One is \$1.1 million less but much of that has to do with the exceptions.

Commissioner Teel asked the City Auditor's opinion. As to whether the design and build could be cheaper, the City Auditor indicated that the concept of public private partnership is not one where if all the risk is placed on the private entity, that one would receive the best deal. The City would end up financing it at a market rate of interest upon which they would earn profit back to the City. The City would pay for it one way or the other, and he did not necessarily think that the price would be cheaper overall by doing it that way. He also did not necessarily think that taking exceptions to the tune of \$800,000 in a bid response is an appropriate response to an RFP. He did not feel it is appropriate to waive the exceptions in this instance.

The City Auditor thought if the City plans to go out for bid again, this could be the appropriate methodology. He did not disagree with the design and build contract with a guaranteed maximum price, but he did not know if it would be cheaper in the long run. It could be an effective method and would lock in the cost on a simple commodity contract.

Commissioner Teel agreed they are not in the charity business. The City has had some bad experience with design and build. To be locked into a certain entity operating a facility that they build for ten years would not be easy to walk away from. She has more confidence in a facility that would be built and the City would then operate it. She felt the City's public works and water plants are done efficiently, although not cheap. She questioned if this is time sensitive.

Mr. Carbon said there is gaseous chlorine system located off I-95. During the hurricane season, it is difficult to get chlorine in. It is both a matter of getting the commodity and a homeland security **issue**. **call Albert and see if he meant to say "Homeland Security area" or rather "issue" – he meant issue - changed** As soon as the City could convert to a hypochlorite system, which is solid, the better it will be.

Commissioner Teel would not support a design and build concept.

Mayor Naugle asked if the motion includes staff reviewing the design build concept and provide a recommendation as to how to rebid.

Vice Mayor Moore clarified the idea is that one would design it and then operate it where they make a profit. It is not like building a fire station and then having the City operate it. At the end of ten years, the facility is given to the City. He wanted staff to evaluate this within thirty days without rejecting the bids.

Motion Vice Mayor Moore withdrew his motion and made a motion to table the item to October 2, 2007 to allow staff to evaluate the design build concept.

Commissioner Rodstrom requested that staff incorporate the City Auditor's comments regarding maximum price. Vice Mayor Moore concurred.

Mr. Buffington said there is a standard clause in the documents that prices are held for 120 days, and that 120 days would run until October 13, 2007. He asked if both proposers would agree this evening to hold their prices for an additional period of time to accommodate this evaluation process.

Mr. Moskowitz, representing Carter & VerPlanck, agreed to Mr. Buffington's request.

Mr. Hall, representing Siemens Water Technologies, agreed to Mr. Buffington's request.

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

**Contract Award – Insituform Technologies, Inc. -
\$1,638,995 – Wastewater Conveyance System – Sewer Basin B-14**

(M-15)

Commissioner Rodstrom wanted items dealing with WaterWorks 2011 deferred until the Commission has the opportunity to read the consultant's report. She said she would not support this item now.

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

Contract Award – Insituform Technologies, Inc. - (M-16)
\$2,569,443.50 – Wastewater Conveyance System and Annual Sewer Lining

Commissioner Rodstrom removed this item from the consent. See Item M-15

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

Contract Award – Ric-Man Construction, Inc. - \$3,496,703.41 (M-19)
Shady Banks Basin C Sanitary Sewer and Water Main Replacement

Commissioner Rodstrom noted the City is over \$6 million in awards on this agenda without a report from the consultant which is expected within the next ten days so the Commission could see if they are making the right decision.

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

Park and Playground – Lease Agreement – 6403 North Federal (M-29)
Highway – North Broward Hospital District

Commissioner Rodstrom removed the item from the consent agenda in order to abstain from voting.

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to approve the item as presented. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: None. Commissioner Rodstrom abstained. A memorandum of voting conflict is attached to these minutes.

Proprietary – Airport Noise and Operations Monitoring (PUR-27)
System Software User License

Commissioner Teel asked that the Airport Director provide an explanation of the program. Clara Bennett, Executive Airport, said this is a license agreement for their current noise monitoring system that has been in place since the early '90's. It provides the ability to correlate air track with noise levels and contact the operators to make sure they are following recommended procedures. There is presently one license agreement for one computer in the office. There are now two full-time employees devoted to the noise program. This license agreement will allow staff to run two versions of the program simultaneously.

Ms. Bennett said that Item M-36 is similar. It relates to the noise program's cornerstone which is the I-95 turn. The request is for the consultant to comply with FAA

requirements for an extension of that turn. Currently, there is a turn in place 24 hours for all north and west bound jets departing, and from 11 p.m. to 7 a.m. for all departures, including the east and south bound. They are asking the FAA to evaluate extending the nighttime use of the turn for all aircraft so they could provide greater relief to residents near the airport. They are request a time from 8 p.m. to 8 a.m. The FAA has indicated in order to extend the hours, the City must conduct a study, complying with the National Environmental Protection Act. This task order will indicated what type of scoping process is needed in order to complete that study.

Commissioner Teel pointed out how these items will assist in investigating resident questions and obtaining information to have more planes on the I-95 turn.

Motion made by Commissioner Teel and seconded by Commissioner Hutchinson to approve the item as presented.

Vice Mayor Moore asked why this is proprietary. Ms. Bennett said the initial RFP issued in 1992 selected this firm. Currently there is only one other firm that provides a similar process although the technology is different. As the program has been in place since 1992, it is a proprietary item.

Vice Mayor Moore asked about the impact to residents in the vicinity of I-95. Ms. Bennett believed that the I-95 turn is a viable solution and has been proven since its implementation in 1994. However, concerns would be addressed in the process in Item M-36 with the consultant. The I-95 turn extension would be done in compliance with the National Environmental Protection Act, and that is the purpose of that task order. They would be making sure that by adjusting the flight track, the noise is not displaced over a new community.

Mayor Naugle said it is only a left turn going north.

Vice Mayor Moore asked if the monitoring would be done so individuals with concerns would be addressed. Ms. Bennett replied yes.

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

Task Order 32 – Runway –08, I-95 Departure – Executive (M-36)
Airport – Scoping Element – Environmental Assessment - \$54,050

See Agenda Item PUR-27.

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

Commissioner Hutchinson asked if the walk-on event agreement could be addressed before the public hearings.

Funk Fest World Aids Day Concert (OB)

Motion made by Vice Mayor Moore and seconded by Commissioner Teel to authorize the proper City Officials to execute an event agreement with Variety Entertainment Promotions, Inc. for Funk Fest World Aids Day Concert subject to Police, Parks and Recreation, Building and Fire departments approving the event plans, Risk Management approving the certificate of insurance and subject to receipt and approval of the signed event agreement by the City Attorney, and that all requirements be met within thirty days of Commission approval. (See Memorandum 07-204, dated September 4, 2007) Roll call showed: YEAS: Commissioner Rodstrom, Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: None.

Continued on page 43.

Vice Mayor Moore asked if Item R-05 could be heard since many individuals are present tonight regarding this item.

No Objection To Plat Note Amendment – H.A.C.F.L. Plat 1 (R-05)
Multi-Family Development – 324 West Dixie Court – 20-P-07

Vice Mayor Moore said he requested earlier today that this matter be tabled so the Housing Authority could conduct public meetings to discuss their plans. He was concerned that members of his district are not aware of this proposal.

Mayor Naugle asked if this is delayed would any funding be lost. Tam English, Fort Lauderdale Housing Authority, replied no, but if it is delayed too long there is the risk of losing \$11 million in funding.

Vice Mayor Moore was not willing to lose \$11 million, but he wanted the agency to ask the low income people who will be provided for what they want. He asked a public meeting to be held as soon as possible.

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to table this item until September 18, 2007 at 6 p.m. and a public meeting be held expeditiously.

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

PUBLIC HEARINGS

Fiscal Year 2007-2008 Tentative Millage Rate & Budget

(PH-01)

No budgetary impact.

Public hearing to consider adopting tentative millage rate and budget of the City of Fort Lauderdale for fiscal year beginning October 1, 2007 and ending September 30, 2008.

Recommend: Open hearing, close hearing, introduce: (1) resolution adopting tentative millage rate; (2) resolution adopting tentative budget.

Exhibit: Commission Agenda Report: 07-1236

Continued on Page 43.

FunkFest World Age Day

(OB)

Continued from Page 42

The City Attorney said that he was informed the applicant had changed and he did not know if the Commission has approved the \$7,500 donation to the organization, but it was not included in the motion.

Phil Thornburg, Parks and Recreation Director, said the applicant has changed. It is the radio station and not the promoter listed. He thought perhaps that did not matter this evening since there is still a lot of follow-up to do. The \$7,500 was part of the item.

Commissioner Hutchinson left the dais at approximately 7:49 p.m.

The City Attorney asked for clarification on the Commission's action. Commissioner Teel understood that they were voting on approval of the event. She did not know a \$7,500 donation was included. She would not support it.

Mayor Naugle suggested if any funds are needed, that portion of the item should come back before the Commission at a later date.

Commissioner Hutchinson returned to the dais at approximately 7:51 p.m.

Fiscal Year 2007-2008 Tentative Millage Rate & Budget

(PH-01)

Continued from Page 43.

Allyson Love, Director of Management and Budget, presented slides on the millage rate and budget for fiscal year 2007-2008. A copy of the slides is attached to these minutes.

Vice Mayor Moore complimented the Budget Director for a well written budget message. He asked about the \$1.2 million listed for merit pay. Ms. Love said that amount represents the cost of merit pay for the existing employee base which averages about 5% for those who are eligible for merit based on performance. The amount is contingent upon employee performance; it varies from zero to 7 ½%. Vice Mayor Moore pointed out and Ms. Love confirmed that this does not mean that every employee would receive a 5% merit raise.

The City Manager said this also takes into account that some employees no longer qualify for a merit increase because they have reached the top of their guides. He believed that applies to some 50% of the employees.

Vice Mayor Moore was concerned that there is only \$400,000 for fuel and diesel. He asked how the forecast was decided upon. John Hoelzle, Director of Parking and Fleet Services, said fuel is very volatile. A leveled number each year is calculated. The City purchases fuel from a Broward contract, and therefore, receive a different rate than what is seen at retail stations and it is not as volatile.

Mayor Naugle referred to the Pension Liability and Pension Increase categories and asked what is the total increase from pensions out of the \$8.5 million (Non-Discretionary Expenses). Ms. Love said that of the \$8.5 million, \$6 million is related to pensions.

Vice Mayor Moore noted the water and sewer rate increase of 3% is based upon the bonding for capital projects throughout the city. There is also a stormwater rate increase. Sanitation and fire assessment fees will not increase. He felt those particular fees are very regressive. He commended staff for not recommending an increase in those fees.

Susan Byrne, representing 211 First Call for Help of Broward, said that 211 is the national phone number mandated by the FCC to call for information and referrals when one does not know where to find the information they are searching for. 211 is available 24 hours per day. She is asking the City to fund \$5,000 to their organization for general operations. They are a non-profit agency but are mandated to serve as a utility. They are nationally accredited and state certified. They work with the County upon activation of the Emergency Operations Center during hurricanes, handle crisis calls and all disaster related information. They have received over 365,000 calls since 1995 from residents of Fort Lauderdale and 49% of those calls are for basic needs. She also noted the call volume for Fort Lauderdale last year.

Barbara Weinstein, representing Family Central, said Family Central is the largest non-profit agency dealing with young children in Florida, and this year they will serve over 70,000 children with many of those coming from the Fort Lauderdale area. As of this morning there were 9,337 children from Broward County on the wait list for care, and they serve approximately 11,000 children per day with most of them living 150% below the poverty level or court ordered as a result of abuse or neglect. For every \$1 contributed by the City, they receive \$58 back in state and federal revenue. Their dollars are directly passed-thru and no administrative monies are taken from funds contributed by the City. They are required by contract with the Department of Agency for Workforce Innovation to raise \$800,000 locally. Without local funding, they will not receive state and federal funding. The children served are from 0 years to 5 years of age. The crisis for childcare is so critical that they have not served an after-school child for over 4.5 years. They are also responsible for administering the federal food program in South Florida. They also have family nurturing and other parenting programs. They are accredited. They received the highest score that any other agency in the U.S. has ever received. They have a very low administrative rate guaranteed by contract and audited. She thanked the City for their past support, and requested the City's support in the future.

In response to Vice Mayor Moore, Ms. Weinstein said that so far state funding has not been reduced. They have gone through some administrative cutting, but the State has held tight on child care. She said it takes about \$5,000 per year to keep a child in child care, and \$60,000 to maintain a child in jail.

Jackie Gonzalez, representing Women in Distress, said they have been in existence since 1974, providing services to victims of domestic violence, including shelter, 24-hour crisis hotline, advocacy counseling for adults and children, service management, along with other services. There is a 54-bed shelter in Fort Lauderdale at a confidential location to ensure the safety of their participants. Last year they received a total of 4,226 calls on the crisis line, and 27% of those calls came from Fort Lauderdale residents. They assisted 242 individuals with outreach services. They also house 115 Fort Lauderdale residents in their shelter and half of the participants were children. She requested funding from the City in order to continue these services.

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

Commissioner Rodstrom understood there are 200 vacant positions and from that, there are 140 funded unfilled vacant, fulltime positions in this year's budget. This provides a salary savings of about \$6 million. She wanted to assure City employees that her questions regarding overtime are not an effort to try to change their lifestyle, but an effort only to protect the pension. Fort Lauderdale is one of the largest cities for unfunded liability in the state. She did not want to reach a point where the City cannot pay its pensions because of overtime costs. Budgeted overtime is \$6.4 million. Between salary savings and overtime, it is a \$12 million swing. She asked how many employees are hired per year.

Averill Dorsett, Director of Human Resources, said they hired about 388 general employees last year not including police and fire. She would have to see what are the 140 projected positions. Many recruitments being done now are open and continuous meaning they are continually posted. It would depend on a department's needs. It would be a guess to provide an exact percentage.

Commissioner Rodstrom asked if salary savings are used for overtime when positions are left vacant. Ms. Dorsett said she could not answer that question.

Commissioner Rodstrom appreciated the state mandated 7% rollback. She felt last year the City could have rolled back even more which was not done. It was not mandated at that time as it is this year. She believed there is still money to reduce the budget. Residents at her district meeting want the City Manager to consider cutting the budget an additional \$2 million. If it is lowered, she would like conditions placed upon the reduction that public safety would not be jeopardized and there would be no layoffs.

Mayor Naugle announced the proposed millage rate for general city purpose exclusive of debt service would be 4.1193 which represents an 8.52% decrease in the millage rate over the rollback rate of 4.5028 mills which by State Statute is characterized as an 8.52% decrease in property taxes. The proposed millage rate for debt service for the 1997-2002 general obligation bonds is .0897 which represents an 18.22% decrease in the millage rate over the rollback rate of .1097. The proposed millage rate for the debt

service of the 2005 general obligation bond is .0392 which represents a 20.54% decrease in the millage rate under the rollback rate of .0493..

Vice Mayor Moore introduced the resolution adopting the tentative millage rates:

RESOLUTION NO. 07-155

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ADOPTING THE TENTATIVE MILLAGE RATE PROPOSED TO BE LEVIED BY THE CITY OF FORT LAUDERDALE FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007 AND ENDING SEPTEMBER 30, 2008.

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

Vice Mayor Moore introduced the resolution adopting the tentative budget for fiscal year 2007-2008:

RESOLUTION NO. 07-156

A RESOLUTION ADOPTING THE TENTATIVE BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007 AND ENDING SEPTEMBER 30, 2008.

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

Mayor Naugle announced the public hearing to adopt the final millage rate and budgets would be held at 6 p.m. on September 18, 2007.

**Sunrise Key Neighborhood Improvement District
Tentative Millage Rate and Budget – Fiscal Year 2007-2008**

(PH-02)

No budgetary impact.

Public Hearing to consider adopting tentative millage rate and budget for Sunrise Key Neighborhood Improvement District for Fiscal Year 2007-2008.

Recommend: Open hearing; close hearing; introduce resolution.

Exhibit: Commission Agenda Report 07-1237

Allyson Love, Director of Management and Budget, said this district taxes the residents of the district to provide security to their neighborhood. At their May 7, 2007 meeting, the District voted to decrease their millage to 1.0000 mills. She detailed the budget.

Insurance

\$ 12,000

Accounting – Audit & Administration	\$ 500
Vehicle Rental	\$ 4,200
Building & Equipment Repair & Maintenance	\$ 5,000
Security	\$ 35,000
Landscaping, lawn maintenance & Pest control	\$ 2,000
Contingencies	\$ 6,500
Total Budget	\$ 65,200

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

Mayor Naugle said the proposed millage rate for all Sunrise Key Neighborhood Improvement District purposes will be one mill which represents a decrease of 30.07% under the rollback rate of 1.4300 mills which by state statute is characterized as a 30.07% decrease in property taxes.

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-157

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ADOPTING THE TENTATIVE MILLAGE RATE PROPOSED TO BE LEVIED BY THE CITY OF FORT LAUDERDALE FOR THE SUNRISE KEY NEIGHBORHOOD IMPROVEMENT DISTRICT FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007 AND ENDING SEPTEMBER 30, 2008.

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

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-158

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ADOPTING THE TENTATIVE BUDGET FOR THE SUNRISE KEY NEIGHBORHOOD IMPROVEMENT DISTRICT FOR FISCAL YEAR BEGINNING OCTOBER 1, 2007 AND ENDING SEPTEMBER 30, 2008.

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

Lauderdale Isles Water Management District – Property Assessment Rate and Budget – Fiscal Year 2007-2008**(PH-03)****No budgetary impact.**

Public Hearing to consider approving Lauderdale Isles Water Management District's property assessment rate and budget for Fiscal Year 2007-2008.

Recommend: Open hearing; close hearing; introduce resolution.

Exhibit: Commission Agenda Report 07-1238

Allyson Love, Director of Management and Budget, said the District adopted their fiscal year 2007-2008 budget at their June 13, 2007 meeting. The assessment remains the same at \$15 per property with 549 parcels and a total budget of \$8,235.

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

Mayor Naugle said the proposed Lauderdale Isles Water Management tax assessment rate will be \$15 annually for each property within that district.

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-159

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, LEVYING A PROPERTY TAX ASSESSMENT FOR FISCAL YEAR 2007/2008 ON BEHALF OF THE LAUDERDALE ISLES WATER MANAGEMENT DISTRICT AND APPROVING THE BUDGET FOR THE DISTRICT.

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

Fire-Rescue Special Assessment – Fiscal Year 2007-2008**(PH-04)**

\$1,590.00 is budgeted in FIR010101.3201 Advertising/Marketing (General Fund) for property owner notifications.

Public hearing to consider reimposing fire rescue assessments against assessed property located in the City for fiscal year October 1, 2007 – September 30, 2008; approving rate of assessment and assessment roll – provision of the fire rescue services.

Recommend: Open hearing; close hearing; introduce resolution.

Exhibit: Commission Agenda Report 07-1270

Allyson Love, Director of Management and Budget, said the proposed fire-rescue special assessment is \$94 per a single-family residential unit and would generate 33.6% of the eligible fire and rescue costs.

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

Mayor Naugle said the proposed fire-rescue special assessment rate will be \$94 annually for each residential property, and the proposed fire-rescue special assessment rate for non-residential property shall be shown on the detailed rate schedule provided in the resolution approving the fire-rescue special assessment.

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-160

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RELATING TO THE PROVISION OF FIRE RESCUE SERVICES, FACILITIES AND PROGRAMS IN THE CITY; ESTABLISHING THE RATE OF ASSESSMENT; REIMPOSING FIRE RESCUE ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED IN THE CITY OF FORT LAUDERDALE, FLORIDA; APPROVING THE ASSESSMENT ROLL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

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

RESOLUTIONS

**Release of Sanitary Sewer Easement Rights
SW 18 Street Private Road Area**

(R-01)

No budgetary impact.

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-151

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING EXECUTION AND DELIVERY BY THE PROPER CITY OFFICIALS OF QUIT-CLAIM DEEDS RELEASING AND RELINQUISHING SANITARY SEWER EASEMENT RIGHTS PREVIOUSLY CONVEYED TO THE CITY BY THOSE PROPERTY OWNERS WHO HOLD TITLE TO REAL

PROPERTY ABUTTING THAT PRIVATE ROADWAY LYING EAST OF RIVERLAND ROAD AND KNOWN AS S.W. 18TH STREET UPON CERTAIN TERMS AND CONDITIONS AS MORE PARTICULARLY SET FORTH BELOW.

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

**Declaration of Official Intent to Issue Revenue Bonds
WaterWorks 2011 – Bonds Not To Exceed \$150 Million**

(R-02)

No budgetary impact

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-152

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, DECLARING THE OFFICIAL INTENT OF THE CITY OF FORT LAUDERDALE TO ISSUE REVENUE BONDS IN ORDER TO, AMONG OTHER THINGS, REIMBURSE ITSELF FROM THE PROCEEDS OF SUCH REVENUE BONDS FOR FUNDS ADVANCED BY THE CITY FOR CERTAIN EXPENSES INCURRED WITH RESPECT TO THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF CERTAIN CAPITAL IMPROVEMENTS TO THE WATER AND SEWER SYSTEM OF THE CITY OF FORT LAUDERDALE; AND AUTHORIZING CERTAIN INCIDENTAL ACTIONS.

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

Five-Year Capital Improvement Program – 2008-2012

(R-03)

No current year budgetary impact

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-153

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, ADOPTING THE FIVE-YEAR CAPITAL IMPROVEMENT PLAN (CIP), AS AMENDED, FOR 2008-2012 AND AUTHORIZING THE APPROPRIATION OF FUNDS TO BE IDENTIFIED FOR THE FISCAL YEAR 2007-2008 CIP PLAN PROJECTS.

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

Amendments to Site Plan Level IV Development (R-04)
St. Regis Hotel – 1226-R-99

No budgetary impact.

Applicant: Castillo Grand, LLC.
Location: 1 North Fort Lauderdale Beach Boulevard
Zoning: Planned Resort District PRD

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-154

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING AN AMENDMENT TO A DEVELOPMENT PLAN FOR A HOTEL, MULTIPLE FAMILY, RESTAURANT AND RETAIL USE, OUTDOOR DINING, APPROVAL OF SETBACK REDUCTIONS AND YARD MODIFICATIONS LOCATED AT ONE NORTH FORT LAUDERDALE BEACH BOULEVARD, FORT LAUDERDALE, FLORIDA IN A PRD ZONING DISTRICT.

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

No Objection To Plat Note Amendment – H.A.C.F.L. Plat 1 (R-05)
Multi-Family Development – 324 West Dixie Court – 20-P-07

No budgetary impacts.

Applicant: Dixie Court Associated, Ltd. – Dixie Court II, Ltd.
Zoning: Residential Mid-Rise Multi-Family/Medium High Density District RMM-25

Vice Mayor Moore was concerned that members of his district are not aware of this proposal. He wanted a public meeting to be held with the individuals of that community.

In response to Mayor Naugle, Tam English, representing the Fort Lauderdale Housing Authority, indicated there would be no problem with deferring this until the next meeting, September 18, 2007. If it is delayed too longer, there is a risk of losing \$11 million. Vice Mayor Moore wanted those who are to be provided with this housing should be asked what they want. However, he was not willing to lose \$11 million.

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to defer to September 18, 2007. Roll call showed: YEAS: Commissioner Rodstrom, Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: None.

CITIZEN PRESENTATIONS

William Savarese – Parking Restrictions – Birch Park Beach (CIT-01)
Finger Streets Along A-1-A

William Savarese, 1700 NE 17 Terrace, was concerned about the City's actions in privatizing the Birch Park Beach Finger streets. He submitted a petition of 139 signatures opposing the parking restrictions placed on the Birch Beach Finger streets. He asked if this matter could be reconsidered and included in the upcoming metered parking for the area so the public would not be denied access to the beach.

Steven R. Decker – Lien Reduction Request – (CIT-02)
810 NE 2 Avenue – Case CE06011195

Steven Decker said owns property in the near downtown area and provides fine housing for low-income individuals. He works with the Police Department to reduce crime in neighborhoods. He had provided information to the City Attorney's Office and some commissioners individually about his chronic illness. He was unable to take care of all his business affairs including broken fence, pile of brush and parking pad. It has become a \$41,000 lien for those infractions. He understood that often other property owners have received 75%-90% reduction. He lost a buyer because he was unable to pay the lien. He said that he is financially wiped out and did not want the same thing to happen to his other properties. He was concerned about remarks made by the Code Enforcement Board. He did not want to have to pay out of pocket upfront.

Vice Mayor Moore indicated that those property owners given 75% to 90% fine reductions have been given to homesteaded properties and not investors.

In response to Vice Mayor Moore, Valerie Bohlander, Director of Building Services, said Mr. Decker owns fourteen properties in Fort Lauderdale. On eleven of Mr. Decker's properties, he has an average of six violations since his ownership.

Commissioner Hutchinson asked if Mr. Decker has gone through the staff's lien review process. Ms. Bohlander replied yes. It is her opinion that this fine is appropriate.

Marc Paige – Relationship of Gay Community with Mayor Naugle (CIT-03)

Marc Paige said there was a time in Fort Lauderdale when the power structure discouraged Jewish people from settling here, and when beaches were off-limits to African-Americans and others of color. Campaigns like the one being waged by Mayor Naugle against the gay community are not new to this area, but he thought such sad chapter in history was long past. On CBS 4 last week Mayor Naugle said there has not been any example of hate speech or bigotry; it has been truth speech. Mr. Paige felt that Mayor Naugle is inciting bureaucratic hate speech. It is a dangerous message to

gay youth from an individual occupying a political office that young people are taught to respect. He referred to the Mayor's claim that he is driven by concern for public health. He referred to healthypublicplaces.com, a coalition formed to support Mayor Naugle and which he is encouraging residents to join. He referred to various organizations that belong to Mayor Naugle's coalition who call homosexuality destructive, changeable, and a movement built on perversion, that gay activists go after boys by becoming teachers and Boy Scout leaders, that gays make lewd phone calls, expose themselves to others, and engage in prostitution, that advocate the execution of homosexuals, that Islam is a cult and the Koran evil, HIV and AIDS is a type of judgment for a sin such as homosexuality, that homosexuals should be imprisoned. He felt this painful chapter in the City's history will end when Mayor Naugle leaves office or he decides to love Fort Lauderdale more than he hates the gay community.

PUBLIC HEARINGS

**Relief From Zoning For Public Purpose Use Including
Site Plan Review – Fire Station 54 – 3200 NE 32 Street –
37-R-07**

(PH-05)

No budgetary impact.

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

Commissioner Rodstrom wanted to wait for the consultant's report. She did not feel there is enough money budgeted to complete the fire stations.

Vice Mayor Moore introduced the ordinance on first reading:

ORDINANCE NO. C-07-75

AN ORDINANCE APPROVING A FIRE STATION THAT DOES NOT MEET THE LANDSCAPING AND PARKING AND LOADING REQUIREMENTS IN A CB ZONING DISTRICT, WHICH SITE IS MORE FULLY DESCRIBED AS LOTS 1, 2, 3, 4, 12, 13 AND 14 BLOCK 2, "GALT OCEAN MILE," ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 34, PAGE 16 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA LOCATED AT THE SOUTHEAST INTERSECTION OF NORTHEAST 32ND AVENUE AND NORTHEAST 32ND STREET AS A PUBLIC PURPOSE USE; 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.

Mayor Naugle noted this relief from zoning for public purpose would save money for the program. Delaying the work will increase the cost if the cost of construction materials

and so forth continues to increase although he appreciated Commissioner Rodstrom's concern on the cost of the project overall. This applies to this item as well as PH-06.

Commissioner Rodstrom pointed out that the site plan is based upon the size of the lot. She felt size is very contingent upon the cost.

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

**Relief From Zoning For Public Purpose Use Including (PH-06)
Site Plan Review – Fire Station 49 – 1015 Seabreeze Boulevard –
33-R-07**

No budgetary impacts.

**Applicant: City of Fort Lauderdale
Location: 3200 NE 32 Street
Zoning: Community Business CB**

Douglas Perry, 2000 South Ocean Drive, felt there is a chance to save millions if the fire station is relocated. It would save construction cost and overruns. The Commission should seriously consider the alternative.

Sherman Whitmore, 401 East Las Olas Boulevard, said he discussed this fire station project with the architect on August 3, 2007. The estimated cost would be slightly less than \$4.2 million, not including soft costs. He noted various items not included in that estimate. The proposed station is 2.5 times larger than the existing one and five times the volume. Costs for items not included total \$3,775,000. The direct cost, plus what Bahia Mar has to give up to make this fit, is \$9,975,000 which does not take into consideration the inherent liability that the City acquires by possibly damaging the contiguous property.

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

Vice Mayor Moore introduced the ordinance on first reading:

ORDINANCE NO. C-07-76

AN ORDINANCE APPROVING A FIRE STATION THAT DOES NOT MEET THE USE, YARD, LANDSCAPING, PARKING AND LOADING AND BEACH SHADOW REQUIREMENTS IN A SBMHA ZONING DISTRICT, WHICH SITE IS MORE FULLY DESCRIBED AS PARCEL 1, "BAHIA MAR," ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 35, PAGE 39, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; TOGETHER WITH THAT CERTAIN UNIDENTIFIED PARCEL OF LAND LYING EAST AND ADJACENT TO SAID PARCEL 1, LOCATED ON THE WEST SIDE OF STATE ROAD A-1-A IMMEDIATELY NORTH OF THE INTERSECTION WITH HARBOR

DRIVE AS A PUBLIC PURPOSE USE; 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: Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: Commissioner Rodstrom.

Historic Designation – Sea Club Resort – Jolly Roger Hotel (PH-07)
619 North Fort Lauderdale Beach Boulevard
26-H-05

No budgetary impact.

Owner: Shimon Levy
Applicant: Broward Trust for Historic Preservation
Location: 619 North Fort Lauderdale Beach Boulevard
Zoning: A-1-A Beachfront Area ABA

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to defer this item until October 16, 2007 at 6:00 p.m., at the request of the applicant and property owner.

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

Vacate 20 Foot Alley – East of NE 32 Avenue (PH-08)
City of Fort Lauderdale – Fire Station 54 – 6-P-07

No budgetary impacts.

Applicant: City of Fort Lauderdale Fire Station 54
Location: East of NE 32 Avenue and north of East Oakland Park Boulevard
Zoning: Community Business CB

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

Vice Mayor Moore introduced the ordinance on first reading:

ORDINANCE NO. C-07-77

AN ORDINANCE VACATING, ABANDONING AND CLOSING ALL OF THAT PORTION OF THE 20 FOOT ALLEY IN BLOCK 2, "GALT OCEAN MILE," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 34, PAGE 16, OF THE PUBLIC RECORDS OF BROWARD

COUNTY, FLORIDA; LYING EAST OF THE EASTERLY RIGHT-OF-WAY LINE OF NORTHEAST 32ND AVENUE AND BOUNDED ON THE EAST BY A LINE BETWEEN THE SOUTHEAST CORNER OF LOT 12 AND THE NORTHEAST CORNER OF LOT 3, OF SAID BLOCK 2, LOCATED BETWEEN OAKLAND PARK BOULEVARD AND NORTHEAST 32ND STREET, EAST OF NORTHEAST 32ND AVENUE, SUCH LAND BEING LOCATED IN THE CITY OF FORT LAUDERDLAE, BROWARD COUNTY, FLORIDA.

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

Vacate Walk and Park – NE 17 Terrace and NE 17 Road (PH-09)
City of Fort Lauderdale and Victoria Park Civic Association –
8-P-06

No budgetary impact.

Applicant: City of Fort Lauderdale and Victoria Park Civic Association
Location: NE 17 Terrace and NE 17 Road, between NE 7 Street and NE 8 Street
Zoning: Residential Single-Family/Medium Density RCS-15

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

Vice Mayor Moore introduced the ordinance on first reading:

ORDINANCE NO. C-07-78

AN ORDINANCE VACATING, ABANDONING AND CLOSING ALL OF THAT CERTAIN 7 FOOT WIDE “WALK RESERVED” AND “PARK” LOCATED IN COURT 3 AS SHOWN ON THE PLAT OF “VICTORIA COURTS” ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 9 AT PAGE 49, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA AND LOCATED BETWEEN N.E. 17TH ROAD, AND N.E. 17TH TERRACE AND N.E. 7TH STREET AND N.E. 8TH STREET.

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

Dock Waiver Application – Distance Limitations (PH-10)
375 Idlewyld Drive – Albert and Beatriz Miniaci

No budgetary impact.

Applicant: Albert and Beatriz Miniaci
Location: 375 Idlewyld Drive

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

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-161

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, WAIVING THE LIMITATIONS OF SECTION 47-19.3.b OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE TO ALLOW ALBERT AND BEATRIZ MINIACI, HUSBAND AND WIFE, TO CONSTRUCT AND MAINTAIN A FIXED WOOD PIER WITH TWO (2) DOLPHIN PILINGS EXTENDING FROM THE PROPERTY LINE INTO THE INTRACOASTAL WATERWAY (NEW RIVER SOUND) A DISTANCE NOT TO EXCEED 46 FEET AS TO THE WOOD PIER AND 68 FEET AS TO THE TWO (2) DOLPHIN PILINGS FOR THE PROPERTY LOCATED AT 375 IDLEWYLD DRIVE SUCH PROPERTY BEING MORE PARTICULARLY DESCRIBED BELOW.

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

Amend Operating Budget – Appropriation and Transfer (PH-11)
\$325,000 – Parking Lot ADA Compliance – Surveying

\$325,000 is available in the Parking Fund 461/01 unrestricted fund balance for transfer to Fund 461/03 P10768.461/6599 – ADA.

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

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-71

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007, BY APPROPRIATING \$325,000 FROM THE PARKING FUND 461/01 UNRESTRICTED FUND BALANCE AND TRANSFERRING-IN TO FUND 461/03 P10768.461/6599 FOR SURVEYS REQUIRED TO UPGRADE CITY PARKING SYSTEM LOTS FOR ADA COMPLIANCE, WITHIN THE

FINAL OPERATING BUDGET, AND PROVIDING FOR SEVERABILITY
AND AN EFFECTIVE DATE.

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

Law Enforcement Trust Fund - \$15,000 (PH-12)
Black Law Enforcement Executive and
Youth Conferences

\$Transfer \$15,000 from LETF (Fund 104) to General Police Confiscation Account (POL050201) Sub-object 4299 (Misc. Commission Appropriations).

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

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-72

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY TRANSFERRING UNBUDGETED LAW ENFORCEMENT PROPERTY FUNDS IN THE AMOUNT OF \$15,000.00 TO THE POLICE CONFISCATION ACCOUNT TO DISBURSE SUCH FUNDS

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

Amend Operating Budget – Transfer an Appropriation - (PH-13)
\$65,000 – Joseph C. Carter Park

Transfer \$65,000 from Fund 340 interest earnings to fund 340, Subfund 01, P15160.340-6599.

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

Vice Mayor Moore introduced the ordinance on second reading:

ORDINANCE NO. C-07-74

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL

YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY APPROPRIATING \$65,000 FROM FUND 340, ACCUMULATED INTEREST EARNINGS TO P15160.340 FUND, WITHIN THE FINAL OPERATING BUDGET.

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

**Beach Business Improvement District
Annual Rate Assessment – Fiscal Year 2007-2008**

(PH-14)

No current year budgetary impact.

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

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-162

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, RELATING TO THE PROVISION OF BEACH BUSINESS IMPROVEMENT SERVICES IN A PORTION OF THE CITY; REIMPOSING BEACH BUSINESS IMPROVEMENT ASSESSMENTS AGAINST ASSESSED PROPERTY LOCATED WITHIN THE ASSESSMENT AREA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007; ESTABLISHING THE RATE OF ASSESSMENT; APPROVING THE ASSESSMENT ROLL; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

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

ORDINANCES

**Amend Operating Budget – Transfer \$8,050
Drop Deck Trailer Purchase**

(O-01)

Transfer \$8,050.00 from PBS090701-6416 Fund 461/01 to PAR030101-6416 Fund 583/01 for the purchase of one Drop Deck Trailer (See attached spreadsheet for detail.)

Vice Mayor Moore introduced the ordinance on first reading:

ORDINANCE NO. C-07-79

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006, AND ENDING SEPTEMBER 30, 2007, BY APPROPRIATING \$8,050 FROM PBS 090701-6416 FUND 461/01 AND TRANSFERRING IN TO PAR030101-6416 FUND 583/01 FOR THE PURCHASE OF ONE DROP DECK TRAILER, WITHIN THE FINAL OPERATING BUDGET, AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

**Amend Operating Budget – Interfund Transfer \$25,000
Bullet Resistant Glass – Parking Services Cashier Lobby Partition**

(O-02)

Transfer \$25,000 from Fund 461/01 PAR020101-6510 Site Improvements to Fund 461/03 P11311.461-6599 Construction.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-80

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006, AND ENDING SEPTEMBER 30, 2007, BY APPROPRIATING \$25,000 FROM FUND 461/01 PAR020101-6510 SITE IMPROVEMENTS AND TRANSFERRING IN TO FUND 461/03 P11311.461-6599 CONSTRUCTION FOR BULLET RESISTANT GLASS, WITHIN THE FINAL OPERATING BUDGET, AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

**Amend Operating Budget – Transfer \$3,745,437 (O-03)
Mobile Laptop Computers and Software – Police In-Car Video**

Transfer \$3,745,437 from Vehicle Rental Fund Net Assets 583/01 to capital budget POL020602. (\$1,400,750 to 6404 computer equipment; \$146,187 to 6405 computer software \$2,198,500 to 6499 other software \$1,198,500 to 6499 – other equipment.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-81

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006, AND ENDING SEPTEMBER 30, 2007, BY TRANSFERRING FROM VEHICLE RENTAL FUND NET ASSETS THE AMOUNT OF \$3,745,437.00 TO THE CAPITAL BUDGET TO DISBURSE SUCH FUNDS.

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

**Appropriation and Transfer – D.E.A. Confiscated Property (O-04)
Fund - \$10,000 – Police Referral Outreach Program –
The Starting Place**

FY2007/08 Transfer \$10,000 from DEA Confiscated Property Fund (Fund 107 – Unbudgeted Fund Balance) to the Police Confiscation (POL080101) sub-object 3199 (other professional services).

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-82

AN ORDINANCE TRANSFERRING UNBUDGETED FUND BALANCES IN THE AMOUNT OF \$10,000.00 FROM THE UNITED STATES DEPARTMENT OF JUSTICE/DRUG ENFORCEMENT ADMINISTRATION CONFISCATED PROPERTY FUND TO THE JUSTICE DEPARTMENT TASK FORCE INDEX CODE.

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

**Appropriation and Transfer – Law Enforcement Trust Fund - (O-05)
\$33,000 – Vehicle Leases – Police Special Investigation Division**

FY 2007/08: Transfer \$33,000 from Law Enforcement Property Trust Fund (Fund 104 – Undesignated Fund Balance) to the Police Miscellaneous Commission Appropriation (POL050201), sub-object 3307 (vehicle rental).

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-83

AN ORDINANCE TRANSFERRING UNDESIGNATED FUND BALANCES IN THE AMOUNT OF \$33,000.00 FROM THE LAW ENFORCEMENT PROPERTY TRUST FUND TO THE MISCELLANEOUS COMMISSION APPROPRIATION INDEX CODE.

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

Amend Operating Budget – Grant Appropriation - Traffic Study - \$50,000 – State Road A-1-A – Oakland Park Boulevard to NW 42 Court (O-06)

Appropriate \$50,000 of grant funds to Fund 129, Subfund 01, P11304.129-F205, and expenditure in P11304.129-6599 no cash match required.

The City Clerk announced a correction, that the title should state State Road A-1-A between Oakland Park Boulevard and Flamingo Avenue.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-84

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY ACCEPTING AND APPROPRIATING \$50,000 FROM BROWARD COUNTY METROPOLITAN PLANNING ORGANIZATION TO FUND 129, SUBFUND 01, FOR A TRAFFIC STUDY OF STATE ROAD A-1-A BETWEEN OAKLAND PARK BOULEVARD AND FLAMINGO AVENUE, PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

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

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to approve the Joint Participation Agreement subject to adoption of Ordinance C-07-84 on second reading. Roll call showed: YEAS: Commissioner Rodstrom, Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: None.

Amend Operating Budget – Appropriation and Transfer (O-07)
\$978,000 Capital Improvement Plan

Transfer \$978,000 from the General Fund Capital Improvements Fund Balance, FD331, GL Account 271 (screen 6400) to P11236.331, Fund 331, Subfund 01, 6599.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-85

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY APPROPRIATING AND TRANSFERRING \$978,000 FROM THE GENERAL FUND CAPITAL IMPROVEMENTS FUND BALANCE ACCOUNT TO THE GENERAL CAPITAL IMPROVEMENTS HOLDING ACCOUNT, WITHIN THE FINAL OPERATING BUDGET.

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

Amend Operating Budget and Work Authorization (O-08)
Amendment - \$14,380 – Sunset Memorial Gardens
Administration Building

Appropriate and transfer \$14,380 from Cemetery Trust Fund Reserves, Fund 627, Subfund 07, G/L Account 260, to Fund 331, Subfund 01, G/L Account 260, to Fund 331, Subfund 01, P10443.331-6599 Sunset Memorial Gardens Cemetery.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-86

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY TRANSFERRING AND APPROPRIATING \$14,380.00 FROM CEMETERY TRUST FUNDS RESERVE FUND TO SUNSET MEMORIAL GARDENS CEMETERY FUND WITHIN THE FINAL OPERATING BUDGET.

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

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to approve a Work Authorization Amendment subject to the adoption of Ordinance C-07-86

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

Amend Operating Budget – Transfer \$500,000 (O-09)
City Hall Air Conditioner Chiller Units

Transfer \$500,000 from PBS030102-6499 (other equipment), Subfund 01, Fund 001 to Project #P11299.331-6599, Subfund 01, Fund 331.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-87

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY APPROPRIATING AND TRANSFERRING \$500,000 FROM PUBLIC WORKS MAINTENANCE OPERATIONAL BUDGET TO CITY HALL AIR CONDITIONING CHILLER PLANT FUND WITHIN THE FINAL OPERATING BUDGET.

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

Amend Operating Budget – Transfer \$4,000 Fencing (O-10)
Prospect Wellfield & Sewer Pump Station \$20,000

\$4,000 transferred from P10537.451, Subobject 6599, Fund 02 to P10529.454 Subobject 6599, Fund 01 - \$16,000 is encumbered in P10529.454, Subobject 6599.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-88

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY TRANSFERRING AND APPROPRIATING \$4,000 FROM P10537.451 SUBOBJECT 6599, FUND 02, TO P10529.454 SUBOBJECT 6599, FUND 01, FOR THE PURCHASE AND INSTALLATION OF FENCING, PUBLIC WORKS PROJECT NO. 10529.454, WITHIN THE FINAL OPERATING BUDGET, AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson to approve the purchase and installation subject to adoption of Ordinance C-07-88 on second reading. Roll call showed: YEAS: Commissioner Rodstrom, Vice Mayor Moore, Commissioners Hutchinson and Teel, and Mayor Naugle. NAYS: None.

**Water, Sewer and Stormwater Rate Increase
Fiscal Year 2007-2008**

(O-11)

No budgetary impact.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-89

AN ORDINANCE AMENDING CHAPTER 28 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, ENTITLED "WATER, WASTEWATER AND STORMWATER," BY AMENDING SECTIONS 28-76, 28-141, 28-143, 28-144, 28-145 AND 28-197 THEREOF, TO INCREASE WASTEWATER USER RATES, TAPPING CHARGES, WATER RATES, SPRINKLING METER CHARGES, PRIVATE FIRE SERVICE PROTECTION CHARGES AND STORMWATER MANAGEMENT PROGRAM RATES.

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

**Fiscal Year 2006-2007 Budget Amendment & Transfer
Additional Tax Increment Revenue for CRA Districts**

(O-12)

Appropriating and transferring funds as shown in Exhibit 1.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-90

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE FINAL BUDGET OF THE CITY OF FORT LAUDERDALE AND THE FORT LAUDERDALE COMMUNITY REDEVELOPMENT AGENCY ("CRA") FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY INCREASING THE REVENUES AND EXPENDITURES IN THE CRA BUDGET IN THE AMOUNT OF \$2,973,423 DUE TO RECEIPT OF ADDITIONAL FUNDS FROM TAX INCREMENT FINANCING AND TO TRANSFER \$1,320,540 FROM THE CITY BUDGET FUND 001,

CURRENT OPERATING TAXES ACCOUNT TO THE CRA TO PAY
ADDITIONAL TAX INCREMENT FUNDS DUE.

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

Fiscal Year 2006-2007 Budget Amendment Hurricane Wilma (O-13)
Reimbursement – Canal Cleanup \$134,608.47

Appropriating funds as shown in Exhibit 1.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-91

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY INCREASING THE REVENUES AND EXPENDITURES IN THE AMOUNT OF \$134,608.47 DUE TO ADDITIONAL FUNDS RECEIVED FROM THE NATURAL RESOURCES CONSERVATION SERVICE FOR WILMA CANAL CLEANUP.

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

Amend Operating Budget Transfer \$170,000 Joseph C. (O-14)
Carter Park Security Lighting

Transfer \$170,000 from PKR032901-1601, direct labor charges fund 01, to P11147.331 Carter Park Security Lighting Fund 01.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-92

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY TRANSFERRING \$170,000 FROM DIRECT LABOR CHARGES FUND TO CARTER PARK SECURITY LIGHTING FUND, WITHIN THE FINAL OPERATING BUDGET.

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

Amend Operating Budget – Grant Appropriation \$200,000; (O-15)
Osswald Park – Florida Recreation Development Assistance Program

Appropriate \$200,000 of grant funds to Fund 129 subfund 01 P11306.129-6599, Construction Match from 219-000068 Fund 01 Subfund 001 Osswald Annexation Payment. Revenue in subobject D-711, State Culture Recreation.

Vice Mayor Moore introduced the ordinance on the first reading:

ORDINANCE NO. C-07-93

AN ORDINANCE AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2006 AND ENDING SEPTEMBER 30, 2007 BY APPROPRIATING \$200,000 IN GRANT FUNDING RECEIVED FROM THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM (FRDAP) FOR IMPROVEMENTS TO OSSWALD PARK TO FUND 129 WITHIN THE FINAL OPERATING BUDGET.

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

Code Amendment – Cable Television Systems (O-16)
Florida Consumer Choice Act of 2007

No budgetary impact.

Vice Mayor Moore introduced the ordinance on the second reading:

ORDINANCE NO. C-07-73

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING CHAPTER 25, STREETS AND SIDEWALKS, ARTICLE III, RIGHTS OF WAY ADMINISTRATION, AND ARTICLE X, CABLE TELEVISION SYSTEMS, OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA BY PROVIDING FOR INCORPORATION OF THE FLORIDA CONSUMER CHOICE ACT OF 2007 (“ACT”), COMPLIANCE WITH THE ACT, AND COMPLIANCE WITH PROVISIONS OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE NOT INCONSISTENT WITH OR PRE-EMPTED BY THE ACT; AND FURTHER PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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

Advisory Board /Committee Appointments

(OB)

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

Aviation Advisory Board	Lee Alexander
Board of Adjustment	Don Larson Gerald Jordan
Cemeteries Board of Trustees	Cameron Leroy Mizell
Community Appearance Board	Cathy Curry Bess Gathers Annette Ross Marilyn Mammano
Community Services Board	Fenel Antoine Emmett Kater Jennie Brooks Margaret Haynie Birch William Goetz
Historic Preservation Board	Joyce Gardner
Parks, Recreation and Beaches Advisory Board	Ed Angelbello Curtiss Berry Larry Mabson Robert Payne Shirley Small James B. LaBate Betty Shelley Sean Fee Michael A. Natale John A. Verkey JoAnn Medalie
Utilities Advisory Committee	Caldwell Cooper

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-163

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

Affirming Continued Support and Respect For All Citizens

(OB)

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 07-164

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AFFIRMING ITS CONTINUED SUPPORT AND RESPECT FOR ALL CITIZENS IN OUR DIVERSE COMMUNITY AND FURTHER AFFIRMING ITS CONTINUED SUPPORT FOR THE MARKETING OF FORT LAUDERDALE TO DIVERSE GROUPS AND FAMILIES AS A VACATION AND RESORT DESTINATION.

Mayor Naugle felt he could support the resolution. It is similar to what he asked the Convention and Visitors Bureau to do to stop promoting Fort Lauderdale in bath houses in their material, specifically the 2007 Rainbow Vacation Planner. Some of their literature does not have dignity. He wanted the Bureau to sell Fort Lauderdale for its wonderful beaches, great dining and so forth. It should not be targeted to one diverse group in a sexual way, but a way to promote the area for everyone.

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

Vice Mayor Moore asked Mr. Davenport if copies of the booklet regarding Dillard High School Centennial celebration could be provided to all of the commissioners.

There being no other matters to come before the Commission, the meeting was adjourned at 9:21 P.M.

Jim Naugle
Mayor

ATTEST:

Jonda K. Joseph
City Clerk