

FORT LAUDERDALE CITY COMMISSION CONFERENCE MEETING
AUGUST 17, 2010

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CITY COMMISSION CONFERENCE MEETING 1:30 P.M. August 17, 2010

Present: Mayor John P. "Jack" Seiler
Vice Mayor Romney Rogers, Commissioners Bruce G. Roberts,
Charlotte E. Rodstrom, and Bobby B. DuBose

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

EXECUTIVE CLOSED DOOR SESSION WAS HELD AT 1:32 P.M.

The City Commission shall meet privately pursuant to the Noted Florida Statutes regarding the following:

ANGELA ISHAM, as Personal Representative of the Estate of David Duane Isham, and on behalf of survivor, Angela Isham vs. CITY OF FORT LAUDERDALE CASE 03-007988(02)[F.S. 768.28(16)]

LAMONT SNYDER vs. CITY OF FORT LAUDERDALE CASE 07-08662 [F.S. 768.28(16)]

ARROW DIRECTIONAL BORING, INC. vs. CITY OF FORT LAUDERDALE CASE 06-001336 [F.S. 768.28(16)]

CITY OF FORT LAUDERDALE vs. LEXINGTON INSURANCE COMPANY AND ZURICH AMERICAN INSURANCE COMPANY CASE 08-054851.03 [F.S. 286.011(8)]

COLLECTIVE BARGAINING (F.S. 447.605)

CLOSED DOOR ENDED AT 3:02 P.M.

Note: The City Commission reconvened at 3:19 p.m. and addressed City Commission Reports in the City Commission meeting room on the first floor of City Hall.

IV - City Commission Reports

Fort Lauderdale Black Police Officers Association event

Commissioner DuBose commented on a back to school event recently held by the Fort Lauderdale Black Police Officers Association. He thanked the association.

Background Screening; parks and recreation program volunteers

Commissioner DuBose wanted to revisit the background screening process and indicated he would be meeting with the appropriate staff.

City Commission meeting length

Having received public feedback, Commissioner DuBose felt the transparency of government is challenged when the City Commission conducts business late in the evening because everyone is not available. He was not in favor of marathon type meetings.

Commissioner Roberts agreed and suggested perhaps midnight as a goal, although he believed longer will be necessary at times.

Association of Indians in America Independence Day Celebration

Commissioner Roberts noted a recent successful event at the Performing Arts Center, Association of Indians in America Independence Day celebration.

Notifications to City Commission Office

Commissioner Roberts mentioned the recent water rate increase and asked the City Manager to notify the City Commission and their offices about upcoming projects as they are implemented in the interest of being prepared to answer questions of the public.

A-1-A Lane Changes; Florida Department of Transportation

Commissioner Roberts announced an upcoming community meeting on this topic.

Public Safety Communication System

Commissioner Roberts requested the City Manager look into the feasibility of an intermediate fix working with Motorola of the public safety communication system. Tim Edkin, Director of Information Technology Services, advised that a meeting is already scheduled. Mayor Seiler indicated he would also favor an intermediate fix.

District I pre-agenda meetings

Commissioner Roberts announced venue changes.

Riverwalk and Schlitterbahn Park, San Antonio, Texas

Vice Mayor Rogers discussed his visit to Texas to see the Riverwalk in San Antonio and Schlitterbahn Park facilities.

Pageants; Miss Florida, U.S.A. and Miss Florida Teen

Vice Mayor Rogers advised that these pageants are interested in holding their events in Fort Lauderdale.

Pedestrian Safety

Vice Mayor Rogers commended staff on two brochures produced by the City and emphasized their importance in terms of publicizing.

Signage; Las Olas Boulevard and downtown

Vice Mayor Rogers stressed the importance of addressing signage for these areas, including crosswalks.

Upcoming City Events

Vice Mayor Rogers announced upcoming City events.

Michael's; new business

Stephen Scott, Director of Economic Development responded to Commissioner Rodstrom's question about a review of the Unified Land Development Regulations to be business-friendly, noting the Business First Fort Lauderdale recommendations. Mayor Seiler felt that by coordinating with the chamber, Alliance and Workshop, there should be experts from those business organizations. He wanted not to over-consult.

International Swimming Hall of Fame, Creation of New Community Redevelopment Agency, Appointment of City Manager

Commissioner Rodstrom noted that previous minutes indicated these items would be coming forward on an agenda and that has not yet occurred.

Public Safety Communication System

Mayor Seiler requested a full report on this matter be provided to the Commission. Mr. Edkin advised that he is in the process of preparing a commission memorandum on this matter and meeting with Motorola. In response to Vice Mayor Rogers, Mr. Edkin advised the implementation period would be 2-3 years.

Office Depot event

Mayor Seiler commented on a back-pack (back to school) event recently held by Office Depot.

Water Rate Increase

Mayor Seiler noted the wait time his wife experienced when inquiring by telephone about the recent water rate increase.

Drive-Thru Lanes; Banks

In response to concern by the developer of Michael's and other area businesses, Mayor Seiler requested staff look into whether the vehicle stacking space required for banks be examined for a possible update based on more people doing their banking online.

Pier

Mayor Seiler asked about the status of investigating the feasibility of a pier. Donald Morris, Beach Redevelopment Agency Director, thought this discussion was going to occur at the special meeting with the Beach Redevelopment Board to set priorities which staff anticipated would occur after the budget is concluded.

City Commission meeting length

Mayor Seiler felt the Commission should do its homework on agenda items in advance of the meeting. He asked that the Commission try to limit discussion to speaking once on an issue. Commissioner Rodstrom thought the meetings could start earlier or finishing a meeting the next morning.

Continued on page 16

I-A – Code Amendment – Noise Control

Mike Maloney, Code Enforcement Manager, highlighted previous direction to staff and what has been in terms of analysis outlined in Commission Agenda Report 10-0763.

Eric Zwerling of Noise Consultancy, City consultant, responded to various questions posed by the Commission summarized as follows. He expanded on the complexity of the environment of special entertainment districts (SED). The goal is to protect people in their residences. He addressed the question of why a distance of five feet was selected for taking measurements from the alleged source and explained that getting close to it is a way to isolate what is the actual source. There is no specific standard. This method has been applied in Seattle and Freeport, New York. The five foot distance existed in the original ordinance. He also discussed decibel levels as to their acceptableness and safety. The levels currently provided in the code are intended to protect speech during the day, for example from one's balcony, and sleep at night. There is an industry rule of thumb on this point. He went into detail on decibel level reduction as the distance increases. The measurement would be from the source or external building line although the actual source could be inside it. It is necessary to establish a standardized location.

Valerie Bohlander, Director of Building Services, responded to Commissioner Rodstrom's question concerning after hour construction permits. It would address all construction. Deborah Hernandez, Community Inspections Supervisor noted the current code provision concerning the starting of construction on Sunday mornings.

Mayor Seiler opened the floor for public comment.

Art Seitz, 1905 N. Atlantic Blvd., elaborated upon the noise level from the Pelican Grand Resort and that they have paved over a grass area that he believed is illegal. He noted code enforcement measures taken in Miami Beach. Mayor Seiler asked staff to look into this.

Ralph Enderby, 401 SW 4 Avenue, advised that he is a resident of Esplanade. He asked how it was established that the permitted decibel levels should be raised. He displayed graphs of measurements he took and noted that the levels do not comply with the current code that were made a part of the record. He pointed out the lack of enforcement that he saw is the major problem. Mr. Maloney elaborated upon enforcement challenges. This proposal will provide for more consistency, but the remains a lack of manpower in the field and with respect to training.

Tom Demots, representing Symphony Condominium, advised that the problem has not improved. He agreed that the main problem is enforcement. The Police Department

has not cooperated. It would be helpful if a police officer could issue a citation on the spot. The problem has to do with the outdoor venues, America's Backyard and a couple on the Riverwalk. He complimented the code enforcement staff.

Dev Motwani, 2600 Castilla Isle, felt the measuring system is arbitrary. The term, structure, is not defined. It may also infringe upon one's property rights. The purpose of an entertainment district is to entertain people and music is part of it. There needs to be leniency within the district. There are a lot of outdoor venues because people want to be outside. Eliminating the ability to do business outside would be stifling economic activity.

Tim Petrillo, 333 Las Olas Boulevard, emphasized that the current limits are not fair. He used a specific restaurant example where he measured the noise at the lunch hour and it exceeded the limits. As a business owner, he invested millions of dollars to bring business to Fort Lauderdale and generate jobs. His specific concern has to do with where the measurement is taken.

In response to Commissioner Rodstrom, Mr. Zwerling outlined how measurements were previously taken and elaborated upon the challenges that occurred. Commissioner Rodstrom was concerned about imposing limitations on outdoor dining and wanted assurance that the regulations pertain to amplified music. Mr. Zwerling advised that the regulations are meant to apply to amplified music and sound. In response to her question about a three or four-piece band, Ms. Bohlander noted there are zoning requirements that would first apply. Mr. Zwerling explained that the officer will be looking at the meter and could distinguish noises like laughter, dishes. Mr. Petrillo reiterated his contention that the measurement is too close to the door; it should be at the property line. In response to Commissioner Roberts question of whether the distance to the residence is then factored-in, Mr. Zwerling thought it would make the enforcement incredibly complicated. Mayor Seiler felt the distance from the building to the property line should be a consideration. Commissioner Roberts thought there should be tables that show the sound regression according to distance. The enforcement officer would make a finding of the source and how much the sound has degraded to the complainant point. There could be atmospheric factors. He recognized the enforcement issues. Vice Mayor Rogers thought the focus should be self-enforcement and consistency in measurement. Mr. Zwerling indicated the compliance determination could be written as five feet or the property line whichever is further. He went on to elaborate upon the enforcement challenges. Being five feet from the door does not mean you are five feet from the source. Mayor Seiler suggested five feet from the property line which would be consistent citywide. Commissioner Roberts felt the distance to the complainant should be part of the calculation. Commissioner Rodstrom did not support five feet from the door and thought there needs to be more analysis because there are too many variables.

Mayor Seiler asked the Commission meet individually with staff and the item be brought back. He felt there should be uniformity as to the measurement point.

I-B – Central Beach Wayfinding – Signage Conceptual Design Including Code Amendment – Phase One

Chris Rogers of Yazı, City consultant, reviewed slides on this matter. A copy of the slides is attached to these minutes. In response to Mayor Seiler, Diana Alarcon, Director of Parking and Fleet Services, described the current signage design, noting the proposed signage content and placement on the beach in the sand. She responded to Commissioner DuBose's question about making content changes and the design for parking. Mr. Rogers advised that in response to comment about potential implementation citywide, Yazı has thought that to be feasible.

Returning to the slide presentation, Mr. Rogers displayed Slide 18 and indicated that Florida Department of Transportation's (FDOT) preliminary review of the signage has been very favorable. He expanded on their discussions with FDOT and 2009 revisions to the Federal Manual of Uniform Traffic Control Devices, adding a section on community wayfinding and giving more leeway.

Mr. Rogers responded to Vice Mayor Rogers' question about the logic behind the recommended code amendment pertaining to monument signs and specifically to identify parking areas (Slide 20). He noted that the slide shows the largest sign for parking; there are other smaller ones fitted to the individual situation.

In response to Mayor Seiler, Mr. Rogers believed there are some 20-30 regulatory signs.

Commissioner Rodstrom wanted more work done on the vehicular gateway design. She suggested more incorporation with the wave wall. In response to her suggestion of locating a gateway sign at Las Olas Boulevard, the columns and the beach, Mr. Rogers advised that Sasaki Associates who prepared the beach master plan has other ideas for that area.

Commissioner Roberts asked about the potential use of scenic highway grant funding and integration with this proposal. Ms. Alarcon reported on the status of the City's grant application of 80% funding. Phase one falls within the remaining 20%. Funding for phase one would come from Parking Services and the Community Redevelopment Agency shown on Slide 33.

Vice Mayor Rogers agreed with Commissioner Rodstrom concerning incorporating the wave wall in the gateway design.

Mayor Seiler hoped that the proposal has been processed through the pertinent boards. He questioned a million dollar expenditure for this project unless there is grant funding. He did not see the signage difference as significant and cited the effort required to obtain FDOT approval. Mr. Rogers called attention to Miami Beach's signage. Mayor Seiler did not think the City could afford a multi-million sign system in other parts of the city. He understood that Miami Beach would want to distinguish itself from Miami. Mr. Rogers cited citywide systems in Tampa and Bradenton. The system establishes a city identity.

In response to Commissioner DuBose, Ms. Alarcon explained that phase one would be prototype implementation. The goal is to test if the signage is effective in moving people from one destination point to another. Commissioner DuBose thought prototype had to

do with whether people like the design. He did not think there should be multiple signs. Mayor Seiler noted the individual cost, contending this is a significant expenditure. If it is not right, the City is already down the path. He could not defend a \$9,000 sign on the beach.

Mr. Rogers responded to Commissioner Rodstrom's question about materials used in construction of the signs and wind resistance.

In response to Commissioner Rodstrom, Ms. Alarcon agreed that Commissioner DuBose made a valid point, the signage for the bus and trolley systems should be revised to one or two signs. Mayor Seiler could not support \$3,000 for a bus stop sign. Commissioner Rodstrom agreed.

Vice Mayor Rogers indicated if it is not in the budget, it should not be done at this time. However, he felt the City should move forward with the idea that signage is important. Ms. Alarcon indicated that other materials could be explored that would bring the cost down. Commissioner DuBose indicated when this is reevaluated, it should be less expensive and thought given to it being citywide. He reiterated that the prototype phase should be one of each type. Commissioner Rodstrom rose the point that signage previously purchased by FDOT would now be assumed by the City.

Mayor Seiler requested the cost data from the signage systems implemented in Miami Beach, Bradenton and Tampa.

Commissioner Rodstrom did not think that CRA funding should be expended on anything just because it is available. Perhaps there should be discussion about supporting one or two marquee projects.

Mayor Seiler opened the floor for public comment.

Patrick Shavloske, representing Bonnet House, supported the proposal and indicated their desire to work with the City in any way possible to improve visibility and wayfinding to Bonnet House. Bonnet House would like to insert some language on the beach signage.

Art Seitz, 1905 North Atlantic Boulevard, supported the proposal and the leveraging of federal grant dollars. He spoke of lost opportunities in applying for additional funding. He was concerned about the lack of funding to advance the Sasaki beach master plan pertaining to the (A-1-A) greenway.

I-C – Visioning Process Consultant Request for Proposals – Visioning Committee

Chaz Adams, Acting Director of Public Information, highlighted Commission direction and progress made on this matter reflected in Commission Agenda Report 10-1127.

In response to Mayor Seiler, Tim Smith, chair of the Visioning Committee, advised that the vice chair, Stan Eichelbaum, has supported the idea of securing grant funds, but there has been no indication that would happen. Moving this item forward would not preclude the City from receiving any grant funding. He urged that the RFP be as broad as possible and be sent to the corporations mentioned by Mr. Eichelbaum. Responders are being asked to provide pricing by component.

In response to Mayor Seiler, the City Attorney advised that individual members of the Commission could speak with representatives of universities to encourage them to participate. There is no problem with soliciting input. He did not recommend meeting with entities once they have responded.

Vice Mayor asked about the idea of creating a not-for-profit and another committee to facilitate a broader reach. He questioned if the committee is able to operate to their satisfaction and that they have all of the tools. He emphasized the need to communicate with the business community. Mr. Smith commented on the constraints of the Sunshine law. Also, in addition to business, there are actually nine areas of focus in all. If it is narrowed to business and economic development, it will not be possible to get full buy-in. Vice Mayor Rogers agreed. There was mutual agreement that the goal is to reach those who do not generally participate in local government. Mr. Smith elaborated upon how the committee is addressing this point.

Commissioner Rodstrom questioned monetary data in the backup because this is not a vote to expend that money. She is only interested in addressing the RFP at this time.

Mayor Seiler opened the floor for public comment.

Art Seitz, 1905 North Atlantic Boulevard, agreed with Mr. Smith. He supported this item, hoped such a plan would be well received and elaborated upon its value.

Mayor Seiler indicated his support but hoped the City would keep the door open to possible other funding sources. He had inquired to the City Attorney about a public/private venture alternative, but there is no way around the current established process.

In response to Vice Mayor Rogers, the City Attorney advised that there is no legal issue with issuing an RFP without budgeted funding, but the RFP should so indicate. Vice Mayor Rogers wanted to indicate that all sources of funding have not been identified, however the City Attorney noted that would imply that some sources have been identified. In response to Commissioner Rodstrom, the City Attorney felt the RFP would generate more of a business rather than a charitable one.

Note: The City Commission recessed at 5:53 p.m. and reconvened at 6:37 p.m. in the City Commission meeting room on the first floor of City Hall with Conference Item I-D.

I-D – Riviera Isles – Drainage and Tidal Flooding

Albert Carbon, Director of Public Works, highlighted information in Commission Agenda Report 10-1132. City staff has talked with the residents about a new product of an inline type of valve that will be installed in Hector Park that would reduce the cost to \$250,000. Recommendations would be presented to the Commission in September. There will be a need for prioritization as there is a backlog of about three years. In response to Mayor Seiler, Mr. Carbon indicated the City's first experience with this type of value will be in Hector Park; and installation will take only a few days. He spoke with the same product representative as Mr. Joyner.

Commissioner Rodstrom indicated this is a citywide problem that has been ongoing for more than three years. She asked why Riviera Isles was not made aware of the City's plans to purchase and install this type of valve in Hector Park. She also asked if the Commission authorized this. Mr. Carbon explained that because the City does not have experience with this valve, staff chose an isolated area, Hector Park. The City has experience with the red valve product in Sunrise Key. He did not want to propose the other valve until there was some experience with it. In speaking with the manufacturer's representatives and some Riviera Isles' residents, they think only eleven valves as opposed to sixteen will be needed. He will provide information about Commissioner Rodstrom's other questions. Commissioner Rodstrom was concerned that staff was involved with a prototype in the community without the Commission's knowledge. She felt a more coordinated effort, particularly on the part of the neighborhood, would have been appreciated.

Mayor Seiler opened the floor for public comment.

Tamara Tennant, president of Riviera Isles, noted this started in 2006. The estimated amount has increased multiple times since that time. She elaborated upon the flooding problem. People cannot sell their property. She has received a quote of \$35,000 from a red valve representative to furnish and install. Mayor Seiler felt the Commission is trying to address the problem which pre-dates the currently seated Commission. He felt the valve should first be tested. He noted that there are flooding problems in other parts of the city as well. He wanted the item to be scheduled on the agenda in September for an update. Commissioner Rodstrom commented that there will always be new technology coming forward. She hoped that all information is available in September. She wanted to make sure that all of those segments of the system for which the City is responsible are being properly maintained. She wanted reassurance that all maintenance aspects have been addressed. Mr. Carbon noted that although the City has a storm drain maintenance program, staffing is limited to seventeen employees. Commissioner Rodstrom felt if this could be alleviated by better maintenance, she would prefer that course of action.

Joe Holland, 1919 NE 32 Avenue, indicated that he is a professional engineer. He thought the problem has to do with lunar high tides and suggested public information be posted. Fort Lauderdale is the Venice of America. He expanded upon the cost being prohibitive, that other neighborhoods will want the same consideration and the possible need for a taxing district. He preferred attention be given to environmental pollution associated with storm water.

Mayor Seiler asked if an RFP was issued for the valve for Hector Park. Mr. Carbon offered to furnish information in the September presentation.

I-E – Code Amendment – Alarm Response Fee Schedule

Police Captain Eric Brogna advised that this is being presented with the request for consensus approval to amend the ordinance.

The City Attorney responded to Mayor Seiler and Commissioner DuBose concerning compliance with the law and a policy of the first response being free with a charge for others. Commissioner Roberts that essentially the first three are significantly discounted. The following information was furnished in response to additional questions

posed by the Commission. Jeff Lucas, Assistant Fire Marshall, recalled when this item was previously discussed a determination was not made whether the first response would be free. There will be approximately \$372,927 additional collected. With the first response being free, overall the total cost is not being collected. He called attention to the recommendation of adding residential to the fee schedule that was erroneously deleted in 2004. There is an appeal process. There was some question brought to light as to assessment of a fee if a fire occurs.

Commissioner DuBose requested the appeal process be outlined when this item comes back to the Commission (for first reading). Captain Brogna believed that any deviation from the ordinance must be approved by the Commission; staff has no mitigation authority. The City Attorney concurred with this process. Captain Brogna spoke of cases where a storm might cause an alarm to sound and that those could be mitigated, for example. Commissioner DuBose requested detailed information when this item comes back to the Commission. Mayor Seiler requested staff meet with the Commission individually to explain the process.

I-F – Proposed Lien Settlements – Special Magistrate and Code Enforcement Board

No discussion.

Note: The City Commission recessed the conference meeting at 7:05 p.m., returned to the Regular Meeting with Item M-28, then reconvened at 9:33 p.m. with Conference Item I-G.

I-G – Florida League of Cities Board of Directors – Ten Most Populous Cities Seat

There was consensus approval to recommend appointment of Mayor Seiler to this position.

II-A – June 2010 Monthly Financial Report

Commissioner Roberts noted the revenues are low.

III-A – Communications to City Commission and Minutes Circulated for Period Ending August 12, 2010

Budget Advisory Board

By unanimous consensus, the Board agreed that in the Board's opinion, the recommended fiscal year 2011 budget was unsustainable as it relied on one-time money from the Reserves to fund ongoing expenses. Specific recommendations attached to the August 4, 2010 minutes are also attached to these minutes.

1. Budget Strategy – In management's July presentation to the Commission, four long-term budget strategies were stated. One was to "strategically shrink the size of city government". Based on the Budget Advisory

Board's (BAB) review of the proposed budget, we do not believe management's proposal effectively addresses this goal.

The fundamental size and structure of city government remain essentially unchanged in the proposed budget, with only minor tweaks and incidental adjustments within the major departments. Overall budgeted FTEs were reduced 1.8% from the prior year budget and total expenditures of all funds increased by 1.7%.

The BAB recommends that the City Commission provide more explicit direction to management regarding expectations relative to the strategies necessary to achieve the goal of a more streamlined and efficient government.

2. Budget Process – The BAB questions the rigor of the budget process. Although departments were required to present “justification” for their non-personnel budget line items, it is not clear the degree of challenge and pushback, which is normally required in any meaningful managerial quest for budget reductions.

With respect to personnel, it appears the budget process was primarily a mathematical process of bringing forward last year's FTEs with built-in salary increases and benefits, as contrasted to a rigorous evaluation of the necessity for each position.

3. Setting a Tone – The BAB observed that the proposed budgets for key leadership departments in the City do not set an appropriate example for budget austerity.

For example, the collective proposed budgets for the City Commission, City Clerk, City Auditor, Finance and Office of Management and Budget total approximately \$9 million. This total for these five departments represent an 8.2% increase over the estimated actual expenditures for FY 2009/2010.

The BAB recommends the City Commission address this issue directly and either clearly describe the justification in a public forum or recommend changes in the budget.

4. Fund Balance – The proposed budget includes a fund balance drawdown of \$13 million. Although, the proposed remaining fund balance will be within the recommended parameter of 15% of the general fund budget, draining reserves in the current extraordinary

economic environment does not appear prudent. The BAB discourages the use of fund balance as cover for recurring expenditures. Otherwise, the practice produces an unsustainable budget in the future.

The BAB recommends that the 2010/2011 budget use accumulated reserves of no more than \$6 million and, then, only to fund non-recurring expected expenditures, which should be explicitly set forth in budget presentations.

In response to Vice Mayor Rogers, Mayor Seiler indicated that he would like the Commission to meet with staff individually on the recommendations. There may have been some misunderstanding about the budget being finalized. Commissioner Rodstrom wanted to get started with review of the information. Vice Mayor Rogers suggested each department look for a five percent reduction as a goal. Commissioner Roberts felt the Commission's actions should be in the context of a three to five-year plan. He did not want to make knee-jerk cuts. Within the three to five-year plan, there should be performance based budgeting. However, he did not think that staff has the ability, time or training to produce what the Commission wants in terms of performance standards and that is the logic behind outside help. A five percent reduction to all departments would not always be workable. The Commission should set priorities. He did not think the City could reduce its drawdown of the Fund Balance this year to the extent recommended by the board. However, he drew attention to current year carry forward being ahead of anticipated. Vice Mayor Rogers agreed, however, he thought it would be a good exercise to look for five percent. Commissioner Rodstrom felt the City Manager needs consensus on a percentage reduction goal that would be reported to the Commission on September 7. Commissioner DuBose also did not think a number could be applied to every department. Five percent could have a great impact on services in one department and not in another. As such, Commissioner Rodstrom suggested directing the City Manager to reduce the budget by five percent and she then determines where to make the reductions. Commissioner Roberts agreed. Commissioner DuBose felt maintaining the level of services and no layoffs should be kept in mind. Commissioner Rodstrom thought all of the charter offices as well as the Commission office should be included in the effort.

There was consensus approval for the City Manager, City Auditor, City Clerk, City Attorney and City Commission Office to look for a five percent reduction as a target. Mayor Seiler requested a three and five percent reduction plan and the Commission be informed of any potential service reductions.

Mayor Seiler indicated that last year's recommendations of the board were never quite implemented, therefore, he wanted to set a meeting within the next forty-five days to give direction on the board's recommendations for starting October 1. The goal would be to provide clear guidance as to a three and five-year plan, incorporating the board's recommendations.

In response to the Acting City Manager, Mayor Seiler indicated he would recommend a workshop be scheduled directly after the second (budget) hearing. The workshop should be solely for the board's recommendations.

Commissioner Rodstrom felt the amount taken from the reserves should be reduced because she believed it will be needed next year. She wanted to look at implementing some of the recommendations in addition to the five percent reduction. Mayor Seiler thought she should meet with the City Manager on her ideas for savings as opposed to reviewing the budget this evening. Commissioner Rodstrom indicated that she has met with the Acting City Manager. With this consensus and direction to the City Manager, she now feels comfortable. Commissioner Roberts pointed out that changes can be made throughout the budget year. Mayor Seiler noted budget cuts throughout the state. He believes staff will follow the budget directives.

Commissioner Rodstrom expressed confusion as to why there is an approximate \$16 million budget carry-over from last year. In response to Mayor Seiler, Shonda Singleton-Taylor, Acting Director of Office of Management and Budget, clarified that the proposal is to use \$13 million from undesignated fund balance and \$4.1 million from reserves for next year. Service has not been impacted. The difference to cover the \$31 million shortage will be derived from unfunded vacancies. Commissioner Rodstrom stressed the importance of the City providing outstanding service. She thought the five percent reduction to the overall budget is only a start, and expressed her desire to develop a three to five year strategic plan next year. Mayor Seiler emphasized that the budget process which includes reorganization must begin immediately.

Mayor Seiler opened the floor for public comment.

Alan Silva, member of the Budget Advisory Board, indicated that he is speaking as a citizen and not on the board's behalf. He pointed out there was inadequate time to impose a zero-based budgeting process last year. A consultant is necessary. He expressed concern that there is still no zero-based budgeting process in place. He suggested staff be directed to develop an RFP by November, (2010). He stressed the difficulty and time consuming nature of changing the budget process. In response to Mayor Seiler, Mr. Silva explained that the Budget Advisory Board attempted to meet with a zero-based consultant, but the individual was unavailable. Vice Mayor Rogers raised the idea of hiring a finance director with zero-based budgeting experience. Mr. Silva noted that zero-based budgeting requires a change in technology; therefore, a consultant is necessary to provide guidance and training. He believed the best way to prioritize types of activities is through zero-based or modified zero-based budgeting which the consultant could help decide. Commissioner Roberts thought the City cannot use a pure zero-based approach. He believed that until the organization plans according to performance based budgeting it is not possible to complete a three to five year plan which goes hand in hand with the visioning. As to the idea of a finance director experienced in this field, he thought there needs to be more savvy awareness among all levels of staff.

Vice Mayor Rogers indicated that changing the process will take longer than one year. Mayor Seiler expressed his desire to address these issues at the upcoming workshop. The City Auditor pointed out that the goal of zero-based budgeting is to change levels of service and staffing; therefore, it is contrary to the City's desire to maintain service and staffing levels. Discussion ensued about the timing of implementing the board's recommendations. Vice Mayor Rogers recommended the board provide a report of their communications with each department. Mayor Seiler disagreed and emphasized that the board has already provided solid recommendations. Discussion ensued regarding whether the board's responsibility should be expanded in terms of budget planning. Mr.

Silva noted that the zero-based foundation must be in place and priorities decided upon in order to make effective staffing changes. In conclusion, Mayor Seiler noted that the board's recommendations will be thoroughly addressed at the upcoming workshop.

Centennial Celebration Committee

The City has entered into an agreement with Susan Gillis for her to serve as the historian consultant in conjunction with Fort Lauderdale's Centennial. The Committee is in the process of finalizing the projects Ms. Gillis will work on in conjunction with the City's Centennial.

The City entered into an agreement with Charles Fazzino to serve as the official artist for the Centennial. The Committee will seek Commission approval for the Centennial artwork created by Mr. Fazzino at the August 17, 2010 Regular Commission meeting.

By a vote taken at the June 9 Centennial Committee meeting, Kathleen Gunn was appointed as Executive Director of the Centennial Celebration Committee.

The Committee is finalizing several projects to recommend to the City Commission and plans to make one comprehensive presentation of all proposed projects and budget to the Commission in September, 2010.

Fire-Rescue Facilities Bond Issue Blue Ribbon Committee

By unanimous voice vote, the Committee recommends to the City Commission that any future proposals for the Swimming Hall of Fame include a 7,000 square foot ocean rescue facility.

In response to Mayor Seiler, Albert Carbon, Public Works Director, explained the request is when the City considers the International Swimming Hall of Fame development, it should consider an ocean rescue facility.

Historic Preservation Board

By a 7-1 voice vote, with Mr. Strawbridge opposed, the Board agreed to recommend that the City Commission approve all currently completed historic resource surveys.

The City Attorney explained that the adoption of these surveys is problematic because of their impact and how certain properties will be affected. It must be determined who prepared them. He recommended the planning and zoning department review the surveys in conjunction with the amendment to the historic preservation ordinance. Mayor Seiler requested that the Director of Planning and Zoning bring back a detailed response.

Planning and Zoning Board

Motion made by Mr. Witschen, seconded by Ms. Tuggle, to recommend to the City Commission that the draft ULDR Modification Plan (Neighborhood Criteria Revisions, Item 6 at tonight's meeting) not be transmitted to the City Commission at this time, as it needs additional work; and that the board would be committed to holding a board workshop within the next three months at the beginning of their regular meeting to flush out different philosophies and give specific direction to the City Commission at that time.

By roll call vote, the **Motion** carried 7-0 [unanimous].

Greg Brewton, Director of Planning and Zoning, noted the board's desire for a workshop on this topic. An open house will be held on the 25th (September) wherein the plan will be fine tuned. Discussions with the ad hoc group and individuals who have expressed concern are continuing. This will be brought back to the Planning and Zoning Board before it is brought forward to the Commission for consideration.

Police and Fire Pension Board

There was consensus among the Trustees that the following items should be communicated to the City Commission:

1. The Board approved the actuarial report.
2. The Board is currently seeking a more opportunistic bond portfolio.

Unsafe Structures Board

By unanimous voice vote, the Board suggested: "We have granted an extension of time for the demolition to enable the stakeholders, the mortgagees, property owners, possibly the CRA, the City Manager's office, the home owners, to meet to, and the housing authority to first and foremost resolve the issue of securing the premises with these PVS metal frames, and number two that the City perhaps might appoint a point person or an ombudsman to deal with issues of donating to a CRA type of facility or dealing with the banks to try to continue the payment of the monthly rental and C, to generally preserve this property if it's economically feasible, quickly enough that we don't have to take the step of ordering its demolition."

In response to Mayor Seiler, Valerie Bohlander, Director of Building Services, provided an update on the issue. Commissioner DuBose noted he is still in the process of working on this. Ms. Bohlander pointed out the board's next meeting on September 16.

She believes the board's decision will be demolition upon removal of the metal frames. However, on August 25, the City will have spent approximately \$40,000 to keep the metal frames in place. Commissioner DuBose thought he could provide more information before August 25. Ms. Bohlander noted the issue's complexity because there are numerous owners. Mayor Seiler mentioned the possibility of the Housing Authority's Step Up program renovating the property so it could be used as affordable housing. He did not believe poor construction is an issue. He expressed concern about demolishing a structure that could be restored and used. Commissioner DuBose invited the Commission to examine the structure, noting that restoration would require extensive work. Vice Mayor Rogers commented about the number of people who are willing to help in the restoration. Ms. Bohlander expressed her wish to be relieved of the metal frame cost. Commissioner DuBose agreed to report on the issue at the September 7 meeting.

IV - City Commission Reports

Continued from page 4.

Broward County Courthouse Parking Garage

Mayor Seiler indicated that City staff may be asked to serve on a County selection committee. He wanted staff to serve only as non-voting members. Diana Alarcon, Director of Parking and Fleet Services, advised that she has not been approached by the County regarding this issue.

Charter Amendment on November 2, 2010 General Election ballot; Supervisor of Elections; \$31,000 cost

Mayor Seiler noted the cost of \$31,000 for the City's charter amendment question on the upcoming general election. He questioned whether the City should proceed at this time. The City Attorney confirmed that it is too late to withdraw without incurring the same cost according to the Supervisor of Elections. The City Clerk confirmed this has been verified.

Acting City Manager Process

Mayor Seiler wanted the city manager process to be dealt with separately and suggested that a special meeting be held. Commissioner Rodstrom pointed out that the original public announcement stated that the Acting City Manager would remain in office until August 17 and therefore this discussion is fitting. She thought it is not currently the Commission's will to select a new city manager at this time. She believed the current process could continue until a special meeting takes place. Mayor Seiler reiterated the issue will be addressed at the special meeting. In response to Commissioner Rodstrom, Mayor Seiler elaborated upon the reasons why this item was not included on tonight's agenda. The resolution does not specify August 17. Mayor Seiler and the City Attorney clarified that Ms. Love will remain the Acting City Manager until a decision is made by the Commission. In response to Commissioner DuBose, the City Attorney explained that the position is interim, but the correct title which is reflected in the charter and resolution is acting.

Vice Mayor Rogers preferred the manager issue be addressed after the budget. Commissioners Roberts and DuBose agreed. In response to Commissioner DuBose, Mayor Seiler advised that the acting city manager's salary would be discussed at the special meeting. In response to Commissioner Rodstrom, Mayor Seiler suggested that any applications received be provided to the Commission. There was consensus approval to hold a special meeting on October 12, 2010 at 7:30 p.m. in the Chambers. In response to the City Clerk, Mayor Seiler clarified that the meeting notice should specify all issues relating to the acting city manager and city manager positions.

Rebuilding Broward

In response to Commissioner Roberts, Mayor Seiler recalled it was not possible to move forward with the Rebuilding Broward County, Inc.'s request because there is no money source.

III-B – Board and Committee Vacancies

Note: Please see regular meeting item R-05.

V - City Manager Reports - none

There being no further business to come before the Commission, the meeting was adjourned at approximately 10:46 p.m.