

FORT LAUDERDALE CITY COMMISSION REGULAR MEETING
FEBRUARY 19, 2008

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**MINUTES OF A REGULAR MEETING
CITY COMMISSION
FORT LAUDERDALE
February 19, 2008**

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 (arrived at 6:02 p.m.)
Commissioner Cindi Hutchinson
Mayor Jim Naugle

Absent: None

Also Present:	City Manager	George Gretsas
	City Auditor	John Herbst
	City Clerk	Jonda K. Joseph
	Senior Assistant	
	City Attorney	Paul Bangel
	Sergeant At Arms	Sgt. William Schultz

Invocation was offered by Reverend Peg Doherty, First Congregational Church of Fort Lauderdale, 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).

Vice Mayor Moore arrived at the meeting at approximately 6:02 p.m.

Motion made by Vice Mayor Moore and seconded by Commissioner Hutchinson that the minutes of the January 15, 2008 Conference Meeting, the January 30, 2008 Workshop Meeting, and the February 5, 2008 Regular Meeting and agenda be approved. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Presentations

None given.

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 – Our Lady Queen of Martyrs
Spring Carnival – Closing SW 11 Court****(M-01)****No budgetary impact.**

A motion authorizing and approving execution of an Event Agreement with Our Lady Queen of Martyrs Church, a parish of the Archdiocese of Miami, Inc., for Spring Carnival, to be held Thursday, March 6, 2008 through Sunday, March 9, 2008 and authorizing closing SW 11 Court from SW 27 Avenue to SW 28 Avenue, from 9 AM, Monday, February 25, 2008 to 5 PM, Monday, March 10, 2008, contingent upon City Attorney's Office receiving and approving executed agreement.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0244

**Grant Application – EMS Matching Grant Program -
Stretchers – Florida Department of Health - \$101,626****(M-02)**

Cash match in the amount of \$33,875.40 budgeted in FD001, Fund 001, Subfund 01, Subobject 9129.

A motion authorizing the proper City Officials to apply for grant funding in the amount of \$101,626 – Florida Department of Health – EMS Matching Grant Program – Stryker Stretchers – 25% local match - \$33,875.40.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0241

Community Emergency Response Team 2006 Grant Agreement – Extension – Florida Department of Emergency Management (M-03)

No Budgetary Impact. Grant Funds are already budgeted in GCERT07, Fund 129, Subfund 01, Subobject C594.

A motion authorizing: (1) extending CERT 2006 grant agreement to June 30, 2008; and (2) proper City Officials to execute all necessary documents to finalize extension, including modification to grant agreement – U.S. Department of Homeland Security via Florida Department of Emergency Management.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0239

Surveying Services – Selection Negotiations (M-04)

No budgetary impact.

A motion accepting the Consultants' Competitive Negotiation Act Selection Committee's recommendation of ranking firms for surveying services and authorizing the proper City Officials to commence negotiations with top three selected firms – Craven, Thompson & Associates, Inc., Stoner & Associates, Inc. and Keith and Associates, Inc.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0206

Change Order 4 (Final) – Danella Companies, Inc. – CREDIT (\$618,615.63) – Sewer & Water Main Improvements – River Run, Flamingo Park, Oak River (M-05)

Reduce encumbrances in Fund 482, Subfund 01, P10507.482-6599 by (\$82,857.78) and Fund 489, Subfund 01, P10507.489-6599 by (\$535,757.85).

A motion authorizing: (1) Change Order 4 (Final) with Danella Companies, Inc., in CREDIT amount of (\$618,615.63) – River Run, Flamingo Park and Oak River – final quantity adjustments – River Run, Flamingo Park and Oak River – Sewer Area 4 Basin F – Project 10507F; and (2) reduce encumbrances by total amount of (\$618,615.63).

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0199

Change Order 2 (Final) – Foster Marine Contractors, Inc. (M-06)
Lauderdale West and Sunset Areas – Credit (\$1,085,111.32)

Reduce Encumbrance in Fund 482, Subfund 01, P10506.482-6599 by (\$1,085,111.32).

A motion authorizing: (1) Change Order 2 with Foster Marine Contractors, Inc., in CREDIT amount of (\$1,085,111.32) – additional work and final quantity reconciliation – Lauderdale West and Sunset Areas – Sewer Area 3 Basin B – Project 10506B; and (2) reduce encumbrance by (\$1,085,111.32).

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0200

Change Order 2 – Man-Con, Incorporated - \$18,000 (M-07)
Sanitary Sewer and Water Main Improvements – Edgewood, State Road 84

Transfer \$20,160 from Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10580.482-6599.

A motion authorizing: (1) Change Order 2 with Man-Con, Incorporated, in the amount of \$18,000 – additional work – Edgewood Basin B, D, F, G, State Road 84 – Project 10580D; and (2) transfer \$20,160 to fund this change order and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0201

Change Order 3 – Conquest Engineering Group Company - (M-08)
\$89,467.80 – Sewer Area 4 Basin E Phase II

Transfer \$100,203.94 from Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10507.482-6599.

A motion authorizing: (1) Change Order 3 with Conquest Engineering Group Company, in the amount of \$89,467.80 – additional work and quantity adjustments – Sewer Area 4 Basin E Phase II – Project 10507E2; and (2) transfer \$100,203.94 to fund this change order and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0202

Change Order 4 (Final) – Metro Equipment Services, Inc. - (M-09)
Credit (\$219,484.96) – Imperial Point Large Water Main Phase I

Reduce encumbrance in Fund 482, Subfund 01, P10571.482-6599 by (\$219,484.96).

A motion authorizing: (1) Change Order 4 (Final) with Metro Equipment Service, Inc., in CREDIT amount of (\$219,484.96) – final quantity adjustments – Imperial Point Large Water Main Phase I – Project 10571; and (2) reduce encumbrance by (\$219,484.96).

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0203

Change Order 6 (Final) – Danella Companies, Inc. - Credit (M-10)
(\$152,183.95) – River Run, Flamingo Park, Oak River – Area 4 Basin D

Reduce encumbrances in Fund 482, Subfund 01, P10507.482-6599 by (\$11,943.21) and Fund 490, Subfund 01, P10507.490-6599 by (\$140,240.75).

A motion authorizing: (1) Change Order 6 (Final) with Danella Companies, Inc., in CREDIT amount of (\$152,183.95) – final quantity reconciliation – River Run, Flamingo Park, Oak River – Area 4 Basin D – Project 10507D; and (2) reduce encumbrances by (\$152,183.95).

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0194

Change Order 6 – Padula and Wadsworth Construction, Inc. - (M-11)
\$55,245.14 – Fire Station 47 Building Replacement

Transfer \$55,245.14 from P10916.336, Fire Station 3, to P10766.336, all in Fund 336, Subfund 01, Subobject 6599.

A motion authorizing: (1) Change Order 6 to Padula and Wadsworth Construction, Inc., in the amount of \$55,245.14 – additional scope of work at Fire Station 47 Building Replacement – Project 10766; and (2) transfer \$55,245.14 to fund this change order.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0228

**Water Transmission Main – Transfer Ownership
To City of Oakland Park****(M-12)****No budgetary impact.**

A motion authorizing the proper City Officials to execute an absolute bill of sale transferring ownership of a 48-inch water transmission main, to be abandoned and replaced, to City of Oakland Park.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0196

**Task Order 36 – CH2M Hill, Inc. - \$595,350
WaterWorks 2011 – Program Management Office****(M-13)**

Transfer \$595,350 from P11197.454-6599 Water and Sewer Recap, to P10365.454-6599 all in Fund 454, Subfund 01.

A motion authorizing the proper City Officials to: (1) execute Task Order 36 with CH2M Hill, Inc., in the amount of \$595,350 – provision and maintenance of WaterWorks 2011 Program Management Office for a two-year period – 200 North Andrews Avenue – Project 10365; and (2) transfer \$595,350 to fund this task order.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0212

**Final Contract Extension – Conquest Engineering Group
Company – Annual Storm Drainage Contract - \$795,848****(M-14)**

\$1,024,000 to be transferred from P00382, New Stormwater Management Facilities to P11362.470 – Subobject 6599, Fund 470, Subfund 01.

A motion authorizing: (1) one-year final contract extension with Conquest Engineering Group Company, in the amount of \$795,848 – 2008/2009 Annual Storm Drainage Contract – Project 11362; and (2) transfer \$1,024,000 to fund contract, engineering fees and 10% contingency.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0236

**Contract Award – Miami Beach Seawalls, Inc. - \$21,532 (M-15)
George English Dock Improvements**

\$21,532 is available in Fund 129, Subfund 01, P10347.129 – 6599.

A motion authorizing the proper City Officials to award and execute contract with Miami Beach Seawalls, Inc., in the amount of \$21,532 – George English Park Dock Improvements – Project 10347C.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0223

Floating Docks – New River Maritime Museum Area – Late Bid (M-16)

No budgetary impact.

A motion authorizing the proper City Officials to open a late bid, pursuant to Section 2-180(7), Code of Ordinances – Floating Docks – New River Maritime Museum Area – Project 11066.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0268

CONSENT RESOLUTION

**Executive Airport Taxiway Bravo Rehabilitation – FDOT - (CR-01)
\$801,650 – Supplemental Joint Participation Agreement & Amend Budget – Grant Funds**

Appropriate funds to Airport Fund 468, Subfund 02, P11134.468A, Subobject 6599 and Revenue Subobject D479, \$801,650.

A resolution authorizing: (1) proper City Officials to execute a Supplemental Joint Participation Agreement with Florida Department of Transportation – rehabilitation of Taxiway Bravo at Executive Airport – Project 11134; and (2) amend fiscal year 2007-2008 final operating budget by accepting and appropriating \$801,650 grant funds for this project..

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0185

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE SUPPLEMENTAL JOINT PARTICIPATION AGREEMENT NUMBER 1 WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, TO AMEND THE FUNDING AND PROJECT DESCRIPTION OF THE JOINT PARTICIPATION AGREEMENT WITH THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, FOR THE REHABILITATION OF TAXIWAY "B" (BRAVO) AT THE EXECUTIVE AIRPORT (FINANCIAL PROJECT NO.: 42076219401 CONTRACT NO. AP021) AND AMENDING THE FINAL BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007 AND ENDING SEPTEMBER 30, 2008, BY ACCEPTING AND APPROPRIATING ADDITIONAL GRANT FUNDING IN THE AMOUNT OF \$801,650, FROM THE FLORIDA DEPARTMENT OF TRANSPORTATION.

Executive Airport – Lease Assignment & Term Extension (CR-02)
Parcels 8F-1 & 8F1-A – Cypress Creek Limited Partnership
To Rising Tide Development, LLC

No Budgetary Impact.

A resolution authorizing the proper City Officials to: (1) assign lease with Cypress Creek Limited Partnership to Rising Tide Development, LLC – Parcels 8F-1 and 8F1-A – Executive Airport; and (2) extend to new 50-year term, with 2.5% of gross receipts at end of initial lease term.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0068

RESOLUTION NO. 08-33

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A CONSENT TO ASSIGNMENT OF LEASE AGREEMENT FROM CYPRESS CREEK LIMITED PARTNERSHIP, TO RISING TIDE DEVELOPMENT, LLC, AND TO ENTER INTO A FIFTH AMENDMENT TO LEASE AGREEMENT WITH RISING TIDE DEVELOPMENT, LLC PERTAINING TO PARCEL 8F1 AND 8F1-A AT FORT LAUDERDALE EXECUTIVE AIRPORT.

Executive Airport – Lease Assignment and Term Extension - (CR-03)
Lot 3 – 6555 Business Park, Ltd. To Rising Tide Development, LLC

No Budgetary Impact.

A resolution authorizing the proper City Officials to: (1) assign lease with 6555 Business Park, Ltd. to Rising Tide Development, LLC – Lot 3 – Executive Airport; and (2) extend to new 50-year term, with 2.5% of gross receipts at end of initial lease term.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0069

RESOLUTION NO. 08-34

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A CONSENT TO ASSIGNMENT OF LEASE AGREEMENT FROM 6555 BUSINESS PARK, LTD., TO RISING TIDE DEVELOPMENT, LLC, AND TO ENTER INTO A SIXTH AMENDMENT TO LEASE AGREEMENT WITH RISING TIDE DEVELOPMENT, LLC PERTAINING TO LOT 3 AT FORT LAUDERDALE EXECUTIVE AIRPORT.

Increase of Fees – Troutman Sanders, LLP - \$70,000 (CR-04)
Durrs Neighborhood – Lincoln Park Complex

Appropriate \$70,000 from Fund 409 (Screen 6400 Fund Type 40 Fund 409 Subfund 01) account 272 Unrestricted Net Assets to P10536.409 Fund 409, Subfund 02.

A resolution: (1) authorizing increase in hourly fees to Troutman Sanders, LLP, in an amount not to exceed \$70,000 – services relating to defense of City – Walter Hinton, et al complaint concerning Durrs Neighborhood – Lincoln Park Complex; and (2) appropriating \$70,000 to fund the increase.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0226

RESOLUTION NO. 08-35

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING RESOLUTION 02-181, AS AMENDED, TO INCREASE THE HOURLY RATES AND TO INCREASE THE TOTAL AMOUNT OF FEES NOT TO EXCEED \$70,000 AUTHORIZED TO BE PAID TO THE LAW FIRM OF TROUTMAN SANDERS, LLP, AS SPECIAL COUNSEL, FOR SERVICES RELATING TO DEFENSE OF THE CITY IN WALTER HINTON, ET AL, COMPLAINT CONCERNING ENVIRONMENTAL ISSUES RELATED TO THE DURRS NEIGHBORHOOD – LINCOLN PARK SITE.

Conveyance of Surplus Property and Temporary Construction Easement – Riverside Park Pump Station – Florida Department Of Transportation (CR-05)

No budgetary impact.

A resolution requesting the Florida Department of Transportation to convey surplus property and a temporary construction easement to the City for constructing a sanitary sewer pump station to serve Riverside Park neighborhood – Project 10578E.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0162

RESOLUTION NO. 08-36

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, REQUESTING THE FLORIDA DEPARTMENT OF TRANSPORTATION TO CONVEY SURPLUS PROPERTY TO THE CITY OF FORT LAUDERDALE TO BE UTILIZED FOR THE PUBLIC PURPOSE OF BUILDING A SANITARY SEWER PUMP STATION, LOCATED ON S.W. 20TH AVENUE AND 4TH STREET; AND IN CONJUNCTION THERETO, A TEMPORARY EASEMENT (FIVE YEARS – TO EXPIRE AT THE END OF SEPTEMBER 2010) TO FACILITATE THE CONSTRUCTION OF THE PUMP STATION.

**Reallocation of Grant Funds – Florida Inland Navigation
District – Riverwalk at Stranahan House - \$82,381**

(CR-06)

No funds transfer within the accounting system is needed. The transfer is only between the grant agency grant numbers. FIND grant in the amount of \$145,000 (BR-FL-03-65) is recorded in P15120.339A-F372, Fund 339, Subfund 01 and the matching expenditures have been recorded in P15120.340-6599, Fund 340, Subfund 01.

A resolution authorizing reallocation of grant funds, in the amount of \$82,381, from Florida Inland Navigation District – Riverwalk at Stranahan House Stage II funding to supplement Riverwalk at Stranahan House.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0215

RESOLUTION NO. 08-37

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO REALLOCATE GRANT FUNDS IN THE AMOUNT OF \$82,381 FROM THE FLORIDA INLAND NAVIGATION DISTRICT (FIND) GRANT FOR RIVERWALK AT STRANAHAN HOUSE – STAGE II (BR-FL-03-65) TO SUPPLEMENT RIVERWALK AT STRANAHAN HOUSE (BR-FL-02-60).

Donation To Broward County Crimestoppers - \$10,000 (CR-07)
Appropriation and Transfer – Law Enforcement
Confiscated Property Fund

Transfer \$10,000 from LEPF Fund 104 undesignated fund balance, subfund 01, to POL050201 subobject 4299.

A resolution appropriating and transferring \$10,000 – fiscal year 2007-2008 – Law Enforcement Confiscated property Fund – donation to Broward County Crime Stoppers.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0178

RESOLUTION NO. 08-38

A RESOLUTION AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007 AND ENDING SEPTEMBER 30, 2008 BY AUTHORIZING DONATION TO BROWARD COUNTY CRIMESTOPPERS IN THE AMOUNT OF \$10,000.00; APPROPRIATING FUNDS FOR SUCH PURPOSES; AUTHORIZING TRANSFER AND EXPENDITURE OF CITY FUNDS AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE ALL NECESSARY DOCUMENTS.

Amendments to City’s Investment Policy (CR-08)

No Budgetary Impact.

A resolution approving revisions to City’s Investment Policy effective March 1, 2008.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-1966

RESOLUTION NO. 08-39

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE CITY’S INVESTMENT POLICY BY DECREASING THE PERCENTAGE OF FUNDS THAT MAY BE INVESTED IN THE FLORIDA STATE BOARD OF ADMINISTRATION AND INCREASING THE PERCENTAGE THAT MAY BE INVESTED IN MONEY MARKET FUNDS; PERMITTING INVESTMENT THROUGH REGIONAL BROKER DEALERS; INCREASING THE TARGETED CASH BALANCE IN CITY’S DEPOSITORY BANK; INCLUDING CONDITIONS FOR INVESTMENT IN THE FLORIDA STATE BOARD OF ADMINISTRATION; REVISING THE MEMBERSHIP OF THE INVESTMENT COMMITTEE; PROVIDING DEFINITIONS; AND PROVIDING AN EFFECTIVE DATE.

PURCHASING AGENDA

SWAT Tactical Ballistic Vests – State
Contract 680-850-05-1

(PUR-01)

\$47,360 is available in Fund 001, Subfund 01, POL020406, 3949.

Purchase 32 Point Blank SWAT Tactical Vests to replace vests expiring in fiscal year 2007-2008 is being presented for approval by the Police Department..

Recommend: Motion to approve.

Vendor: SRT Supply, Inc.
St. Petersburg, FL

Amount: \$47,360.00

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-0155

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

Proprietary – Firefighter Employee Training

(PUR-02)

\$40,328.90 is budgeted in Fund 001, Subfund 01, FIR010302, 4101.

Purchase firefighter training and probationary employee testing at Broward Fire Academy is being presented for approval by the Fire-Rescue Department.

Recommend: Motion to approve.

Vendor: The School Board of Broward County
Fort Lauderdale, FL

Amount: \$40,328.90

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-0177

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

782-9941 – Annual Maintenance and Support Agreement
Cisco Computer Networking Equipment

(PUR-03)

\$62,690.21 is available in Fund 581, Subfund 01, ITS020102-3401 ITS Telephone/Network (Computer Maintenance).

One-year renewal for maintenance and support of Cisco SmartNet Computer Networking equipment is being presented for approval by Information Technology Services Department.

Recommend: Motion to approve.

Vendor: Coleman Technologies, Inc.
Orlando, FL

Amount: \$62,690.21 (estimated)

Bids Solicited/Rec'd: 1002/4

Exhibit: Commission Agenda Report 08-0210

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

Proprietary – Certified Tennis Officials (PUR-04)

\$11,100 is budgeted in the Fund 001, Subfund 01, PKR011001, 3246.

Approval to provide professional United States Tennis Association certified tennis officials for three tournaments to be held this spring and summer at the Jimmy Evert Tennis Center is being presented by the Parks and Recreation Department.

Recommend: Motion to approve.

Vendor: South Florida Professional Tennis Officials Association
Boca Raton, FL

Amount: \$11,100.00 (not to exceed)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-0183

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

783-9919 – Two Trailer Mounted Runway Closure Markers (PUR-05)
Executive Airport

\$35,048 is budgeted in Fund 468, Subfund 01, BUS070201, 6499 (Other Equipment)

Purchase two trailer mounted Runway Closure Markers for Executive Airport is being presented for approval by the Business Enterprises Department.

Recommend: Motion to approve.

Vendor: West Coast Business Products, Inc..
Chatsworth, CA

Amount: \$35,048.00

Bids Solicited/Rec'd: 377/2

Exhibit: Commission Agenda Report 08-0127

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

732-8911 – Contract Extension – Beach Equipment Rental Concession (PUR-06)

\$115,000 is for receipt of revenues only in Fund 001, Subfund 01, BUS060101, N341. No expenditures are impacted.

Purchase of parts and equipment for Fiveash and Peele-Dixie Water Treatment Plants is being presented for approval by the Public Works Department.

Recommend: Motion to approve.

Vendor: Beached Management, Inc.
Fort Lauderdale, FL

Amount: \$115,000.00 (revenue)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-0169

The Procurement Services Department has reviewed this item and recommends extending the contract.

483-9904 – Tapping Sleeves and Valves (PUR-07)

No cost to enter into contract. Staff will spend in accordance with per unit pricing secured through the competitive bidding process and available budget.

One-year contract for purchase of tapping sleeves and valves is being presented for approval by the Public Works Department.

Recommend: Motion to approve.

Vendor: HD Supply Waterworks, LTD
Atlanta, GA

Amount: Per unit prices

Bids Solicited/Rec'd: 267/4

Exhibit: Commission Agenda Report 08-0231

The Procurement Services Department recommends awarding to the lowest responsive and responsible bidder.

473-9877 – Construction Debris Disposal (PUR-08)

There is no cost to enter into this contract. \$60,000 is available for prior purchases in P10811, 6599 Fund 482 Subfund 01. Future purchases will be made in

accordance with per unit pricing secured through the competitive bidding process and available budget.

One-year contract for disposal of construction debris and payment for prior services is being presented for approval by the Public Works Department.

Recommend: Motion to approve.
Vendor: Sun Recycling, LLC
Lantana, FL
Amount: Per unit prices
Bids Solicited/Rec'd: 540/3
Exhibit: Commission Agenda Report 08-0234

The Procurement Services Department recommends awarding to the lowest responsive and responsible bidder.

483-9907 – Fire Hydrants and Gate Valves (PUR-09)**No cost to enter into contract. Staff will spend in accordance with per unit pricing secured through the competitive bidding process and available budget.**

Two-year contract for purchase of fire hydrants and gate valves is being presented for approval by Public Works Department.

Recommend: Motion to approve.
Vendor: Mueller Co. LTD
Decatur, IL
Amount: Per unit prices
Bids Solicited/Rec'd: 600/7
Exhibit: Commission Agenda Report 08-0235

The Procurement Services Department recommends awarding to the lowest responsive and responsible bidder.

483-9908 – Pipe Restrainer Assemblies (PUR-10)**No cost to enter into contract. Staff will spend in accordance with per unit pricing secured through the competitive bidding process and available budget.**

One-year contract for purchase of pipe restrainer assemblies is being presented for approval by the Public Works Department.

Recommend: Motion to approve.
Vendor: Mainline Supply of Florida, LLC
Sanford, FL
Amount: Per unit prices

Bids Solicited/Rec'd: 253/6
Exhibit: Commission Agenda Report 08-0230

The Procurement Services Department recommends awarding to the lowest responsive and responsible bidder.

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

Motion made by Commissioner Hutchinson re and seconded by Commissioner Teel that Consent Agenda Items M-08, M-11, CR-08, and PUR-08 be deleted from the Consent Agenda and considered separately, and that all remaining Consent agenda items be approved as recommended.

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

Change Order 3 – Conquest Engineering Group Company - (M-08)
\$89,467.80 – Sewer Area 4 Basin E Phase II

Commissioner Rodstrom noted the industry standard for change orders is 6%, while this change order is 8%. Therefore, she wanted to vote no.

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

Change Order 6 – Padula and Wadsworth Construction, Inc. - (M-11)
\$55,245.14 – Fire Station 47 Building Replacement

Commissioner Rodstrom noted change orders to date total \$236,886.67. Therefore, she could not support this item.

Motion made by the 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.

Vice Mayor Moore said that he forgot to remove Item CR-03 and would like to do so.

Executive Airport – Lease Assignment and Term Extension - (CR-03)
Lot 3 – 6555 Business Park, Ltd. To Rising Tide Development, LLC

Motion made by Commissioner Rodstrom and seconded by Commissioner Hutchinson that this item be reconsidered. Roll call showed: YEAS: Vice Mayor Moore, Commissioners Hutchinson, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

Vice Mayor Moore realized he wanted to remove CR-08, not CR-03.

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

Amendments To City's Investment Policy

(CR-08)

In response to Commissioner Rodstrom, Ray Mannion, Acting Director of Finance, said that as soon as the policy change is approved, monies would be moved and invested in money market funds and possibly treasuries. The money moved out of the Florida State Board of Administration (SBA) in November was put into a money market fund called the Reserve, in the government section of that fund; it is currently paying 2.6%. Under the new policy guidelines, some of the monies will be moved out. Money market funds are not insured. Treasuries are not insured but they are backed by the U.S. government.

In further response to Commissioner Rodstrom's question about the maturity guidelines portion of the investment policy, Mr. Mannion indicated he is comfortable with three years which was the time frame in the original policy.

In response to Vice Mayor Moore, Mr. Mannion indicated the minimum amount available in the cash account has been increased from \$3 million to \$5 million which is a reflection of inflation. At the current time, there is no money invested in the SBA and it is not their intention to do so.

Vice Mayor Moore questioned why the City Treasurer reports to the Investment Committee, but is not a part of it. Mr. Mannion explained that position is the staff member primarily responsible for managing the portfolio. The only change in that paragraph was that the membership included two directors from another department and it was changed to at least one.

In response to Vice Mayor Moore, Mr. Mannion said changes were made to establish a rating level as Fitch rating agency was not reflected in the investment policy and more and more instruments are being rated by Fitch. Vice Mayor Moore requested the rating agencies be specifically named and Fitch be added.

Commissioner Rodstrom referred to maintenance of liquidity and language providing for periodic cash flow analyses. Mr. Mannion indicated that would probably be annually which what it has been in the past. Although it could be done more frequently, he felt annually is sufficient because the City's cash flows are almost unchangeable.

Vice Mayor Moore referred to Item C on page 6 where it provides that the investment advisor may also execute purchases and sales with regional broker/dealers if the transaction is to benefit the portfolio. He asked if that is done, the advisor would have to deal with three broker/dealers. Mr. Mannion confirmed that is correct. Vice Mayor Moore asked if broker/dealers are pre-qualified and who selects them. Mr. Mannion believed the advisors use their own list of suppliers. The City's due diligence would be in the selection of the advisor. This change was essentially to open marketability to regional firms. Vice Mayor Moore asked about the use of minority broker/dealers,

investment advisors, or investment companies and whether there is any provision in the investment policy or purchasing procedures. Mr. Mannion said it is not included in the investment policy. Kirk Buffington, Director of Procurement Services, said that currently the ordinance is open and inclusive that encourages participation of minority and women business enterprises. There is no ordinance that allows for a preference to be stated or a goal to be set.

Vice Mayor Moore asked if points are given during the ranking. Mr. Buffington indicated that under the current ordinance the City would not be permitted to give points for minority participation or being a minority firm. Vice Mayor Moore wanted the Commission to deliberate this at a future point.

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, Teel and Rodstrom, and Mayor Naugle. NAYS: None.

473-9877 Construction Debris Disposal

(PUR-08)

The City Auditor removed this item from the consent for staff to address the process by which the City is paying for prior service. He believed the business objective achieved was worthwhile, but is a little uncomfortable with the process that was followed.

Kirk Buffington, Director of Procurement Services, indicated under the prior contract the City was paying \$8 per ton for construction disposal. In June, 2007 the contract was up for extension and renewal. Renewal negotiations began with Sun Recycling who was the incumbent provider. The initial price was \$38 per ton. Staff believed that to be a little excessive and spent the summer negotiating Sun to try to bring the price down. During negotiations, the City continued to have construction debris removed. In September, Sun refused to continue negotiating and indicated the price was \$38 per ton. An invitation to bid was initiated. There was a protest which had to be addressed. It was brought forward initially at the last meeting. It was pulled by the City Auditor due to his concerns about funding and spending during the negotiations. Tonight, the contract award would result in a price of \$27.50 per ton and a payment of \$60,000 for materials that were removed during negotiations with Sun Recycling.

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

RESOLUTIONS

Declaration of Official Intent To Issue Special Obligation Bonds or Notes – General CIP and Park Land Purchases – Not To Exceed \$10 Million

(R-01)

No budgetary impact.

Commissioner Hutchinson introduced the following resolution:

RESOLUTION NO. 08-30

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 SPECIAL OBLIGATION BONDS OR NOTES IN ORDER TO, AMONG OTHER THINGS, REIMBURSE ITSELF FROM THE PROCEEDS OF SUCH BONDS OR NOTES FOR FUNDS ADVANCED BY THE CITY FOR CERTAIN EXPENSES INCURRED WITH RESPECT TO THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF CERTAIN CAPITAL IMPROVEMENTS WITHIN THE CITY OF FORT LAUDERDALE; AND AUTHORIZING CERTAIN INCIDENTAL ACTIONS.

Which resolution was read by title only.

In response to Commissioner Rodstrom, Ray Mannion, Director of Finance, said this is not authorization for the bonds; it is a reimbursement resolution that is typically the first step of the bond authorization process. This resolution will allow the City to recover any spending that occurs prior to the issuance of a bond. The 2008 budget included \$5.4 million. Since then, other transactions have arose that may require financing. If the City begins to expend money on those projects at this time, that money can be recovered back to the City at the time bonds are issued. No interest is being paid until the bond is actually sold. Also, it may not be a bond. It could be any variety of financing vehicles. It was intentionally left open. The interest rate is not known.

Commissioner Rodstrom asked what is the balance of the City's reserves. Mr. Mannion indicated that the undesignated balance in the General Reserve Fund as of September 30 is about \$67 million. In response to Commissioner Rodstrom, Mr. Mannion said no bond issue is occurring now. This action provides the opportunity that if there is a bond issue in the future, expenditures incurred by the City could be refunded from a future bond issue, loan agreement or future funding.

Commissioner Rodstrom recalled the City financed \$9 million for fire trucks. She questioned why the City is not simply paying for this outright, instead of financing and paying interest. Mr. Mannion explained if the City is expending available funds for these projects, it may be necessary or preferred to finance the projects. At that time proceeds could be used to refund the General Fund.

Commissioner Rodstrom referred to the two open space properties added to this and asked if current appraisals have been done. Phil Thornburg, Parks and Recreation Director, said the City is using appraisals done when the offer was made to the property owners. The County has agreed to a price with these property owners. In response to Commissioner Rodstrom, Mr. Thornburg indicated the City would pay the excess of the \$2 million provided by the County.

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

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**SW 18 Street Private Roads Area – Costs Associated
With Sanitary Sewer Esement Rights Acquisition**

(R-02)

No budgetary impact.

Vice Mayor Moore introduced the following resolution:

RESOLUTION NO. 08-29

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING RESOLUTION NO. 07-151 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 THE PRIVATE ROADWAYS LYING EAST OF RIVERLAND ROAD AND KNOWN AS S.W. 18TH STREET AND S.W. 25TH AVENUE UPON CERTAIN TERMS AND CONDITIONS MORE PARTICULARLY SET FORTH BELOW.

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

PUBLIC HEARINGS

**Vacate Portion of Right-of-Way – SE 4 Street
The Las Olas Coimpany – Case 12-P-07**

(PH-01)

No budgetary impact.

Applicant: The Las Olas Company
Location: SE 4 Street, east of SE 6 Avenue and west of SE 8 Avenue

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

Vice Mayor Moore introduced the following ordinance on First Reading:

ORDINANCE NO. C-08-07

AN ORDINANCE VACATING, ABANDONING AND CLOSING A PORTION OF SOUTHEAST 4TH STREET (PLATTED AS BRICKELL BOULEVARD), AS SHOWN ON THE PLAT OF "COLEE HAMMOCK," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 17, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; BEING A TRIANGULAR PARCEL OF LAND, THE SOUTH SIDE BEING COINCIDENT WITH THE NORTH LINE OF LOT 12 OF

BLOCK 11, OF SAID "COLEE HAMMOCK" AND THE WEST SIDE BEING ALONG THE NORTHERLY EXTENSION OF THE WEST LINE OF SAID LOT 12, LOCATED ON THE SOUTH SIDE OF SOUTHEAST 4TH STREET, 118 FEET MORE OR LESS WEST OF SOUTHEAST 8TH AVENUE, SUCH LAND BEING LOCATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

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

**Code Amendment – Chapter 20 – General Employees
Retirement System – Eliminating Eligibility –
New Employee Hires**

(PH-02)

No budgetary impact.

Motion made by Commissioner Hutchinson and seconded by Commissioner Rodstrom to defer this item until March 4, 2008 at 6 p.m.

ORDINANCE NO. C-08-

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, RESPECTING THE CITY'S GENERAL EMPLOYEES' RETIREMENT SYSTEM BY AMENDING CITY OF FORT LAUDERDALE CODE SECTION 20-107, DEFINITIONS, AND CODE SECTION 20-108, ELIGIBILITY, PROVIDING THAT CERTAIN EMPLOYEES IN THE BARGAINING UNIT REPRESENTED BY THE TEAMSTERS WHO ARE HIRED ON OR AFTER OCTOBER 1, 2007 AND CERTAIN OTHER EMPLOYEES IN THE BARGAINING UNITS REPRESENTED BY THE FEDERATION OF PUBLIC EMPLOYEES HIRED ON OR AFTER NOVEMBER 7, 2007 AND CERTAIN EMPLOYEES NOT OTHERWISE REPRESENTED BY A BARGAINING UNIT AND EMPLOYEES IN THE NON-CLASSIFIED SERVICE HIRED ON OR AFTER FEBRUARY 20, 2008 ARE NO LONGER ELIGIBLE TO BECOME MEMBERS OF OR PARTICIPATE IN THE GENERAL EMPLOYEES' RETIREMENT SYSTEM; MODIFYING THE DEFINITION OF SERVICE BY ELIMINATING THE REQUIREMENT THAT NON-CERTIFIED POLICE OFFICERS OR FIREFIGHTERS BE PLACED IN AND RECEIVE SERVICE CREDIT UNDER THE GENERAL EMPLOYEES' RETIREMENT SYSTEM; PROVIDING FOR SEVERABILITY AND EFFECTIVE DATE.

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

Advisory Board/Committee Appointments

(OB)

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

Cemeteries Board of Trustees	Delores Sallette
Citizens' Police Review Board	Stephen C. Muffler
Community Services Board	Avery A. Dial Michael Kimmey
Education Advisory Board	Connie C. Christensen Leola McCoy Elaine Schulze Maureen S. Witting Kaola King Phaedra Xanthos Elizabeth Hays Leanore Deaner
Fire-Rescue Facilities Bond Issues Blue Ribbon Committee	Delores McKinley Thornie Jarrett
Marine Advisory Board	Barry Flanigan Rick Schulze John A. Terrill Stephen Tilbrook John E. Custer Michael G. Widoff Eugene Zorovich Alec Anderson Randolph Adams John Baker Bob Ross
Utility Advisory Committee	Caldwell Cooper

Vice Mayor Moore introduced a written resolution entitled:

RESOLUTION NO. 08-31

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

There being no other matters to come before the Commission, the meeting was adjourned at 6:36 P.M.

Jim Naugle
Mayor

ATTEST:

Jonda K. Joseph
City Clerk