

**MINUTES OF A REGULAR MEETING
CITY COMMISSION
FORT LAUDERDALE
May 6, 2008**

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

Roll call showed:

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

Absent: Commissioner Christine Teel

Also Present: City Manager George Gretsas
City Auditor John Herbst
City Clerk Jonda K. Joseph
City Attorney Harry A. Stewart
Sergeant At Arms Sergeant Glenn Galt

Invocation was offered by Reverend Robert Griffin, Sunshine Cathedral Metropolitan Church, followed by the recitation of the Pledge of Allegiance.

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

Motion made by Commissioner Hutchinson and seconded by Vice Mayor Rodstrom to approve the minutes of the April 1, 2008 Conference Meeting, and minutes of the April 15, 2008 Regular Meeting, and the agenda for the meeting of May 6, 2008. Roll call showed: YEAS: Vice Mayor Rodstrom, Commissioner Hutchinson, and Mayor Naugle. NAYS: None. (Commissioner Moore was absent.)

Commissioner Moore arrived at approximately 6:02 p.m.

Presentations

1. Dillard High School Crime Walk Team (PRES-01)

Commissioner Moore recognized the Dillard High School Crime Walk Team: Shantel McDonald, Mykeesha Bankston, Treneice Thornton, Katrice Thornton, Kesisha Bass, Joanna St. Jacques, and Tiara Lyons, and the leadership of LaRonda Ware. Certificates of appreciation were presented.

2. National Beach Safety Week – May 19-25, 2008 (PRES-02)

Vice Mayor Rodstrom presented a proclamation designating May 19-25, 2008 as "National Beach Safety Week", to Captain Breck Ballou, Fire-Rescue Department. Captain Ballou indicated that anything that can be done to promote ocean and beach safety is welcomed by the lifeguards. He noted safety page on the website and educational efforts available.

3. Drinking Water Week – May 4-10, 2008 (PRES-03)

Commissioner Hutchinson presented a proclamation, designating May 4-10, 2008 as "Drinking Water Week", to Rick Johnson, Water Facilities Manager, Public Works Department. Mr. Johnson thanked the Commission and commented on the dedication of staff at the water plants.

Outstanding City Employees (OB)

Police Chief Adderly presented Office of the Month Award for May, 2008 to Detective Juan Ho for his role in apprehending two armed and dangerous criminals, and the Officer Lifesaving Award For the Month of April, 2008 to Officer Carl Hannold for his work in preventing a suicide of an armed suspect.

Event Agreement – AAU Junior Beach Volleyball Championships (M-03)

Mayor Naugle announced that this item has been removed from tonight's agenda.

**Review of Developer Traffic Impact Studies (CR-08)
Amend Operating Budget – Appropriation - \$210,000**

Mayor Naugle announced that this item has been removed from tonight's agenda.

785-9967 – Beach Equipment Rental Concession (PUR-03)

Mayor Naugle announced that this item has been removed from tonight's agenda.

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 – Hospice Regatta – Closing (M-01)
West Half of SW 4 Avenue Cul-de-Sac

No budgetary impact.

A motion authorizing and approving execution of an Event Agreement with HospiceCare of Southeast Florida, Inc. for Hospice Regatta 2008, to be held at Lauderdale Yacht Club, in the ocean and Esplanade Park on Saturday, May 17, 2008, 6:30 AM – 11 PM and authorizing closing west half of SW 4 Avenue cul-de-sac.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0536

Event Agreement – Valuing All Families (M-02)

No budgetary impact.

A motion authorizing and approving execution of an Event Agreement with Unitarian Universalist Church of Fort Lauderdale, Florida, Inc. for Valuing All Families, to be held at Stranahan Park on Friday, June 27, 2008, 5PM – 6:30 PM.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0543

Event Agreement – AAU Junior Beach (M-03)
Volleyball Championships

No budgetary impact.

A motion authorizing and approving execution of an Event Agreement with Greater Fort Lauderdale Convention and Visitors Bureau for AAU Junior Beach Volleyball Championships, to be held at South Beach on Saturday, May 17, 2008, 8 AM – 5 PM, contingent upon City Attorney's Office receiving and approving executed agreement.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0552

Event Agreement – First Annual Christian Festival (M-04)
Closing NW 55 Street

No budgetary impact.

A motion authorizing and approving execution of an Event Agreement with Christian Community Family Development, Inc. for First Annual Christian Festival, to be held on Sunday, May 18, 2008, 10 AM – 6 PM, at Fort Lauderdale Stadium festival grounds and authorizing closing NW 55 Street from NW 12 Avenue to NW 10 Terrace, 7 AM – 10 PM, contingent upon City Attorney's Office receiving and approving executed agreement.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0622

Summer Youth Employment Program

(M-05)

Funds are budgeted in General Fund 001, Subfund 01, GEN 010101, Subsubject 4210/FY07-08, impact a maximum of \$160,000.00

A motion authorizing the proper City Officials to execute an agreement with WorkForce One for the Summer Youth Employment Program.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0582

**Settlement of Vehicle Accident – General Liability
Claim VA GL 07-033 - \$36,500**

(M-06)

Funds are budgeted in INS010101/5104 (Automobile Liability Claims), Fund 543/01. There are sufficient funds to cover the amount of \$36,500.

A motion authorizing settlement of Vehicle Accident – General Liability Claim VA GL 07-033 (Gregory Allore) - \$36,500.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0600

Settlement of General Liability Claim GL 07-544C - \$28,000

(M-07)

Funds are budgeted in Fund 543/10, INS010101/5113 (General Liability Claims). There are sufficient funds to cover the amount of \$28,000.00.

A motion authorizing settlement of General Liability Claim GL07-544C (Virginia Rossi) - \$28,000.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0606

Settlement of General Liability Claim GL 07-186C - \$42,500 (M-08)

Funds are budgeted in Fund 543/10, INS010101/5113 (General Liability Claims). There are sufficient funds to cover the amount of \$42,500.

A motion authorizing settlement of General Liability Claim GL 07-186C (Mariland Tashman) - \$42,500.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0607

Amendment 7 – Work Authorization 16724.68 – Keith and Schnars, P.A. - \$8,800 – Edgewood Sanitary Sewer Improvements Sewer Area 8 – Basins D and G (M-09)

Transfer \$9,856 from the Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10580.482-6599.

A motion authorizing the proper City Officials to: (1) execute Amendment 7 to Work Authorization 16724.68 with Keith and Schnars, P.A., in the amount of \$8,800 – additional design revisions – Edgewood Sanitary Sewer Improvements – Sewer Area 8, Basins D and G – project 10580; and (2) transfer \$9,856 to fund this amendment and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0575

Amendment 3 – Task Order 01-06 – Hazen and Sawyer, P.C. - \$160,000 – Peele Dixie Membrane Water Treatment Plant and Storage Tank (M-10)

Transfer \$179,200 from Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10454.482-6599.

A motion authorizing the proper City Officials to: (1) execute Amendment 3 to Task Order 01-06 with Hazen and Sawyer, P.C., in the amount of \$160,000 – additional construction management services – Peele Dixie Membrane Water Treatment Plant and Storage Tank – Project 10454; and (2) transfer \$179,200 to fund this amendment and engineering fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0588

Contract Award – Tenex Enterprises, Inc. - \$66,150 Signage – Neighborhood Capital Improvements Project (M-11)

Transfer \$29,900 from P11251.331-6599 and \$34,650 from P11254.331-6599 to P11351.331-6599 all Fund 331, Subfund 01 and \$7,500 is available in CD1579-8001, Fund 108, Subfund 01, and \$10,000 is available in CD-1581-8001, Fund 108, Subfund 01.

A motion authorizing the proper City Officials to: (1) award and execute contract with Tenex Enterprises, Inc., in the amount of \$66,150 – signs – Lauderdale Manors Homeowners Association, Middle River Terrace Neighborhood Association and Poinciana Park Civic Association – Neighborhood Capital Improvements – Project 11351, and (2) transfer of funds.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0609

Purchase Agreement – Water Distribution System - (M-12)
\$350,000 – Town of Lauderdale-By-The-Sea

Transfer \$350,000 from P11197.454-6599 Water and Sewer Fund Recap, to P11397.454-6599, all in Fund 454, Subfund 01.

A motion authorizing the proper City Officials to execute an agreement with the Town of Lauderdale-By-The-Sea for City purchase of Lauderdale-By-The-Sea water distribution system - \$350,000.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0545

Easement Purchase Agreement – Riverbend Rentals LLC - (M-13)
\$15,000 – Wastewater Pump Station – SW 3 Street and SW 24 Avenue

Transfer \$15,000 from Water and Sewer Revenue Bonds to Fund 482, Subfund 01, P10834.482-6599.

A motion authorizing the proper City Officials to: (1) enter into an agreement with Riverbend Rentals, LLC – City to pay \$15,000 in connection fees on behalf of Riverbend Rentals, LLC in exchange for an easement on the northeast corner of SW 3 Street and SW 24 Avenue for a wastewater pump station; and (2) transfer \$15,000 to fund the connection fees.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0601

Change Order 5 – West Construction, Inc. - \$332,004.53 (M-14)
Fire Station 53 – Airport Rescue Firefighting – Emergency

Operations Center

Transfer \$203,186.77 from P10905.336 to P10363.336, both in Fund 336, Fubfund 01, Subobject 6599; and Fund \$128,817.76 from P10363.468, Subobject 6599, Fund 468, Subfund 02.

A motion authorizing Change Order 5 to West Construction, Inc., in the amount of \$332,004.53 – additional scope of work at Fire Station 53, Airport Rescue Firefighting, Emergency Operations Center – Project 10363.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 08-0617

CONSENT RESOLUTION

Oil Spill – Beach Restoration – Acceptance of Funds - (CR-01)
\$10,470 – Amend Operating Budget - Appropriation

\$10,470.00 will be appropriated to GSPILL.129-3237 Lawn and Tree Services, revenue to GSPILL.129-D317, Fund 129, Fund type 10, Fund 129.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0579

RESOLUTION NO. 08-94

A RESOLUTION AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A MEMORANDUM OF AGREEMENT (MOA) WITH THE TRUSTEE COUNCIL ON BEHALF OF THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, BUREAU OF EMERGENCY RESPONSE AND THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION TO ACCEPT FUNDS IN AN AMOUNT NOT TO EXCEED \$10,470, AND AMENDING THE FINAL OPERATING BUDGET OF THE CITY OF FORT LAUDERDALE, FLORIDA, FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2007 AND ENDING SPETEMBER 30, 2008 BY APPROPRIATING SUCH FUNDS TO FUND 129 WITHIN THE FINAL OPERATING BUDGET.

Grant Acceptance and Amend Operating Budget – Appropriation - (CR-02)
\$25,000 – Project Safe Neighborhoods – United States Department of Justice

Appropriate \$25,000 into GPSN08, FD 129, Subfund 01, Rev C599, Expense subob 3199. No cash match.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0625

RESOLUTION NO. 08-95

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 ACCEPTING GRANT FUNDS AWARDED TO THE CITY BY THE U.S. DEPARTMENT OF JUSTICE, IN THE AMOUNT OF \$25,000.00 TO APPROPRIATE FUNDS FOR PROJECT SAFE NEIGHBORHOODS.

City Cemeteries General Price List

(CR-03)

No budgetary impact.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0546

RESOLUTION NO. 08-96

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING THE GENERAL PRICE LIST FOR THE CITY CEMETERIES EFFECTIVE, JUNE 1, 2008.

**Grant Application – Floating Docks Along New River Riverwalk
\$506,560 – Florida Inland Navigation District – Waterways Assistance
Program**

(CR-04)

No budgetary impact.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0602

RESOLUTION NO. 08-97

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO APPLY FOR A GRANT IN THE AMOUNT OF FIVE HUNDRED SIX THOUSAND, FIVE HUNDRED SIXTY (\$506,560.00) AND NO/100 DOLLARS UNDER THE FLORIDA INLAND NAVIGATION DISTRICT'S WATERWAYS ASSISTANCE PROGRAM FOR PHASE II OF THE CONSTRUCTION OF CONCRETE FLOATING DOCKS ALONG NEW RIVER/RIVERWALK AND TO EXECUTE ANY AND ALL

DOCUMENTS NECESSARY OR INCIDENTAL TO THE APPLICATION FOR THE GRANT, GRANT AGREEMENT AND RECEIPT AND DISBURSEMENT OF GRANT FUNDS PURSUANT THERETO.

**Grant Application – Cooley’s Land Boat Launching Facilities - (CR-05)
\$215,545 – Florida Inland Navigation District – Waterways
Assistance Program**

No budgetary impact.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0612

RESOLUTION NO. 08-98

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO APPLY FOR A GRANT IN THE AMOUNT OF TWO HUNDRED EIGHTEEN THOUSAND, FIVE HUNDRED FORTY-FIVE AND NO/100 (\$218,545.00) DOLLARS UNDER THE FLORIDA INLAND NAVIGATION DISTRICT’S WATERWAYS ASSISTANCE PROGRAM FOR THE REPLACEMENT OF THREE BOAT RAMPS AT COOLEY’S LANDING MARINE FACILITY, AND TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY OR INCIDENTAL TO THE APPLICATION FOR THE GRANT, GRANT AGREEMENT AND RECEIPT AND DISBURSEMENT OF GRANT FUNDS PURSUANT THERETO.

**Grant Application – SE 15 Street Boat Launching and Marine (CR-06)
Complex - \$150,000 – Florida Inland Navigation District – Waterways
Assistance Program**

No budgetary impact. Matching cash funds available in: \$83,240.00 Fund 331, Subfund 01, P10720.331-6599; \$66,760.00 Fund 331, Subfund 01, P10768.331-6599.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0619

RESOLUTION NO. 08-99

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA AUTHORIZING THE PROPER CITY OFFICIALS TO APPLY FOR A GRANT FROM THE FLORIDA INLAND NAVIGATION DISTRICT’S WATERWAYS ASSISTANCE PROGRAM IN THE AMOUNT OF ONE HUNDRED FIFTY THOUSAND (\$150,000.00) TO REIMBURSE THE CITY FOR UP TO 50% OF THE DESIGN AND CONSULTING COSTS FOR PHASE I OF THE IMPROVEMENTS TO THE S.E. 15TH STREET BOAT LAUNCHING AND MARINE COMPLEX,

AND TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY OR INCIDENTAL TO THE APPLICATION FOR THE GRANT, GRANT AGREEMENT AND RECEIPT AND DISBURSEMENT OF GRANT FUNDS PURSUANT THERETO.

Flagler Drive Greenway and Bicycle Facilities (CR-07)
Local Agency Program Agreement – Florida
Department of Transportation

No budgetary impact.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0661

RESOLUTION NO. 08-100

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, TO ENTER INTO A LOCAL AGENCY PROGRAM (LAP) AGREEMENT WITH FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) IN THE AMOUNT OF \$500,000 FOR THE DESIGN AND CONSTRUCTION OF FLAGLER DRIVE GREENWAY AND BICYCLE FACILITIES.

Review of Developer Traffic Impact Studies – Amend (CR-08)
Operating Budget – Appropriation - \$210,000

Appropriate \$210,000 from General Fund anticipated year-end balance to PBS040701-3199 and increase the Revenue Budget in PBS040701-J019 by \$210,000 all in Fund 001, Subfund 01.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 08-0596

PURCHASING AGENDA

682-9951 – The Landings Entranceway Wall (PUR-01)
Replacement

\$117,293.17 is available in P16011.125, Subobject 6599, Fund 125, Subfund 01 (Construction) and \$117,293.17 is available in Project P11233.331, Subobject 6599, Fund 331, Subfund 01 (note – the available funds are currently pre-encumbered in P11233.331-6599 Doc #PR0807851-01.

Purchase services for replacement of The Landings Entranceway Wall is being presented for approval by the Public Works Department.

Recommend: Motion to approve.

Vendor: Andes Construction Group, Inc.
Weston, FL

Amount: \$234,586.34

Bids Solicited/Rec'd: 488/6

Exhibit: Commission Agenda Report 08-0591

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

532-8796 – Increased Expenditure For Wiring Installation Services – Fire Stations 47 and 53 (PUR-02)

\$22,535.06 is encumbered in Fund 331, Subfund 01, P10766.331-6599 and transfer \$22,043.31 from P10911.336-6599 to P10363.336-6599 both in Fund 336, Subfund 01, \$28,262.11 is budgeted in Fund 468, Subfund 02, P10363.468-6599.

Increased expenditure for wiring installation services at Fire Stations 47 and 53 is being presented for approval by the Public Works Department.

Recommend: Motion to approve.

Vendor: ASE Telecom & Data, Inc.
Doral, FL

Amount: \$72,840.48

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-0624

The Procurement Services Department has reviewed this item and recommends approving the increased expenditure.

785-9967 – Beach Equipment Rental Concession (PUR-03)

\$250,000 is for receipt of revenues only in Fund 001, Subfund 01, BUS060101, J726. No expenditures are impacted.

Three-year contract for beach equipment rental concession at Fort Lauderdale Beach is being presented for approval by the Business Enterprises Department.

Recommend: Motion to approve.

Vendor: Boucher Brothers Fort Lauderdale Beach, LLC
Miami Beach, FL 33139

Amount: \$750,000.00 (three-year revenue)

Bids Solicited/Rec'd: 320/2

Exhibit: Commission Agenda Report 08-0585

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

512-8440 – Assignment of Records Storage Contract (PUR-04)

\$15,000 is budgeted in Fund 001, Subfund 01, PUB030101, Subobject 3299.

Assignment of City's records storage contract from ArchivesOnes FL, LLC to Iron Mountain Information Management, Inc. and ninety-day extension to allow time to re-bid is being presented for approval by the Public Information Office Department.

Recommend: Motion to approve.

Vendor: Iron Mountain Information Management, Inc.
Boston, MA

Amount: \$15,000.00 (estimated 90-day total)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-0605

The Procurement Services Department recommends approving the contract assignment and extending the contract for 90 days.

Short-Term Financing of Assets - Master Financing Contract (PUR-05)

No cost to enter into this contract. Will spend in accordance with per unit pricing secured through the competitive bidding process. Wachovia Financial Svcs..

Master Financing Contract for short-term financing of assets, on an as-needed basis is being presented for approval by the Finance Department.

Recommend: Motion to approve.

Vendor: Wachovia Financial Services, Inc.
Charlotte, NC

Bids Solicited/Rec'd: 464/2

Exhibit: Commission Agenda Report 08-0611

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

162-9551 – Contract Extension – Utility Billing Software and Implementation Services (PUR-06)

No budgetary impact.

Eighteen-month extension of consulting contract for Utility Billing Software and Implementation Services is being presented for approval by the Finance Department.

Recommend: Motion to approve.

Vendor: TMG Consulting, Inc..
Austin, TX

Bids Solicited/Rec'd: 784/10

Exhibit: Commission Agenda Report 08-0614

The Procurement Services Department has reviewed this item and recommends extending existing contract for an additional 18-month period.

Proprietary – Oracle Database Licenses **(PUR-07)**

\$14,751 is budgeted in Fund 001, Subfund 01, ITS010201-3199; \$34,694 in Fund 461, Subfund 01, PAR020101-6405; \$63,605 in Fund 454, Subfund 01.

Purchase Oracle Database Licenses is being presented for approval by the Information Technology Services Department..

Recommend: Motion to approve.

Vendor: Oracle USA, Inc.
Redwood Shores, CA

Amount: \$113,050.00 (not to exceed)

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-0613

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

282-9921 – Bullet Resistant Acrylic Glass Partition **(PUR-08)**
Parking Services Customer Lobby – Cashier Area

\$25,000 is budgeted in Fund 461/03, P11311.461, 6599.

Purchase bullet resistant acrylic glass partition for Parking Services Customer Lobby – Cashier area is being presented for approval by the Parking and Fleet Services Department.

Recommend: Motion to approve.

Vendor: C.E. Price, Corp. dba/ AAA Glass & Mirror
Miami, FL

Amount: \$16,483.00

Bids Solicited/Rec'd: 277/1

Exhibit: Commission Agenda Report 08-0620

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

**182-9955 – Computer Search Services – Police
Investigations and Background Checks**

(PUR-09)

Total cost of contract is \$84,000. However, only \$14,000 will be needed for current year funding which is available in Fund 01, Subfund 001 (beginning June 1, 2008 to September 30, 2008); POL040301 (CID) Subobject 3299 (other services) totaling \$12,000; and POL040401 (SID) Subobject 3299, totaling \$2,000.

Two-year contract to purchase specialized Computer Search Services used during the course of police investigations and background checks is being presented for approval by the Police Department.

Recommend: Motion to approve.

Vendor: ChoicePoint Government Services, Inc.
Alpharetta, GA

Amount: \$84,000.00 (two-year total)

Bids Solicited/Rec'd: 1264/3

Exhibit: Commission Agenda Report 08-0511

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

Proprietary – Tasers, Air Cartridges and Holsters

(PUR-10)

Funding provided by FY2007 JAG Local Law Enforcement Block Grant and expenses charged to GLLEBG09, Subobject 3946 (ttols/equipment), Fund 129, Subfund 02.

Purchase 100 x 26 Advanced Tasers, air cartridges and holsters to increase inventory is being presented for approval by the Police Department.

Recommend: Motion to approve.

Vendor: DGG Taser, Inc.
Jacksonville, FL 32244

Amount: \$113,296.25

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 08-0576

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

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

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson that Consent Agenda Items CR-04, CR-05, CR-06, and PUR-05 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 Rodstrom, Commissioners Moore and Hutchinson, and Mayor Naugle. NAYS: None.

Grant Application – Floating Docks Along New River (CR-04)
Riverwalk - \$506,560 – Florida Inland Navigation District –
Waterways Assistance Program

Vice Mayor Rodstrom asked if the City does not receive the grant, what would be the money source. Cate McCaffrey, Director of Business Enterprises, said that currently \$450,000 has been awarded to the City toward the floating docks, and this additional FIND grant comes from a special tax that should not be affected by budget cuts. In the event they did not receive the grant, they would seek alternate grant funding.

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

Grant application – Cooley’s Landing Boat Launching Facilities - (CR-05)
\$215,545 – Florida Inland Navigation District – Waterways
Assistance Program

In response to Vice Mayor Rodstrom, Cate McCaffrey, Director of Business Enterprises, confirmed the same would apply as explained in Agenda Item CR-04.

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

Grant Application – SE 15 Street Boat Launching and Marine (CR-06)
Complex - \$150,000 – Florida Inland Navigation District –
Waterways Assistance Program

In response to Vice Mayor Rodstrom’s question noted under Agenda Item CR-04, Cate McCaffrey, Director of Business Enterprises, said this item is different. There are currently monies allocated for this. The City is seeking matching grant funds. It is FIND money that they expect would be awarded. Funds are available in the budget.

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

Short-Term Financing of Assets – Master Financing Contract (PUR-05)

Vice Mayor Rodstrom removed this item from the consent agenda to abstain from voting.

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

In response to Vice Mayor Rodstrom, Kirk Buffington, Director of Procurement Services, indicated this item went through the competitive bid process. Mayor Naugle said the lowest bidder was not qualified. Mr. Buffington explained that SunTrust was found to be non-responsive because they deviated from what was requested in the RFP. Therefore, Wachovia was then the single responsive bidder.

Vice Mayor Rodstrom asked if she has a conflict of interest because her husband works for Wachovia Bank, NA. The City Attorney said if he works for the section the City is going to be dealing with, she would have a conflict, otherwise no.

Commissioner Moore asked why the other bidder was removed. Mr. Buffington said the City asked for basis point calculations and SunTrust reserved the right to alter the pricing methodology if liquidity premiums increased. They also included administrative fees of \$150 per financing and penalties for pre-payment of the debt, both of which the City did not require in the RFP.

Roll call showed: YEAS: Commissioners Moore and Hutchinson and Mayor Naugle. NAYS: None. (Commissioner Rodstrom abstained from voting due to a conflict of interest.)

MOTIONS

**City Commission Request For Review -
111 Broward Site Plan – Case 91-R-07**

(MD-01)

No budgetary impact.

Applicant: Broward GP, LLC – Groupe Pacific
Zoning: Downtown Regional Activity Center – City Center District
RAC-CC
Location: 111 East Broward Boulevard
Future Land Use: Downtown Regional Activity Center

Mayor Naugle announced that on March 14, 2008 the Development Review Committee approved an application for a development plan known as 111 Broward. Pursuant to ULDR (Unified Land Development Regulations) Section 47-26A.2, a statement of intent was filed requesting that this item be placed on the agenda to set a public hearing to review the application. Copies of any documents or visuals shown must be provided to the City Clerk.

Commissioner Hutchinson noted the call-up procedures and questioned why this item was not handled on April 15, 2008. The City Attorney said in the past if an item is called up within the thirty-day period, which it was, it should be placed on the next agenda. The next agenda, April 15, had been closed out and printed. This is the next available

meeting to be heard. Commissioner Hutchinson questioned why it was not simply walked-on for April 15. The City Attorney did not recall the City ever walking on a call-up. Commissioner Hutchinson disagreed.

Donald Hall, representing the Applicant, referred to Commissioner Hutchinson's point and noted he delivered a letter to the City Attorney yesterday. Mr. Hall's letter of May 5, 2008 was provided to the Commission. The Code says a motion must be adopted by the Commission within the thirty-day period following the approval of the lower body, which has expired. The lower body's decision, Planning and Zoning Department, was made on March 14, 2008. He understood that the City's long-standing policy has been to treat the request for a call-up as being the time at which the clock begins to run for the thirty days within which a motion must be made. His letter clearly demonstrates that while that may have been the City's practice, it is not the requirement of the Code. March 14th was two days after final negotiations with the federal agencies at which time they thought all issues had been resolved. There were Commission meetings available to hear this. The Commission operates under Roberts Rules of Order which is clear on this point, a motion can only be made at a meeting by a member of the body which is meeting. It is now too late to make a motion.

Mr. Hall referred to Exhibit 1 in tonight's back-up material states the Commission may adopt a motion to set a hearing to review the application. A motion seeking to review the application shall only be approved if it is found by the Commission that DRC (Development Review Committee) has misapplied, or failed to apply, one or more requirements of the ULDR or the City's Comprehensive Plan. He felt from the back-up material it is clear that is not the case. His client, through the offices of the City Manager, met several times with the General Services Administration, federal marshals and a federal district judge was present at each meeting. On March 12, he thought they had reached an agreement. GSA was satisfied at that meeting, and the federal marshals and the representative of the Federal District Court were all silent at that time. Minutes of that meeting were provided in the back-up to the Commission and they include conditions to which the client has agreed. The sum total of the extra expense of the project to agree to those conditions is estimated at \$2 million. Staff's report and their approval of the site plan makes it clear that there is no departure from the requirements of the ULDR or the Comprehensive Plan. It is incumbent upon the Commission to make a finding as directed by staff that the approval is consistent, compatible and fully compliant with the requirements of the Land Development Code and the Comprehensive Plan.

Christopher Eck, General Services Administration, said that GSA represents the federal agencies and federal courts. They do not disagree with some of Mr. Hall's statements. Meetings were held in which discussions centered around the potential effects to the security of the Federal Courthouse which are not inconsequential. At the March 12th meeting there were statements of affirmation, but there was not a final agreement. They were working toward an agreement and not out to prevent the development, but to ensure the significant security concerns. He noted this is a post 9/11 environment. The development being constructed next to the Federal Court will be the tallest building in Fort Lauderdale. It will be three feet away from the Federal Courthouse wall. A number of incidents have occurred in recent years that have caused concern to the federal government. When the building was built such concerns did not exist, but the world has changed. There was no final agreement on all of the issues.

Mr. Eck said one of the most significant issues was traffic and they continued to meet with City staff and others in an effort to resolve before this meeting. The item was called up by Vice Mayor Rodstrom prior to the thirty-day period expiring. They were proceeding appropriately as they understood from the City Attorney. At the beginning there was an understanding that some of the traffic issues were only within the State's control. Questions were submitted to the City in January concerning the possibility of diverting Broward Boulevard.

Commissioner Moore wanted to stay on the topic of whether to schedule a public hearing.

Mr. Eck further said that Section 47-26A.1(f)(2)(d) provides the Commission may consider any other information deemed necessary by the department to review the request. They had a number of things they considered as relevant.

Commissioner Moore understood the concern about traffic and safety. He did not understand how their concerns are the response of the developer. The City has a regional activity center in which certain heights, developments are allowed. This project appears to have met all merits. If the federal government is concerned about safety, they should address safety issues of their structure. The City Attorney said that the other part of the review is that the surrounding development is protected from the impacts of the development. The question before the Commission is whether the traffic situation is a sufficient impact on the surrounding property owners to warrant a public hearing.

Commissioner Moore asked how the City would deal with a traffic issue in the Downtown Regional Activity Center by one development coming in when there is proposed development at a scale of a maximum of no height, no parking requirements, and no mass transit requirements. None of this is required of any other developer. Also, the courthouse might move. The City Attorney said that one consideration in approving development even in the Downtown Regional Activity Center is impact on adjacent property owners. The traffic study seems to not create the burden is suggested by GSA and the federal government. The issue was raised as to whether there has been an adequate review of that impact, and whether additional traffic studies may be required. If that is the case, there should then be a public hearing.

Commissioner Moore asked if a traffic study has been conducted. Mr. Hall referred to the back-up that contains findings and conclusions by staff. He quoted from page 2, Exhibit 1: "Although the proposed project impacts the existing level of surface, it is anticipated that the goals of the Downtown Master Plan are realized and result in an active urban environment. These impacts will be mitigated through implementation of transit options as identified in the Master Plan and the County's approved transit oriented concurrency into which the Applicant will contribute." The answer is that there will be impacts and they will be mitigated. This is the result of meetings with City staff and the City's outside consultants. After the March 12th meeting, they had no idea there were still issues pending with the federal agencies.

ALL INDIVIDUALS WISHING TO SPEAK ON THIS MATTER WERE SWORN IN.

Fred Moreno, Chief Judge, Federal Court, said their Court has voted to stay at this location regardless of what will be done, but they are concerned about security. He

wanted to make sure the Commission understands the importance of security. Oklahoma City was bombed by a car bomb. This is about the safety of the citizens, jurors, civil litigants, marshals. Traffic has a tremendous impact. They are asking the Commission review this before a decision is made.

Federal Judge William DiMitroulleas said this process began in December when the developer explained his plans and addressed their concerns. He outlined the meetings held. A consensus was reached on some concerns. The major concern is the 1,000 car parking garage where traffic will enter and exit only from 1st Street. It is the same street to gain access to the courthouse, get prisoners and judges into the courthouse at about the same time this office building will be filling in the morning and emptying in the afternoon. It is almost gridlock now. They thought the Department of Transportation would make the determination about the new entrance being from Broward Boulevard. They spoke with the Department of Transportation and that is part of the reason for the delay. The Department of Transportation said they would consider it, but the request needs to be made by the developer. They hope the Commission will give the developer the impetus to go to DOT. They are concerned about the quality of life in the courthouse while the building is being constructed, but more importantly security and traffic flow.

Joe Samaha, Applicant, said he went through the City's process. Traffic studies were done by Molly Hughes and they have been approved by the City's consultants. Staff approved the project design. They made modifications because the judges do have concerns. Groupe Pacific disagrees as to whether there was an agreement. The City Manager was the broker of the agreement between the GSA and the developer, and he attended all of the meetings. The conditions added cost millions of dollars. He followed the City's rules, City staff approved it. Meetings commencing in November were held with the neighbors and that just concluded in March. The City Manager allowed this to drag for sixty days awaiting responses from the federal government. He is following the City's rules and cannot get approved. He has nothing to do with the street. He did not know if one-way is a good idea. Their problem is not Groupe Pacific's problem. He asked the Commission not to delay the project over it.

Mayor Naugle asked if Mr. Samaha would object if the Department of Transportation granted permission for their parking garage to have access from Broward Boulevard. Mr. Samaha said they have not conducted any study on it. Originally, they knew that Broward Boulevard could not be used and might be a traffic issue. Therefore, the building entry was set in the back. The judges were concerned about the loading docks. They were moved to the west side. They were worried about parking against the building. All parking ramps were moved to the east to prevent parking along the building. With respect to Broward Boulevard, all new studies would have to be conducted and the process started all over again. He could not afford to do this. He clarified that according to Molly Hughes, also representing Groupe Pacific, they consulted DOT and they rejected it.

Mayor Naugle asked if this was a matter of making 1st one-way and such determination being made by the City, would Mr. Samaha object. Mr. Samaha indicated without a study, he could not express an opinion, but would not object.

Commissioner Hutchinson noted the City Manager participated in the meetings. She believed when staff granted preliminary approval on March 14 there was a comfort level

that everything was in compliance. She read "The following conditions (15 of them) include measures intended to mitigate concerns identified by the occupants of the Federal Courthouse building located to the east of the site to which the Applicant has agreed." Apparently staff approved. It seemed that everyone was in agreement. The City Manager said everyone is a little right. The basis for the City's intervention was that the Applicant had certain legal rights but the Federal Court System also had concerns. They attempted to mediate between the two parties. Meetings were held wherein the developer attempted to reach a compromise with the Court System. The Court System is a variety of entities but at the end of the day it was understood that the developer did not have to do what he was doing, but he wanted to prevent a long process and to get staff approval of the project.

In terms of traffic, the Manager indicated they realized the developer did not have much to do with that issue. The Court System was looking for a commitment from the City in terms of the one-way or Broward cut-outs. The City could not commit to a one-way since no study had been done. Staff committed they would make a good faith effort after-the-fact to identify the issues. There was no sign on the dotted line because some entities did not have authority over others. The tenants have the largest concern in regard to traffic. There was a consensus that the developer had done the best he could in regard to security concerns. The concessions were voluntary.

Commissioner Hutchinson read "The application shall only be approved for a public hearing if it is found by the City Commission that DRC has misapplied or failed to apply one or more requirements of the ULDR or the City's Comprehensive Plan in approving the application." Unfortunately she could not find one. Therefore, she would not support a motion for a public hearing.

The City Manager felt if they could reach a comfort level with the Court system, there would be a way to deal with future traffic issues and walk away with some sense of a win-win. He felt there are things that could be done in the future to make them comfortable. Commissioner Hutchinson noted the approval states the City will do so.

In response to Vice Mayor Rodstrom, the City Attorney indicated when there is a vote of 2-2, it fails.

Motion made by Vice Mayor Rodstrom and seconded by Commissioner Hutchinson to set a public hearing on this matter for May 20, 2008.

Commissioner Moore felt everyone has good intentions, but he was concerned the City is being asked to utilize powers that they should not because of concern of another governmental entity that is out of this issue's jurisdiction. They have followed the development rules and regulations. Safety has nothing to do with this approval process. The developer has gone above and beyond the requirements. This is a mandatory process. Unless staff did something inappropriate, there should not be a public hearing.

Vice Mayor Rodstrom pointed out the City Attorney made it clear that there is an impact with the ULDR which could be applied to this project. The City Attorney clarified that this Commission has to make a finding that the review failed to consider impacts on the adjacent property. Vice Mayor Rodstrom believed it fails to do so.

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

Mayor Naugle asked if the Commission would agree if the property owners along the street, Wachovia, 101 Building, the City and the Federal interest, could have a planning session regarding 1st, including looking at one-way proposals. There was consensus.

Vice Mayor Rodstrom wanted to look at the ULDR since no adjustments have been made since 9/11.

RESOLUTIONS

Dock Permit Application – Tammi L. Molinet (R-01)
915 Cordova Road

No budgetary impact.

Applicant: Tammi L. Molinet
Location: 915 Cordova Road

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 08-91

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING, PURSUANT TO SECTION 8-144 OF THE CODE OF ORDINANCES OF THE CITY OF FORT LAUDERDALE, FLORIDA, THE CONSTRUCTION, USE, MAINTENANCE OF AN EXISTING 30' LONG X 8' WIDE DOCK, AND 6 EXISTING MOORING PILES AND ADJOINING SEAWALL ON PUBLIC PROPERTY BY TAMMI L. MOLINET, SAID DOCK AND SEALL LOCATED ALONG CORDOVA ROAD IMMEDIATELY EAST OF THEIR RESIDENCE WHICH HAS A STREET ADDRESS OF 915 CORDOVA ROAD THE LEGAL DESCRIPTION OF WHICH IS MORE PARTICULARLY DESCRIBED BELOW, UNDER CERTAIN TERMS AND CONDITIONS.

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

Fire Station 3 – Amend Previously Approved Plat (R-02)
2801 SW 4 Avenue – Case 11-P-07(A)

No budgetary impact.

Applicant: City of Fort Lauderdale
Location: 2801 SW 4 Avenue

Zoning: Park P

Commissioner Mayor Moore introduced the following resolution:

RESOLUTION NO. 08-92

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING AMENDMENTS TO A PLAT KNOWN AS "FIRE STATION NUMBER 3."

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

CITIZEN PRESENTATIONS

Robert A. Walsh – Alzheimers Disease Awareness (CIT-01)

Robert Walsh said that over five million elderly people are afflicted with this disease.

Commissioner Hutchinson left the dais at approximately 7:06 p.m. and returned momentarily.

Commissioner Moore left the chamber at approximately 7:06 p.m.

Mr. Walsh said people spend time preserving civil rights, but when it comes time to exercising them, they seldom do. He would like to know from the Police Department the number of people arrested and convicted of elderly fraud and abuse for the last two years to show the problem these residents are facing. Elderly are put in jeopardy, including their finances. He asked the Commission to consider a resolution in connection with elderly fraud and abuse. He commented about the acts of fraud and deceitful approaches upon the elderly.

PUBLIC HEARINGS

Rezoning To Community Business With Site Plan and Flex Allocation – Depot Offices – Professional Office Building Case 3-ZR-07 (PH-01)

No budgetary impact.

Applicant: AZD, LLC
Location: 421 NE 11 St.
Current Zoning: Residential Multi-Family Mid-Rise – Medium High Density RMM-25
Proposed Zoning: Community Business CB

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

Commissioner Hutchinson introduced the following ordinance on First Reading:

ORDINANCE NO. C-08-20

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM "RMM-25" TO "CB" WITH COMMERCIAL FLEX ALLOCATION AND APPROVED DEVELOPMENT PLAN, THE SOUTH 12.4 FEET OF THE WEST 64.5 FEET AND THE SOUTH 3.09 FEET OF THE EAST 70.5 FEET OF LOT 20 AND ALL OF LOTS 21 THROUGH 24, BLOCK 144, "PROGRESSO," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 2, PAGE 18, OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY, FLORIDA, LOCATED AT THE NORTHWEST CORNER OF NORTHEAST 11TH STREET AND NORTHEAST 5TH AVENUE, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

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

**Rezoning To Community Business and Exclusive Use -
Parking Lot – Pier 17 – 1500 SW 17 Street – Case 12-ZR-07**

(PH-02)

No budgetary impact.

Applicant: Pier 17 Marina & Yacht Club, LLC
Location: 1500- SW 17 Street
Current Zoning: Industrial I, Residential Single-Family – Low Medium Density RS-8
Proposed Zoning: Industrial I, Community Business CB, Exclusive Use – Parking Lot X-P

Commissioner Moore returned to the chamber at approximately 7:10 p.m.

ALL INDIVIDUALS WISHING TO SPEAK ON THIS MATTER WERE SWORN IN.

Robert Gargano, 1329 Orange Isle, said that he is speaking on behalf of his neighbors, who he listed, and indicated they support the project with two conditions. The subject property is immediately across from their property. The first is that the rezoning if approved be attached to this project. Commissioner Hutchinson confirmed that is part of the condition tonight.

Mr. Gargano also requested heavy and tall landscaping on the corner on the New River is planned for parking and this be a condition of approval.

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

Commissioner Hutchinson asked about the landscape condition. Courtney Crush, representing the Applicant, said that at the Planning and Zoning Board meeting, Mr. Gargano and Shady Banks Civic Association made the request that a hedge and wall in addition to landscaping around the parking lot in addition with the landscaping. She said that Mr. Gargano preferred the hedge to be six feet, and Shady Banks would like four feet.

Commissioner Hutchinson noted that it is an existing parking lot; she suggested five feet. Ms. Crush felt for security reasons four feet would be appropriate.

Commissioner Moore introduced the following ordinance on First Reading:

ORDINANCE NO. C-08-21

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM "RS-8" TO "XP" WITH COMMERCIAL FLEX ALLOCATION AND APPROVED DEVELOPMENT PLAN, THE EAST 183.5 FEET MORE OR LESS, OF TRACT "A", "BOSSERT ISLES," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 46, PAGE 42; AND TO REZONE FROM "RS-8" TO "CB" WITH COMMERCIAL FLEX ALLOCATION AND APPROVED DEVELOPMENT PLAN, BLOCK "A," "AMENDED PLAT OF YELLOWSTONE PARK," ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 15, PAGE 3, BOTH OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

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

ORDINANCES

Comprehensive Plan Amendments (O-01)
Evaluation and Appraisal Report and Public School Concurrency

No budgetary impact.

Commissioner Hutchinson introduced the following ordinance for EAR on SECOND Reading:

ORDINANCE NO. C-08-18

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE 1999 FORT LAUDERDALE COMPREHENSIVE PLAN TO AMEND THE PERMITTED USES CONTAINED IN THE FUTURE LAND USE ELEMENT AND OTHER EVALUATION AND APPRAISAL REPORT BASED AMENDMENTS TO THE CITY OF FORT LAUDERDALE COMPREHENSIVE PLAN.

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

Commissioner Hutchinson introduced the following ordinance for Public School Concurrence on SECOND reading:

ORDINANCE NO. C-08-19

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING THE 1999 FORT LAUDERDALE COMPREHENSIVE PLAN TO ADOPT A NEW PUBLIC SCHOOL FACILITIES ELEMENT AND PROPOSED AMENDMENTS TO THE INTERGOVERNMENTAL AND CAPITAL IMPROVEMENTS ELEMENTS TO IMPLEMENT SCHOOL CONCURRENCE.

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

Amendment To The Pay Plan – Schedule I

(O-02)

No budgetary impact as sufficient funds for the recommended Parks Operations Superintendent Position described in Exhibit 1 are included in the Parks and Recreation Department's FY 2007-2008 budget – specifically, \$72,680 is available for salary and benefits in PKR 010101, including \$60,464 in Subobject 1101 (permanent salaries), Fund 001, Subfund 01. The recommended title change for the Information Technology Services Director has no financial impact and the Environmental Services Manager salary range is being decreased by two (2) ranges resulting in a future net salary savings.

Commissioner Hutchinson introduced the following ordinance FIRST reading:

ORDINANCE NO. C-08-22

AN ORDINANCE OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING SCHEDULE I OF THE PAY PLAN OF THE CITY OF FORT LAUDERDALE, FLORIDA, BY CREATING AND ADDING A NEW CLASS, CHANGING THE PAY RANGE OF A CLASS, AND CHANGING THE TITLE OF A CLASS, AND PROVIDING FOR SEVERABILITY, REPEAL OF CONFLICTING ORDINANCE PROVISIONS, AND AN EFFECTIVE DATE.

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

Mayor Naugle announced that Commissioner Teel has indicated she would prefer two appointments be made to the Board of Adjustment so there would be alternate members.

Motion made by Commissioner Moore and seconded by Commissioner Hutchinson to accept the three candidates presented at the Conference meeting.

Mayor Naugle indicated without objection, those individuals would be made a part of the board appointments section of this meeting.

Advisory Board/Committee Appointments

(OB)

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

Aviation Advisory Board	Lee Alexander Linda Iversen Debora Van Valkenburgh
Beach Business Improvement District Advisory Committee	Ina Lee Andreas A. Ioannou Joseph Geluso Michael Hatzfeld Carlos Molinet Ramola Motwani Gabriel Rodriguez Amaury J. Piedra
Board of Adjustment	Diane Waterous Centorino Bruce Weihe E. Birch Willey Michael Madfis (Alternate) Karl V. Shallenberger (Alternate) Henry A. Sniezek (Alternate)
Marine Advisory Board	Mark Swenson
Performing Arts Center Authority	Barbara Jones

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 08-93

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

Rescheduling June 3, 2008 City Commission Meetings

Vice Mayor Rodstrom asked about rescheduling the Commission meeting from June 3, 2008 to June 10, 2008. Mayor Naugle and Commissioner Hutchinson consented.

Commissioner Moore said the meetings are regularly scheduled on the first and third Tuesdays of the month. He did not feel meetings should be changed for the convenience of a member. He would not support it.

The City Clerk said that a resolution would be needed at the next meeting.

Calypso Deepwater Port

Mayor Naugle had received a letter from the Galt Mile Community Association, Inc. that the Association sent to Governor Crist, expressing concern about the liquefied natural gas Calypso project. He hoped that the Commission would authorize a similar letter be sent by the City, expressing concern about the location which is highly populated.

Commissioner Hutchinson had no objection to such a letter.

Commissioner Moore wanted it be brought to the Commission for discussion. Mayor Naugle said the matter has been discussed. He senses an urgency.

The City Attorney said that Commissioner Teel requested that this item be brought to the Commission at the next meeting. She originally asked for a resolution to be walked-on tonight, but he had advised her that the public hearing on this issue would not be held until May 23, 2008 and then the governor has 45 days after that. Mayor Naugle concluded it would be timely to address the matter at the next meeting. He asked it be placed on that agenda, May 20, 2008.

Commissioner Hutchinson said in Rio Vista an area known as Abreu Place people congregate there in the evenings. It has been designated as a park, but the plat book shows it as a street. Currently, there is a sign posted, designating it as a park and prohibiting dogs. She requested the sign be removed so people can use the area for their enjoyment. The City Attorney said it is not a park, but is being treated as a park since the Parks Department maintains it. If the Commission wants to treat it differently, it could be done, but practice has been to treat such areas as parks. In fact, the Commission has named some of these street-ends for individuals and called them parks by resolution. He suggested the Parks Department put together a proposed set of rules for treating these areas differently. It might be done on a site specific basis because they may want regular park rules to apply.

Mayor Naugle said that staff could put something together, and in the meantime the reference to the prohibition of dogs could be removed from the signage.

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

Jim Naugle
Mayor

ATTEST:

Jonda K. Joseph
City Clerk