CITY OF NORTH LAUDERDALE
COMMISSION MEETING
TUESDAY, FEBRUARY 9, 2016
REGULAR MEETING – 6:00 p.m.

NORTH LAUDERDALE RECREATION FOUNDATION
(Immediately following regular meeting)

AGENDA

1. INVOCATION AND PLEDGE OF ALLEGIANCE – Commissioner Wood

2. ROLL CALL

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

3. APPROVAL OF MINUTES

   a. [January 26, 2016]

4. PRESENTATIONS

   a. Davidson Fixed Income Management Report

5. PROCLAMATIONS

   a. [National African American History Month]

6. PUBLIC DISCUSSION
7. QUASI-JUDICIAL ITEMS

a. **SUBJECT:** Site Plan SPR 15-01
   827 S State Road 7 (Off Lease Only)

   Final site plan approval to redevelop an existing commercial property, including the paving of 7.89 acres, new landscaping, building façade upgrades and customer parking lot improvements to operate a used car dealership in a General Business (B-3) zoning district.

   **APPLICANT:** Off Lease Only, Inc.

   - 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 final site plan subject to the eleven (11) conditions outlined in staff memorandum.

b. **SUBJECT:** Site Plan - SPR 15-03
   1198 S State Road 7 (Circle K)

   Final site plan approval to permit development of a Circle K gas station, and a 5,881 square foot convenience store in a General Business, (B-3) Zoning District.

   **APPLICANT:** Bowman Consulting, Inc.

   - 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 final site plan subject to the thirteen (13) conditions outlined in staff memorandum.
c. **SUBJECT:** Site Plan - SPR 15-08
   ARENA SHOPPES (old Walmart site)  
   7300 W. McNab Road

Preliminary and final site plan approval to permit redevelopment of an existing shopping plaza in a Commercial, General Business, (B-2) Zoning District.

**APPLICANT:** Sebastian Roiter, Arena Capitol Holdings, Co.

- 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 and final site plan subject to the thirteen (13) conditions outlined in staff memorandum.

8. **OTHER BUSINESS**

a. **RESOLUTION – Law Enforcement Trust Fund Purchases**

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING THE RECOMMENDATION OF THE CITY ADMINISTRATION AND THE BROWARD SHERIFF’S OFFICE AND AUTHORIZING EXPENDITURE NOT TO EXCEED $46,500.00 FROM THE LAW ENFORCEMENT TRUST FUND FOR A DONATION TO THE NORTH LAUDERDALE RECREATION FOUNDATION AND THE NORTH LAUDERDALE BOYS & GIRLS CLUB; THE PURCHASE OF LAW ENFORCEMENT TACTICAL GEAR; AND SPONSORING AND FUNDING A “GUN-BUY BACK PROGRAM” AND PROVIDING AN EFFECTIVE DATE.
b. **ORDINANCE – First Reading - Charter Amendment – Redistricting**

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

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, SUBMITTING TO REFERENDUM AN AMENDMENT TO THE CHARTER OF THE CITY OF NORTH LAUDERDALE AT ARTICLE 3, ENTITLED “LEGISLATIVE FORM OF GOVERNMENT,” AND IN PARTICULAR AMENDING SECTION 3.2 ENTITLED “CITY COMMISSION; COMPOSITION; ELIGIBILITY; ELECTION AND TERM OF OFFICE”; PROVIDING FOR REDISTRICTING FOR THE CITY EVERY TEN (10) YEARS FOLLOWING THE CENSUS; PROVIDING FOR A NOTICE OF AN ADVERTISEMENT OF THE REFERENDUM ELECTION TO BE PUBLISHED IN ACCORDANCE WITH THE CODE OF ORDINANCES AND THE CHARTER OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AS WELL AS THE STATE OF FLORIDA ELECTION CODE; PROVIDING THAT THIS ORDINANCE, WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE CITY OF NORTH LAUDERDALE, ON THE NOVEMBER 2016 GENERAL ELECTION BALLOT AND IT SHALL BECOME EFFECTIVE AS PROVIDED BY LAW; PROVIDING FOR THE PLACE AND PLACES WHERE SAID ELECTION IS TO BE HELD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

c. **RESOLUTION - EMS Transport Accounts Receivable Write-Off**

- Motion, second and vote to read
- Attorney reads title
- Staff presentation (Susan Nabors)
- 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 APPROPRIATE CITY OFFICIALS TO WRITE-OFF UNCOLLECTED EMERGENCY MEDICAL TRANSPORT CHARGES PRIOR TO OCTOBER 2010; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.
d. **SUBJECT - Reinstatement and Extension of Site Plan 13-01 and Second Amendment to Repurchase Agreement for Habitat for Humanity**

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

**MOTION:** To approve the reinstatement and extension of Site Plan 13-01 and to approve the second amendment to the Repurchase Agreement between the City and Habitat for Humanity of Broward, Inc. extending the time to obtain a Certificate of Occupancy for all units to September 30, 2017.

9. **REPORTS**
   a. Update on Public Works Projects

10. **COMMISSION COMMENTS**

11. **CITY MANAGER COMMENTS**
   a. Upcoming Events
      - Presidents Day – Monday, February 15 – City Hall is Closed
      - Movie Nights on the Front Lawn of City Hall -
        - Friday, February 19 – Cool Runnings
        - Saturday, February 20 – The Tuskegee Airmen
        - Friday, February 26 – Selma
      - Leap Day 5K – Hampton Pines Park – Saturday, February 27 - 8:00 a.m.
      - Broadview/Pompano Park Bazaar– Saturday, March 5 – 2:00 p.m. to 9:00 p.m.

12. **CITY ATTORNEY COMMENTS**

13. **ADJOURNMENT**

**CONVENE TO NORTH LAUDERDALE RECREATION FOUNDATION**
MINUTES

The North Lauderdale City Commission met at the Municipal Complex on Tuesday, January 26, 2016. The meeting convened at 6:00 p.m.

1. INVOCATION AND PLEDGE OF ALLEGIANCE – Commissioner Moyle 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 Bhaty
   City Attorney Samuel S. Goren
   City Clerk Patricia Vancheri

3. APPROVAL OF MINUTES

   a. January 12, 2016 – Commissioner Wood moved to approve the Minutes as submitted. Seconded by Vice Mayor Hilton. Minutes approved unanimously by voice vote.

4. PRESENTATIONS - None

5. PROCLAMATIONS

   a. American Heart Association Month and National Wear Red Day – February 5 – Clerk Vancheri read Proclamation into the record. Donna Byrne, Representative from the American Heart Association was present to receive the Proclamation.
6. PUBLIC DISCUSSION

Ian Sargent, 5620 SW 4 Court, Plantation – approached the dais to speak. Attorney Goren commented that not to pre-empt the speaker, but wanted to remind the Commission that the City is currently involved in negotiations with the Fire Union that Mr. Sargent is a member of and a representative in the context of any of their matters. Mr. Goren stated this for the record and advised that if any comments were made and questions were asked of the Commission, that no response is legally appropriate, and that no response does not support or reject what is being asked by the speaker, but because it is not permitted in the context of tonight’s discussion, given the fact that there is a process that we are engaged in, with due respect to Mr. Sargent and staff in the department that work for him. Mr. Sargent stated he was here to speak about the on-going negotiations and state that this was a last ditch effort to ask to meet at some point and wants the opportunity to educate the Commission on both sides of the perspective. He commented there is money in the budget to be repurposed and would like to avoid an impasse with this issue and commented that they are the lowest paid in the tri-county area. Mr. Sargent thanked the Commission for the things that have been done to make the departments better with new equipment and trucks and renovations, but the major issue is retaining people due to salary. He stated that he believes that more revenue could be found creatively to be fair and asked the Commission to revisit the issue and give the City Manager more direction to discuss it further.

7. QUASI-JUDICIAL ITEMS

a. SUBJECT: SITE PLAN – SPR 15-06
   NAME OF APPLICANT: BURGER KING/ MATTRESS FIRM
   PROJECT LOCATION: McNab Road and Avon Lane
   Outparcel #5 (New Walmart Plaza)
   PROJECT DESCRIPTION: Preliminary site plan review to permit development of a Burger King restaurant (2,402 square feet building) and a MattressFirm retail store (3,982 square feet building) in a Commercial, General Business, (B-3) Zoning District.

Commissioner Wood moved to read. Seconded by Vice Mayor Hilton. Attorney read the item. All parties present to speak on the item were duly sworn. Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum. She stated that the applicant is proposing to build a combined storefront on approximately 1.2 acres of land as an outparcel at the Walmart Plaza. The Burger King will not have out-door seating and MattressFirm has stated that there will be no stored inventory on-site and is a showroom store only. Applicant has worked with the City to make the store compatible with the Walmart development and will have more landscaping features, a colored awning and an arched façade. Ms. Reed-Holguin stated that the Development Review Committee met on December 3rd and they recommended approval to the Planning and Zoning Board who met on January 5th and recommended approval of the proposed preliminary site plan to the City Commission. She stated that if Commission concurs staff recommends approval subject to the twelve conditions outlined in staff memorandum. Deena Gray, from Greenspoon Marder, was present to represent the Applicant. She indicated that the Applicant has taken care and consideration to provide an
aesthetically pleasing plan with a matching color pallet and providing additional landscaping that exceeds the Code. Ms. Gray also indicated that they will be coming before the Planning & Zoning Board on February 2 with a sign waiver request. She indicated that she can legally bind the Applicant to accept the twelve conditions as outlined. Public hearing opened. No one spoke. Commissioner Graziose asked to clarify that there will be no delivery trucks parked on the site. Rod Sheldon, the Developer, responded that there would be no instance where trucks would be onsite overnight as this is a showroom only and everything is shipped from the distribution center. City Manager Bhatty commented that this is a preliminary site plan review and that this condition can be added to the final site plan review. Commissioner Moyle moved to approve the preliminary site plan subject to the twelve (12) conditions outlined in staff memorandum and with the addition of a condition that no trucks will be onsite. Commissioner Wood seconded the motion. No further discussion. MOTION PASSED UNANIMOUSLY BY VOICE VOTE.

8. OTHER BUSINESS

a. RESOLUTION - Continuation of Lining of Sanitary Sewer Lines Project

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, AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO AWARD LAYNE INLINER LLC FOR AN AMOUNT NOT TO EXCEED $900,000.00 CONTRACT, USING THE CITY OF PLANTATION BID ITB 041-14 FOR THE CONTINUATION OF THE SANITARY SEWER REHABILITATION PROJECT; AND PROVIDING AN EFFECTIVE DATE.

George Krawczyk, Assistant Public Works Director, commented that this was approved back in 2014 for up to an amount of $750,000 and we have gotten to that point on that contract that was piggy-backed off a Titusville contract that is currently expired. The City of Plantation recently put a bid out for a similar scope of work and the lowest bidder is Layne Inliner. Mr. Krawczyk stated we would like to piggy-back off that contract to proceed on with the continuation of the lining of the sewer lines, for an amount not to exceed $900,000 using the allocated funds budgeted for this fiscal year. Commissioner Moyle moved to adopt. Seconded by Commissioner Wood. Commissioner Wood asked Mr. Krawczyk if we were familiar with this company and their scope of work and the answer was that this company has actually has lined for the City before, they are local and they will have the same rates as the Plantation bid. Vice Mayor Hilton asked how the rates compared and Mr. Krawczyk replied it went up $.50 per linear foot, however that is the current bid. Ms. Bhatty commented the previous rate was from five years ago. All in favor by voice vote.

RESOLUTION NO. 16-01-6259 PASSED AND ADOPTED UNANIMOUSLY
b. RESOLUTION - Surplus of Parks and Recreation Equipment

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THAT MISCELLANIOUS EQUIPMENT OUTLINED BELOW BE DECLARED SURPLUS IN ACCORDANCE WITH SECTION 2-36 OF THE CITY’S CODE OF ORDINANCES FROM THE PARKS AND RECREATION DEPARTMENT INVENTORY; PROVIDING AN EFFECTIVE DATE.

Mike Sargis, Parks and Recreation Directory, presented the item based on the backup memorandum. Two old duplicators need to be repaired, but the repairs would be in excess of their value, which is approximately $3,500 therefore it is recommended to have Commission’s approval to surplus the items and authorize disposal. Commissioner Moyle moved to approve. Seconded by Commissioner Hilton. No Commission discussion. All in favor by voice vote.

RESOLUTION NO. 16-01-6260 PASSED AND ADOPTED UNANIMOUSLY

c. RESOLUTION - Lobbying Services Contract – Ericks Consultants, Inc.

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, AUTHORIZING THE CITY MANAGER, TO RENEW THE ATTACHED LOBBYING SERVICES AGREEMENT BY AND BETWEEN THE CITY OF NORTH LAUDERDALE AND ERICKS CONSULTANTS, INC., FOR ANOTHER YEAR RETROACTIVE FROM JANUARY 1, 2016 TO DECEMBER 31, 2016; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION, AND, PROVIDING FOR AN EFFECTIVE DATE.

City Manager Bhatt indicated that this is a renewal of the contract with Ericks. She commented that based on Commission’s direction, we have submitted the law enforcement bill again this year in the legislation along with some appropriations for some key projects. Compensation is the same as previous years with no other change. The renewal would be for another year. Commissioner Moyle moved to adopt. Seconded by Vice Mayor Hilton. No discussion. All in favor by voice vote.

RESOLUTION NO. 16-01-6261 PASSED AND ADOPTED UNANIMOUSLY
9. REPORTS

a. Parks and Recreation Update

Mike Sargis, Parks and Recreation Director, reported that the Aquatic Center renovations have been completed and the project came in on budget and it came out very nice.

The Hampton Pines Park project funded through the Land and Water Conservation Grant is coming along with two of the major components done; the fence and the dock. The new pathways on the east side of the park have been laid out with road rock and will add a half mile through the trail. Mr. Sargis commented that with regard to bike paths, there is some legislation with regard to consent form for bike paths so they may be scaling that project down subject to consultation with City Attorney’s office. He said this project is on budget and the completion date is January of 2017.

Mr. Sargis reported that they met with the Art Institute with regard to the City logo and six honor students will be working with the logo contest winner to develop a new logo. Within the next month or so they hope to show some of their work. Mr. Sargis said once the artwork is submitted, it would be as is and cannot be altered. Commissioner Wood reiterated that he wants the City to work with the student to get his involvement with the Art Institute.

A City gym will be available soon for the use of the employees in the aquatic center classroom, utilizing old equipment donated by the Broward Sheriff’s Office. City Manager Bhatty commented that this will be good for the employees as well as a benefit with regard to our health insurance premiums.

Discounted swim lessons will be offered at the Aquatic Center again this year, for North Lauderdale residents, but the way it will work this year is different. Participants will register online, pay the fee and at the conclusion of their lesson, they will get their discount in the manner of a gift card. Mr. Sargis said this item will come back again but wanted to know if the Commission had any comments about this plan.

10. COMMISSION COMMENTS

a. Discussion and possible motion to purchase a table of 10 in the amount of $500.00 for the Aging & Disability Resource Center Fashion Show & Luncheon on Friday, February 12, 2016

Vice Mayor Hilton moved to approve. Seconded by Commissioner Wood. All in favor by voice vote.
Commissioner Graziose thanked Public Works for the landscape upgrades to the Bailey Road median; commented that he toured the weight room at the Fire Station which looks good; and mentioned that Scott Bruhner, Broward County Traffic Engineering, was discussing putting a concrete wall, east of the bridges on the curve on Cypress Creek to keep vehicles from going across the road, possibly in March.

Commissioner Wood thanked all Mike Sargis and staff for another great MLK event; commented about The Forum and wants North Lauderdale to be represented favorably and have our events highlighted; asked City Manager to continue with infrastructure updates; commented on the new water tank and wanted to highlight this with a re-dedication so that they residents know they are getting quality water and lastly thanked Mike Shields and Public Works staff for the restriping of the speed humps.

Mayor Brady commented that there will be ribbon cuttings coming up for new businesses such as the Burning Oak and Burger King.

11. CITY MANAGER COMMENTS

City Manager Bhatty commented that they will bring CIP project updates at each Commission meeting. She reported that the 17th Street project is coming along, as well as the water tank project. The grand opening of the newly finished pool will be broadcast to the residents. Mr. Sargis reported that he contacted The Forum, and indicated that they are going through a major change and will be adding North Lauderdale on the banner. He commented that the newsletter will have an additional section for pictures of “North Lauderdale at Work and Play”.

City Manager Bhatty also asked Commission if they wished to renew the garbage contract or go out on the street for bids. She commented that they need to send rates to the Property Appraiser by June, so she is seeking direction early. There was some brief discussion about concerns with bulk pick up complaints and the performance of the operation. City Manager Bhatty commented that the newsletter will include information on how to properly bundle bulk items. Mike Shields, Public Works, reported that with the cameras and technology on the garbage trucks, they can see that it is the residents fault for bulk item concerns and not Waste Pro. After discussion, Commission consensus was to re-negotiate a contract renewal with Waste Pro.

12. CITY ATTORNEY COMMENTS

Attorney Goren reminded the Commission about the upcoming Ethics Training hosted in Tamarac on January 29th. He also commented on his recent memo regarding legislative updates on pending bills. Attorney Goren stated that something recently came up wherein the FLC requested the cities support for a bill that was due to be heard the next day. Since the Commission did not have the time to consider that request directly, Attorney Goren suggested that it would be useful if the Commission were to accept the Florida League and Broward League legislative agendas and simultaneously authorize the City Manager, from time to time when bills come up that she interprets on review, with City Attorney and/or City Clerk, and finds
compatible, to make a decision to respond with support or opposition. **Commissioner Graziose moved to adopt the Florida League and Broward League legislative agendas and authorize City Manager to work with appropriate staff on the City’s behalf to support.** Seconded by Commissioner Wood. Motion passed unanimously on voice vote.

Attorney Goren lastly commented that any they will keep the Commission updated on when their support may be needed in Tallahassee for the law enforcement bill that may get some traction this year.

13. **ADJOURNMENT** - There being no further business, the meeting adjourned at 7:06 p.m.

Respectfully submitted,

Patricia Vancheri, City Clerk
Proclamation

National African American History Month

Hallowed Grounds: Sites of African American Memories

WHEREAS, in 1926 Dr. Carter G. Woodson, who earned a doctorate degree from Harvard, launched Negro History Week and Americans have recognized Black History Month or National African American History Month annually since then as a celebration and recognition of achievements by black Americans in U.S. History; and

WHEREAS, this year’s theme is “Hallowed Grounds: Sites of African American Memories”, preserving and reflecting on the places where African Americans have made history; and

WHEREAS, the Kingsley Plantation, DuSable’s home site, the numerous stops along the Underground Railroad, Seneca Village, Mother Bethel A.M.E. Church, Frederick Douglas’s home and the home of Dr. Carter G. Woodson, are just a few of the sites that retain and refresh the memories of our forbears’ struggles for freedom and justice and tells the story of the struggle for equal citizenship during the eighteenth and nineteenth centuries; and

WHEREAS, during African American History Month all Americans are encouraged to reflect on our responsibility as citizens to remember the sacrifices and contributions made by generations of African Americans; address the inequalities and injustices that linger and resolve to continue our march toward a day when every person knows the unalienable rights to life, liberty and the pursuit of happiness.

NOW, THEREFORE, I, Jack Brady, Mayor of the City of North Lauderdale, Florida do hereby proclaim the month of February 2016 to be

National African American History Month

in North Lauderdale and urge all residents to join in the celebration of this significant and historical observance.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of North Lauderdale to be affixed this 9th day of February, 2016.

__________________________
MAYOR JACK BRADY
TO: Mayor and City Commission

FROM: Ambreen Bhatti, City Manager

BY: Tammy L. Reed-Holguin, Community Development Director

DATE: February 9, 2016

SUBJECT: Site Plan SPR 15-01
827 S State Road 7 (Off Lease Only)

Final site plan approval to redevelop an existing commercial property, including the paving of 7.89 acres, new landscaping, building façade upgrades and customer parking lot improvements to operate a used car dealership in a General Business (B-3) zoning district.

APPLICANT: Off Lease Only, Inc.

Tonight we are requesting consideration of the final site plan approval for Off Lease Only, located at 827 S. State Road 7. The Commission approved the preliminary site plan on January 12th with direction to the applicant that they insure all conditions are met and any previous violations be brought into compliance and remain in compliance prior to opening for business.

As you will recall, the company has purchased the old “Palm Pontiac” car dealership from Calvary Chapel who operated a thrift store and sublet to Palm Collision who performed auto repair and body work in the existing buildings. Off Lease Only will operate a pre-owned car dealership employing over 100 employees. They are proposing renovations to the property that include façade improvements, landscaping upgrades, parking lot improvements and paving of the adjacent and rear vacant lots for their inventory which require site plan approval.

Background:
Off Lease Only currently operates four other locations in Florida but this will be the first one in Broward County. Their business model differs from typical car dealerships in that it relies on customers choosing cars from their on-line inventory and visiting the site once they select.

In an effort to build a project consistent with the City’s plan for the 441/SR 7 Commercial Redevelopment Overlay District; the applicant has included several features to enhance the site and complement the existing area. The project will include a redesign of the existing parking lots with additional landscape islands. The applicant has been very cognizant of their residential neighbors to the west and south and will install heavy landscaping to buffer the view along with fencing to secure the property. There will be an onsite guard house to provide security and the Broward Sheriff’s office will provide off duty security at night. Keeping with the redevelopment
of the State Road 7 corridor, the applicant will be adding palms along the north swale area with a mix of live oaks to complement the existing line of trees.

The buildings currently on-site will be used for their showroom, sales offices, training rooms and corporate headquarters. The rear bays will be utilized to prepare their cars for sale by cleaning and making minor repairs. There will be a tenant, Dent Wizard, on site in the rear building. The applicant has stated that there will be no major overhauls or bodywork done on-site. The buildings have been repainted and new wall signage will be added. The applicant is proposing to expand by paving the adjacent vacant lot which is approximately 7.89 acres to park the 800-1000 cars that would be advertised on-line and available for purchase. They will also pave the rear lot to use as a staging area. The specific extent of the anticipated use is explained in Attachment A, and made a part of this report.

On September 24, 2015 and November 5th, 2015 the Development Review Committee met and after considerable review and discussion by the committee, staff recommended approval of the preliminary and final site plan to the Planning and Zoning Board.

The Planning and Zoning Board met on December 1st and recommended Commission approval.

The City Commission met on January, 12th, 2016 and approved the preliminary site plan.

RECOMMENDATION:
If the City Commission concurs with Administration’s recommendation, a motion is in order to approve the final 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. Photometric Plan approval by staff is required.
8. 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.
9. 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.
10. 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.
11. If necessary, proper easements will be dedicated to the City of North Lauderdale.
Hand Delivered

November 18, 2015

City of North Lauderdale
701 SW 71st Ave.
North Lauderdale, FL 33068

Re: Off Lease Only Letter of Intent
827 State Road 7, North Lauderdale

Dear Sir/Madam:

Our corporation, Off Lease Only Inc., recently purchased fourteen acres along the State Road 7 Corridor. This property had historically been a new and used auto dealership, but most recently was owned by Calvary chapel which operated a thrift story, and rented out space to a used car dealership and body shop.

We are very excited to be in North Lauderdale, and have had a warm welcome from the community thus far. We wanted to provide a background on who we are, and what we hope to develop in your community.

Off Lease Only Inc. (hereinafter referred to as "Off Lease") is currently one of the top two largest used car dealers in the country. We currently have four locations, two in Palm Beach County, one in Miami-Dade, and one in Orlando. Broward was a natural progression for us to respond to our Broward customers' needs.

Currently each of our locations sells between 700-800 cars, with a total of 2800-3000 used cars per month. To give a reference point, the average independent used car dealership sells between 50-100 cars per month, and the average franchise new and used dealership may sell 300-400 cars.

Our business model is not typical of a car dealership, as we do not rely on drive by or happenstance customers. Our typical customer is the informed, educated consumer who has researched cars and dealerships ahead of time, usually online; our reputation, prices and service are unmatched in the industry. There are thousands of reviews online to confirm our position as it relates to customer service and a quick search on Auto Trader, Cars.com or any other car research website shows there is no

1776 Lake Worth Road, Lake Worth, Florida 33460
Phone: 561-222-2277 Fax: 561-296-7835
comparison on price. We’re not just a place to buy a car; we’re The Nation’s Used Car Destination.

As our customers primarily find us through the internet, we have no need to display our vehicles on the road’s edge. We do not utilize the typical “dealer” marketing, of balloons, flags or other roadside marketing. Our vehicles are typically kept behind landscaped fences which protect our inventory. Our customers do not need to walk our lot to look for their perfect car, instead our customers are encouraged choose the vehicles they are interested in from our website, the vehicles are then brought up to the building for our customers to inspect and drive.

We have already begun our hiring process, we anticipate to hire approximately about 80-110 employees for this location with salaries that range from minimum wage to over $300,000.00. So far we have hired approximately 62 new employees many of whom are from the surrounding areas. Our new hires range from our lot employees through to our Finance Managers. We also plan to house part of our corporate offices on the 2nd floor which will be the primary location for a number of our executive officers including our CEO, our Chief Financial Services Officer, and myself.

The below bullet points should give you a better idea of the proposed improvements, and how our new Broward location will operate:

- We plan to upgrade the existing buildings for showroom, offices, training room and other support uses. Repainting the dull brownish outside main building with a crisp steel gray, with purple (our signature color) accents.
- Upgrading the current customer parking by adding additional islands.
- Updating our landscaping, to maintain as many of the current native species, including a specimen Oak. Concentrating our efforts on beautifying the State Road 7 Frontage, and doubling up on our required trees along the south and west borders to provide privacy for our residential neighbors.
- Renewing the lighting to meet current City standards including lighting for the public sidewalk along State Road 7.
- New storm water management system for proposed pavement
- Off Lease Only is open for business Monday through Saturday 9AM – 9PM and 10AM – 8PM on Sunday. We accept vehicle deliveries (fresh inventory) Monday through Saturday 8AM – 9PM and Sunday 9AM – 8PM.

1776 Lake Worth Road, Lake Worth, Florida 33460
Phone: 561-222-2277    Fax: 561-296-7835
• No inventory will be delivered on State Road 7, all trucks will be able to enter the property, on the central drive, and deliver the vehicles towards the back portion of the property.

• Typical days we are closed include New Year’s Day, Thanksgiving Day and Christmas Day. Locations usually close early the day before these days and early (6PM) on days such as Memorial Day, Fourth of July and Labor Day.

• Some light body repairs would be made onsite by a 3rd party vendor (Dent Wizard International) who would sublease the existing body repair facility and operate independently under their own permits and business tax receipt.

• Off Lease Only will complete minor mechanical maintenance and repairs onsite (brakes, oil changes, tires, etc.) in compliance with all local, state and federal law, as well as handle any hazardous contaminants in a responsible, environmentally friendly, law abiding manner. Heavier mechanical and body repairs are sublet to local repair shops.

• At the present time the intent is only to complete repairs on inventory vehicles and not vehicles belonging to the public. This may change in the future, however these repairs would be related to extended service contracts sold by Off Lease Only, not oil changes, tires, etc. in the vein of a Tire Kingdom or Meineke. Off Lease Only has a Florida Motor Vehicle Repair license at each location.

We have worked diligently with the City’s planners to design a site plan which conforms to local rules and the City’s vision for North Lauderdale. We look forward to being an active member of the community.

I trust that this is to your satisfaction.

Yours very truly,

Ejola Cook
Chief Legal Officer
Off Lease Only, Inc.

1776 Lake Worth Road, Lake Worth, Florida 33460
Phone: 561-222-2277    Fax: 561-296-7835
TO: Mayor and City Commission

FROM: Ambreen Bhatti, City Manager

BY: Tammy Reed-Holguin, Community Development Director

DATE: February 9, 2016

SUBJECT: Site Plan SPR 15-03
1198 S State Road 7 (Circle K)

Final site plan approval to permit development of a Circle K gas station, and a 5,881 square foot convenience store in a General Business, (B-3) Zoning District.

APPLICANT: Bowman Consulting, Inc.

Background:

Tonight we are requesting consideration of final site plan approval for the Circle K gas station and convenience store. The City Commission approved the preliminary site plan on January 12th with no additional recommendations. As you heard during that meeting, the applicant, Bowman Consulting, Inc. on behalf of the property owner is proposing to build a Circle K on approximately 0.82 acres of land located on the east side of 441, north of S.W. 12th Street. The subject property is a combination of two formerly individually-owned lots located at 1198 S. SR 7 and 1190 S. SR 7. Miami Subs is located at 1198 S. SR 7 and will be demolished. Dandy Wheels is located at the south end of 1190 S. SR 7 behind the Miami Subs. It is also scheduled to be demolished to accommodate this new construction. A future site plan will be submitted for the redevelopment of the remainder of the former lot of 1190 S SR 7, which is currently a parking lot. The specific extent of the anticipated use is explained in Attachment A, and made a part of this report.

The applicant has designed the development with the gas pumping stations and canopy fronting SR 7 and the convenience store will be located towards the back of the site. The convenience store will have a variety of products from ice, to hot and cold sandwiches as well as breakfast items. In an effort to build a project consistent with the City’s plan for the State Road 7 Overlay District; the applicant has included several features to enhance the store and complement the existing development. The project will include landscape features, colored awnings, and a similar color pallet to the surrounding development. The glass storefront and beige architectural features, as shown on the elevation, blend into the existing 441 corridor features. Water and Sewer accommodations will be provided by the City of North Lauderdale.
On September 8th, 2015 the Development Review Committee met and after considerable review and discussion by the committee, staff recommended approval of the site plan to the Planning and Zoning Board. The Planning and Zoning Board voted 6-0 to approve the item for recommendation to the City Commission with no additional conditions.

The City Commission met on January 12th and approved the preliminary site plan.

**RECOMMENDATION:**

The City Administration recommends City Commission approval of the final 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. Photometric Plan approval by staff is required.
8. 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.
9. 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.
10. 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.
11. If necessary, proper easements will be dedicated to the City of North Lauderdale.
12. All signage will require additional approval as no approvals were made a part of this report.
13. Prior to issuance of any building permit, proof subdivision of parcels must be submitted.
LETTER OF AUTHORIZATION

Date: 4/21/15
RE: North Lauderdale Circle K
Northeast Corner of Corner of State Road 7 and SW 12th Street

TO WHOM IT MAY CONCERN:

Please be advised by this correspondence that Circle K, PV-Kola, LLC, and Bowman Consulting are authorized to act as Agent/Applicant on behalf of Platinum Property Investments, LLC for the purpose of making application submittals for permits and negotiating conditions for the above referenced project.

[Signature]

(Please have an authorized agent of the Owner list their name and address below their signature)

STATE OF Florida
COUNTY OF Dade

Sworn to and subscribed before me, the undersigned Notary Public, this 15th day of July, 2016.

[Signature]
Notary Public

[Printed Name]

401 East Las Olas Boulevard Suite 1400 Fort Lauderdale Florida 33301

bowmanconsulting.com
Existing Conditions

The project consists of two (2) parcels located at 1198 S. State Road 7 in the City of North Lauderdale. The parcels are currently zoned B-3 (Community Business). One of the existing parcels is a Miami Subs, the other is a vacant auto dealership. The Miami Subs is serviced by the City of North Lauderdale water and sewer facilities. The vacant car lot is services by the City of Margate water and sewer facilities. The drainage system is part of the existing South Florida Water Management District General Permit Number 06-00864-S-02.

Proposed Improvements

The project proposes the construction of a five thousand, eight hundred and eighty one (5,881) square foot Circle K Store with twenty (20) fueling positions, parking area, landscaping, and pedestrian walkways to support the facility. The total project area is 3.65 acres. The proposed Circle K development will utilize 2.01 acres, while the additional 1.64 acres to the north of the Circle K development will be demolished and sodded for future development. Water and sewer services will be provided by the City of North Lauderdale via facilities in SW 12th Street. In general, the existing grading, drainage patterns and storm inlets will be maintained. The overall impervious area will be decreased by 12%, thus generating less storm water runoff than originally accounted for in General Permit 06-00864-S-02. The existing driveway access points on SR7 and SW 12th Street will be maintained for vehicular circulation in and out of the site. A right turn lane on SR7 has been requested by the Florida Department of Transportation and will be constructed as part of the Circle K development.
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: February 9, 2016

SUBJECT: Site Plan - SPR 15-08  
ARENAP SHOPPES (old Walmart site)  
7300 W. McNab Road

Preliminary and final site plan approval to permit redevelopment of  
an existing shopping plaza in a Commercial, General Business, (B-2)  
Zoning District.

APPLICANT: Sebastian Roiter, Arena Capitol Holdings, Co.

Arena Capitol Holdings, Co. is proposing to redevelop the old Walmart site located at 7300 W McNab Road. The approximately 120,000 square foot site has been vacant for some time. Redevelopment of the site will facilitate the opening of seven new retailers who will provide jobs and create activity in the center to support the other tenants.

The current building will be split into seven retail bays each with individual tenants. The existing garden center will be demolished to accommodate visibility for three tenants on the northwest end of the building. Ross department store will be the anchor tenant and the other storefronts will include smaller retailers (mostly clothing stores) and a gym. There are currently 989 parking spaces on site where 742 are required. As evidenced in the site plan, attention has been given to the on-site traffic circulation and improvements have been made. This came about with the addition of shopping cart corrals to better manage the site and landscape parking island requirements. Staff pointed out documented drainage issues with the existing site and has worked with the applicant to mitigate any drainage issue the site may have due to the low lying nature of the land. The applicant will continue to work with staff on the proposed landscape plan approval as well as coordination of tenants within the property.

In an effort to build a project consistent with the City’s plan for the McNab Road Commercial Redevelopment Overlay District; the applicant has included several features to enhance the plaza such as additional islands to provide more landscape features, colored awnings, and a similar color pallet to the surrounding area. The applicant has added depth to the facade by staggering the storefronts and heights. No signage plan is being presented at this time as the applicant has indicated that they are working on a master signage plan for the plaza. Should it be determined
that sign waivers are needed, they will be presented at a later time. The specific extent of the anticipated use is explained in Attachment A, and made a part of this report.

The Development Review Committee met on December 15th, 2015 and after considerable review and discussion, recommended approval of the preliminary and final site plan to the Planning and Zoning Board.

The Planning and Zoning Board met in a special meeting January 28th, 2016 and recommended approval of the preliminary and final site plan to the City Commission with the addition of a new condition presented during the meeting. Mrs. Marleen Ricketts, representing the Players Place Townhomes HOA, spoke under public discussion, citing the poor condition of the wall on the south side separating the residential and commercial property. The applicant, Board and staff agreed the wall was in need of repairs. The applicant agreed to incorporate the maintenance of the wall on their side as a condition of site plan approval. The condition recommended by the Planning and Zoning Board is not included in the conditions for approval tonight because upon further review after the hearing, Staff found out that this wall is not on the applicant’s property but is part of the property owned by North Lauderdale Associates. Subsequently, North Lauderdale Associates was issued a courtesy warning notice to make the repairs to the wall.

City Administration has worked closely with the applicant to insure that the project meets the criteria and aesthetics for the redevelopment area. The applicant has addressed the identified criteria and at this time, City Administration recommends approval of the preliminary and final site plan for the redevelopment of this commercial property.

**RECOMMENDATION:**
If the City Commission concurs with the recommendation of the Planning and Zoning Board and Administration, a motion is in order for approval of the preliminary and final 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. Photometric Plan approval by staff is required.
8. 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.
9. 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.

10. 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.

11. Staff will continue to work with the applicant to make sure the color palette is consistent with the existing look of McNab Road corridor.

12. If necessary, proper easements will be dedicated to the City of North Lauderdale.

13. The applicant will prepare a master signage plan for the City’s consideration and apply for any necessary sign waivers.
City of North Lauderdale  
City Hall Municipal Complex  
701 Southwest 71st Ave.  
North Lauderdale, FL 33068  

RE: Letter of Intent for  
Arena Shoppes at  
7300 West McNab Road  
North Lauderdale, FL 33068  

Arena Capital LLC, the applicant for this project intends to redevelop the existing 123,915 SF Walmart building and related site located at 7300 West McNab Rd, North Lauderdale, Florida. The renovation will include both the building interior and exterior façade. The applicant intends to subdivide the existing building into the following tenants spaces:

<table>
<thead>
<tr>
<th>Tenants</th>
<th>Area (SQ. FT.)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1-Ross Store</td>
<td>30,072</td>
</tr>
<tr>
<td>2-Fallas Store</td>
<td>18,000</td>
</tr>
<tr>
<td>3-Dollar Tree</td>
<td>11,565</td>
</tr>
<tr>
<td>4-YouFit</td>
<td>15,000</td>
</tr>
<tr>
<td>5-LuckyMe</td>
<td>4,692</td>
</tr>
<tr>
<td>6-Rainbow</td>
<td>7,000</td>
</tr>
<tr>
<td>7-Available Retail Space</td>
<td>9,343</td>
</tr>
<tr>
<td>Open Storage Area</td>
<td>10,954</td>
</tr>
</tbody>
</table>

The interior renovation in order to satisfy the exhibits and requirements of each tenants will include electrical, mechanical and plumbing work to be provided by the applicant.

The renovation of the building exterior is intended to provide a fresh new look to the existing dated façade with a new contemporary design. New entrances to each of the stores with impact glass doors and storefronts will be added and new track docks in the rear will be provided to facilitate the operation of the center.

The site will be partially renovated with the purpose of improve vehicular circulation without affecting the parking counts and landscape areas. Landscape and asphalt will be upgraded at select areas and new utility connections will be provided to satisfy the tenant requirements.

On site drainage for the proposed site will included additional storm water infrastructure in accordance with the North Lauderdale water control district. Site lighting will also be upgraded.

Sincerely,

Carlos Pizarro, R.A.
AR-0013079
January 15th, 2016

North Lauderdale
Community Development Department
Attn: Andrew Disbury
701 S.W. 71st Ave,
North Lauderdale, Florida, 33068

Re: Former Walmart Store located at 7300 W McNab Road, North Lauderdale

Dear Mr. Disbury

Walmart is the owner of the above referenced property and we are under contract to sell to Arena Capital, LLC. We understand a letter is needed to authorize Arena Capital to apply for and obtain North Lauderdale site plan approval. We are providing such authorization to Arena Capital so long as Arena Capital pays for all the expenses related to this site plan request.

If you have any questions at all, please don’t hesitate to call me.

Nick Goodner
Director, Realty Development
INTERNAL MEMO

To: Honorable Mayor and City Commission

From: Ambreen Bhatti, City Manager

By: Captain Brian Faer, District Chief

Date: February 9, 2016

Subject: LAW ENFORCEMENT TRUST FUND PURCHASES

The City Administration and BSO are requesting to utilize funding from the City’s Law Enforcement Trust Fund to purchase the following items in accordance with Section 932.7055 of Florida Statutes and the City of North Lauderdale purchasing policies.

DONATION TO THE NORTH LAUDERDALE RECREATION FOUNDATION

The Sheriff’s Office has a long standing tradition of making donations to the North Lauderdale Recreation Foundation. The foundation has an excellent tradition and reputation for providing resources to the children of our community that helps to keep them involved in positive activities while keeping them out of the criminal justice system. The Parks and Recreation Department has identified some excellent initiatives that would be beneficial to our community and would further assist the youth in our community while creating a safe environment. Summer Camp sponsorships are an excellent initiative to help the children of North Lauderdale by offering enrollment in city-run summer camps providing organized activities for children that would otherwise be unattended during the summer. Deputies regularly monitor and work with the summer camps by providing tours, mentoring sessions, and anti-bullying strategies. Scholarships for city-run programs also offer fee reductions for needy children. Again, these organized activities keep children safe and give them less opportunity to commit crimes thus keeping them away from being involved with the criminal justice system.

The City Administration and BSO are requesting to utilize funding from the Law Enforcement Trust Fund to make a donation of up to $25,000 to the North Lauderdale Recreation Foundation.
DONATION TO THE NORTH LAUDERDALE BOYS AND GIRLS CLUB

The Broward Sheriff’s Office North Lauderdale District realizes that our most important resource is the children in our community. As is the case with the North Lauderdale Recreation Foundation, we recognize the important service that the club provides to the youth of North Lauderdale. The club provides services to 1,700 North Lauderdale children. Some of the programs that they offer are listed below:

- The YES Program, which targets at-risk youth with educational needs;
- The summer MOST program, which concentrates on education and water safety;
- The GOOD CHARACTER & CITIZENSHIP program that works with children on techniques to become positive productive members of the community.

The positive environment that the Boys and Girls Club provides helps to create long standing values which are conducive to reducing future involvement with the criminal justice system. The donation will help to off-set the cost of memberships for children of North Lauderdale residents as well as to provide the necessary materials and equipment necessary to run the various programs.

The City Administration and BSO are requesting to utilize Law Enforcement Trust Funds to donate to the North Lauderdale Boys and Girls club in an amount not to exceed $5,000.00.

TACTICAL EQUIPMENT

The Broward Sheriff’s Office North Lauderdale District realizes that deputies might be called upon to address highly volatile situations such as an ‘Active Shooter’; school-related shooting; or an incident involving assault-style firearms. Currently, deputies have the option to carry a patrol rifle to counter these threats. There are several items that can be acquired to enhance these patrol rifles which can be purchased with LETF funds.

The Aimpoint Patrol Rifle Optic system offers deputies a greater likelihood of first shot/hit probability and enhanced speed on target which is paramount in a high stress tactical situation. This optic system will also give deputies greater confidence if they need to deploy the rifle; thus assisting with the situation being resolved quicker and with better accuracy. In addition to the rifle optics, deputies should have sufficient ammunition and rifle magazine to address ‘worst-case’ scenarios.

The City Administration and BSO are requesting to utilize funding from the Law Enforcement Trust Fund to purchase various law enforcement tactical gear in an amount not to exceed $11,500.00. Please be advised that all purchases will be made using the BSO and other State contracts in place.

GUN BUY-BACK PROGRAM

Gun violence is one of the leading public safety concerns facing our country. The Broward Sheriff’s Office North Lauderdale District realizes that many firearms used to commit crimes are stolen from homes and cars of law-abiding citizens. Many of those firearms have owners that no longer have a need or desire to own the firearm but are unaware of how to dispose of it properly. The “Buy Back” program would be an advertised event that would encourage these owners to surrender the firearm for a monetary incentive. The Broward Sheriff’s Office North Lauderdale District would like to offer a “Gun Buy Back Program” and offer owners a $50.00- $100 gift card for surrendering functioning firearms.
The City Administration and BSO are requesting to utilize funding from the Law Enforcement Trust Fund to promote and fund the “Gun Buy-Back Program” in an amount not to exceed $5,000.00

RECOMMENDATION

The City Administration and the Broward Sheriff’s Office are recommending the Commission’s consideration and approval of the attached resolution authorizing expenditure in an amount not to exceed $46,500.00 for the donation to the North Lauderdale Recreation Foundation, North Lauderdale Boys & Girls Club; the purchase of law enforcement tactical gear; and sponsoring and funding a “Gun-Buy Back Program”.
RESOLUTION NO.___________________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING THE RECOMMENDATION OF THE CITY ADMINISTRATION AND THE BROWARD SHERIFF’S OFFICE AND AUTHORIZING EXPENDITURE NOT TO EXCEED $46,500.00 FROM THE LAW ENFORCEMENT TRUST FUND FOR A DONATION TO THE NORTH LAUDERDALE RECREATION FOUNDATION AND THE NORTH LAUDERDALE BOYS & GIRLS CLUB; THE PURCHASE OF LAW ENFORCEMENT TACTICAL GEAR; AND SPONSORING AND FUNDING A “GUN-BUY BACK PROGRAM” AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Broward Sheriff’s Office and the City Administration recommend the use of the Law Enforcement Trust Fund for donations and the purchase of equipment as set forth in Section 1.

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

Section 1: That the City Commission of the City of North Lauderdale, Florida, be and the same does hereby approve the recommendation of the City Administration and the Broward Sheriff’s Office and authorizes the expenditure of $46,500.00 for the donation to the North Lauderdale Recreation Foundation and North Lauderdale Boys & Girls Club; the purchase of law enforcement tactical gear; and sponsoring and funding a “Gun-Buy Back Program”.

Section 2: That the total cost shall come from available funds held within the City’s Law Enforcement Trust Fund in accordance with section 932.705 Florida Statutes.

Section 3: That this resolution shall take effect immediately upon adoption

PASSED and ADOPTED by the Commission of the City of North Lauderdale, Florida, this _____ day of February, 2016.

APPROVED AS TO FORM:

__________________________________  ____________________________
CITY ATTORNEY SAMUEL S. GOREN           MAYOR JACK BRADY

__________________________________  ____________________________
VICE MAYOR DAVID G. HILTON

__________________________________
ATTEST:

CITY CLERK PATRICIA VANCHERI
As a follow-up to the January 12, 2016 City Commission meeting, the City Attorney’s Office has drafted an ordinance proposing an amendment to the City Charter which would require the City to redistrict every ten (10) years following the decennial census. If adopted by the City Commission, the item would appear as a referendum question on the November 8, 2016 general election ballot.

Section 3.2(e) of the City Charter currently requires the City to engage a four-year college or university to redistrict every four (4) years, commencing in July 2004. The City is currently undergoing a redistricting analysis pursuant to this section. Based on recent City Commission discussions and conversations with the City Administration, the City Attorney’s Office has prepared the attached ordinance, which proposes to redistrict every ten (10) years following the decennial census, or sooner if required by law. The City would still be legally required to engage an independent college or university to perform this function.

The City Attorney’s Office and the City Administration have reviewed the current and expected development within the City and do not anticipate any significant population shifts. The proposed Charter amendment language is consistent with the process and procedures that a number of other municipalities are either considering or have recently adopted.

Please let us know if there is any additional information that we can provide.
ORDINANCE NO. _______________________

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, SUBMITTING TO REFERENDUM AN AMENDMENT TO THE CHARTER OF THE CITY OF NORTH LAUDERDALE AT ARTICLE 3, ENTITLED “LEGISLATIVE FORM OF GOVERNMENT,” AND IN PARTICULAR AMENDING SECTION 3.2 ENTITLED “CITY COMMISSION; COMPOSITION; ELIGIBILITY; ELECTION AND TERM OF OFFICE”; PROVIDING FOR REDISTRICTING FOR THE CITY EVERY TEN (10) YEARS FOLLOWING THE CENSUS; PROVIDING FOR A NOTICE OF AN ADVERTISEMENT OF THE REFERENDUM ELECTION TO BE PUBLISHED IN ACCORDANCE WITH THE CODE OF ORDINANCES AND THE CHARTER OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AS WELL AS THE STATE OF FLORIDA ELECTION CODE; PROVIDING THAT THIS ORDINANCE, WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE CITY OF NORTH LAUDERDALE, ON THE NOVEMBER 2016 GENERAL ELECTION BALLOT AND IT SHALL BECOME EFFECTIVE AS PROVIDED BY LAW; PROVIDING FOR THE PLACE AND PLACES WHERE SAID ELECTION IS TO BE HELD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Chapter 166, Florida Statutes, as amended, provides for a methodology of Charter amendments supplementary to and not in conflict with the Charter of the City of North Lauderdale, Florida; and

WHEREAS, Chapter 166, Florida Statutes, as amended, provides that such an amendment may be submitted to a referendum vote by the City Council of the City of North Lauderdale, Florida, in an ordinance format; and

WHEREAS, the City Commission has recommended modifications to Article III, “Legislative Form of Government,” and in particular has recommended the amendment of Section
3.2, “City Commission; Composition; Eligibility; Election and Term of Office” to provide for city-wide redistricting every ten (10) years; and

**WHEREAS**, the City Commission deems the proposed amendment to the City Charter, as detailed herein, to be in the best interests of the citizens and residents of the City.

**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.** Article III, entitled “Legislative Form of Government,” shall be revised by amending Section 3.2 entitled “City Commission; Composition; Eligibility; Election and Term of Office” of the Charter of the City of North Lauderdale, as follows:

**Section 3.2 City Commission; composition; eligibility; election; and term of office; and redistricting**

(e) Geographic boundaries shall be designated, prepared and identified not later than the first day of July, 2004, and every four (4) years thereafter by contract to the City of North Lauderdale with a four-year college or university or education research institution located within the State of Florida to be selected by the City Council [Commission] of the City of North Lauderdale, Florida. The election districts shall be of equal population, compact, proportional and logically related to the natural internal boundaries of the neighborhoods within the City. The principal of nondiscrimination and one man/one vote shall be adhered to strictly. In the event no candidate qualifies for election for any designated election district seats, then a special qualifying period shall be opened for five (5) calendar days after the close of the regular qualifying period and anyone from anywhere within the City may qualify for such seat. Thereafter, if no person qualifies for such seat, a vacancy shall be declared and filled in accordance with this Charter.
(e) Redistricting: Following the decennial census in 2020, and every ten (10) years thereafter, or sooner if it is determined by the Commission that districts shall have become unbalanced due to population shifts, the City Commission shall contract with an accredited four (4) year college or university located within the State of Florida for the purpose of identifying and designating the four (4) election districts within the City of North Lauderdale. The City Commission shall adopt the redistricting plan as designated, provided that the plan incorporates the principles of nondiscrimination and fairness. In the event an elected commission member no longer resides in the district from which he or she is elected as a direct result of the revisions to district boundaries in accordance with this section, that Commission member shall complete his or her term. Nothing contained within this section shall be construed to alter residence requirements for any candidate including incumbents, during subsequent regular elections. In the event no candidate qualifies for election for any designated election district seats, then a special qualifying period shall be opened for five (5) calendar days after the close of the regular qualifying period and anyone from anywhere within the City may qualify for such seat. Thereafter, if no person qualifies for such seat, a vacancy shall be declared and filled in accordance with this Charter.

Section 3. The Ballot Title shall be as follows:

TIMEFRAME FOR REDISTRICTING THE CITY OF NORTH LAUDERDALE

Section 4. At the General Municipal Election on November 8, 2016, the following question shall be placed on the ballot for consideration by the qualified electors of the City of North Lauderdale, Florida, and shall read as follows:

The City Charter currently requires the City to redistrict every four (4) years. In an effort to remain consistent with state and federal voting district boundaries, should the Charter be amended to require the City to conduct a redistricting analysis and provide for redistricting every 10 years following the decennial census, or sooner, if mandated by law?

This proposed Charter amendment will have no financial impact to the City.
Section 5. Advertisement. The City Clerk of the City of North Lauderdale is hereby authorized and directed to advertise the referendum election contemplated herein all in accordance with the Code of Ordinances of the City of North Lauderdale, Florida, as well as the State of Florida Election Code.

Section 6. 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 7. 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 8. 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 9. Effective Date. This Ordinance shall take effect immediately upon its 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
CITY OF NORTH LAUDERDALE
FINANCE DEPARTMENT
MEMORANDUM

To: Honorable Mayor and City Commission
From: Ambreen Bhatti, City Manager
By: Susan Nabors, Director of Finance
Date: February 9, 2016
Subject: EMS Transport Accounts Receivable Write-Off

BACKGROUND:

In June, 1998, the City entered into an agreement with Advanced Data Processing, Inc. (“ADPI”) for medical billing services related to EMS transports. In summary, the scope of the services are: ADPI would prepare invoices, file insurance claims, file claims with Medicare/Medicaid, record customer payments, perform collection activities, and provide reports to the City.


<table>
<thead>
<tr>
<th>Fiscal Year</th>
<th>Net Amount Billed</th>
<th>Collected</th>
<th>Balance Remaining</th>
<th>% Collected</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 1999</td>
<td>$415,967.90</td>
<td>$270,487.91</td>
<td>$145,479.99</td>
<td>65.0%</td>
</tr>
<tr>
<td>FY 2000</td>
<td>419,394.33</td>
<td>276,101.31</td>
<td>143,293.02</td>
<td>65.8%</td>
</tr>
<tr>
<td>FY 2001</td>
<td>485,899.75</td>
<td>319,411.81</td>
<td>166,487.94</td>
<td>65.7%</td>
</tr>
<tr>
<td>FY 2002</td>
<td>600,132.66</td>
<td>373,879.30</td>
<td>226,253.36</td>
<td>62.3%</td>
</tr>
<tr>
<td>FY 2003</td>
<td>654,529.91</td>
<td>337,154.38</td>
<td>317,375.53</td>
<td>51.5%</td>
</tr>
<tr>
<td>FY 2004</td>
<td>675,627.83</td>
<td>374,790.24</td>
<td>300,837.59</td>
<td>55.5%</td>
</tr>
<tr>
<td>FY 2005</td>
<td>733,572.81</td>
<td>411,323.95</td>
<td>322,248.86</td>
<td>56.1%</td>
</tr>
<tr>
<td>FY 2006</td>
<td>620,479.04</td>
<td>339,472.36</td>
<td>281,006.68</td>
<td>54.7%</td>
</tr>
<tr>
<td>FY 2007</td>
<td>701,524.42</td>
<td>363,822.46</td>
<td>337,701.96</td>
<td>51.9%</td>
</tr>
<tr>
<td>FY 2008</td>
<td>759,385.84</td>
<td>358,277.43</td>
<td>401,108.41</td>
<td>47.2%</td>
</tr>
<tr>
<td>FY 2009</td>
<td>1,083,900.14</td>
<td>420,906.73</td>
<td>662,993.41</td>
<td>38.8%</td>
</tr>
<tr>
<td>FY 2010</td>
<td>1,132,427.36</td>
<td>401,485.31</td>
<td>730,942.05</td>
<td>35.5%</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$8,282,841.99</strong></td>
<td><strong>$4,247,113.19</strong></td>
<td><strong>$4,035,728.80</strong></td>
<td><strong>51.3%</strong></td>
</tr>
</tbody>
</table>
ADPI makes multiple attempts to collect from patients and/or insurance companies but are not always successful in collecting the charges. A number of factors contribute to the lack of collectability. First, Medicare/Medicaid has a maximum amount they will pay out on these claims. These amounts do not cover the entire amount charged by the City. Second, some patients do not carry insurance and are considered “self-pay” transports. The collection rate on those transports is roughly 3%. Third, some patients pass away and the charge is never paid. Additionally, ADPI does not actively pursue collections on accounts older than 180 days. Generally, collection on accounts greater than five (5) years is considered remote.

It is recommended to formally write off these EMS receivables as uncollectable in the accounting records. The balance of approximately $4.0 million was 100% reserved in prior years. This means the whole amount was estimated to be uncollectible and recorded into accounting system of the City. There will be no impact to revenue or expense from the approval of this write-off and is just a bookkeeping measure. It is important to note approval of this resolution does not constitute a forgiveness of the debt.

**RECOMMENDATION:**

The City Administration recommends Commission’s consideration and approval of the attached resolution authorizing the write-off of uncollectible EMS receivables prior to October 2010.
CITY OF NORTH LAUDERDALE

RESOLUTION NO. ________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO WRITE-OFF UNCOLLECTED EMERGENCY MEDICAL TRANSPORT CHARGES PRIOR TO OCTOBER 2010; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City entered into an agreement with Advanced Data Processing, Inc. (“ADPI”) in June 1998 to provide medical billing services for EMS transports; and

WHEREAS, from October 1998 to September 2010 ADPI billed $8,282,841.99 and collected $4,247,113.19; and

WHEREAS, as of December 31, 2015 there remains uncollected balance on the October 1998 to September 2010 billings of $4,035,728.80; and

WHEREAS, ADPI has made multiple attempts to collect the unpaid amounts; and

WHEREAS, the City has recorded an allowance in the accounting records for the full amount of the uncollected amount; and

WHEREAS, the Director of Finance recommends approval to formally write off the uncollected EMS receivables from October 1998 to September 2010; and

WHEREAS, the write-off does not constitute a forgiveness of the debts; and

WHEREAS, the City Commission of the City of North Lauderdale, Florida deems it to be in the best interests of the citizens and residents of the City of North Lauderdale to approve write off of these specific uncollected EMS transport receivables.
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AS FOLLOWS:

Section 1. The foregoing "WHEREAS" clauses are true and correct and hereby ratified and confirmed by the City Commission.

Section 2. The appropriate City officials are hereby authorized to write-off the uncollected receivables from October 1998 to September 2010.

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

Section 5. This Resolution shall become effective immediately upon its passage and adoption.


______________________________
MAYOR JACK BRADY

______________________________
VICE MAYOR DAVID G. HILTON

ATTEST:

______________________________
PATRICIA VANCHERI, City Clerk

APPROVED AS TO LEGAL FORM
BY CITY ATTORNEY:

______________________________
SAMUEL S. GOREN, ESQ.
TO: Mayor and City Commission
FROM: Ambreen Bhatty, City Manager
BY: Tammy Reed-Holguin, Community Development Director
DATE: February 9, 2016
SUBJECT: Motion to Reinstate and Extend Site Plan 13-01 and to Approve Second Amendment to Repurchase Agreement for Habitat for Humanity

The item before you tonight is for the Commission’s consideration of two motions related to the Habitat for Humanity townhome project located at SW 74th Avenue and Kimberly Boulevard.

- To approve the reinstatement and extension of Site Plan 13-01 that expired on January 15, 2016
- To approve a second amendment to the Repurchase Agreement between the City and Habitat for Humanity to extend the time for Habitat to obtain certificate of occupancies on the proposed townhomes to September 30, 2017.

BACKGROUND:
As you may recall, in 2012, Habitat for Humanity purchased 3 city-owned lots and the common area (escheated properties) generally located at SW 74th Avenue and Kimberly Boulevard. The purpose of the acquisition was to build townhomes for income-eligible families.

On July 15, 2014, the City Commission approved Site Plan 13-01 to accommodate the construction of eight townhomes on the newly purchased parcel of land. According to Section 98-142 (g) of the City Code, a site plan remains in effect for 18 months during which time active building permits must be issued in order for the site plan to remain active. Habitat applied for permits on January 6, 2015 and has been diligently working to obtain permits which until recently had not met the requirements for issuance. There have been no revisions or changes to the approved site plan. There has been continuous contact between the City and Habitat regarding the project and the pending permits.

Mr. Ecton, Executive Director of Habitat for Humanity of Broward, Inc., submitted the attached letter requesting the reinstatement of the site plan and extension of the Repurchase Agreement. Mr. Ecton reaffirms Habitat’s commitment to building the eight townhomes and states families have been identified for ownership. At the end of January, Habitat selected a contractor and the permits are now approved. Upon reinstatement of the site plan, the permits may be issued and construction is anticipated to begin this month.

Secondly, a Repurchase Agreement was signed during closing on the sale of the property providing the City the option of repurchasing the property at the same price for which the City sold the property should Habitat not obtain a certificate of occupancy for each unit within 730 calendar days from the day of closing. Per Section 6 (k) of the Repurchase Agreement, Seller and Purchaser may agree to an extension pursuant to the execution of a written amendment. The Repurchase
Agreement was amended on February 10, 2015 to allow an additional 180 days to obtain C.O.’s. Habitat anticipates that the construction will not be complete by July 19, 2016 (the current expiration date) and requests a second amendment to the Repurchase Agreement. The City Administration recommends that the extension be granted until September 30, 2017.

Staff has reviewed both requests; reinstatement and extension of the site plan and second amendment to extend the Repurchase Agreement. We have taken into account the progress made on the project, verified that there have been no changes to the site plan and documented that Habitat is actively pursuing building permits. Tonight we are presenting the request for reinstatement and extension of Site Plan 13-01 and the attached second amendment to the Repurchase Agreement for Commission’s consideration and approval.

**RECOMMENDATION:**
The City Administration recommends City Commission’s consideration and approval of the reinstatement and extension of Site Plan 13-01 and approval of the attached second amendment to the Repurchase Agreement between the City and Habitat for Humanity of Broward, Inc. to September 30, 2017.

Should the Commission wish to approve these items, the following motion is in order:

“To approve the reinstatement and extension of Site Plan 13-01 and to approve the second amendment to the Repurchase Agreement between the City and Habitat for Humanity of Broward, Inc. extending the time to obtain a Certificate of Occupancy for all units to September 30, 2017.”
Habitat for Humanity®
of Broward

January 28, 2016

City of North Lauderdale
Tammy Reed-Holguin, Director of Community Development
701 SW 71st Avenue
North Lauderdale, FL 33068

Re: 841-855 SW 7th Avenue, North Lauderdale
    Site Plan Extension and Reinstatement
    Repurchase Agreement Amendment

Dear Ms. Reed-Holguin,

Pursuant to our conversation yesterday in regards to our townhome site in North Lauderdale, I am formally requesting an extension and reinstatement of the site plan approval for the property referenced above, in order to move this build along. I was not aware that the site plan approval for this project had expired. There are no revisions or changes to the original approved site plan.

Habitat for Humanity of Broward Inc. (HFHB) has been working with your staff on completing the permit process and we have recently chosen a general contractor and signed a contract on January 23, 2016. The general contractor is in the process of mobilization and was planning on starting work the first week of February 2016.

Additionally, HFHB is also formally requesting an amendment to the repurchase agreement that was approved with this project. We are requesting an amendment to the repurchase agreement until September 30, 2017, to obtain a CO. This will allow ample time for our contractor and volunteers to complete this build.

HFHB has identified eight deserving families for this project who are all excited to become members of the North Lauderdale community.

If you have any questions or concerns, please contact me at 954-396-3030, Ext. 201.
Thank you for your assistance with this project.

Warmest Regards,

Perry Eden
Executive Director
Habitat for Humanity of Broward, Inc.
SECOND AMENDMENT TO THE REPURCHASE AGREEMENT BETWEEN THE CITY OF NORTH LAUDERDALE AND HABITAT FOR HUMANITY OF BROWARD, INC.

THIS SECOND AMENDMENT TO THE REPURCHASE AGREEMENT ("Second Amendment") is made and entered into as of the _____ day of _________, 2016, by and between the City of North Lauderdale, a Florida municipal corporation ("City"), with an address of 701 SW 71st Avenue, North Lauderdale, FL 33068, and Habitat for Humanity of Broward, Inc., a Florida not-for-profit corporation, with an address of 505 West Broward Boulevard, Fort Lauderdale, FL 33312 ("Purchaser").

WITNESSETH:

WHEREAS, on February 20, 2013, the City and Purchaser entered into a Repurchase Agreement with respect to certain properties conveyed by the City to Purchaser (the "Original Agreement"); and

WHEREAS, the Original Agreement provided for the Purchaser to obtain certificates of occupancy for single family homes to be developed on the properties no later than 730 days after the closing on the conveyance of the properties by City to Purchaser; and

WHEREAS, on January 26, 2015, the City and Purchaser entered into the First Amendment to the Original Agreement to provide for an extension of the date by which the Purchaser was required to obtain certificates of occupancy for the single family homes to be constructed on the properties (the "First Amendment"); and

WHEREAS, the City and Purchaser acknowledge that there have been unanticipated events that have impacted the Purchaser’s ability to obtain all of the certificates of occupancy, and that as a result the Purchaser needs additional time to obtain all of the certificates of occupancy for the single family homes to be constructed on the properties; and

WHEREAS, the City and Purchaser desire to enter into this Second Amendment to provide Purchaser with additional time up to and including September 30, 2017 to obtain certificates of occupancy for the single family homes to be constructed on the properties.

NOW THEREFORE, in consideration of the promises, mutual covenants, provisions and undertakings hereinafter contained and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. That the recitals set forth above are true and correct and are incorporated herein by reference.

2. That the time period in Section 3 of the Original Agreement, as amended by the First Amendment, is hereby amended to provide the Purchaser with additional time, up to and including September 30, 2017, for the Purchaser to obtain a certificate of occupancy for the single family homes to be constructed on the Property, as defined in the Original Agreement.

3. That except as amended by the First Amendment, and this Second Amendment, the City and Purchaser ratify, approve, and reaffirm the terms of the Original Agreement, and the Original Agreement shall remain in full force and effect, except as amended herein.
4. In the event of any conflict or ambiguity by and between the terms and provisions of this Second Amendment, and the Original Agreement, as amended by the First Amendment, the terms and provisions of this Second Amendment shall control to the extent of any such conflict or ambiguity.

IN WITNESS WHEREOF, the parties have executed this Amendment to the Repurchase Agreement on the date first written above.

CITY:

CITY OF NORTH LAUDERDALE, a Florida municipal corporation

By: ____________________________

Ambreen Bhatti, City Manager

ATTEST:

______________________________
Patricia Vancheri, City Clerk

APPROVED AS TO FORM:

By: ____________________________

Samuel S. Goren, City Attorney

STATE OF FLORIDA      )
) ss:
COUNTY OF BROWARD      )

I HEREBY CERTIFY that on this day before me, an officer duly authorized in the State aforesaid and in the County aforesaid to take acknowledgments, the foregoing instrument was acknowledged before me by AMBREEN BHATTI, as City Manager of the City of North Lauderdale, a Florida municipal corporation, on behalf of the City, freely and voluntarily under authority duly vested in her by said municipal corporation and that the seal affixed thereto is the true corporate seal of said municipal corporation. She is personally known to me or has produced as identification.

WITNESS my hand and official seal in the County and State last aforesaid this ___ day of ____________________________, 2016.

______________________________
Notary Public, State of Florida

My Commission Expires: ____________________________

Typed, printed or stamped name of Notary Public
PURCHASER:

Habitat for Humanity of Broward, Inc., a Florida not-for-profit corporation

ATTEST: _______________________

By: _____________________________
Print Name: ________________________
Title: _____________________________

(Corporate Seal)

By: _____________________________
Print name: ________________________
Title: _____________________________

STATE OF ________ )
COUNTY OF ________ ) SS:

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State aforesaid and in the County aforesaid to take acknowledgments, the foregoing instrument was acknowledged before me by ________________, the __________________________ of Habitat for Humanity of Broward, Inc., a Florida not-for-profit corporation, freely and voluntarily under authority duly vested in him/her by said corporation on behalf of the limited partnership, and that the seal affixed thereto is the true corporate seal of said corporation. He/She is personally known to me or who has produced ______________________ as identification.

WITNESS my hand and official seal in the County and State last aforesaid this _____ day of ______________________, 2016.

_________________________________
Notary Public

Typed, printed or stamped name of Notary Public

My Commission Expires:
MEETING AGENDA

Tuesday, February 9, 2016
Immediately Following North Lauderdale City Commission Meeting

1. ROLL CALL

   President Jack Brady       Treasurer David G. Hilton
   Secretary Lorenzo Wood    Director Rich Moyle
   Director Jerry Graziose    Executive Director Michael Sargis
   Foundation Attorney Samuel S. Goren    Foundation Clerk Patricia Vancheri

2. APPROVAL OF MINUTES

   a. January 12, 2016

3. OLD BUSINESS - None

4. NEW BUSINESS

   a. Donation – North Lauderdale Fire/Rescue – IAFF Local 3080

   b. Summer Swim Lesson – Foundation Donation

   c. Donation - $4,500 – Spring Camp

5. BOARD COMMENTS

6. ADJOURNMENT
The North Lauderdale Recreation Foundation met at the Municipal Complex on Tuesday, January 12, 2016. The meeting convened at 7:45 p.m.

1. ROLL CALL – Clerk called roll. All present

President Jack Brady
Secretary Lorenzo Wood
Director Jerry Graziose
Foundation Attorney Samuel S. Goren
Executive Director Michael Sargis
Treasurer David G. Hilton
Director Rich Moyle
Foundation Clerk Patricia Vancheri

2. APPROVAL OF MINUTES

a. November 17, 2015 – Secretary Wood moved to approve the Minutes as submitted. Seconded by Treasurer Hilton. Minutes approved unanimously by voice vote.

3. OLD BUSINESS

a. Budget Report – Susan Nabors, Chief Financial Officer, reported that income from October 1st through January 8, 2016 has been $2,514.22 and expenditures were $15,354.49, showing a loss this year of $12,840.27. However, there is ample cash in the bank at $93,304.48.

b. Report - Donation to City of North Lauderdale Parks and Recreation Department

$4,000 for Holiday Camp Program

Michael Sargis reported that the Foundation has spent a little over $14,000 in the last few months. One of the expenditures was for a donation to the City’s Holiday Camp; that program registered an all-time high of 187 kids in that program. Residents paid $80.00 for 8 days of camp which included field trips. Other neighboring cities ran a similar program for $150. The donation made sure that the fees were low, bringing in a huge amount of residents. Secretary Wood commented that he would like to make sure The Forum gets this information to highlight that this Board, the City and Parks and Recreation programs are committed to helping under-privileged kids attend camp. He said it is commendable that the camp can be offered for $10.00 a day; he thanked the City and the Board for supporting this. City Manager Bhatty commented that we have tried numerous times to get our information highlighted in the Forum and will reach out to make sure we do get enough coverage. Mr. Sargis said they have been sending pictures and information about City events to the Forum but they have not run North Lauderdale’s events. He did mention that the Sun-Sentinel ran some pictures from our Holiday Parade. Mr. Sargis also commented that Facebook, the webpage, newsletter and YouTube channel continues to draw people. Director Graziose commented that he had comments with the Forum Editor regarding why Broadview never got the paper delivered and was told it was strictly economical. He also commented that they did an interview about the Broadview Bazaar’s 18 years, but it never made the paper.
c. **Report – Food Drive**

Mr. Sargis reported that with the $750.00 donation from the Foundation and contributions from the employees, a large donation of over 3,000 food products and approximately 1,000 cleaning supplies and/or household items was made to the Ronald McDonald House in Fort Lauderdale for which they were extremely appreciative of.

4. **NEW BUSINESS**

   a. **Donation from North Lauderdale Fire** – *this item was deferred to the next meeting.*

   b. **Sponsorship Program** – Mr. Sargis reported that they are continuing to solicit for sponsors and will be sending sponsor packets out in the next few weeks. He said it has been a slow year but we have money to do great things.

5. **BOARD COMMENTS** - None

6. **ADJOURNMENT** – There being no further discussion, the meeting adjourned at 7:57 p.m.

Respectfully submitted,

Patricia Vancheri, Foundation Clerk