CITY OF NORTH LAUDERDALE
COMMISSION MEETING
TUESDAY, MAY 31, 2016
REGULAR MEETING – 6:00 p.m.

AGENDA

1. INVOCATION AND PLEDGE OF ALLEGIANCE – Mayor Jack Brady

2. ROLL CALL

   Mayor Jack Brady
   Vice Mayor David G. Hilton
   Commissioner Jerry Graziose
   Commissioner Rich Moyle
   Commissioner Lorenzo Wood
   City Manager Ambreen Bhatti
   City Attorney Samuel S. Goren
   City Clerk Patricia Vancheri

3. APPROVAL OF MINUTES

   a. May 10, 2016

4. PRESENTATIONS

   a. State Representative Hazelle Rogers – Legislative Update

   b. Scott Cetoute – Coral Springs High School Senior – Perfect Attendance Award

   c. Coconut Creek High School Top 10% - Graduating Class of 2016 Honorees:
      
      • Veronica Charles
      • Vania Clerizier
      • Maria F Cruz Polanco
      • Cordesia Dukes
      • Nathalie Fleurilus
      • Neftali Godinez
      • Laury Jean Baptiste
d. Grau and Associates – September 30, 2015 Audit Presentation

5. PROCLAMATIONS

a. National Safety Month – June (Jennifer Yarmitzky, HR)

6. PUBLIC DISCUSSION

7. QUASI-JUDICIAL ITEMS

a. SUBJECT: FIRST HAITIAN BAPTIST CHURCH - 1350 S State Road 7

i. ORDINANCE – First Reading – VARIANCE – VAR 16-01

Variances to accommodate the building of a church from Landscaping interior area per Section 102-63 (c).

- All interested parties wishing to speak on this item are sworn in
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission discussion
- Commission motion and vote

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING VARIANCES FROM THE NORTH LAUDERDALE CODE OF ORDINANCES, SECTION 102-63 (c) TO PERMIT A 6.2 FOOT WIDE LANDSCAPE BUFFER BETWEEN THE BUILDING AND VEHICULAR ACCESSWAYS OR PARKING, AS OPPOSED TO THE 10 FEET REQUIRED BY THE CODE; PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT
ii. **SITE PLAN APPROVAL – SPR 16-01**

Preliminary site plan approval to build an 8,144 square foot church in a Community Facility (CF) zoning district.

- All interested parties wishing to speak on this item are sworn in
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission discussion
- Commission motion and vote

**MOTION:** To approve the preliminary site plan subject to the conditions outlined in staff memorandum.

b. **SUBJECT – HICKORY PLACE DEVELOPERS, LLC – 5460 SW 13 Court**

i. **ORDINANCE – First Reading – VARIANCE - VAR 16-02**

Variances to accommodate the building of 46 townhouses including Setback Requirements per Section 06-330 (b) (1) and (d) (1), Size of Plot per Section 106-323 (b), Plot Area Requirements per Section 106-328 and Open Space Requirements per Section 106-329.

- All interested parties wishing to speak on this item are sworn in
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission discussion
- Commission motion and vote

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING VARIANCES FROM THE NORTH LAUDERDALE CODE OF ORDINANCES, SECTION 106-330 (B) (1) REGARDING FRONT SETBACKS WHERE 25 FEET ARE REQUIRED AND A 16 FOOT SETBACK IS PROVIDED; SECTION 106-330 (D) (1) REGARDING REAR SETBACKS TO PERMIT AN 18 FEET SETBACK WHERE 25 FEET ARE REQUIRED FROM A PROPERTY LINE; SECTION 106-323 (B) SIZE OF PLOT TO ALLOW A PLOT TO BE USED FOR DEVELOPMENT PURPOSES THAT IS 76.33 FEET IN LENGTH WHEREAS 80 FEET IN LENGTH IS REQUIRED,
SECTION 106-328 PLOT AREA REQUIREMENTS TO ALLOW A PLOT AREA 3,426.52 SQ. FT. IN SIZE WHEREAS A PLOT AREA OF 3,630 SQ. FT. IS REQUIRED AND SECTION 106-329 OPEN SPACE REQUIREMENTS TO ALLOW 28% OPEN SPACE WHEREAS 30% IS REQUIRED; PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

ii. SITE PLAN APPROVAL SPR 16-03

Preliminary site plan approval to construct 46 Townhouses in a Residential Medium Density (RM-16) zoning district.

- All interested parties wishing to speak on this item are sworn in
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission discussion
- Commission motion and vote

MOTION: To approve the preliminary site plan subject to the conditions outlined in staff memorandum.

c. ORDINANCE - First Reading: Amendment to Sec. 78-106. “Meetings, dates, procedures, records, quorum” pertaining to the Community Sustainability Board

- All interested parties wishing to speak on this item are sworn in
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission discussion
- Commission motion and vote

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 78 GENERAL PROVISIONS/ADMINISTRATION, ARTICLE V. COMMUNITY SUSTAINABILITY BOARD SEC. 78-106, ENTITLED “MEETINGS, DATES, PROCEDURES, RECORDS, QUORUM”, TO CHANGE THE NUMBER OF REQUIRED MEETINGS TO EVERY OTHER MONTH, AND PROVIDING FOR AN EFFECTIVE DATE.
d. **ORDINANCE - First Reading:** Amendment to Chapter 82 Building and Building Regulations, Sec. 82-9 Inspections and Licensing of Buildings with Two, Three and Four Residential Units; Chapter 86 Local Business Tax Receipt and Appendix F Fee Schedule Related to Residential Units

- All interested parties wishing to speak on this item are sworn in
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission discussion
- Commission motion and vote

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 82, ENTITLED “BUILDING AND BUILDING REGULATIONS,” ARTICLE I, ENTITLED “IN GENERAL,” SECTION 82-9 THE TITLE OF WHICH IS TO BE AMENDED TO READ “INSPECTION AND LICENSING OF RESIDENTIAL RENTAL UNITS”; CHAPTER 86, ENTITLED “LOCAL BUSINESS TAX RECEIPT AND REGULATIONS,” ARTICLE II, ENTITLED “LOCAL BUSINESS TAX RECEIPT (LOCAL BUSINESS TAX RECEIPT),” SECTION 86-27, ENTITLED “LOCAL BUSINESS TAX RECEIPT REQUIRED” AND APPENDIX F TO THE CITY’S CODE OF ORDINANCES, “FEE SCHEDULE” TO PROVIDE FOR A PROCESS FOR INSPECTION AND LICENSING OF SINGLE FAMILY RESIDENTIAL UNITS, AND FEES FOR THE BUSINESS TAX RECEIPT AND THE PROCESSING AND INSPECTION FEES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

e. **ORDINANCE – First Reading:** Amendment to Chapter 106 “Zoning” Section 106-205 “Temporary Parking or Storage of Unregistered Vehicles.” of the City’s Code of Ordinances.

- All interested parties wishing to speak on this item are sworn in
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission discussion
- Commission motion and vote

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 106 ENTITLED “ZONING”, ARTICLE V ENTITLED “GENERAL SUPPLEMENTARY REGULATIONS”, SECTION 106-205 ENTITLED “TEMPORARY PARKING OR STORAGE OF UNREGISTERED VEHICLES” OF THE NORTH
LAUDERDALE CODE OF ORDINANCES, PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; AND, PROVIDING AN EFFECTIVE DATE.

f. **ORDINANCE - First Reading:** Ordinance for the Revision of Section 54-13 of the City Code of Ordinances Pertaining to Dumpster Containment to Specify Materials Allowed for Enclosure and Gate.

- All interested parties wishing to speak on this item are sworn in
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission discussion
- Commission motion and vote

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 54 OF THE CITY’S CODE OF ORDINANCES, ENTITLED “SOLID WASTE”; SPECIFICALLY AMENDING ARTICLE I “IN GENERAL”, SECTION 54-13 “DUMPSTER CONTAINMENT” TO PROVIDE FOR THE REVISION OF THE STANDARDS REPLACING “FENCE” WITH “ENCLOSURE” AND “FENCED” WITH “ENCLOSED”; PERMITTING THE USE OF A CHAIN LINK GATE WITH SLATS TO OBSCURE THE VIEW; PROVIDING FOR FINDINGS AND INTENT; PROVIDING FOR DEFINITIONS; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

g. **ORDINANCE - First Reading:** Amendment to Local Business Tax Schedule

Adopted by Ordinance No. 15-05-1310 regarding operating without a local business tax receipt and specific penalty date of January 1st.

- All interested parties wishing to speak on this item are sworn in
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission discussion
- Commission motion and vote
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING APPENDIX F, OF THE CITY OF NORTH LAUDERDALE CODE OF ORDINANCES, ENTITLED "FEES", BY AMENDING ARTICLE I, SECTION 4 ENTITLED "LOCAL BUSINESS TAX"; TO PROVIDE FOR REVISIONS TO THE FEES SPECIFIED IN THE SPECIFIC SECTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

8. OTHER BUSINESS

a. RESOLUTION - Replacement of 2003 Reserve Pierce Saber Fire Engine Apparatus

- Motion, second and vote to read
- Attorney reads title
- Staff presentation (Chief Turpel)
- Commission motion and second to adopt
- Commission discussion
- Commission vote

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO TAKE ALL NECESSARY STEPS TO AUTHORIZE THE CONTRACT FOR THE PURCHASE AND REFURBISHMENT OF THE 2005 E-ONE FIRE APPARATUS FROM HALL-MARK/E-ONE FIRE APPARATUS AS WELL AS THE TRADE-IN OF THE NORTH LAUDERDALE 2003 PIERCE SABER FIRE APPARATUS BACK TO HALL-MARK/E-ONE FIRE APPARATUS AT A TOTAL COST OF $137,195.00; AND PROVIDING FOR AN EFFECTIVE DATE.

b. RESOLUTION - Fire Station 44 Gym Equipment

- Motion, second and vote to read
- Attorney reads title
- Staff presentation (Chief Turpel)
- Commission motion and second to adopt
- Commission discussion
- Commission vote

A RESOLUTION THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO ACCEPT THE BID AWARDED BY THE STATE OF NEW YORK TO CUTLER-OWENS INTERNATIONAL LTD. D/B/A GYM SOURCE AWARD #22225 FOR THE
PURCHASE OF GYM EQUIPMENT FOR FIRE STATION 44 IN AN AMOUNT TO EXCEED $42,993.64; AND PROVIDING FOR AN EFFECTIVE DATE.

9. REPORTS
   a. Discussion - City Hall Rentals (Mike Sargis)

10. COMMISSION COMMENTS

11. CITY MANAGER COMMENTS
   a. Discussion and possible direction from Commission regarding Habitat for Humanity property and CDBG funding

12. CITY ATTORNEY COMMENTS

13. ADJOURNMENT
The North Lauderdale City Commission met at the Municipal Complex on Tuesday, May 10, 2016. The meeting convened at 6:00 p.m.

1. **INVOCATION AND PLEDGE OF ALLEGIANCE** – Vice Mayor David Hilton gave the invocation and led the pledge.

2. **ROLL CALL** – Clerk called roll. **All present.**

   - Mayor Jack Brady
   - Vice Mayor David G. Hilton
   - Commissioner Jerry Graziose
   - Commissioner Rich Moyle
   - Commissioner Lorenzo Wood
   - City Manager Ambreen Bhatti
   - City Attorney Samuel S. Goren
   - City Clerk Patricia Vancheri

3. **APPROVAL OF MINUTES**

   a. **April 26, 2016** – Vice Mayor Hilton moved to approve the Minutes as submitted. Seconded by Commissioner Wood. **Minutes approved unanimously by voice vote.**

4. **PRESENTATIONS**

   a. **Creek Technical Academy** – Jill Ridinger, Magnet Coordinator and Principal Scott Fiske – gave a presentation on the different programs and college classes being offered through the new Creek Technical Academy. A copy of the PowerPoint is available in the City Clerk’s office.

   b. **Recognition of North Lauderdale resident Brian Patrick for receipt of Scholarship to Kansas State University** – Brian Patrick was recognized for his achievement.
5. **PROCLAMATIONS** – Clerk read the following Proclamations:
   
a. National Mental Health Awareness Month / Broward Housing Solutions® Day – Lisa Vecchi, CEO of Broward Housing Solutions was present to receive the Proclamation

   b. Emergency Medical Services Week – May 15-21 - Chief Turpel was present to receive the Proclamation

6. **PUBLIC DISCUSSION**

   **John and Joanna Rieder** – Long term Broadview residents live at corner of McNab and 68th Avenue, indicated that there have been many accidents that occurred on his front yard, and he is very concerned about the speed limits. Mr. Rieder stated that the speed humps that used to be there need to be replaced. City Manager Bhatty commented that the City’s Traffic Calming Committee has been notified and will meet on the issue. BSO has also been notified and will be putting up a traffic analysis device that will monitor the speeds to help determine the need for speed humps.

   **Deanna Florio** – Long term Broadview resident lives on 63rd Terrace and has the same issues regarding the accidents, speeding and the need for speed humps. She indicated that Broadview has grown and there are a lot more cars than there used to be, and there are a lot of speeders in the morning and afternoon during the school time hours. Ms. Florio said the traffic is cut-through traffic for all the main drives and it is dangerous for the school children and the residents who live there.

   **David Hess** – Another Broadview resident reiterated the concerns for the children that live in the duplexes off 63rd that play down there.

   **Joyce Clyde** – Broadview resident at SW 18th Court stated she supports the concerns of her neighbors for the need for speed bumps at SW 17th St (Broadview Blvd), SW 63rd Terrace and 68th Avenue. Ms. Clyde said we need to slow down the traffic because it is unsafe to walk as there are too many cars parked across the side walk causing walkers to go into the road. She reiterated that anything that could help the neighborhood would be appreciated.

7. **CONSENT AGENDA**

   No items were removed from consent. Vice Mayor Hilton moved to read. Seconded by Commissioner Moyle. Attorney read:

   a. **RESOLUTION** – Re-Appointing Aletrice Darcel Mann to the Code Enforcement Board

   A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING ALETRICE DARCEL MANN WHO RESIDES AT 812 E. PALM RUN DRIVE, AS A REGULAR MEMBER OF THE NORTH LAUDERDALE CODE
ENFORCEMENT BOARD (SPONSORED BY COMMISSIONER LORENZO WOOD); PROVIDING FOR TERM OF OFFICE; AND, PROVIDING AN EFFECTIVE DATE.

RESOLUTION NO. 16-05-6288

b. RESOLUTION - Re-Appointing Lawrence Milligan to the Code Enforcement Board

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING LAWRENCE MILLIGAN WHO RESIDES AT 313 SW 78 TERRACE, AS A REGULAR MEMBER OF THE NORTH LAUDERDALE CODE ENFORCEMENT BOARD (SPONSORED BY MAYOR JACK BRADY); PROVIDING FOR TERM OF OFFICE; AND, PROVIDING AN EFFECTIVE DATE.

RESOLUTION NO. 16-05-6289
c. RESOLUTION – Re-Appointing Christine McKay to the Planning and Zoning Board

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING CHRISTINE McKAY WHO RESIDES AT 7303 FOREST BOULEVARD (SPONSORED BY MAYOR BRADY) AS A MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.

RESOLUTION NO. 16-05-6290
d. RESOLUTION - Re-Appointing Diana M. Farrar to the Housing Authority Board

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA RE-APPOINTING DIANA M. FARRAR (SPONSORED BY VICE MAYOR DAVID HILTON) AS A REGULAR MEMBER OF THE NORTH LAUDERDALE HOUSING AUTHORITY; AND PROVIDING AN EFFECTIVE DATE.

RESOLUTION NO. 16-05-6291

Commissioner Moyle moved to approve the consent agenda as read. Seconded by Vice Mayor Hilton. Motion approved unanimously by voice vote.

8. OTHER BUSINESS

a. RESOLUTION - T-Mobile Cell Tower

Vice Mayor Hilton moved to read. Seconded by Commissioner Wood. Attorney read:
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING AND DIRECTING THE CITY MANAGER OR DESIGNEE, TO EXECUTE AN ACCEPTABLE LEASE AGREEMENT APPROVED BY THE CITY ATTORNEY’S OFFICE BY AND BETWEEN THE CITY OF NORTH LAUDERDALE AND T-MOBILE SOUTH, LLC FOR THE PURPOSE OF LOCATING, PLACING, ATTACHING, INSTALLING, OPERATING AND MAINTAINING A CELLULAR TOWER AND SITE AT THE JACK BRADY SPORTS COMPLEX LOCATED AT 881 ROCK ISLAND ROAD; AND PROVIDING AN EFFECTIVE DATE.

George Krawczyk, Assistant Public Works Director, presented the item based on the backup memorandum. He indicated that Nextel used to have a tower in this location on the sports field which was decommissioned. T-Mobile came to the City and asked to upgrade the tower to meet the current codes and wind loads and add their own antennae. The key points to this proposed agreement is it is a 15 year agreement with 2 five year renewal periods, and the going rate of approximately $48,000 per year for the going rental rate, with a 5% annual increase. The agreement has a clause wherein another vendor could come in and add another antenna to the tower. Mr. Krawczyk stated this has been reviewed by the City Attorney’s office and would be a good deal for the City. Commissioner Wood moved to adopt. Seconded by Vice Mayor Hilton. No Commission discussion. Motion approved unanimously by voice vote.

RESOLUTION NO. 16-05-6292 PASSED AND APPROVED UNANIMOUSLY

b. SUBJECT: Sign Waiver SWAV 16-03
   Arena Shoppes - 7300 W. McNab Rd.
   Sebastian Roiter, Arena Capital Holdings, LLC

Commissioner Wood moved to read. Seconded by Vice Mayor Hilton.
Attorney read:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING A SIGN WAIVER REQUEST FOR TWO MONUMENT SIGNS THAT ARE 256 SQUARE FEET IN SIGN AREA WHERE 76.6 SQUARE FEET MAXIMUM ARE ALLOWED BY SECTION 94-16 (B) (2) (a) WITH LETTERS NOT TO EXCEED 23 ¼ INCHES HIGH WHERE A MAXIMUM OF 16 INCH HIGH LETTERS ARE ALLOWED BY SECTION 94-16 (B) (2) (d) FOR ARENA SHOPPES LOCATED AT 7300 W. MCNAB ROAD NORTH LAUDERDALE, FLORIDA, WITHIN A GENERAL BUSINESS (B-2) ZONING DISTRICT.

Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum. She indicated this applicant is proposing to re-develop the old Walmart property on the south side of McNab Road west of Rock Island Road. On February 9th the Commission approved the site plan, but the sign waiver request was not ready at the time. Based on the square footage of the Walmart building, which is 116,000 sq ft, and the strip mall is 37,000 sq ft, only 76.6 sq ft of monument space is allowed per City Code. Applicant is asking for two monument signs, one facing Rock Island Road and one facing McNab Road, for a total of 256 square feet. On May 3, 2016 the Planning and Zoning Board met and approved the item for recommendation by the City Commission. Ms. Reed-Holguin stated that they looked at other signs at other plazas along this corridor and in relation to
existing signs, the request is pretty similar. Ms. Reed-Holguin explained that part of the criteria which is used to consider sign waivers includes how far the business sits from the roadway and obstructions such as trees to see the store from the road. The mature trees on the property must be maintained and the signs will allow for the businesses to have more visibility. She stated that the applicant has been cooperative in working to bring their request into context with the property and what already exists, and has agreed to a sign smaller than they had originally proposed. Staff is looking for approval for both the letter size on the monument signs, as well as the size of the monument signs. Ms. Reed-Holguin commented that the applicant will also be accommodating the other stores by placing them on the monument signs.

Commissioner Wood moved to approve Sign Waiver SWAV 16-03 to allow two monument signs size and letter height size, subject to the condition that all applicable codes of the City regarding the installation of signs shall be adhered to and the terms, conditions and provisions imposed by the City Commission, Planning and Zoning Board, and staff shall be met. Seconded by Commissioner Moyle. Commissioner Graziose commented that previous discussion on monument signs included putting building numbers on the signs to make it easier for emergency services and others when looking for a particular address. Commissioner Moyle reiterated that some time ago he mentioned what Coral Spring does on University Drive with the address signs that show the block numbers, which are nice looking and outside of the property. City Manager Bhatty reminded the Commission that a design concept was shared at the visioning workshop, which signage included a decorative light and a place to display special event banners. She said maybe the applicant would be open to including the address on the monument sign. Commissioner Wood also reiterated what Commissioner Moyle and City Manager Bhatty had commented. He said it is different from the monument sign and that this monument sign will be big enough to be seen from Rock Island Road and McNab; he said perhaps at the bottom you could add the address, but store numbers would be too much. Commissioner Graziose said you would do the mini-maxi on the numbers on the sign, not each individual store address, just the beginning and the end. Graziose also commented that the signs should be on both sides of the street so you would know what is even and what is odd. Commissioner Moyle said it should be both sides, and pointed out that what Coral Springs did, because there are so many trees, lets you know what block is coming up and it is much safer than looking for a sign. He said we should do a standardized thing like Coral Springs has done and it will make it very simple for everyone concerned; it does not have to have individual addresses, just the block that is coming up. City Manager Bhatty asked if there was a plan for landscaping around the monument sign and does it have spot lights. Tammy replied that there is a landscape plan. City Manager Bhatty asked if the sign had a base on the bottom with landscaping. Applicant Sebastian Roiter replied that there will be a floral ground cover in compliance with code as required. Ms. Bhatty asked if this will obstruct the signage. Applicant replied it would not. Vice Mayor Hilton commented that he thought the old WalMart sign had the numbers on it that said 7300. Tammy Reed-Holguin replied that the difference between what was there before and now, is that the applicant is trying to incorporate a lot of stores, in addition to the rest of the shopping center, wherein before it was just WalMart. She said it is up to the applicant if they can fit in the number. No further discussion. Motion passed on a 4-1 voice vote; Commissioner Graziose dissenting.

RESOLUTION NO. 16-05-6293 PASSED AND APPROVED ON A 4-1 VOTE
c. SUBJECT – SPEV 16-01 – Bethel Worship Center Community Block Party and Health Fair

Commissioner Wood moved to read. Seconded by Commissioner Moyle.
Attorney read:

MOTION: To approve “The Bethel Worship Center Community Block Party and Health Fair”, to be held on Saturday, July 23rd, 2016, from 10:00 A.M. to 4:00 P.M. at the Bethel Worship Center subject to the conditions listed in Staff’s memorandum.

Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum. She indicated this is for a block party event that will include such activities as a bounce house, massages, music, food and various giveaways. This request is submitted for Commission’s approval in accordance with Sec. 6-28 of the City Code of Ordinances. Approval will be subject to compliance with all City and County Codes including conditions associated with the application. The indemnity agreement and certificates of insurance are on file with the Community Development Department. The applicant understands that under no circumstances would the City permit the event to proceed unless and until all applicable codes are met. The Parks and Recreation Department, Community Development, Fire and BSO are also reviewing and coordinating the request. Staff recommends approval subject to the five (5) conditions listed in staff memorandum. Commissioner Moyle moved to adopt. Seconded by Vice Mayor Hilton. No Commission discussion. Motion to approve passed unanimously on voice vote.

d. RESOLUTION - Resolution Establishing the Rate of Local Government Infrastructure Surtax and calling for a Referendum on the Surtax

Commissioner Wood moved to read. Seconded by Vice Mayor Hilton.
Attorney read:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, BROWARD COUNTY, FLORIDA, IMPOSING A ONE CENT PER DOLLAR LOCAL GOVERNMENT INFRASTRUCTURE SURTAX ON ALL AUTHORIZED TAXABLE TRANSACTIONS OCCURRING WITHIN BROWARD COUNTY, FLORIDA, AS AUTHORIZED BY SECTION 212.055(2), FLORIDA STATUTES, PROVIDING THAT THE IMPOSITION OF THE SURTAX SHALL NOT BE EFFECTIVE UNLESS APPROVED AT A REFERENDUM ELECTION; PROVIDING THAT THE IMPOSITION SHALL BE EFFECTIVE BEGINNING JANUARY 1, 2017 AND SHALL CONTINUE UNTIL REPEALED; PROVIDING FOR DISTRIBUTION OF SURTAX REVENUES PURSUANT TO LAW; DIRECTING THE SUPERVISOR OF ELECTIONS TO HOLD A REFERENDUM ELECTION ON NOVEMBER 8, 2016; PROVIDING BALLOT LANGUAGE AND A BRIEF DESCRIPTION OF INFRASTRUCTURE CAPITAL PROJECTS; PROVIDING FOR ADOPTION OF A RESOLUTION DETAILING PROJECT EXAMPLES; PROVIDING FOR PUBLIC DISTRIBUTION OF THIS RESOLUTION; DIRECTING THE CITY CLERK TO ADVERTISE THE SPECIAL REFERENDUM ELECTION IN ACCORDANCE WITH STATE LAW OR COORDINATE SUCH ADVERTISEMENT IN ACCORDANCE WITH
STATE LAW WITH THE SUPERVISOR OF ELECTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Moyle moved to adopt. Seconded by Commissioner Graziose. Commissioner Moyle commented that he thinks we need to approve this but believes that one cent is enough to hurt the poorest people in our community; however, the ultimate decision will be made by the voters. Mayor Brady said he is not in favor because of the residents, but then the infrastructure is aging and a lot of the tourists will pay also, and in the long run our residents will benefit from new roads. Commissioner Graziose said that at the last MPO meeting these comments came up about poorer residents, but the estimate is that about 30% will be covered by tourists. Commissioner Graziose also commented that this can be used to lower the assessments on the tax bill for things like new fire equipment, and some cities can reduce their ad valorem percentage because they can use these funds to offset some of the projects that use general funds.

He commented that there is flexibility all the way around. Commissioner Wood echoed the comment by Commissioner Moyle and said any time you mention the word tax it hurts someone and everyone has to pay, but with the infrastructure needs that we have if we don’t get on board with this particular imposition, and the voters approve this, if we are not at the table, then we as a small city won’t get our fair share of the pot. Commissioner Wood wants to echo to the residents that we are not imposing the extra penny, but that they ultimately will vote on it. He commented that there are already cities in Florida that have the extra penny, and we have tourists coming to Broward County and it takes money to keep the cities nice and the pipes from exploding. Commissioner Wood commented that passing this resolution tonight will only say that we want to be at the table if it passes in the long run by voter referendum, and we ultimately have to find a way to raise revenue without raising taxes. Commissioner Moyle reiterated that he is going to vote for this tonight because he thinks it is important as Commissioner Wood and Commissioner Graziose said, but personally he will vote against the penny tax on referendum. Vice Mayor Hilton commented that while he doesn’t like raising taxes on anybody, this will be on a ballot one way or another whether we put it through the MPO as an infrastructure tax or the County puts it as their transportation tax. And as for the City the most benefit comes to us through the infrastructure version of this, because the County, on the transportation is going to hold most of the money and our hands are going to be tied as to what we can spend the money we do get on. Vice Mayor Hilton said while he is not in favor of raising taxes on people, we need to do this at this point, as it happens everywhere. Mayor Brady said although he doesn’t care for it, it is in the best interest of our residents to get our infrastructure and some other things we may need to protect them in the long run. City Manager Bhatty said the City Managers and the MPO have been meeting on a weekly basis on this and about 90% of Broward County cities are supporting this infrastructure surtax. She said the fight that they are having is to bring the County on board so that they don’t bring their transport surtax, because if that happens, both of the options are going to be killed. The benefit of the infrastructure tax will be that we will be entitled to 60% of the revenues that will be generated and the other option will give County 70% of revenues and the cities will get only get 30%. The only restriction that we have on infrastructure would be that we cannot use it for maintenance or operational purposes, but only for CIP projects, otherwise cities will have to find other financing for those projects and pay heavy interest rates, or impose water and sewer assessments which could be as high as four hundred dollars a year. City Manager Bhatty said his option will generate revenue for the City for the next thirty years to maintain our aging infrastructure that we have to address no matter what. Attorney Goren reiterated that the City Managers have been heavily engaged in this issue over the past several weeks in preparing for this presentation tonight. He said there may be additional documents coming before the Commission that
may require a request for a resolution, such as a project list which will describe projects contemplated by
the City for which the money may be spent on. Attorney Goren reported there is no contemplated
Interlocal agreement with Broward County; the issue is the 60-40 split is set by statute as required by
law. He advised of further meetings to discuss it before the County Commission considers it on May
24th on first reading of an ordinance for the infrastructure tax. Attorney Goren said the objective of
tonight’s meeting is to deliver the Resolution to the Supervisor of Elections, as well as Council for the
MPO, who will then by law place the item on the ballot. No further discussion. Clerk called the
Vice Mayor Hilton –Yes. Mayor Brady – Yes.

RESOLUTION NO. 16-05-6294 PASSED AND APPROVED UNANIMOUSLY

City Manager also spoke about how to approach the County and bridge the gap between the County and
the cities. She said there were three actions that came from that discussion, one being that the City
Attorneys will be meeting with the County Attorney to seek support; second, four City Managers were
identified to meet with Bertha Henry, County Administrator; and the third action is to have the Mayors
of all cities send a letter to the County Commission seeking their support on infrastructure surtax.
Commission’s consensus was yes, to allow Mayor Brady to send the letter on behalf of the City to
the County Commission.

9. REPORTS - None

10. COMMISSION COMMENTS

a. Discussion and possible motion to authorize advertisement in Quality Cities Conference
issue and authorizing attendance at the 90th Annual Florida League of Cities
Conference August 18-20 at the Diplomat Resort & Spa in Hollywood, FL

Vice Mayor Hilton moved to approve attendance. Seconded by Commissioner Hilton. All in favor
by voice vote. Commissioner Wood moved to approve the advertisement in the Quality Cities
Conference issue. Seconded by Commissioner Moyle. All in favor by voice vote.

Commissioner Wood – commented that a “Kid of Character”, Malcolm Lewis, from Silver Lakes
Middle School was recognized and noted in the Sun-Sentinel. Also, he spoke of a private magazine put
out by Coral Springs/Parkland that posts sports and activities in their city, and wants to get permission to
share with the Parks and Recreation Director to see if we could get our businesses to advertise in this as
a way to get word out about North Lauderdale and its businesses and events.

Commissioner Graziose – Thanked the residents of his district for coming out tonight and said he also
went around his district and reported that there are no speed bumps anywhere and any City or County
roads, although they did have three removed by City staff when the neighborhood improvement project
was completed. He said he would like to attend the meeting next week to go over that information. He
also commented that he rode with Code enforcement through the district and reported that parking was a
big issue, as well as the number of unregistered cars backed up on the properties and suggested doing
something stronger with regard to the vehicles. City Manager Bhatty reported that staff has been working on an action plan to address some of those issues.

**Vice Mayor Hilton** – Echoed that there are also those parking issues in his district, especially commercial vehicles after dark being parked on the street and the swales. He also commented that there are illegally parked boats and the need to step up on this issue. City Manager Bhatty commented that they will work with BSO as well to issue citations.

**11. CITY MANAGER COMMENTS**

a. Discussion and direction from the Commission to prepare an Ordinance Instituting Inspection and Licensing of Single Family Rental Properties

City Manager Bhatty commented that this was discussed at the visioning workshop and she is seeking direction from Commission to allow staff, together with City Attorney’s office, to draft an ordinance for first reading to address this issue. **Commission’s consensus was to allow staff to proceed.** Attorney Goren said he will work with staff on this.

**12. CITY ATTORNEY COMMENTS**

Attorney Goren reminded the Commission of the upcoming BLC Ethics Boot Camp training session and advised of what courses are required. Attorney Goren also advised that after this meeting, a duly noticed meeting, governed under Chapter 447 of the Florida Statutes, will take place with regard to collective bargaining, which is a legal closed door executive session to be attended by the City Attorney, City Manager, City Commission and Human Resources Manager.

**13. ADJOURNMENT** – There being no further discussion, the meeting adjourned at 7:35 p.m.

Respectfully submitted,

Patricia Vancheri
City Clerk
Presented to

SCOTT CETOUTE

As a resident of North Lauderdale and a graduating Senior from Coral Springs High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements in obtaining the award for

OUTSTANDING ATTENDANCE AT
BROWARD COUNTY PUBLIC SCHOOLS

FOR BEING PRESENT EVERY SCHOOL DAY
FROM KINDERGARTEN THROUGH 12TH GRADE

We wish you much success in future endeavors.

Mayor Jack Brady
Vice Mayor David Hilton
Commissioner Jerry Graziose
Commissioner Rich Moyle
Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

VERNONICA CHARLES

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

GRADUATING IN THE TOP 10%

of the

CLASS OF 2016

at

COCONUT CREEK HIGH SCHOOL

We wish you much success in future endeavors.

Mayor Jack Brady

Vice Mayor David G. Hilton

Commissioner Rich Moyle

Commissioner Jerry Graziose

Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

VANIA CLERIZIER

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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Mayor Jack Brady

Vice Mayor David G. Hilton

Commissioner Rich Moyle

Commissioner Jerry Graziose

Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

MARIA F CRUZ POLANCO
As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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atCOCONUT CREEK HIGH SCHOOL

We wish you much success in future endeavors.

Mayor Jack Brady
Vice Mayor David G. Hilton
Commissioner Rich Moyle
Commissioner Jerry Graziose
Commissioner Lorenzo Wood

Given this 31st day of May, 2016

______________________________
MAYOR JACK BRADY
As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by GRADUATING IN THE TOP 10% of the CLASS OF 2016 at COCONUT CREEK HIGH SCHOOL

We wish you much success in future endeavors.

Mayor Jack Brady
Vice Mayor David G. Hilton
Commissioner Rich Moyle
Commissioner Jerry Graziose
Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

NATHALIE FLEURILUS

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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We wish you much success in future endeavors.

Mayor Jack Brady
Vice Mayor David G. Hilton
Commissioner Jerry Graziose
Commissioner Rich Moyle
Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

NEFTALI GODINEZ

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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Mayor Jack Brady
Vice Mayor David G. Hilton
Commissioner Rich Moyle

Commissioner Jerry Graziose
Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

LAURY JEAN BAPTISTE

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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Mayor Jack Brady

Vice Mayor David G. Hilton

Commissioner Jerry Graziose

Commissioner Rich Moyle

Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

SIERRA JOSEPH

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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Mayor Jack Brady

Vice Mayor David G. Hilton

Commissioner Rich Moyle

Commissioner Jerry Graziose

Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

GASLINE JOURNALIER

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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Mayor Jack Brady
Vice Mayor David G. Hilton
Commissioner Jerry Graziose
Commissioner Rich Moyle
Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

AMBER KELLEY

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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We wish you much success in future endeavors.

Mayor Jack Brady

Vice Mayor David G. Hilton

Commissioner Rich Moyle

Commissioner Jerry Graziose

Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

DYLITA MAHARAJ

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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We wish you much success in future endeavors.

Mayor Jack Brady
Vice Mayor David G. Hilton
Commissioner Jerry Graziose
Commissioner Rich Moyle
Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

MOYANDRA MCINTOSH

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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Mayor Jack Brady

Vice Mayor David G. Hilton

Commissioner Rich Moyle

Commissioner Jerry Graziose

Commissioner Lorenzo Wood

Given this 31st day of May, 2016

_____________________________________

MAYOR JACK BRADY
Presented to

DIGNA RIVERA

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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COCONUT CREEK HIGH SCHOOL

We wish you much success in future endeavors.

Mayor Jack Brady
Vice Mayor David G. Hilton
Commissioner Rich Moyle
Commissioner Jerry Graziose
Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

TYLER ST. PREUX

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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Mayor Jack Brady

Vice Mayor David G. Hilton

Commissioner Jerry Graziose

Commissioner Rich Moyle

Commissioner Lorenzo Wood

Given this 31st day of May, 2016

______________________________
MAYOR JACK BRADY
Presented to

SCHNEIDINE TANIS

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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We wish you much success in future endeavors.

Mayor Jack Brady
Vice Mayor David G. Hilton
Commissioner Jerry Graziose
Commissioner Rich Moyle
Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

NICOLAS VANEGAS

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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Vice Mayor David G. Hilton

Commissioner Rich Moyle

Commissioner Jerry Graziose

Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
Presented to

AKENO WILLIAMS

As a resident of North Lauderdale and a graduating Senior from Coconut Creek High School, The City Commission of the City of North Lauderdale, Florida is pleased to acknowledge and congratulate you on your accomplishments and achievements by

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We wish you much success in future endeavors.

Mayor Jack Brady
Vice Mayor David G. Hilton
Commissioner Jerry Graziose
Commissioner Rich Moyle
Commissioner Lorenzo Wood

Given this 31st day of May, 2016

MAYOR JACK BRADY
PROCLAMATION

National Safety Month
June 2016

Whereas the rate of unintentional injuries and deaths in the United States remain at unacceptable levels;

Whereas injuries and deaths from emergencies, unintentional drug overdose, falls and motor vehicle crashes, remain leading causes of preventable injuries and deaths in the United States;

Whereas the cost of unintentional injuries to Americans and their employers exceeds $853 billion each year and causes great suffering among individuals and their families;

Whereas North Lauderdale residents and all Americans deserve to live in communities that promote safe and healthy living;

Whereas preventing unintentional injuries and deaths requires the cooperation of all levels of government, employers and the general public;

Whereas the National Safety Council, founded in 1913, was congressionally chartered in 1953 to lead this nation in injury prevention through safety and health information, education, training and advocacy in the United States;

Whereas the National Safety Council and the City of North Lauderdale work to promote policies, practices and procedures leading to increased safety, protection and health in business and industry, in schools and colleges, on roads and highways, and in homes and communities;

Whereas the National Safety Council and the City of North Lauderdale in 2016 will provide a month-long educational safety campaign;

Whereas the summer season is a time of increased rates of unintentional injuries and deaths, it is an appropriate time to focus attention on injury risks and preventions;

Therefore, the City Commission of the City of North Lauderdale does hereby proclaim its support of National Safety Month in June 2016 and strongly urges the citizens and businesses to observe National Safety Month by practicing safe and healthy behaviors in all aspects of their lives.

In witness whereof, I have hereunto set my hand and caused the Great Seal of the City of North Lauderdale, Florida to be affixed this 31st day of May, 2016.

_____________________________________
MAYOR JACK BRADY
TO: Mayor and City Commission

FROM: Ambreen Bhaty, City Manager

BY: Tammy Reed-Holguin, Community Development Director

DATE: May 31, 2016

SUBJECT: VAR - 16-01 First Haitian Baptist Church
1350 S State Road 7

APPLICANT: First Haitian Baptist Church

Variance from Section 102-63 (c); landscaping interior area; to accommodate the building of a church.

BACKGROUND

The applicant, First Haitian Baptist Church, currently operates a church at 1350 S State Road 7. Tonight the Commission will consider approval of the preliminary site plan for the construction of a new church on this site. To accommodate the new church, the applicant is also requesting a variance from the landscaping code. The Commission is considering this variance request on first reading tonight. The request is outlined in the table below:

<table>
<thead>
<tr>
<th>TYPE OF VARIANCE</th>
<th>CODE REQUIREMENTS</th>
<th>PROPOSED</th>
<th>VARIANCE REQUESTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Section 102-63 (c) Landscaping interior area</td>
<td>10 ft wide landscape strip</td>
<td>6.2 ft. wide landscape strips</td>
<td>3.8 ft. wide landscape strips</td>
</tr>
</tbody>
</table>

ANALYSIS AND FINDINGS

Landscape Interior. Section 102-63 (c) of the City Code requires a 10 foot wide landscape strip around the building to create a buffer between the parking facility and the structure. The applicant is proposing to provide the 10 foot buffer around most of the building with the exception of the west side along the exterior staircase. In an effort to provide a staircase for exiting purposes, the 10 foot buffer was reduced to 6.2 creating the need for the variance.

Per the guidelines and criteria contained in Section 106-79 of the City Code, a variance shall not be granted unless the City’s governing body determines the following:

1. That special circumstances exist affecting the land involved preventing the reasonable use of such land.
2. That the circumstances, which cause the hardship, are peculiar to the property, such that they clearly constitute marked exceptions to other properties in the district.

3. That the hardship is not an economical hardship.

4. That the hardship is not self-created.

5. That the variance is the minimum variance that will make possible the reasonable use of the property and will not be injurious to the neighborhood or otherwise detrimental to the public welfare.

Staff has reviewed the application in light of the guidelines and criterion listed above and determined that it reasonably meets the guidelines established for granting a variance, and will enable the reasonable use of this property. This determination is based upon the following facts:

- Since the variance is for a portion of the west side of the building facing State Road 7, staff and our landscape consultant have worked with the applicant to ensure there will be adequate landscape coverage and the requested variance will not be injurious to the neighborhood or otherwise detrimental to the public welfare.

- The staircase serves as an additional emergency route for the organization; therefore the variance request will enable the installation of this additional exist. It is considered a minimum variance that will make possible the reasonable use of the property.

On May 3, 2016, the Planning and Zoning Board met and recommended approval of this variance with a 4-0 vote to the City Commission.

This variance application is being brought to the City Commission for review, discussion and recommendation. If the City Commission concurs with this request, a motion is in order for the City Commission to approve the proposed variance. This approval is subject to the following conditions:

1. That all applicable approvals by the City, County, State and other regulatory agencies be provided to the City of North Lauderdale prior to the issuance of permits.

2. In the event that any problems arise, as a result of the operation of this establishment, such as noise, parking, traffic, and/or other nuisances, the applicant shall make all improvements required to mitigate these nuisances so as not to negatively impact adjacent commercial/residential areas.

3. The applicant shall comply with all provisions contained in Chapter 102 “Vegetation” of the City Code and shall submit a final landscaping plan for review prior to City Commission approval.
RECOMMENDATION:
The City Administration recommends City Commission’s consideration and approval, on first reading, of the attached ordinance to grant the requested variance from the City of North Lauderdale Code of Ordinances to facilitate the construction of a new church by reducing a portion of the width of landscape strip buffer from 10 feet to 6.2 feet within a proposed Community Facility (CF) Zoning District.
ORDINANCE NO. ____________________

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING VARIANCES FROM THE NORTH LAUDERDALE CODE OF ORDINANCES, SECTION 102-63 (c) TO PERMIT A 6.2 FOOT WIDE LANDSCAPE BUFFER BETWEEN THE BUILDING AND VEHICULAR ACCESSWAYS OR PARKING, AS OPPOSED TO THE 10 FEET REQUIRED BY THE CODE; PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 102-63 (C) of the City Code requires a minimum 10 feet wide landscape buffer between the building and the accessway or parking area; and

WHEREAS, First Haitian Baptist Church has applied for a variance to allow 6.2 feet wide landscape buffer; and

WHEREAS, the Planning and Zoning Board recommended approval of said variance request on May 3rd, 2016; and

WHEREAS, if the City Commission is desirous of granting the requested variances from the requirements of the aforecited Ordinance and associated Landscape Regulations and/or applicable provisions thereof to said legal titleholder(s) as they apply to the property in question.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA:

Section 1: That pursuant to an application properly filed for a variance from the requirements of, Section 102-63 (C) of the North Lauderdale Code, variances are and the same are hereby granted from the requirements for the project located at 1350 S Sr. 7, North Lauderdale, Florida.

Section 2: That the petitions for variances filed by the City of North Lauderdale are hereby granted to the City the same to inure to the benefit of the present and future titleholder(s) to said property.

Section 3: That all other requirements of the North Lauderdale Code of vegetation and landscape regulations are not otherwise varied by the terms of this Ordinance and shall be in full force and effect and fully applicable to the property.
Section 4: That all applicable approvals by the City, County, State and other regulatory agencies are provided to the City of North Lauderdale prior to the issuance of permits and that the applicant meets all conditions set forth by said regulatory agencies, including but not limited to the City engineer and Broward County Traffic Engineering Department.

Section 5: That all Ordinances, or parts of Ordinances, Resolutions or parts of Resolutions, in conflict herewith be and the same are repealed to the extent of such conflict.

Section 6: That this Ordinance shall take effect immediately upon adoption.

PASSED on first reading by the City Commission of the City of North Lauderdale, Florida, this 31st day of May, 2016.

PASSED on second reading by the City Commission of the City of North Lauderdale, Florida, this __________ day of ____________, 2016.

APPROVED AS TO FORM:

___________________________________
CITY ATTORNEY SAMUEL S. GOREN

___________________________
MAYOR JACK BRADY

___________________________
VICE MAYOR DAVID G. HILTON

ATTEST:

_________________________________
PATRICIA VANCHERI, CITY CLERK
From: First Haitian Baptist Church of North Lauderdale
To: Community Development Department City of North Lauderdale
Date: April 20, 2016

Community Development Department City of North Lauderdale, Florida
Re: Variance request of the property located at 1350 S. State Rd. 7 (US 441) N.
Lauderdale, FL.

This letter serves to represent our request for the variances of the above reference
property, allowing for the reasonable use of our property. Our architect and his
engineering have designed the property to the variance laws of the city of North
Lauderdale. It is our intent to demolish the existing 1 story wood framed building and
build a new 2 story C.B.S Sanctuary and fellowship hall with architectural features
reflective of the North Lauderdale/ State Rd. 7/ US 441 Corridor Master Plan. The new
design provides above and beyond the 10 feet requirement around the building. We have
10 – 13 feet on the North side of the building; we have 13 feet on the East side, 14.3 feet
on sections of the West side and 22 feet on the South side of the building. We are
requesting that the City grant us 3.8 feet on the west side of the stair case. We would like
to thank you in advance for the approval of our request, which will allow the
redevelopment of the property.

Respectfully yours

Willem Philippi, Pastor
CITY OF NORTH LAUDERDALE  
COMMUNITY DEVELOPMENT DEPARTMENT

TO: Mayor and City Commission
FROM: Ambreen Bhatty, City Manager
BY: Tammy Reed Holguin, Community Development Director
DATE: May 31, 2016
SUBJECT: Site Plan SPR 16-01  
1350 S State Road 7 (First Haitian Baptist Church)

Preliminary site plan approval to build 8,144 square foot church in a Community Facility (CF) zoning district.

APPLICANT: First Haitian Baptist Church

The applicant, First Haitian Baptist Church, has been operating a place of worship from a facility located at 1350 S. State Road 7 since 2003. This was a non-conforming use in the commercial zoning district until September 2014 when the property was rezoned to Community Facilities (CF) to accommodate the continued use and construction of a new church. A site plan was also approved by the Commission in 2014 for a much larger church that required several variances, including parking. This approved site plan (07-04) has since expired.

Tonight, the applicant is requesting approval of a revised site plan to build a new facility that would enhance the neighborhood and provide a better place for the congregation to worship. The footprint is much smaller than the originally approved design and provides the required amount of parking without needing to build a parking garage as originally designed. The First Haitian Baptist Church is requesting to build a two story, 8,144 square foot church which will provide a sanctuary and a fellowship hall. The specific extent of the anticipated use is explained in Attachment A, and made a part of this report.

BACKGROUND

- Planning and Zoning Board first heard the items on November 1, 2011, January 24, 2012 and June 3, 2014.
- On July 15, 2014, the City Commission approved the final site plan to build a 14,473 square foot building that was 3 story with a parking garage. This proposed building required 118 parking spaces of which 91 was provided and 27 were waived by an approved variance (VAR 11-02). The applicant also received approval to rezone the property from commercial to community facility (ZLU 07-02).
The applicant submitted a new site plan application in March of 2016; their proposed plan significantly reduced the original building from 14,473 square feet to 8,144 square feet. This reduction brought their parking needs down and allowed the applicant to provide the required parking on site. The new floor plans will have 4,247 square feet on the first floor for the worship center and 3,897 square feet on the second floor for multipurpose uses. This new site plan still boasts all the striking architectural features such as a covered canopy, decorative pillars and palm trees around the building to soften the building appearance. The current building will be demolished, which is much smaller in size, since it was originally a Pizza Hut restaurant. To accommodate the new building, the applicant is requesting one variance from the City code for landscaping. The variance request is also being presented this evening.

On Tuesday May 3rd, 2016 the Planning and Zoning Board recommended the item for approval to the City Commission with a vote of 4-0.

**RECOMMENDATION:**

If the City Commission concurs with this request, a motion is in order for the City Commission to approve of the preliminary site plan subject to the following conditions with direction for administration and the applicant to continue work together to finalize the site plan:

1. The applicant shall comply with applicable City Codes and Florida Building Codes.
2. All terms, conditions and provisions imposed by the Planning and Zoning Board, City Commission, DRC and Staff including all life, health and safety Codes pertaining to this development shall be met prior to the issuance of building permits.
3. The DRC, Planning and Zoning Board and City Commission reserve the right to impose any additional requirements deemed necessary during subsequent approval reviews.
4. Copies of all applicable permits and approvals by other regulatory agencies shall be provided to the City prior to issuance of building permits.
5. All conditions required by Code and/or set forth by the City engineer shall be met.
6. In the event that any problems arise, as a result of the operation of this establishment, such as noise, parking, traffic, and/or other nuisances, the applicant shall make all improvements required to mitigate these nuisances so as not to negatively impact adjacent areas.
7. This site plan approval is subject to the variance approval (VAR 16-01) that is being reviewed concurrent with this request.
8. Photometric Plan approval by staff is required, along with the installation of the decorative pedestrian light(s) per City guidelines.
9. The applicant shall comply with all provisions contained in Chapter 102 “Vegetation” of the City Code and shall submit detailed landscaping plans for landscaping permit.
10. Prior to the issuance of building permits, the applicant shall provide a written verification that all County impact fees associated with this project have been paid.
11. Prior to the issuance of the Certificate of Occupancy by the City Building Department, the applicant shall pay all applicable assessment and impact fees to the City.
12. If necessary, proper easements will be dedicated to the City of North Lauderdale.
13. The plat note amendment must be completed prior to issuance of any building permits.
April 21, 2016

Community Development Department City of North Lauderdale

This letter serves to represent our request to the City of North Lauderdale for allowing the use of the above reference property. Our architect and Engineering Consultants have designed the project and reduced the footprints of the building from a 3-story building to a 2-story building to allow the required parking spaces of the Code and Ordinances, so as not to request a variance for parking. It is our intent to demolish the existing 1 story wood framed building and build a new 2-story C.B.S. Sanctuary and fellowship hall with architectural features reflective of the North Lauderdale/State Rd 7/US 441 Corridor Master Plan. Please refer to architectural site plan for all dimensions and square footages of the building.

The new design will have sufficient amount of parking spaces to accommodate the church adepts. The use of the Sanctuary will be a non-incidental use with the use of the Fellowship Hall/Banquet areas. We would like to thank you in advance for the approval of our letter, which will allow the redevelopment of the property.

ORDER OF SERVICES

Sunday: Sunday school 9:00 am – 10:30 am; Worship service 11:00 am – 12:00 am

Tuesday: Bible Study 7:00 pm – 9:30 pm

Friday: Prayer Service 7:30 pm – 9:00 pm

Respectfully yours,

Dr. Wilm Philippi, Pastor
CITY OF NORTH LAUDERDALE
COMMUNITY DEVELOPMENT DEPARTMENT

TO: Mayor and City Commission

FROM: Ambreen Bhatti, City Manager

BY: Tammy Reed - Holguin, Community Development Director

DATE: May 31, 2016

SUBJECT: VAR-16-02 Hickory Place Townhomes
5460 SW 13 Court

Variances to accommodate the construction of 46 townhouses including Setback Requirements per Section 106-330 (b) (1) and (d) (1), Size of Plot per Section 106-323 (b), Plot Area Requirements per Section 106-328 and Open Space Requirements per Section 106-329.

APPLICANT: Hickory Place Developers, LLC.

Tonight the Commission is considering approval of site plan from the applicant who is seeking to construct 46 townhomes located at 5460 S.W. 13th Court. To accommodate the construction of the new proposed townhome development, the applicant is also requesting several variances. The applicant is requesting a variance from the front yard setbacks, rear yard setbacks, plot area requirements, open space requirements, and size of plot requirements to accomplish their goal. The requests are outlined in the table below:

<table>
<thead>
<tr>
<th>TYPE OF VARIANCE</th>
<th>CODE REQUIREMENTS</th>
<th>PROPOSED</th>
<th>VARIANCE REQUESTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Section 106-323 (b) Size of Plot</td>
<td>80 ft. in length</td>
<td>76.33 ft. in length</td>
<td>3.67 ft. in length</td>
</tr>
<tr>
<td>Section 106-328 Plot Area Requirements</td>
<td>3 Bedroom or larger unit requires 3,630 sf per unit</td>
<td>3,426.52 sf per unit</td>
<td>203.28 sf per unit</td>
</tr>
<tr>
<td>Section 106-329 Open Space Requirements</td>
<td>30 %</td>
<td>28%</td>
<td>2% open space</td>
</tr>
<tr>
<td>Section 106-330(b)(1) Front Yard Setbacks</td>
<td>25 ft.</td>
<td>18 ft.</td>
<td>7 feet</td>
</tr>
<tr>
<td>Section 106-330(d)(1) Rear Yard Setbacks</td>
<td>25 ft.</td>
<td>16 ft.</td>
<td>9 feet</td>
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</tbody>
</table>
ANALYSIS AND FINDINGS

1. **Setbacks.** Section 106-330 (b) (1) of the City Code requires front setback for structures not less than 25 feet in depth. According to the site plan, 18 feet setback is being proposed from the front property line to the structure.

2. **Setbacks.** Section 106-330 (d) (1) of the City Code requires a rear setback for two story structures not less than 25 feet in depth. According to the site plan, 16 feet setback is being proposed from the property line to the structure.

3. **Size of Plot.** Section 106-323 (b) of the City Code requires a plot of at least 80 feet in length minimum. The applicant is requesting a variance to allow a plot 76.33 feet in length to construct the proposed site.

4. **Plot area requirements.** Section 106-328 of the City Code requires an individual plot area of 3,630 Sq Ft per a three bedroom unit. The applicant is requesting a variance of 203.28 Square foot per unit, therefore, the total plot area per unit would be 3,426.52 Sq Ft.

5. **Open space requirements.** Section 106-329 of the City Code requires that 30 percent open space or 47,286 Sq Ft. of open space be provided on site. The applicant is asking for a waiver of 2 percent or 2,430 Sq. Ft, which would still leave 28 percent open space or 44,856 Sq Ft.

Per the guidelines and criteria contained in Section 106-79 of the City Code, a variance shall not be granted unless the City’s governing body determines the following:

1. That special circumstances exist affecting the land involved preventing the reasonable use of such land.
2. That the circumstances, which cause the hardship, are peculiar to the property, such that they clearly constitute marked exceptions to other properties in the district.
3. That the hardship is not an economical hardship.
4. That the hardship is not self-created.
5. That the variance is the minimum variance that will make possible the reasonable use of the property and will not be injurious to the neighborhood or otherwise detrimental to the public welfare.

Staff has reviewed the application in light of the guidelines and criterion listed above and makes the following finds:

- The layout of the property does not allow for a 25 foot front setback due to the overall width of the property.
- The layout of the property does not allow for a 25 foot rear setback because of the overall width of the property.
- Due to the size of the parcel and rear setback requirement the maximum amount of useable space in property depth is 76.33 Sq Ft.
- The applicant maintains that 3,630 Sq Ft. per three bedroom unit is unrealistic and that modifying the units to be two bedrooms would be a waste of useable space. Therefore the request to allow 3,426.52 Sq Ft. per three bedroom unit is being made. The burden of proof lies with the applicant to justify the variance.
- 30 percent open space is required within the RM-16 zoning district. The applicant is requesting to allow 28 percent; a 2 percent difference. Staff believes this could be achieved with some modification to the site, however acknowledges that the applicant wishes to make the best use of the space. Therefore, the burden of proof lies with the applicant to justify the requested variance.

On March 31, 2016 the Development Review Committee met and after considerable review and discussion by the City’s staff, the applicant and the City’s consulting group Calvin, Giordano & Associates, Inc., recommended approval of the redesigned plan that includes the above requests for variances.

The Planning and Zoning Board met on May 3rd, 2016 and with a vote of 3 to 1 approved the variances for recommendation to the City Commission. This application is being brought to the City Commission tonight for review, discussion and approval.

**RECOMMENDATION:**

If the City Commission concurs with this request, a motion is in order to approve the attached ordinance on first reading granting the proposed variances to facilitate the construction of a new townhome development by reducing setbacks, plot area, the size of the plot, and open space requirements within a proposed Residential Multifamily Medium Density (RM-16) Zoning District subject to the following conditions:

1. That all applicable approvals by the City, County, State and other regulatory agencies be provided to the City of North Lauderdale prior to the issuance of permits.
2. In the event that any problems arise, as a result of the operation of this establishment, such as noise, parking, traffic, and/or other nuisances, the applicant shall make all improvements required to mitigate these nuisances so as not to negatively impact adjacent commercial/residential areas.
3. The applicant shall comply with all provisions contained in Chapter 102 “Vegetation” of the City Code and shall submit a final landscaping plan for review prior to City Commission approval.
ORDINANCE NO. __________________

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING VARIANCES FROM THE NORTH LAUDERDALE CODE OF ORDINANCES, SECTION 106-330 (B) (1) REGARDING FRONT SETBACKS WHERE 25 FEET ARE REQUIRED AND A 16 FOOT SETBACK IS PROVIDED; SECTION 106-330 (D) (1) REGARDING REAR SETBACKS TO PERMIT AN 18 FEET SETBACK WHERE 25 FEET ARE REQUIRED FROM A PROPERTY LINE; SECTION 106-323 (B) SIZE OF PLOT TO ALLOW A PLOT TO BE USED FOR DEVELOPMENT PURPOSES THAT IS 76.33 FEET IN LENGTH WHEREAS 80 FEET IN LENGTH IS REQUIRED, SECTION 106-328 PLOT AREA REQUIREMENTS TO ALLOW A PLOT AREA 3,426.52 SQ. FT. IN SIZE WHEREAS A PLOT AREA OF 3,630 SQ. FT. IS REQUIRED AND SECTION 106-329 OPEN SPACE REQUIREMENTS TO ALLOW 28% OPEN SPACE WHEREAS 30% IS REQUIRED; PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 106-330 (B) (1) and 106-330 (D) (1) of the City Code requires a minimum 25 feet setback from the front and rear property line; and

WHEREAS, Hickory Place Developers LLC. has applied for a variance to allow 18 feet front setback and 16 foot rear setback from the property lines; and

WHEREAS, Section 106 – 323 (B) requires the size of the plot to be 80 foot in depth and the applicant is requesting 76.33 feet to be allowed; and

WHEREAS, Section 106-328 Plot Area Requirements requires each plot to be 3,630 Sq. Ft per three bedroom unit and the developer is requesting 3,426.52 Sq Ft. of area per three bedroom unit; and

WHEREAS, Section 106-329 Open Space Requirements requires that 30% open space be maintained, the applicant has requested to allow 28% open space; and

WHEREAS, the Planning and Zoning Board recommended approval of said variance request; and

WHEREAS, the City Commission is desirous of granting the requested variances from the requirements of the aforecited Ordinance and associated Zoning Regulations and/or applicable provisions thereof to said legal titleholder(s) as they apply to the property in question.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA:
Section 1: That pursuant to an application properly filed for variances from the requirements of, Section 106-330 (B) (1) and (D) (1), Section 106-323(B), Section 106 – 328 and Section 106-329 of the North Lauderdale Code, variances are and the same are hereby granted from the requirements for the project located at 5460 SW 13th Court, North Lauderdale, Florida.

Section 2: That the variances are hereby granted to inure to the benefit of the present and future titleholder(s) to said property.

Section 3: That all other requirements of the North Lauderdale Code of Ordinances and associated zoning regulations are not otherwise varied by the terms of this Ordinance and shall be in full force and effect and fully applicable to the property.

Section 4: That all applicable approvals by the City, County, State and other regulatory agencies are provided to the City of North Lauderdale prior to the issuance of permits and that the applicant meets all conditions set forth by said regulatory agencies, including but not limited to the City engineer and Broward County Traffic Engineering Department.

Section 5: That all Ordinances, or parts of Ordinances, Resolutions or parts of Resolutions, in conflict herewith be and the same are repealed to the extent of such conflict.

Section 6: That this Ordinance shall take effect immediately upon adoption.

PASSED on first reading by the City Commission of the City of North Lauderdale, Florida, this 31st day of May, 2016.

PASSED on second reading by the City Commission of the City of North Lauderdale, Florida, this ______ day of ________, 2016.

APPROVED AS TO FORM:

_________________________________
CITY ATTORNEY SAMUEL S. GOREN

_________________________________
MAYOR JACK BRADY

_________________________________
VICE MAYOR DAVID G. HILTON

ATTEST:

_________________________________
PATRICIA VANCHERI, CITY CLERK
April 11, 2015
Tammy Reed-Holguin
Director of Community Development
City of North Lauderdale
701 Southwest 71st Avenue
North Lauderdale, Florida 33068

Subject: Request for Variances for Plot Size, Plot Area, Opens Space and Front and Rear Setbacks
Hickory Place Project
5460 SW 13 Ct

Herewith is an application requesting the following variances:

1. A variance for Plot Size per Section 106-330(b) of the City code to allow a 23.33’ x 76.33’ where the code requires 20’ x 80’. Whereas the required plot depth is longer, the proposed width is wider and provides for a large area (1,780.78 sf) than the required plot size (1,600 sf). The variance of 3.67’ is being sought.

2. A variance for Plot Area per Section 106-328 of the City code to allow an area of (157,620 sf / 46 units = 3,426.52) where the code requires 3,630 sf for three bedroom or larger units. The difference in square footage is only 203.28 sf where reducing the units to two bedrooms would give an overstatement of 704.52 sf.

3. A variance for OpenSpace per Section 106-329 of the City code to allow 44,856 sf where (157,620 x 30%) 47,286 is required. The difference is square footage is only a difference of 2,430 sf.

4. Variance of Section 106-330 (b)(1) of the City to allow a 18 foot front yard setback where the code requires a 25 foot setback for the north and south buildings and the north three (3) units of the west and east buildings. The 25 foot setback is achieved if measured to the living spaces of all units.

5. Variance of Section 106-330 (d)(1) of the City to allow a 16 foot rear yard setback where the code requires a 20 foot setback for the north and south buildings only. A variance of Section 106-330(d)(1) of the City The variance of 9 feet is being requested.

This request is being submitted in conjunction with a site plan application for the development of 8 building containing 46 townhome units.

Per the guidelines and criteria contained in Section 206-79 of the City Code, a variance shall not be granted unless the city’s governing body determines the following:

814 South Military Trail, Deerfield Beach, FL 33442
TEL: 954.972.3959 FAX: 954.972.4178 www.carnahan-proctor.com
1. That special circumstances exist affecting the land involved preventing the reasonable use of such land.
2. That the circumstances, which cause the hardship, are peculiar to the property, such that they clearly constitute marked exceptions to other properties in the district.
3. That the hardship is not an economical hardship.
4. That the hardship is not self-created.
5. That the variance is the minimum variance that will make possible the reasonable use of the property and will not be injurious to the neighborhood or otherwise detrimental to the public welfare.

The site plan shows the situation of the requested variance and we feel that the city’s governing body will agree that we have met the variance criteria.

The site is limited by the deep of the site (201.50 feet), which is equally divided to provide a centered access roadway. All other requirements have been met. The previously approved project provided on-street parking however the proposed design provides more safety and gives a more private ownership feel. A strict adherence to the code would return the site to a similar look and feel of the previously approved site plan. The approval of this request will allow the development of a neighborhood enhancement as the site has long been a visual eye sore. This variance is the minimum variance without creating a need for variances in other area that will make possible the reasonable use of the property and will not be injurious to the neighborhood or otherwise detrimental to the public welfare.

I hope this package of materials provide you with everything you need to complete your review of this request. Please contact me if you require any additional information.

Sincerely,
Carnahan, Proctor and Cross, Inc.

Regina Bobo-Jackson, P.E.
Senior Project Engineer
TO: Mayor and City Commission

FROM: Ambreen Bhatti, City Manager

BY: Tammy Reed - Holguin, Community Development Director

DATE: May 31, 2016

SUBJECT: SPR 16-03 Hickory Place
5460 SW 13 Court

Preliminary site plan approval to construct 46 attached townhouse units (8 buildings) in a Residential Multi-Family Medium Density (RM-16) zoning district.

APPLICANT: Hickory Place Developers, LLC.

Hickory Place Developers, LLC is proposing to build 46 townhome units, on 3.83 acres of land. The City’s zoning designation for this parcel is RM-16, which permits up to 16 units per gross acre. Tonight we are presenting the preliminary site plan for approval by the City Commission. The Commission will also consider the applicant’s request for five variances (VAR 16-02) in order to accommodate the development of this project. The specific extent of the anticipated use is explained in Attachment A, and made a part of this report.

This project was originally approved in 2003 under the name of Villas at Hickory Place. The infrastructure was installed; however the project was abandoned and fell into foreclosure. Tonight Hickory Place Developers, LLC are seeking approval to complete this project and add market rate housing to North Lauderdale’s housing stock.

The applicant has revised the floor plans by adding a one car garage to each unit, advising this will make the units more appealing and provide some storage for the homeowners. The development boasts striking red roof tiles and architectural features similar to other new housing developments along the State Road 7 corridor. The site meets all parking requirements by providing 138 spaces in the form of two per townhome unit outside and then a one car garage on the bottom floor of the units. The units are two stories. There are four centralized mail cabinets and garbage will be individual pick up. The property will be landscaped to enhance the building features and one main entry sign will be posted at the first entrance of the property. All accessways are located off SW 13 Street. A 6 foot high masonry wall will provide a buffer to the North, East and West side. The south end of the property, along the Our Lady Queen of Heaven, will have a chain link fence with slats. This has been coordinated and approved by OLQH, the adjacent property owner. An HOA (Homeowner’s Association) has been established to manage the common areas of the property.
The Development Review Committee met twice, including a landscape architect from Calvin, Giordano and Associates, once on January 14, 2015, where the committee provided the applicant with comments and on March 31st, 2016. After the second review and discussion, staff recommended approval of the site plan to the Planning and Zoning Board subject to the conditions listed below.

The Planning and Zoning Board Met on May 3rd, 2016 and voted 4-0 to recommend approval of the site plan to the City Commission

**RECOMMENDATION:**
If the City Commission concurs with this request and the recommendation of the Planning and Zoning Board and Administration, a motion is in order for the City Commission to approve the preliminary site plan subject to the following conditions:

1. The applicant shall comply with applicable City Codes and Florida Building Codes.
2. All terms, conditions and provisions imposed by the Planning and Zoning Board, City Commission, DRC and Staff including all life, health and safety Codes pertaining to this development shall be met prior to the issuance of building permits.
3. The DRC, Planning and Zoning Board and City Commission reserve the right to impose any additional requirements deemed necessary during subsequent approval reviews.
4. Copies of all applicable permits and approvals by other regulatory agencies shall be provided to the City prior to issuance of building permits.
5. All conditions required by Code and/or set forth by the City engineer shall be met.
6. In the event that any problems arise, as a result of the operation of this establishment, such as noise, parking, traffic, and/or other nuisances, the applicant shall make all improvements required to mitigate these nuisances so as not to negatively impact adjacent areas.
7. This site plan approval is subject to the variance approval (VAR 16-02) that is being reviewed concurrent with this request.
8. Photometric Plan approval by staff is required.
9. The applicant shall comply with all provisions contained in Chapter 102 “Vegetation” of the City Code and shall submit detailed landscaping plans for landscaping permit.
10. Prior to the issuance of building permits, the applicant shall provide a written verification that all County impact fees associated with this project have been paid.
11. Prior to the issuance of the Certificate of Occupancy by the City Building Department, the applicant shall pay all applicable assessment and impact fees to the City.
12. If necessary, proper easements will be dedicated to the City of North Lauderdale.
13. Park and Recreation Impact Fees shall be paid pursuant to Section 98-82 of the City Code, prior to issuance of any building permits.
14. The applicant will provide 2 pedestrian lights along south west 13 Street, based on the pedestrian lighting design provided by the City.
April 21, 2016

Mrs. Tammy Reed-Holquin
Community Development Director
CITY OF NORTH LAUDERDALE
701 SW 71st Street
North Lauderdale, Florida 33068

RE: Letter of Intent- Site Plan Review for The Townhomes At Hickory Place:

Dear Mrs. Reed-Holquin:

Hickory Place Developers, LLC., the applicant, is hereby requesting your favorable review and approval of the site plan entitled “North Lauderdale Townhouses” as prepared by Design Odyssey, Inc. as the Architect, and Carnahan, Proctor & Cross Inc, as the Engineer.

The subject property is presently vacant and located on the east side of State Road 7 and south side of SW 13th Street within Section 6-54-42, City of North Lauderdale, Broward County, Florida. It is legally described as Parcel “A” of HICKORY PLACE according to the plat thereof as recorded in Plat Book 24 at Page 32 of the Public Records of Broward County Florida, less the north 12 feet thereof.

It is the intent of the owner to construct a total of forty-six (46) townhouse dwelling units. Each unit will have three bedrooms, two and a half baths and a one (1) car garage with 1,359 square feet of living area and total square footage of 1,566 square feet. The units have been designed with young individuals and families in mind to allow a reasonably priced quality town home within the North Lauderdale City limits.

The proposal site plan has been designed within the parameters of the City of North Lauderdale zoning code, creating a total of forty-six (46) townhouse dwelling units (a density of 11.98 units/acre; where 16 units/acre are permitted under the RM-16 zoning district); with approximately 70,703 sq. ft (46.3%) of open green and common space; complying with the required 138 parking spaces by providing 138 parking spaces. Five (5) feet wide sidewalks have been created throughout the Community leading to the existing public sidewalk along the south side of SW 13 Street.
The property will be surrounded by a decorative six (6) feet high PVC fence. Landscaping and irrigation has been designed in accordance with the criteria under Section 102. A homeowners association will be created to maintain the open space landscape and irrigation areas as well as the surrounding decorative fence. A common mail-box kiosk will be erected to receive the delivery of the prospective home owner’s mail.

Accordingly, we feel that our proposed site plan has met the standards set forth by City of North Lauderdale and hereby respectfully request your approval of our Community site plan.

Sincerely,

[Signature]

Eric L. Haynes
Principal/Developer
TO: Mayor and City Commission
FROM: Ambreen Bhatti, City Manager
BY: Tammy L. Reed-Holguin, Community Development Director
Sandy Lila, Neighborhood Improvement Coordinator
DATE: May 31, 2016
SUBJECT: First Reading: Amendment to Sec. 78-106. “Meetings, dates, procedures, records, quorum” pertaining to the Community Sustainability Board

The item before you tonight for your consideration on first reading is a proposed amendment to Sec. 78-106, entitled “Meetings, dates, procedures, records, quorum” for the Community Sustainability Board to amend the required number of meetings.

BACKGROUND:
Community Development staff, in collaboration with the Community Sustainability Board, has conducted a review of Sec. 78-106 of the City Code of Ordinances. It is recommended that the City Code be amended as outlined in the proposed Ordinance to adjust the number of required meetings for the Community Sustainability Board. Currently the Community Sustainability Board is required to have one regular meeting each month. However, after discussion with the Board members, it was decided that one regular meeting scheduled every other month is sufficient to conduct business. As currently in the Code, additional meetings can be called by the chairperson or by consensus of any three regular members of the board should the need arise. Therefore, staff has prepared the attached Ordinance for Commission’s consideration.

RECOMMENDATION:
The City Administration recommends approval of the attached ordinance on first reading proposing amendment to Sec. 78-106, entitled “Meetings, dates, procedures, records, quorum” for the Community Sustainability Board to change the required number of meetings from once a month to every other month.
ORDINANCE NO. ___________________

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 78 GENERAL PROVISIONS/ADMINISTRATION, ARTICLE V. COMMUNITY SUSTAINABILITY BOARD SEC. 78-106, ENTITLED “MEETINGS, DATES, PROCEDURES, RECORDS, QUORUM”, TO CHANGE THE NUMBER OF REQUIRED MEETINGS TO EVERY OTHER MONTH, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Administration has reviewed the City’s current Code of Ordinances relating to the Community Sustainability Board; and

WHEREAS, in collaboration with the Board members, Administration has determined that meetings held every other month are sufficient for conducting regular board business; and

WHEREAS, the City Commission finds it is in the best interest of the City to amend the Code of Ordinances as to number of required meetings of the Community Sustainability Board.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AS FOLLOWS:

SECTION 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

SECTION 2. Sec. 78-106, is hereby amended as follows:

Sec. 78-106. - Meetings, dates, procedures, records, quorum. Modified

(a) An organizational meeting of the community sustainability board shall be held on October 1 of each year or as soon thereafter as practicable, for the purpose of electing
officers for the ensuing year. A chairman and vice-chairman shall be elected for terms of one year by the board from its membership. A member may be re-elected as chairman or vice-chairman to serve no more than two consecutive one-year terms. At least one regular meeting of the board shall be held each every other month and special meetings may be called by the chairman or by any three regular members of the board.

***

SECTION 3. It is the intention of the City Commission of the City of North Lauderdale that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of North Lauderdale, Florida, and that the Sections of this Ordinance may be renumbered, re-lettered and the word “Ordinance” may be changed to “Section,” “Article”, or such other word or phrase in order to accomplish such intention.

SECTION 4. If any clause, section, or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not affecting the remaining portions or applications remaining in full force and effect.

SECTION 5. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

SECTION 6. This Ordinance shall become effective immediately upon its passage and adoption.
PASSED on first reading by the City Commission of the City of North Lauderdale, Florida, this _____ day of May 2016.

PASSED AND ADOPTED on second reading by the City Commission of the City of North Lauderdale, Florida, this _____ day of June 2016.

APPROVED AS TO FORM:

____________________________________
CITY ATTORNEY SAMUEL S. GOREN

____________________________________
MAYOR JACK BRADY

____________________________________
VICE MAYOR DAVID G. HILTON

ATTEST:

____________________________________
PATRICIA VANCHERI, CITY CLERK

CODING: Words in struck-through type are deletion from existing law; words in underlined type are additions.
TO: Mayor and City Commission

FROM: Ambreen Bhatty, City Manager

BY: Tammy Reed-Holguin, Community Development Director

DATE: May 31, 2016

SUBJECT: First Reading: Amendment to Chapter 82 Building and Building Regulations, Sec. 82-9 Inspections and Licensing of Buildings with Two, Three and Four Residential Units; Chapter 86 Local Business Tax Receipt and Appendix F Fee Schedule Related to Residential Units

We are presenting the attached Ordinance tonight for the Commission’s consideration of approval on first reading to amend various Sections of the City Code of Ordinances to expand the process and fee schedule for the licensing and inspection of rental units to include single family homes and require the issuance of a local business tax receipt.

BACKGROUND:
During the recent visionary retreat between the City Administration and the Commission, there was discussion related to the decline in the number of owner-occupied housing units in the City. Although there has been a decrease in the number of vacant, foreclosed units, the remedy, in many cases, has been purchase of the homes by investors who renovate the homes and rent them, therefore creating a decline in the number of owner-occupied units. A search of the Broward County Property Appraiser’s records revealed over 4,700 single family homes and duplexes that are owned by entities other than individuals and are not currently claiming homestead exemption. These homes are potentially being rented. Based on this information and the Commission’s concern for the maintenance and safety of the units and their occupants, the Commission directed staff to expand the process for the inspection and licensing of residential units to include single family homes that are being offered as rental properties.

The purpose of the program will be to insure the safety of the occupants of these housing units by inspecting them for compliance with minimum housing code standards. These inspections will also assist the City to identify the operation of illegal boarding homes and work without permits, both of which could create unsafe or unsanitary living conditions. Additionally, the licensing process will require the property owner to provide valid contact information so in the event of nuisances or property maintenance issues they may be contacted to remedy the situation in a timely manner.

Several sections of the Code of Ordinances need to be amended to put this process in place. The first amendment will expand the current inspection and licensing process for residential rental properties to include single family homes by amending Section 82-9 of Chapter 82 “Buildings and Building Regulations”. Secondly, Chapter 86 Local Business Tax and Regulation will incorporate a
section requiring a local business tax receipt for the rental of all single family homes. A fee for this license and the inspection will be specified Appendix F of the Code. These changes will institute the inspection and licensing process for all residential units.

**RECOMMENDATION:**

The City Administration recommends Commission’s consideration and approval of the first reading of the proposed Ordinance to amend Chapter 82 Building and Building Regulations Section 82-9 and Chapter 86 Local Business Tax Receipt and Regulations to add Section 86-27 (3) and Section 4, of Appendix F, entitled "LOCAL BUSINESS TAX" clarifying the classifications and related fees for rental units of the City’s Code of Ordinances.
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 82, ENTITLED “BUILDING AND BUILDING REGULATIONS,” ARTICLE I, ENTITLED “IN GENERAL,” SECTION 82-9 THE TITLE OF WHICH IS TO BE AMENDED TO READ “INSPECTION AND LICENSING OF RESIDENTIAL RENTAL UNITS”; CHAPTER 86, ENTITLED “LOCAL BUSINESS TAX RECEIPT AND REGULATIONS,” ARTICLE II, ENTITLED “LOCAL BUSINESS TAX RECEIPT (LOCAL BUSINESS TAX RECEIPT),” SECTION 86-27, ENTITLED “LOCAL BUSINESS TAX RECEIPT REQUIRED” AND APPENDIX F TO THE CITY’S CODE OF ORDINANCES, “FEE SCHEDULE” TO PROVIDE FOR A PROCESS FOR INSPECTION AND LICENSING OF SINGLE FAMILY RESIDENTIAL UNITS, AND FEES FOR THE BUSINESS TAX RECEIPT AND THE PROCESSING AND INSPECTION FEES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, according to the Broward County Property Appraiser’s records there are a significant number of single family residential units owned by entities other than individuals and not receiving a homestead exemption; and

WHEREAS, this information may indicate a increase in the number of renter-occupied single family residential units within the City; and

WHEREAS, the City Commission is concerned about the health, safety and welfare of the occupants of all rental units; and

WHEREAS, under the direction of the City Commission the Administration expanded the inspection and licensing program to include single family homes; and

WHEREAS, the City Commission of the City of North Lauderdale (the "City") wishes to amend the appropriate sections of the Code of Ordinances to support the implementation of the program requiring a local business tax receipt for the rental of single family homes; and

WHEREAS, the City Commission of the City of North Lauderdale finds that such revision to pertinent sections of the City Code regulating the inspection and licensing of residential rental units to obtain a local business tax receipt are in the best interest of the health, safety, and welfare of the citizens and residents of the City of North Lauderdale.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.
Section 2. The City Commission hereby expands the program for the inspection and licensing of residential units to include single family homes requiring a local business tax receipt.

Section 3. Chapter 82, entitled “Building And Building Regulations,” Article I, entitled “In General”, Section 82-9, the title of which is to be amended to read “Inspection And Licensing Of Residential Rental Units”; Chapter 86, entitled “Local Business Tax Receipt And Regulations,” Article II, entitled “Local Business Tax Receipt (Local Business Tax Receipt),” Section 86-27, entitled “Local Business Tax Receipt Required” and Appendix F, “Fee Schedule,” of the Code of Ordinances of the City of North Lauderdale, be and the same are hereby amended as provided in Exhibit "A" to this Ordinance, which is attached hereto and incorporated herein by reference.

Section 4. Codification. It is the intention of the City Commission of the City of North Lauderdale that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of North Lauderdale, Florida.

Section 5. Severability. If any clause, section or other part of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Ordinance.

Section 6. Conflicts. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith, be, and the same are hereby repealed to the extent of such conflict.

Section 7. Effective Date. This Ordinance shall become effective immediately upon adoption.


PASSED ADOPTED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ON THE SECOND AND FINAL READING, THIS ______ DAY OF ______________________, 2016.

____________________________________
MAYOR JACK BRADY

ATTEST: ______________________________
VICE MAYOR DAVID G. HILTON

____________________________________
PATRICIA VANCHERI, CITY CLERK

APPROVED AS TO FORM:

____________________________________
SAMUEL S. GOREN, CITY ATTORNEY
Chapter 82, Building and Building Regulations

Article I, In General

... 

- Sec. 82-9. Inspection and licensing of buildings with two, three, or four residential rental units.

(a) When required.
(1) No person shall offer for rent or lease any residential units located in a building with two, three or four residential units unless such building has been inspected by the community development department and a residential rental license (local business tax receipt) has been issued by the city to the owner of record of such building.
(2) Any person who at the time of the adoption of this section rents or leases units in buildings containing two, three or four residential units shall have 30 calendar days from the date of adoption by the governing body to file an application with the city for license issuance.
(3) The date of license issuance by the city shall establish an annual anniversary date.

(b) Procedures and standards for licensing issuance; inspection fee. The community development department shall be charged with the responsibility, subject to the approval of the city manager, of establishing administrative rules and regulations pertaining to the issuance of residential rental licenses. No such license shall be issued, however, unless:
(1) Each applicant for license issuance has completed a form application made available by the community development department.
(2) Each applicant has paid the fee established by the city administration, which fee shall be adjusted annually so as to reimburse the city for the reasonable cost of annual inspection.
On initial application the inspection fee shall be paid at the time the application is filed with the city. On renewal, the inspection fee shall be paid as a condition precedent to the issuance of the renewal license.

***

(f) Annual Inspection. Owners of residential rental units will be required to certify on an annual basis that the units continue to meet all requirements of the Florida Building Code, Minimum Housing Code, zoning and land use regulations and other pertinent City, County, State and Federal regulations. In the event the property has been found in violation of any of these regulations over the course of the previous year, the property
owner must provide access to the inspectors to re-certify the property prior to the renewal of the local business tax receipt.

***

Chapter 86 Local Business Tax Receipt and Regulations

Article II Local Business Tax Receipt (Local Business Tax Receipt)

Sec. 86-27 Local business tax receipt required.

***

(3) Any person who offers for rent or lease a residential unit is required to obtain a local business tax receipt.

***

Article 1, Section 4, of Appendix F, entitled "LOCAL BUSINESS TAX", of the Code of Ordinances of the City of North Lauderdale, Florida, is hereby amended to read as follows:

Sec. 4. Local Business Tax

A) Fees for businesses, not enumerated. Every business, occupation, profession or exhibition, substantial, fixed or temporary engaged in by any person, whether in a building, tent or upon a street, vacant lot, or anywhere in the open air, within the city, and not specifically designated in this section, shall pay a business tax receipt fee of $66.84

B) Fee schedule. The occupation fees which shall be paid by persons engaging in or managing businesses, professions or occupations are hereby fixed as follows:

LOCAL BUSINESS TAX CLASSIFICATION AND SCHEDULE

<table>
<thead>
<tr>
<th></th>
<th>Description</th>
<th>Fee</th>
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</thead>
<tbody>
<tr>
<td>1217</td>
<td>Owner, residential rental property</td>
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</tbody>
</table>

PROCESSING AND INSPECTION FEES

<table>
<thead>
<tr>
<th></th>
<th>Description</th>
<th>Fee</th>
</tr>
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<tbody>
<tr>
<td>2013</td>
<td>Rental unit, single-family, duplex</td>
<td>32.00 per unit</td>
</tr>
<tr>
<td>2014</td>
<td>Rental unit, triplex</td>
<td>40.00 per unit</td>
</tr>
<tr>
<td>2015</td>
<td>Rental unit, quadplex</td>
<td>50.00 per unit</td>
</tr>
</tbody>
</table>
TO: Mayor and City Commission

FROM: Ambreen Bhattty, City Manager

BY: Tammy Reed-Holguin, Community Development Director

DATE: May 31, 2016


The item before you tonight is an Ordinance for your consideration on first reading to amend Section 106-205 of the City Code by providing additional regulations in order to obtain a permit for the temporary storage of an operable, unregistered vehicle on residential property.

Background:
The City Code provides for the issuance of a parking permit for residents who own an operable, unregistered vehicle and park it on their property. The vehicle must be operable, fit within the paved driveway and not utilize the parking needed for the personal, licensed vehicles of the residents.

Residents must submit an application form with $25 and proof of registration to be considered for issuance of the unregistered vehicle permit. In the event the application is submitted subsequent to receiving a warning notice from a code enforcement officer, the application fee shall be $50.00.

Section 106-205 of the Code “Temporary Parking or Storage of Unregistered Vehicles” defines the requirements and permitting process for parking of “unregistered vehicles”. Currently, this section does not specify the number of parking spaces that must be available on a residential property in order to obtain a permit for an unregistered vehicle. It also does not state that the unregistered vehicle must be parked on the driveway of the property it has been registered to. As a result, current unregistered vehicles are parked in the swale area or on the street or take up parking that is needed for operable vehicles on the property.

The Code revisions outlined in the proposed Ordinance specify that the parking space for the operable, unregistered vehicle must be supplemental to the required number of spaces for the residential property, and the unregistered vehicle must be parked on an approved surface within the property lines and not in the swale or on the street.

RECOMMENDATION:
The City Administration recommends Commission’s consideration on first reading of the attached Ordinance amending Section 106-205 of the City Code of Ordinances to add regulations
to be observed in order to obtain a parking permit for an unregistered vehicle on a residential property.
ORDINANCE NO. ______________________

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 106 ENTITLED “ZONING”, ARTICLE V ENTITLED “GENERAL SUPPLEMENTARY REGULATIONS”, SECTION 106-205 ENTITLED “TEMPORARY PARKING OR STORAGE OF UNREGISTERED VEHICLES” OF THE NORTH LAUDERDALE CODE OF ORDINANCES, PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Manager and the City’s professional planning staff continuously monitor and review the City’s Land Use Regulations and Comprehensive Land Use Plan to ensure appropriate development in the City, and from time to time recognizes the need to study and amend aspects of such; and,

WHEREAS, in May 2016, the City reviewed Standards for Temporary Parking or Storage of Unregistered Vehicles pursuant to Section 106-205 of the City’s Code of Ordinances; and

WHEREAS, field inspections monitoring the parking situations for residences with operable, unregistered vehicles found that in some cases licensed vehicles were being parked in the street, on front lawns or on the swale to make room in the driveway for unregistered vehicles; and

WHEREAS, to prevent this displacement and clarify the intent of the Code, Administration recommends an amendment to specify that the parking space for the operable, unregistered vehicle must be supplemental to the required number of spaces for the residential property; and

WHEREAS, it is desirous to clarify that the unregistered vehicle must be parked on an approved surface within the property lines and not in the swale or on the street; and
WHEREAS, the proposed regulations pertaining to the requirements to be met for a parking permit for an operable, unregistered vehicle on a residential property are found to be in the best interest of the health, safety and welfare of the residents.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA:

Section 1: The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct, and are hereby incorporated herein and made a part hereof.

Section 2: Chapter 106 entitled “Zoning”, Article V entitled “General Supplementary Regulations”, Section 106-205 entitled “Temporary Parking or Storage of Unregistered Vehicles” of the City of North Lauderdale’s Code of Ordinances, be and the same is hereby amended as provided in Exhibit “A” to this Ordinance, which is attached hereto and incorporated herein by reference.

Section 3. Codification. It is the intention of the City Commission of the City of North Lauderdale that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of North Lauderdale, Florida.

Section 4. Severability. If any clause, section or other part of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Ordinance.

Section 5. Conflicts. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith, be, and the same are hereby repealed to the extent of such conflict.

Section 6. Effective Date. That this Ordinance shall take effect immediately upon adoption.

PASSED on first reading by the City Commission of the City of North Lauderdale, Florida, this ______ day of __________, 2016.

PASSED on second reading by the City Commission of the City of North Lauderdale, Florida, this ______ day of __________, 2016.
APPROVED AS TO FORM:

___________________________________
CITY ATTORNEY SAMUEL S. GOREN

_________________________________
MAYOR JACK BRADY

_________________________________
VICE MAYOR DAVID G. HILTON

ATTEST:

_________________________________
PATRICIA VANCHERI, CITY CLERK
Exhibit A

- **Sec. 106-205. - Temporary parking or storage of unregistered vehicles.**

  A resident of the city and the owner of an operable vehicle without a current state registration may apply for a temporary permit which will permit storage of the vehicle on private property outside of a garage or other enclosed structure for a period of time of up to one year. For purposes of this section, "owner" shall mean the person appearing on the title for the vehicle as "owner"; provided, however, that in the event there is a purchaser designated on the title, then the person designated as the purchaser shall be the "owner."

  (1) The owner shall file with the city, through the community development department, a written request on forms prepared by the city, accompanied by other documentation requested by the city, including without limitation a notarized affidavit that the vehicle will not be driven on public right-of-way during the permit period and payment of the permit fee established for this permit.

  (2) If the community development department's authorized representative determines that the application is complete and the request complies with the criteria set forth in this section, a temporary permit may be issued for a specific period of up to one year.

  (3) All permits issued on the basis of this section shall be subject to the following:

    a. The vehicle for which the permit is issued shall be operable.

    b. No more than one vehicle per household shall be eligible for the temporary permit within the same permit period.

    c. The vehicle for which the permit is issued shall be parked on private property on an approved hard surface supplementary parking space in compliance with section 106-222.

    d. The permitted vehicle shall only be parked at the owner's address as set forth in the permit application.

    e. The permit shall be visibly displayed on the vehicle at all times.

    f. Any unexpired permit shall be surrendered to the city upon removal of the vehicle from the premises or receipt of a valid state registration for the permitted vehicle.

    g. The parking space for the operable, unregistered vehicle must be supplemental to the required number of spaces for the residential property, and the unregistered vehicle must be parked on an approved surface within the property lines and not in the swale or on the street.

  (4) The fee for application for a temporary permit regardless of the date of the request shall be $25.00, unless such application is submitted subsequent to a warning from a code enforcement officer, in which case the application fee shall be $50.00 due to the increased administrative costs incurred by the city and associated with enforcing the provisions of this section.

  (5) All temporary permits, regardless of the issuance date, shall expire on September 30 of each year, and shall be renewed for the next following year no later than October 1.

  (6) A temporary permit shall be automatically voided if the permitted unregistered vehicle is driven on a public right-of-way.

  (7) Violations of any provisions of this section shall be grounds for the revocation of the temporary permit.

(Ord. No. 00-4-994, § 14, 4-25-00)
CITY OF NORTH LAUDERDALE  
COMMUNITY DEVELOPMENT DEPARTMENT

TO: Mayor and City Commission  
FROM: Ambreen Bhatti, City Manager  
BY: Tammy Reed-Holguin, Community Development Director  
DATE: May 31, 2016  
SUBJECT: First Reading: Ordinance for the Revision of Section 54-13 of the City Code of Ordinances Pertaining to Dumpster Containment to Specify Materials Allowed for Enclosure and Gate.

Tonight we are presenting on Ordinance for your consideration for approval on first reading that will revise Section 54-13 of the City Code of Ordinances pertaining to dumpster containments to specify the materials allowed for the enclosure and for the usage of chain-linked gates with slats to obscure the view.

BACKGROUND:
It has been an ongoing issue in the City with applicants misinterpreting the word “Fence” describing allowable materials for dumpster containment as a “Chain-linked Fence”. The Code currently reads, “Any opening providing for access to the dumpsters or other containers shall either be oriented toward the interior of the side so as to restrict off-site view and shall be fenced completely on the fourth side with a durable gate made from steel or wood that can be closed or opened for use of the dumpsters or other containers.” The intent of the Code is to provide a dumpster enclosure that will completely obscure the dumpster from the public eye. However, the use of “Fence” has led to misinterpretations.

The Community Development Staff has judged necessary to make some changes in the language by changing “Fence” to “Enclosure” which helps maintain the goal of keeping dumpster containment areas completely out of sight and by clarifying that if a chain-link gate is used, slats must be installed to obscure the view.

RECOMMENDATION:

The City Administration recommends City Commission’s consideration of approval on first reading of the attached ordinance instituting a revision of dumpster containment to specify the materials allowed for the enclosure and for the usage of chain-linked gates with slats to obscure the view.
ORDINANCE NO. __________________________

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 54 OF THE CITY’S CODE OF ORDINANCES, ENTITLED “SOLID WASTE”; SPECIFICALLY AMENDING ARTICLE I “IN GENERAL”, SECTION 54-13 “DUMPSTER CONTAINMENT” TO PROVIDE FOR THE REVISION OF THE STANDARDS REPLACING “FENCE” WITH “ENCLOSURE” AND “FENCED” WITH “ENCLOSED”; PERMITTING THE USE OF A CHAIN LINK GATE WITH SLATS TO OBSCURE THE VIEW; PROVIDING FOR FINDINGS AND INTENT; PROVIDING FOR DEFINITIONS; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Manager and the City’s professional planning staff continuously monitor and review the City’s Land Use Regulations and Comprehensive Land Use Plan to ensure appropriate development in the City, and from time to time recognizes the need to study and amend aspects of such; and,

WHEREAS, in May 2016, the City reviewed Standards for Dumpster Containment for all Residential, Commercial, and Industrial Establishments pursuant to Section 54-13 of the City’s Code of Ordinances and identified recommended amendments to the Code; and,

WHEREAS, it is desirous to clarify the permitted materials for dumpster enclosures by deleting the phrases “fence” and “fenced” and replacing them with “enclosure” and “enclosed”; and

WHEREAS, it is beneficial for purposes of clarity to specify that the gate for dumpster enclosures must obscure the view and can be made from chain link if wooden slats are used to make it opaque or from wood if solid to hide the view; and

WHEREAS, the City Commission of the City of North Lauderdale finds that such amendments to the Code of Ordinances is found to be in the best interest of the health, safety and welfare of the residents.
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF NORTH LAUDERDALE, FLORIDA:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct, and are hereby incorporated herein and made a part hereof.

Section 2. Chapter 54 “Solid Waste”, Article I “In General”, Section 54-13 of the City of North Lauderdale’s Code of Ordinances, entitled “Dumpster Containment”, is hereby amended as follows:

- Sec. 54-13. - Dumpster containment.

(a) Short title. This section shall be known as the “Comprehensive Dumpster Containment Ordinance” of the city.

(b) Construction of storage enclosure areas for waste containment.

(1) All residential, commercial and industrial establishments and areas constructed prior to the adoption of this section shall conform to the following standards:

a. The storage enclosure area shall be enclosed on at least three sides. The enclosure may be constructed from wood or concrete. The minimum size of the container shall be no less than two feet longer in length and in width than the closest parallel side of the dumpster. The enclosure shall be at least equal to the height of the container.

b. Any opening providing for access to the dumpsters or other containers shall either be oriented toward the interior of the side so as to restrict off-site view or shall be enclosed completely on the fourth side with a durable gate made from either steel or which chain-link is permitted with slats or from wood; both of which must obstruct the view that can be closed or opened for use of the dumpsters or other containers.

All residential, commercial and industrial establishments and areas constructed after the adoption of this section shall conform to the following standards:

a. The storage enclosure area shall be enclosed on at least three sides. The enclosure shall be a plastered and painted masonry wall built from concrete blocks or concrete. The minimum size of the container shall be ten feet in length by ten feet in width with a ten-foot opening. The enclosure shall be at least equal to the height of the container. For larger dumpsters, the enclosure shall be no less than two feet longer in length and in width than the closest parallel side of the dumpster.
b. Any opening providing for access to the dumpsters or other containers shall either be oriented toward the interior of the side so as to restrict off-site view and shall be enclosed completely on the fourth side with a durable gate made from either steel or chain-link, which is permitted with slats or from wood; both of which must obstruct the view that can be closed or opened for use of the dumpsters or other containers.

***

Section 3. It is the intention of the City Commission of the City of North Lauderdale, Florida that the provisions of this ordinance shall become and be made a part of the City of North Lauderdale Code of Ordinances. The sections of this ordinance may be re-numbered or re-lettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

Section 4. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith be, and the same are hereby repealed to the extent of such conflict.

Section 5. If any clause, section, or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not affecting the validity of the remaining portions or applications remaining in full force and effect.

Section 6. This Ordinance shall become effective immediately upon its passage and adoption.

PASSED on first reading by the City Commission of the City of North Lauderdale, Florida this _____ day of ______________, 2016.

PASSED and ADOPTED on second reading by the City Commission of the City of North Lauderdale, Florida this _____ day of ______________, 2016.
APPROVED AS TO FORM:

CITY ATTORNEY SAMUEL GOREN

MAYOR JACK BRADY

VICE MAYOR DAVID G. HILTON

ATTEST:

PATRICIA VANCHERI, CITY CLERK
TO: Mayor and City Commissioners
FROM: Ambreen Bhaty, City Manager
THROUGH: Tammy L. Reed-Holguin, Community Development Director
DATE: May 31, 2016
SUBJECT: First Reading of Amendment to Local Business Tax Schedule Adopted by Ordinance No. 15-05-1310 regarding operating without a local business tax receipt and specific penalty date of January 1st.

The Ordinance before you tonight for approval on first reading amends the Fee Schedule in the City Code of Ordinances to include a penalty for operating without a local business tax receipt and to specify that the penalty of $250 for failure to renew the local business tax receipt is automatically applied on January 1st.

BACKGROUND:
The City updated its Local Business Tax Receipt Schedule through approval of Ordinance No. 15-05-1310 by the City Commission on May 26, 2015. The new fee schedule has been in place since July 01, 2015. During implementation, it was recognized that a particular fee collected for businesses that operated without obtaining a local business tax receipt first was omitted from the schedule. This particular fee assesses an additional 25% of the local business tax that is due. Inclusion of this fee in the City’s schedule is in compliance with the Florida Statute 205.053 (2), therefore, Administration recommends amending the fee schedule to add the omitted code from the local business tax fee schedule. Staff is also recommending an amendment to clarify the enforcement date of $250 penalty for late payment on a local business tax receipt by specifying January 1st on the fee schedule in accordance with the Florida Statute 205.053 (3).

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<tbody>
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<td>2005</td>
<td>Local business tax receipt penalty fee-automatically applied January 1st</td>
<td>250.00</td>
</tr>
<tr>
<td>2006</td>
<td>Operating without a local business tax receipt</td>
<td>25%</td>
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RECOMMENDATION:
The City Administration recommends Commission’s consideration and approval of the first reading of the proposed Ordinance to amend “Appendix F” of the City’s Code of Ordinances related to operating without a local business tax receipt and clarifying penalty application date.
ORDINANCE NO. ______________

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING APPENDIX F, OF THE CITY OF NORTH LAUDERDALE CODE OF ORDINANCES, ENTITLED "FEES", BY AMENDING ARTICLE 1, SECTION 4 ENTITLED "LOCAL BUSINESS TAX"; TO PROVIDE FOR REVISIONS TO THE FEES SPECIFIED IN THE SPECIFIC SECTIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of North Lauderdale adopted Ordinance No. 15-05-1310 amending Article 1, Section 4, of Appendix F on May 26, 2015; and

WHEREAS, during the adoption of the amendment, the penalty fee for operating a business without a license was inadvertently omitted from the fee schedule; and

WHEREAS, it is desirous to include the penalty fee in the fee schedule by amending Article 1, Section 4 of the Code in the fee schedule of Appendix F to include the 25% penalty for operating without inspections and a license to ensure public safety; and

WHEREAS, it is desirous to specify the date of January 1st that the $250.00 penalty for non-renewal of the local business tax receipt is applied to the tax receipt; and

WHEREAS, the City Commission of the City of North Lauderdale finds that such an amendment to building permit fee schedule is in the best interest of the health, safety, and welfare of the citizens and residents of the City of North Lauderdale.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance amendment upon adoption hereof.

Section 2. Appendix F of the Code of Ordinances, entitled "Fees", Article I, entitled, "Community Development Fee Schedule", Section 4 entitled “Local Business Tax” of the Code of Ordinances of the City of North Lauderdale, be and the same are hereby amended as provided in Exhibit "A" to this Ordinance, which is attached hereto and incorporated herein by reference.

Section 3. Codification. It is the intention of the City Commission of the City of North Lauderdale that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of North Lauderdale, Florida and that the Sections of this Ordinance may be renumbered, re-lettered and the word "Ordinance" may be changed to "Section", "Article" or such other word or phrase in order to accomplish such intention.
Section 4. Severability. If any clause, section or other part of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Ordinance.

Section 5. Conflicts. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith, be, and the same are hereby repealed to the extent of such conflict.

Section 6. Effective Date. This Ordinance shall become effective immediately upon adoption on second reading.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ON THE FIRST READING, THIS _________ DAY OF______________, 2016.

PASSED ADOPTED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ON THE SECOND AND FINAL READING, THIS _____ DAY OF ________________, 2016.

____________________________________
MAYOR JACK BRADY

ATTEST: __________________________________________
VICE MAYOR DAVID G. HILTON

PATRICIA VANCHERI, CITY CLERK

APPROVED AS TO FORM:

____________________________________
SAMUEL S. GOREN
CITY ATTORNEY
APPENDIX F FEES

Article I. Community Development Fee Schedule
Sec. 4. Local Business Tax

A) **Fees for businesses, not enumerated.** Every business, occupation, profession or exhibition, substantial, fixed or temporary engaged in by any person, whether in a building, tent or upon a street, vacant lot, or anywhere in the open air, within the city, and not specifically designated in this section, shall pay a business tax receipt fee of $66.84

B) **Fee schedule.** The occupation fees which shall be paid by persons engaging in or managing businesses, professions or occupations are hereby fixed as follows:

<table>
<thead>
<tr>
<th>Year</th>
<th>Description</th>
<th>Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td>2005</td>
<td>Local business tax receipt penalty fee-automatically applied January 1st</td>
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<tr>
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<td>Operating without a local business tax receipt</td>
<td>25%</td>
</tr>
</tbody>
</table>

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CITY OF NORTH LAUDERALE
FIRE RESCUE DEPARTMENT

TO: Mayor Brady and City Commission
FROM: Ambreen Bhatti, City Manager
BY: Rodney Turpel, Fire Chief
    David Sweet, Deputy Fire Chief
DATE: May 31, 2016
SUBJECT: Replacement of 2003 Reserve Pierce Saber Fire Engine Apparatus

The Fire Department Administration conducted an extensive review of Department’s emergency apparatus, which consisted of compiling information on the type of units, mileage incurred, age and maintenance records of all the units. Staff also consulted with the City of Tamarac Fleet Services Division, which repairs and services all of the agency apparatus. With this information, staff was able to lay out a recommended apparatus replacement plan for all of the apparatus until the year 2030.

As a result of this plan, staff determined that the Department’s current reserve fire engine apparatus (2003 Pierce Saber) is in need of replacement. Therefore, staff immediately contacted the Department’s current apparatus vendor (Hall-Mark/E-One Fire Apparatus) to discuss options and pricing to either replace or refurbish this unit. During discussions, staff found out that the City of Tamarac Fire Rescue had recently traded in a 2004 E-one Fire Apparatus that was in much better condition than our 2003 Pierce Saber unit. It was suggested that instead of purchasing a new engine apparatus at approximately $450,000.00, North Lauderdale should purchase the former Tamarac unit and refurbish it. This is a more fiscally responsible option since this unit will only be used as a reserve unit and not in the same fashion as a front line unit.

The vendor (Hall-Mark/E-One Fire Apparatus) sent over a quote for the purchase price of the former Tamarac Fire Apparatus at $31,000.00, the total cost of the refurbishment project at $123,695.00 and a rental fee of $4,500.00 to provide a spare fire unit until the refurbishment project is completed. The total cost of the project comes out to be $159,195.00. However, the total cost of the entire venture shall be reduced to $137,195.00, taking into account the trade in credit value of $22,000.00 for the 2003 Pierce Saber back to Hall-Mark/E-One Fire Apparatus. This is actually a saving of $12,805.00 from the original $150,000 budgeted in FY 2015/16 to refurbish this unit.
This total refurbishment project of the 2004 E-one Fire Apparatus that is being purchased includes labor and parts, rebuilding the pump, replacing all electrical components and lighting, replacing the air-conditioning unit, replacing the entire interior including the seats, and controls, repainting the entire body, replacing components on the transmission, radiator and other vital apparatus items. The engine was evaluated to be in good condition and will not have to be rebuilt.

**RECOMMENDATION**

The City Administration recommends City Commission’s consideration and approval of the attached resolution authorizing the City Manager to take all necessary steps to authorize the contract for the Purchase and Refurbishment of the 2005 E-one Fire Apparatus from Hall-Mark/E-One Fire Apparatus as well as the trade-in of the North Lauderdale 2003 Pierce Saber fire apparatus back to Hall-Mark/E-One Fire Apparatus at a total cost of $137,195.00.
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER, OR HER DESIGNEE, TO TAKE ALL NECESSARY STEPS TO AUTHORIZE THE CONTRACT FOR THE PURCHASE AND REFURBISHMENT OF THE 2005 E-ONE FIRE APPARATUS FROM HALL-MARK/E-ONE FIRE APPARATUS AS WELL AS THE TRADE-IN OF THE NORTH LAUDERDALE 2003 PIERCE SABER FIRE APPARATUS BACK TO HALL-MARK/E-ONE FIRE APPARATUS AT A TOTAL COST OF $137,195.00; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a need exists for the replacement of the 2003 Pierce Saber Fire Apparatus

WHEREAS, the 2003 Pierce Saber Fire Apparatus will be purchased by Hall-Mark Fire Apparatus with a trade in credit value of $22,000.00; and

WHEREAS, the 2003 Pierce Saber Fire Apparatus will be replaced by a 2004 E-One Custom Pumper Fire Apparatus to be purchased from Hall-Mark Fire Apparatus

WHEREAS, Hall-Mark Fire Apparatus has agreed to sell a 2004 E-One Custom Pumper Fire Apparatus to the City of North Lauderdale for a price, including incidental costs, of not to exceed $31,000.00; and

WHEREAS, Hall-Mark Fire Apparatus has agreed to refurbish 2004 E-One Custom Pumper Fire Apparatus at $123,695.00 and a rental fee of $4,500.00 to provide a spare fire unit until the refurbishment project is completed.

WHEREAS, the total cost of the project which includes the purchase of the 2004 E-One Custom Pumper Fire Apparatus, the refurbishment of the 2004 E-One Custom Pumper Fire Apparatus, and the trade-in credit for the 2003 Pierce Saber Fire Apparatus comes out to be $137,195.00; and

WHEREAS, funds in an amount of $137,195.00 are available in the 2014 Fire Rescue Budget line item 1152099 564770 Vehicle Replacement to cover the purchase price, refurbishment, and any incidental costs; and

WHEREAS, a saving of $12,805.00 will be realized from the original $150,000 budgeted in FY 2015/16 to purchase and refurbish the 2004 E-One Custom Pumper Fire Apparatus as opposed to retaining the 2003 Pierce Saber Fire Apparatus and refurbishing that unit.

WHEREAS, the 2004 E-One Custom Pumper Fire Apparatus shall be equipped with all necessary components and NFPA recommended equipment as required by the Fire Department; and
WHEREAS, the delivery of the 2004 E-One Custom Pumper Fire Apparatus after the refurbishment project is completed would occur in approximately 120 calendar days after receipt of the City Purchase Order;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA THAT:

Section 1: That the City Manager or her designee is hereby authorized to issue a purchase order to Hall-Mark Fire Apparatus for the purchase of the 2004 E-One Custom Pumper Fire Apparatus as well as trade-in of the 2003 Pierce Saber Fire Apparatus.

Section 2: That the vehicle will be purchased and refurbished using the current City of North Lauderdale’s Fire Department’s funds allocated in the FY 2015/16 Fire Rescue budget.

Section 3: That this Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida, this _____________day of______________________, 2016.

APPROVED AS TO FORM:

__________________________________  CITY ATTORNEY SAMUEL S. GOREN

__________________________________  MAYOR JACK BRADY

__________________________________  VICE MAYOR DAVID G. HILTON

ATTEST:

__________________________________  PATRICIA VANCHERI, CITY CLERK
To: Mayor and City Commission

From: Ambreen Bhatti, City Manager

By: Rodney Turpel, Fire Chief
    David Sweet, Deputy Fire Chief

Date: May 31, 2016

Subject: Fire Station 44 Gym Equipment

On June 15, 2015 the City of North Lauderdale Fire Rescue Department was awarded a FEMA Assistance to Firefighters Grant in the amount of $100,536.00 for developing and implementing a comprehensive Health and Wellness program for the Department. This program will not only address monitored improvements in the area of physical fitness of the City’s fire rescue personnel, but will also focus on the mental and behavior health well-being from stress related causes associated with the fire rescue service.

As the first phase of this program, approximately half of the grant amount was spent on upgrading the Station 34 Gym and other related costs. The next phase of the use for the grant funding is to renovate and outfit Fire Station 44 with new weight and fitness equipment at the cost of $42,993.64.

Staff is requesting Commission’s consideration and approval to authorize the use of federal monies that were awarded to the City to purchase weight and fitness equipment for Station 44.

Through competitive bid process the City conditionally accepted the bid awarded by the State of New York to Cutler-Owens International LTD. D/B/A Gym Source award #22225 for the purchase of gym equipment in the amount of $42,993.64.

RECOMMENDATION:

The Administration recommends Commission’s consideration and approval of the attached resolution authorizing the City Manager or her designee to accept the bid awarded by the State of New York to Cutler-Owens International LTD. D/B/A Gym Source award #22225 for the purchase of gym equipment for Fire Station 44 in the amount of $42,993.64.
RESOLUTION NO. ____________________

A RESOLUTION THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO ACCEPT THE BID AWARDED BY THE STATE OF NEW YORK TO CUTLER-OWENS INTERNATIONAL LTD. D/B/A GYM SOURCE AWARD #22225 FOR THE PURCHASE OF GYM EQUIPMENT FOR FIRE STATION 44 IN AN AMOUNT TO EXCEED $42,993.64; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA:

WHEREAS, the City has a need to replace and purchase new gym equipment; and

WHEREAS, the New York State, has awarded a contract to Cutler-Owens International Ltd. D/B/A Gym Source for such gym equipment; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF NORTH LAUDERDALE, FLORIDA.

SECTION 1. The City of North Lauderdale hereby accepts the bid awarded by the State of New York for gym equipment.

SECTION 2. The funding for this purchase is available in the safety equipment operating budget of the using department.

SECTION 3. This resolution shall take effect immediately upon its passage and adoption.

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida, this 31th day of May 31, 2016.

APPROVED AS TO FORM:

__________________________
CITY ATTORNEY SAMUEL S. GOREN

__________________________
MAYOR JACK BRADY

__________________________
VICE MAYOR DAVID G. HILTON

ATTEST:

__________________________
PATRICIA VANCHERI, CITY CLERK