1. INVOCATION AND PLEDGE OF ALLEGIANCE – Commissioner Moyle

2. ROLL CALL

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

3. APPROVAL OF MINUTES

   a. [November 22, 2016 Amended Minutes](#)
   b. [December 13, 2016](#)

4. PRESENTATIONS

   a. [Certificate of Recognition to Fitzgerald Bartley for Heroism relating to a fire incident at Oakbrook](#)

5. PUBLIC DISCUSSION
6. QUASI-JUDICIAL ITEMS

a. **ORDINANCE – Second Reading - For Moratorium related to the Issuance of Building Permits, Zoning/Land Use Approvals or Development Orders for the Construction or Operation of Any Storage Facility at any Location in the City not Currently Operating, Licensed or Approved**

- Motion, second and vote to read the ordinance
- Attorney reads title
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public discussion
- Public Hearing closed
- Commission motion and second to adopt
- Commission discussion
- Commission vote

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ESTABLISHING A MORATORIUM RELATED TO THE ISSUANCE OF BUILDING PERMITS, ZONING/LANDUSE APPROVALS OR DEVELOPMENT ORDERS FOR THE CONSTRUCTION OR OPERATION OF ANY STORAGE FACILITY AT ANY LOCATION IN THE CITY NOT CURRENTLY OPERATING, LICENSED OR APPROVED WITHIN THE CITY THROUGH JUNE 30, 2017; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR EXCEPTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

b. **ORDINANCE – Second Reading – VAR 16-04 - Village Mobile Home Park**

3900 W. Prospect Rd.

*NOTE: APPLICANT HAS WITHDRAWN THE VARIANCE REQUEST
THIS ITEM WAS TABLED TO TIME CERTAIN*

- Motion, second and vote to read the ordinance
- Attorney reads title
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public discussion
- Public Hearing closed
- Commission motion and second to adopt
- Commission discussion
- Commission vote

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING A VARIANCE FROM THE NORTH LAUDERDALE CODE OF ORDINANCES, SECTION 106-184 (b) REGARDING OVERALL WALL/FENCE HEIGHT WHERE 6 FEET IS
ALLOWED AND 8 FEET IS BEING REQUESTED; 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.

c. **SUBJECT:** SEU 17-01 – First Haitian Baptist Church
   Temporary Relocation of First Haitian Baptist Church
   840 S.W. 81st Ave

   Special Exception Use Permit to allow the temporary relocation for one year of the First Haitian Baptist Church to the building formerly known as Family Central located at 840 SW 81st Ave on the second floor to use 2,300 Square feet of the 52,000 Square foot space for church services within a General Business (B-2) 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 special exception use permit subject to the seven (7) conditions outlined in staff memorandum.

d. **SUBJECT:** SEU 17-02 – Turning Pages Academy
   5219 NW 35 Avenue

   Special Exception Use Permit to allow a tutoring business in accordance with Section 106-156 “Special Exception Uses” of the City Code of Ordinances in a Light Industrial (M-1) 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 special exception use permit subject to the seven (7) conditions outlined in staff memorandum.
7. CONSENT AGENDA

- Remove items from consent agenda if desired
- Commission motion, second and vote to adopt
- Attorney reads consent agenda
- Commission motion, second and vote to adopt the consent agenda

a. SUBJECT: Sign Waiver SWAV 16-07 – Rainbow - 7330 W. McNab Rd.
   APPLICANT: Rogers Sign Co
   To allow:
   • One main wall sign with the lettering “Rainbow” whereas “R” is 36 inches in height,
     24 inch high “b”, 22.5 inch “I” and 14 inch high “a”, “o”, and “w” whereas Section 94-16(C)(2)(c) of the City Code allows for 16 inch maximum letter height within a B-2 General Business district.

MOTION: To approve the sign waiver subject to the conditions outlined in staff memorandum.

b. RESOLUTION – Re-Appointing Luwando L. Wright-Hines to Housing Authority Board

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING LUWANDO L. WRIGHT-HINES AS A REGULAR MEMBER OF THE HOUSING AUTHORITY BOARD; PROVIDING FOR TERM OF OFFICE; AND, PROVIDING AN EFFECTIVE DATE.

c. RESOLUTION - Amendment #4 to Contract with the Staffing Connection for Crossing Guard Services to provide for Florida Statutory Minimum Wage Increase

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER TO SIGN AN AMENDMENT TO THE ORIGINAL AGREEMENT FOR CROSSING GUARD SERVICES WITH STAFFING CONNECTION TO INCREASE THE HOURLY RATE BY $0.05 EFFECTIVE JANUARY 1, 2017 DUE TO A CHANGE IN THE FLORIDA STATUTORY MINIMUM WAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

d. RESOLUTION - Career Source Broward – Summer Youth Employment Program 2017

A RESOLUTION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO ENTER INTO AN AGREEMENT BETWEEN CAREER SOURCE BROWARD (CSBD) AND THE CITY OF NORTH LAUDERDALE TO BE EFFECTIVE UPON EXECUTION OF AN AGREEMENT THROUGH SEPTEMBER 2019 FOR THE PROVISION OF A SUBSIDIZED SUMMER WORK EXPERIENCE TO YOUTH AGED
e. **RESOLUTION – Sponsorship – Florida Sports Foundation Domino’s Tournament**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RECOGNIZING A SPONSORSHIP OR CO-SPONSORSHIP RELATIONSHIP BETWEEN THE CITY OF NORTH LAUDERDALE AND THOSE CHARITIES AND ORGANIZATIONS LISTED IN EXHIBIT “A”, ATTACHED HERETO AND INCORPORATED HEREIN, AS MAY BE AMENDED FROM TIME TO TIME, FOR THE EXPRESSED PURPOSE OF COMPLIANCE WITH SECTION 1-19(C)(5)(A)(4) OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

f. **RESOLUTION – Constitution Revision Commission**

A RESOLUTION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, URGING THE APPOINTMENT OF MUNICIPAL OFFICIALS TO THE 2017-18 CONSTITUTION REVISION COMMISSION; SUPPORTING THE PROTECTION OF MUNICIPAL HOME RULE; SUPPORTING THE POSITIONS OF THE FLORIDA LEAGUE OF CITIES, INC.; SUPPORTING THE APPOINTMENT OF FLORIDA LEAGUE OF CITIES PRESIDENT, BOCA RATON MAYOR SUSAN HAYNIE; AND PROVIDING AN EFFECTIVE DATE.

8. **OTHER BUSINESS**

a. **RESOLUTION: Sign Waiver SWAV 17-01 - Walmart Monument Sign**

   7900 W. McNab Rd.
   APPLICANT: Oscar Rodriguez, Arena Capital Holdings, LLC

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING A SIGN WAIVER REQUEST FOR TWO MONUMENT SIGNS THAT ARE 354 SQUARE FEET IN SIGN AREA WHERE 120 SQUARE FEET MAXIMUM ARE ALLOWED BY SECTION 94-16 (B) (1) (a) WITH LETTERS NOT TO EXCEED 28 INCHES HIGH WHERE A MAXIMUM OF 16 INCH HIGH LETTERS ARE ALLOWED BY SECTION
b. **ORDINANCE – First Reading – Stormwater Utility Rate Adjustment**

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

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 70 OF THE CODE OF ORDINANCES OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ENTITLED “UTILITIES,” ARTICLE V, ENTITLED “STORMWATER MANAGEMENT,” AND IN PARTICULAR, SECTION 70-213, THEREOF, ENTITLED “FEE SCHEDULE,” IN ORDER TO INCREASE THE STORMWATER MANAGEMENT UTILITY FEE; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

c. **RESOLUTION - Grant Application for EDA Planning and Local Technical Assistance Program funding through the Department of Commerce**

- Motion, second and vote to read
- Attorney reads title
- Staff presentation (Katherine Randall, Asst. Community Dev. Director)
- Commission motion and second to adopt
- Commission discussion
- Commission vote

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING AND DIRECTING THE CITY MANAGER OR HER DESIGNEE TO SUBMIT AN APPLICATION TO THE U.S. DEPARTMENT OF COMMERCE FOR FUNDING THROUGH THE ECONOMIC DEVELOPMENT ADMINISTRATION’S (EDA) PLANNING AND LOCAL TECHNICAL ASSISTANCE PROGRAM PROVIDING THAT THE CITY MANAGER OR HER DESIGNEE SHALL BE AUTHORIZED TO EXECUTE GRANT AWARD AGREEMENTS AND TO TAKE ALL NECESSARY ACTIONS IN CONNECTION WITH THE CITY’S APPLICATION AND SUBSEQUENT PARTICIPATION IN DEVELOPING A CITYWIDE ECONOMIC DEVELOPMENT STRATEGY; AND PROVIDING AN EFFECTIVE DATE.
d. **RESOLUTION - Main Event Musical Entertainment - North Lauderdale Days 2017**

- Motion, second and vote to read
- Attorney reads title
- Staff presentation (Mike Sargis)
- 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 ENTER INTO AN AGREEMENT WITH 30 VICE ENTERTAINMENT LLC TO PROVIDE THE MAIN EVENT AT NORTH LAUDERDALE DAYS 2017 AND, PROVIDING AN EFFECTIVE DATE.

9. **REPORTS**

   a. Economic Development Activities (Katherine Randall)

   b. Field/Court Light Replacement Project (Mike Sargis)

10. **COMMISSION COMMENTS**

11. **CITY MANAGER COMMENTS**

   a. Upcoming Events:

   - Friday, January 13 – 6:45 pm – Martin Luther King, Jr. Day Ceremony
   - Saturday, January 14 – 9:00 am to 1:00 pm – Neighborhood Cleanup and Block Party Sponsored by “No Perfect People, Inc.” – Silver Lakes Village/10th Street
   - Saturday, January 14 – 9:00 am to Noon – Household Hazardous Waste Event – City Hall Parking Lot

12. **CITY ATTORNEY COMMENTS**

13. **ADJOURNMENT**
The North Lauderdale City Commission met at the Municipal Complex on Tuesday, November 22, 2016 for a special meeting convening at 5:30 p.m.

1. **INVOCATION AND PLEDGE OF ALLEGIANCE** – Mayor Jack Brady 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

At this point Mayor Brady introduced Lauderdale Lakes Mayor, Hazelle Rogers; City Commissioner Dale Holness; Broward County Commissioner Michael Udine; Tamarac Elected Officials Julie Fishman and Marlon Bolton, who were present in the audience.

3. **ELECTION ITEMS**

   a. **Clerk reads results of November 8, 2016 Election**

<table>
<thead>
<tr>
<th>Candidate</th>
<th>Total Votes</th>
<th>Percent</th>
</tr>
</thead>
<tbody>
<tr>
<td>Rich Moyle, Unopposed</td>
<td>1,226</td>
<td>38.96%</td>
</tr>
<tr>
<td>Samson Borgelin</td>
<td>1,130</td>
<td>35.91%</td>
</tr>
<tr>
<td>David G. Hilton</td>
<td>791</td>
<td>25.14%</td>
</tr>
<tr>
<td>Ana M. Ziade</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
b. RESOLUTION – Approving Election Results

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND ACCEPTING THE ACCURACY OF THE BROWARD COUNTY CANVASSING BOARD’S CANVASS OF THE ELECTION RESULTS OF THE NOVEMBER 8, 2016 GENERAL ELECTION; AND, PROVIDING AN EFFECTIVE DATE.

Commissioner Moyle moved to adopt. Seconded by Commissioner Graziose. No Commission discussion. Clerk called roll:

Commissioner Graziose – Yes
Commissioner Moyle – Yes
Commissioner Wood – Yes
Vice Mayor Hilton – With reservation. (Verbatim) “This election was fraught with issues; violations of campaign laws, etc. and I think the voters didn’t have a full understanding of what they were voting on. But, the voters have the final say. So, based on the voters, I will accept.”

Mayor Brady - Yes

RESOLUTION NO. 16-11-6344 PASSED AND APPROVED UNANIMOUSLY

On behalf of the Commission, Administration and Staff, outgoing Vice Mayor David Hilton was presented with a recognition award for his ten years of service on the Commission and in the community.

(David Hilton - Verbatim) “Twenty-four years ago I moved into this City and we said this was going to be our five year house. Twenty-four years later, we are still here. I raised my kids here; they love this city as do I obviously having been here this long. I want to thank Mayor Brady you know I have known you twenty years, we worked together well through sports and through the Commission. Commissioner Wood, Commissioner Moyle, Commissioner Graziose, I appreciate everything you’ve done over the years that we served together. Commissioner Frankel who is not here, he was a great inspiration as well while he was on the Board. Ambreen, Sam, Patty and you know, I would be remiss if I didn’t also thank Rich Sala who was City Manager when I was first elected who worked with me for years and I appreciate that. All the City Staff and electors, we have worked well together over the last ten years and eight months and I appreciate your help and assistance during all the time that I was here. I wish you all the best going forward; I am not going away; not putting my house on the market and selling it. I have been here this long, we are staying and I’ll be around and I expect to be at Commission meetings; I am a resident and I am still interested in what is going on in our City so I will be at meetings and you know, there will be phone calls and emails from me guaranteed for things that I see that still need to be addressed in the City and especially in District D. To the residents in District D, I
appreciate your support over the last eleven years almost and we just hope that you continue to be served by this Commission to the best of their ability. Thank you.”

c. **Oath of Office to Successful Candidates** – Elected officials were duly sworn in by City Clerk Vancheri and took their respective seats on the dais.

   i. Rich Moyle as Commissioner District “C” (Unopposed)
   ii. Samson Borgelin as Commissioner District “D”

d. **Selection of Vice Mayor by City Commission**

Commissioner Graziose nominated Commissioner Lorenzo Wood for Vice Mayor. Nomination was seconded by Commissioner Moyle. Nomination approved unanimously.

e. **Oath of Office to Vice Mayor** – Lorenzo Wood was duly sworn in by City Clerk Vancheri and took his seat on the dais as Vice Mayor.

Mayor Brady called for a brief intermission at 5:47 p.m. The meeting then resumed at 6:34 p.m. and Attorney Goren noted that all members of the Commission returned to the dais resulting in a full quorum.

Commissioner Borgelin addressed the Commission and members of the audience and said he is very humbled to have the opportunity to serve the City of North Lauderdale and expressed his gratitude. He commented that he hopes to contribute as much as he can to the advancement of City. Mayor Brady expressed congratulations.

4. **OTHER BUSINESS**

   a. **RESOLUTION** – Ratifying an Administrative Order and Notice of Intent

Vice Mayor Wood moved to read. Seconded by Commissioner Moyle.

Attorney read:

RESOLUTION APPROVING AND RATIFYING THE ADMINISTRATIVE ORDER AND NOTICE OF INTENT EXECUTED BY CITY MANAGER PROHIBITING THE ISSUANCE OF BUILDING PERMITS, ZONING/LAND USE APPROVALS OR DEVELOPMENT ORDERS FOR THE CONSTRUCTION OR OPERATION OF ANY STORAGE FACILITY NOT CURRENTLY OPERATING, LICENSED OR APPROVED; AND PROVIDING AN EFFECTIVE DATE.

Tammy Reed-Holguin presented the item based on backup memorandum. She is seeking approval and ratification of the Administrative Order executed by City Manager on November 16, 2016 commencing the zoning review process and the Notice of Intent on November 18, 2016
prohibiting the issuance of building permits, zoning/land use approval and development orders for the construction or operation of any storage facility at any location in the City that is not currently operating, licensed or approved. The City has seen an influx in the number of storage facilities and currently has 6 storage facilities within its 5.2 square miles of City limits, with 3 currently operating and another under construction within a ½ mile of each other along McNab Road. Ms. Reed-Holguin stated that with limited commercial space, diversity in uses would be more beneficial for the residents and that space and a review of the commercial uses and goals of redevelopment in the City’s Comprehensive Plan will identify the needed amendments to the zoning to support the zone code and these goals. She indicated they are seeking approval of the attached resolution tonight and there will be an ordinance for consideration by the Planning and Zoning Board on December 6th and advertised and brought back for Commission’s consideration on December 13th. Vice Mayor Wood moved to approve. Seconded by Commissioner Moyle. All in favor by voice vote.

RESOLUTION NO. 16-11-6345 PASSED AND APPROVED UNANIMOUSLY

5. COMMISSION COMMENTS

County Commissioner Dale Holness: addressed the Commission and audience and offered congratulations to the newly elected Commissioner Borgelin; Vice Mayor Wood and re-elected Commissioner Moyle. He also thanked the service of out-going Commissioner David Hilton. He commented that government of the people for the people elect their officials on a regular basis and as such the governance will continue. Commissioner Holness commended the City Commission for taking a look at the resolution just passed. He spoke of the rebounding of the economy and the opportunities that exist for commercial redevelopment as the economy continues to grow and stated that we should continue to see growth in the next few years. He said this is an opportunity to see how to expand the tax base. Commissioner Holness said he represents the City of North Lauderdale and other cities that have relatively low commercial tax base and as a result there is a huge burden on residential property. Commercial properties usually do not require as much service as they usually operate 9-5 and residential is constant and increasing the commercial tax base will decrease the burden of residential properties. Commissioner Holness stated he is here to offer his support to the City in any way possible to move this forward.

Commissioner Graziose: expressed his thanks to David Hilton. Also commented that he and Mayor Brady attended a school district boundary meeting; they have been working on getting District “B” into Silver Lakes Middle School and last Friday gave their presentation on the boundary change. He said it went very well and School Board member Abby Freedman agreed that it would be beneficial to the school. Commissioner Graziose commented that residents have been in support of it, as well as the Principals of Silver Lakes and Broadview Elementary.

Commissioner Graziose also reported that on December 7th there is a third meeting of the Broward MPO Traffic Engineering Task Force regarding the graffiti issues and that many cities have joined in the efforts to clean up the communities.
Vice Mayor Wood: welcomed the newest Commissioner and thanked Commissioner Hilton as well. He also thanked the City staff, Police and Fire for their support. He also commented that for a city just 5 square miles wide, we do a lot for less and commented that we strive to keep our community viable. He commented that we do need businesses moving into North Lauderdale for the commercial base and stated he is happy to see growth with shovels in the ground. Vice Mayor Wood urged the residents to join the Commission in supporting the City events and the needs of the community.

Mayor Brady: thanked everyone who attended the Sickle Cell Walk held the past Saturday. He also welcomed Commissioner Borgelin. He thanked David Hilton for serving the City well over the years and wished him good luck.

6. CITY MANAGER COMMENTS

City Manager Bhatty also welcomed the new Commissioner. She also expressed thanks to outgoing Commissioner David Hilton for his service and direction over the years and wished him the best. Also, she reported that Representative Alcee Hastings has accepted our invitation to be the Grand Marshall at our Holiday Parade on December 10th. She also reminded everyone of the Winterfest event on Friday, November 25th.

7. CITY ATTORNEY COMMENTS

Attorney Sam Goren also welcomed Commissioner Borgelin to the dais and his family to the North Lauderdale family. He thanked David Hilton and his family for their loyalty and commitment to the City over the last ten years. He welcomed and congratulated the elected officials from the City of Tamarac who were also in the audience. There were no other items to report.

8. ADJOURNMENT – There being no further business, the meeting adjourned at 6:54 p.m.

Respectfully submitted,

Patricia Vancheri, City Clerk
The North Lauderdale City Commission met at the Municipal Complex on Tuesday, December 13, 2016. The meeting convened at 6:03 p.m.

1. **INVOCATION AND PLEDGE OF ALLEGIANCE** – Commissioner Graziose gave the invocation and led the pledge.

2. **ROLL CALL**

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

3. **APPROVAL OF MINUTES**

   a. **November 15, 2016** – Commissioner Graziose moved to approve. Seconded by Commissioner Wood. **Minutes approved unanimously by roll call vote.**

   b. **November 22, 2016** – Commissioner Graziose moved to approve. Seconded by Commissioner Borgelin. Commissioner Graziose suggested corrections to the Minutes. Item 5) Commission Comments on the boundary meeting should reflect District “B” not “D”. Also Commissioner Graziose commented that not all of Commissioner Hilton’s statements as he was leaving were missing and not listed. Clerk Vancheri commented that the Minutes are usually summary Minutes not verbatim Minutes. She said if there is action, that will be noted in the Minutes and if verbatim is requested a motion may be in order to prepare the Minutes verbatim. Commissioner Graziose said yes for that particular item. Attorney Goren interjected that verbatim Minutes are not legally required under State Law and if it be the wish of the Commission to individualize items on the agenda for verbatim transcript, a motion needs to be made and carried by the Commission to do that. Vice Mayor Wood asked if that was just for the out-going Vice Mayor’s comments on that particular item. It was discussed which item would need to be transcribed verbatim. Also, a correction under Vice Mayor Woods comments on Item 5, the Minutes should be corrected to reflect that the City is 5 square miles, not 5 square feet.
Commissioner Graziose made a motion to transcribe out-going Vice Mayor Hilton’s comments verbatim and to include corrections as indicated. Vice Mayor Wood seconded the motion. Clerk called roll. All yes. Clerk Vancheri confirmed that the Minutes would be presented at the next meeting for approval as amended.

4. PRESENTATIONS

a. Florida League of Cities Hometown Health Award

Aaron Carper with the Florida League of Cities addressed the Commission to celebrate the achievements regarding the City’s great state of the wellness program. He commented that the City is one of two members of their health trust that will be receiving this 2016 FLC Hometown Health Award. The City has met all of the twelve detailed criteria throughout the course of the year. Mr. Carper said that the City is a model member of this program based on participation of the Wellness Committee, the Human Resource Department Staff and the Employees in general. City Manager thanked the HR Department and the employees for keeping this program going and Jennifer Yarmitzky, HR Manager reported that some of the programs are the Weight Watchers program; a Walking Challenge; onsite health assessments and the onsite gym. She said it is really a team effort. City Manager Bhatta also thanked BSO for donating the equipment for the gym. She also commented that this program has helped keep health insurance low and we are proud to have these programs in our City.

b. Reality Check

Mayor Brady introduced Larry Lawton and commented that he came across this Reality Check program after attending a charity bowling event at Sawgrass Lanes with Fort Lauderdale Police Chief, Frank Adderley. Mayor Brady stated that Mr. Lawton is an author, TV personality, speaker and law enforcement consultant who developed a nationally recognized program with Reality Check video cards. Mayor Brady commented that Chief Adderley rated this program a nine or ten. He highlighted some key notes in Mr. Lawton’s bio as an ex-con who has been recognized for his work with law enforcement agencies and at-risk youth. Mr. Larry Lawton, founder and President of Reality Check, and resides in Fort Lauderdale and Palm Bay, Florida, addressed the Commission and audience and presented a two minute video clip and packet introducing his Reality Check Video Card program. He indicated that his program is a proactive approach to keeping young people out of prison with better school attendance and better grades and stated it has a great success rate. Mr. Lawton advised how the video cards work and are sold, indicating that some agencies use law enforcement funds. Attorney Goren interjected that while the Commission deliberates on this, it is a presentation by a speaker and not a vendor offering for the City to buy a product this evening, as the City has rules and procedures to buy things. He said it is advisable that if the Commission would want to evaluate the matter, by motion to direct the Administration and Counsel to review and investigate the matter carefully, and report back to the Commission as soon as possible, with regard to the legality and if it would be fiscally doable not knowing what the parameters are, and keeping in mind the requirements of the Inspector General with regard to sole source proposals. Commissioner Borgelin asked how
do they track the results of the program. Mr. Lawton stated that every view on the video cards are tracked by Vimeo by the number of clicks or views, but not who is viewing it. He also commented that they did have to give a sole source letter to the City of Fort Lauderdale. Commissioner Graziose commented that the distribution of material to children is very sensitive, and the School Board has a screening committee. He stated that he would like to have our Police Chief review the program as well as some screening committees, as permission is needed to put something out that must be appropriate. Commissioner Graziose also commented that he does not see any other City in this presentation that is giving it out. He wants to be very careful in giving out information that may be contrary as he is not an expert in that field and would like to deal with the experts; he would like to get consensus from screening committees or others that have worked with children with this to see if it is alright. Graziose stated that if it is good we should get it from our Sheriff’s Dept. as it seems police departments are more attuned to working with students like that than he is. Mr. Lawton replied that they did get a review from the School Library Journal. Commissioner Graziose said he is talking about Broward County Schools. Mr. Lawton stated that is correct, they are not in Broward County schools, but they have been vetted by the Department of Justice. City Manager Bhatty asked Mr. Lawton if Fort Lauderdale has a contract that was approved by the Fort Lauderdale City Commission to make this purchase, and if so can he provide a copy of it? She said obviously the Commission has to authorize the expenditure, and looking at the price list, for 10,000 cards it would be $50,000.00. City Manager Bhatty said a copy of the contract from Fort Lauderdale would help with her research. Mr. Lawton said it was not a yearly contract, but an order was approved on their agenda at a meeting like this, and he can send what he has. Attorney Goren commented that a motion is in order if the Commission wishes to look into the subject, as well as the vendor issue; the legality of acquiring this as a sole source issue and the fiscal doability regarding an acquisition. Vice Mayor Wood commented that he concurs with the questions that were raised this evening and to go a step further, what happens after the cards are given to the kids in the community and they have watched the video – what then – what is the followup? Mr. Lawton said they can’t handle every issue with the kids, they can just open their eyes to the choices they make. The next step would be for parents to get their kids help if it is drugs. He said this is to help a kid that is on the brink as the schools do not give enough education and they want to educate this generation. Commissioner Borgelin commented that he likes the program, he has been working with kids for ten years, but his question is have they done education workshops instead of just giving out cards? Mr. Lawton replied that he trained shifts of cops in Fort Lauderdale. He said if people in large numbers are going to use the cards they come in and show them how to use them; it is pretty self explanatory if you look at the front of the card you are giving them something to help them. City Manager Bhatty asked if there is any data from Fort Lauderdale Police Dept., since the program has been in place for a year, that will show if there has been a significant decrease in juvenile crime related activities because of this video because this would be a big investment for a small city like North Lauderdale? Mr. Lawton replied that they only know the number of views; they don’t have data right now. City Manager Bhatty stated then you don’t know how beneficial this program is going to be in the long run. Mr. Lawton said a five year quantitative analysis was done by a college, not from Fort Lauderdale. **Vice Mayor Wood made a motion to direct staff to further investigate the Reality Check program and maybe come back with a workshop on the findings.** City Attorney Goren interjected that the motion should include investigation into the legal and fiscal items as discussed. Vice Mayor Wood stated absolutely. City Manager Bhatty also recommended that the Commission watch the video
to have a better understanding of the program. City Attorney Goren made it clear that the video cannot be viewed in a public forum but in their own privacy. Commissioner Borgelin seconded the motion. Clerk called roll. Commissioner Moyle – yes. Vice Mayor Wood – yes. Commissioner Borgelin – yes. Commissioner Graziose – no. Mayor Brady – yes. Motion passed on a 4-1 vote; Commissioner Graziose dissenting.

c. Broadview/Pompano Park Civic Association donation to North Lauderdale Park and Recreation Foundation

Joyce Clyde, representing the Broadview/Pompano Park Civic Association, thanked everyone who made it to the Bazaar held on December 3rd and especially the Fire Dept., BSO, the Explorers and Parks and Recreation Dept. Ms. Clyde said everyone did a good job for two days in helping with the Bazaar. On behalf of the Civic Association, Ms. Clyde presented a donation to Mike Sargis, Executive Director of the North Lauderdale Recreation Foundation, of a check in the amount of $1,000.00. Mayor Brady and the Commission thanked the Association.

5. PUBLIC DISCUSSION

Keith Yacano, SW 7th Court, spoke about trash on the sidewalk on 81st Avenue and speed bumps. Mr. Yacano was referred to the City’s Safety Committee who may do a speed analysis on that street as there are pros and cons to speed bumps.

6. QUASI-JUDICIAL ITEMS

a. ORDINANCE – Second Reading - VAR 16-04 - Village Mobile Home Park
3900 W. Prospect Rd.

Attorney Goren commented that this item has been pulled at the applicant’s request. Tammy Reed-Holguin, Community Development Director, commented that the applicant did request the item be withdrawn, but in further conversation with them, staff is recommending that it not be withdrawn, but that the item be tabled to the next meeting so that the applicant can be present to explain some of the circumstances going on with regard to this particular variance. Attorney Goren stated that to go forward with the request, a motion is in order to read the title on second reading to allow the record to reflect that it was available for consideration and that the applicant sought to defer it and it could be tabled for further review.

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

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING A VARIANCE FROM THE NORTH LAUDERDALE CODE OF ORDINANCES, SECTION 106-184 (b) REGARDING OVERALL WALL/FENCE HEIGHT WHERE 6 FEET IS ALLOWED AND 8 FEET IS BEING REQUESTED;
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.

Vice Mayor Wood made a motion to table this item to a time certain of January 10, 2017 which is the next City Commission meeting. Seconded by Commissioner Graziose. Clerk polled Commission. Motion passed unanimously.

7. Consent Agenda

Commissioner Jerry Graziose pulled Item 7(a) from consent. Commissioner Moyle moved to read the remainder of the consent agenda. Seconded by Vice Mayor Wood. Attorney read:

b. Resolution - Sign Waiver SWAV 16-08 Walmart: Pick Up Sign
   7900 West McNab Rd.

   To allow:
   • One Wall Sign with the lettering “Pickup” not to exceed 30 and 1/4 inches in height whereas Section 94-16(C)(1)(c) allows a maximum of 16” in height within a General Business (B-3) zoning district.

A Resolution of the City Commission of the City of North Lauderdale, Florida, Approving a Sign Waiver Request for One Wall Sign for Walmart to be Located at 7900 W McNab Road North Lauderdale, Florida, Thereby Permitting the Installation and Maintenance of a Wall Sign with 30 and ¼ inch High Letters “Pickup” Whereas a Maximum of 16 Inch High Letters Are Allowed by Section 94-16 (C) (1) (c) Within a General Business (B-3) Zoning District.”; And Providing an Effective Date.

Resolution No. 16-12-6347

c. Resolution - 2016 Byrne Justice Assistance Grant

A Resolution of the City Commission of the City of North Lauderdale, Florida, Authorizing and Directing the Broward Sheriff’s Office to Accept the 2016 Justice Assistance Grant (JAG) Funds and the City Manager to Sign Such Documents as May Be Reasonably Required for Available JAG Funds; Providing for Findings and Conclusions with Regard to the Benefits to Be Derived by Processing and Obtaining Such Grant Funds; And, Providing an Effective Date.

Resolution No. 16-12-6348
d. RESOLUTION - New Divine Apostolic Ministry Event at Silver Lakes Middle

MOTION: To approve SPEV 16-02 to conduct an open air religious event for New Divine Ministry at Silver Lakes Middle School to be held on Friday, February 24th, Saturday, February 25th and Sunday, February 26th 2017 from 6:30 PM. to 9:30 P.M. subject to the conditions listed in the staff memorandum.

Commissioner Moyle moved to approve the consent agenda as read. Seconded by Vice Mayor Wood.

CONSENT AGENDA ITEM 7(B) THROUGH 7(D) UNANIMOUSLY APPROVED BY VOICE VOTE.

This agenda Item 7(a) was removed from consent and revisited. Vice Mayor Wood moved to read. Seconded by Commissioner Graziose. Attorney read:

a. RESOLUTION – Sign Waiver - SWAV 16-09 - Extra Space Storage
2048 S. State Road 7

To allow:

- One Wall Sign 162 Sq Ft in total with lettering “888- STORAGE” not to exceed 48 inches in height
- One Wall Sign 130 Sq Ft in total with lettering “EXTRA SPACE STORAGE” not to exceed 42 inches in height

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING A SIGN WAIVER REQUEST FOR EXTRA SPACE STORAGE LOCATED AT 2048 S STATE ROAD 7 NORTH LAUDERDALE, FLORIDA, THEREBY PERMITTING THE INSTALLATION AND MAINTENANCE OF WALL SIGNS WITH 48 INCHES HIGH LETTERS “888- STORAGE” AND 42 INCHES HIGH LETTERS “EXTRA SPACE STORAGE” WHEREAS A MAXIMUM OF 16 INCH HIGH LETTERS ARE ALLOWED BY SECTION 94-16 (C) (1) (c) WITHIN AN INDUSTRIAL (M-1) ZONING DISTRICT.”; AND PROVIDING AN EFFECTIVE DATE.

Commissioner Graziose commented that he is not against the waiver request, he just wanted to have something in the record pertaining to this business. Commissioner Graziose stated that in his opinion, Extra Space Storage always puts the cart before the horse and this is not the first time that they have done something on site without getting permits, inspections and approvals. Commissioner Graziose reported that they put a portable office facility in the parking lot one time without going through the City. He said these signs were put up without getting permits or approvals from the City, so he wants it noted on the record that this business constantly does something before getting approvals and the signs are already up. Commissioner Graziose also commented that Broward County is checking on the illumination of the signs facing the turnpike and that he has the same concern from State Road 7 going northbound with regard to the large
blinding letters. He said he wants the process to continue from the State DOT and note that there are issues before it goes forward by doing it first and then seeking forgiveness by a waiver. Commissioner Graziose said the signs should be turned off before going through the process and that they are in violation. Tammy Reed-Holguin, Community Development Director, replied that the business has been cited for the code violation and the applicant came and applied for the permits after the fact, which is referenced in the backup memo that they are existing signs that the waiver is being requested for. She commented that permits have not been issued because they do need sign waivers and it has to go through the process to see whether or not the Commission will approve the sign waivers, and additionally, as Commissioner Graziose mentioned, they did contact FDOT and the Turnpike. The Turnpike has not responded, but FDOT looked at the signs and they are reviewing the illumination, but not so much the location and the size. Ms. Reed-Holguin stated they can deal with the illumination at the time of permitting, as electrical permits will be needed. Commissioner Graziose said he wants the process to go forward, but with the notations that this is a trend with this business. City Manager Bhatty said they will keep an eye on it in the future, but since it is a code violation, will the permit fees be double fined? Ms. Reed-Holguin replied yes. Commissioner Graziose commented that since they are not legal, the signs should be turned off. Ms. Reed-Holguin commented that the Applicant is present if they want to address the issues. City Attorney Goren commented that the Applicant appeared before the Planning and Zoning Board also. Applicant’s representative, Emily Lopez, 130 Commerce Road, Boynton Beach, from Interstate Sign Crafters, stated they are the Company that will be pulling the permits. City Manager Bhatty said the issue is not with the sign company, but with the owner of the property. Attorney Goren interjected that the applicant is present at the request of the owner. He also commented that the code violation still exists and does not go away if the item is approved tonight and the Magistrate will know that going into the process. Commissioner Graziose reiterated that the existing signs should be turned off until properly approved, permitted, and inspected; his concern is that they are illegal. Vice Mayor Wood asked Ms. Lopez if her company installed the signs? She replied that they did not, but they have been hired to fix the problem. Vice Mayor Wood commented that he is big on permits being pulled and processes being followed and wants to make sure they do that and Ms. Lopez replied that they are. In the meantime he concurs with Commissioner Graziose that the signs need to be turned off as they were improperly installed without proper permitting. Commissioner Graziose wants to message the owner to know that the City is serious and he need to follow the processes first. Commissioner Graziose moved to approve the process for the sign waiver, with the condition that the signs that are illegally illuminated be turned off until all processes, permits, approvals and inspections have been completed. Vice Mayor Wood reiterated that we need the input from the Turnpike to make sure that the illumination is not hazardous to the highway and seconded the motion. Motion passed unanimously by voice vote.

RESOLUTION NO. 16-12-6346 PASSED AND APPROVED UNANIMOUSLY
8. OTHER BUSINESS

a. ORDINANCE – First Reading - Moratorium related to the Issuance of Building Permits, Zoning/Land Use Approvals or Development Orders for the Construction or Operation of Any Storage Facility at any Location in the City not Currently Operating, Licensed or Approved

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

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ESTABLISHING A MORATORIUM RELATED TO THE ISSUANCE OF BUILDING PERMITS, ZONING/LANDUSE APPROVALS OR DEVELOPMENT ORDERS FOR THE CONSTRUCTION OR OPERATION OF ANY STORAGE FACILITY AT ANY LOCATION IN THE CITY NOT CURRENTLY OPERATING, LISCENSED OR APPROVED WITHIN THE CITY THROUGH JUNE 30, 2017; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR EXCEPTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum. She indicated that the Commission previously approved a Notice of Intent to put a moratorium in place and we are going through the formal process now with the first reading of an ordinance to establish a moratorium. Ms. Reed-Holguin stated that if the ordinance is approved tonight on first reading, the ordinance will be considered for adoption on second reading on January 10th. This item was presented to the Planning and Zoning Board on December 6th and they recommended Commission’s consideration and adoption. Commissioner Moyle moved to approve. Seconded by Commissioner Graziose. Motion approved the ordinance on first reading unanimously by voice vote.

b. RESOLUTION - Intent Resolution – Water and Sewer Special Assessment

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, SETTING FORTH THE CITY'S INTENT TO USE THE UNIFORM METHOD FOR THE LEVY, COLLECTION AND ENFORCEMENT OF A NON-AD VALOREM SPECIAL ASSESSMENT TO BE LEVIED UPON REAL PROPERTIES LYING WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO, TO FUND REPAIRS, ENHANCEMENTS, AND IMPROVEMENTS TO THE CITY'S WATER AND SEWER UTILITY SYSTEM; STATING A NEED FOR SUCH LEVY; PROVIDING THAT A COPY OF THIS RESOLUTION SHALL BE FORWARD TO THE PROPERTY APPRAISER, TAX COLLECTOR, AND THE FLORIDA
Susan Nabors, Finance Director, presented the item based on backup memorandum. She indicated that a similar item was brought forth last December, with regard to a Notice of Intent to levy a special water and sewer assessment, but it was pulled and did not go forward in hopes that the Surtax would pass in November. Since it did not pass, Commission’s approval is being sought to be able to file an Intent Resolution so that the City can consider the levy of a new water and sewer assessment beginning October 1, 2017. The special assessment will help fund repairs, enhancements and improvements to the City’s water and utility system. It will exclude such areas as Lakeview Cove Apartments, Courtyards of Broward, Broadview/Pompano Park and a few other commercial areas that the City does not provide water service to. Ms. Nabors stated that levying a special assessment would shift revenue from Ad Valorem taxes to a special assessment which would be noticed on the annual tax bill which goes out in August of each year. In order to use the statutory Uniform Method for the levy we need to adopt an Intent Resolution to move forward. Ms. Nabors stated that it does not bind the City to a special assessment, but it gives us the ability to do a special assessment if we so choose. She commented that we are working with a consultant to pricing and a model that would be brought forth at a later date for approval. City Manager commented that this is in line with previous discussions for addressing the City’s aging infrastructure, especially water and sewer lines which was a top priority. She reiterated that we hoped the Infrastructure Surtax would pass in order to have that revenue to address this need. City Manager Bhatty commented that we have been appropriating money from reserve funds for this for the past two years, but cannot keep doing that for a longer period of time as those funds must be reserved for other improvements that would not quality for an assessment, and that is why this is being brought back for consideration. She stated that the consultant’s study and additional information will be brought back and presented to Commission for consideration. Vice Mayor Wood asked if there would be a tier for this for residential and commercial. Ms. Nabors replied that a methodology has not been developed yet, but it is possible, or it could be a uniform assessment across the board; since the study is not complete she could not give a definitive answer. Commissioner Moyle asked if the election results showed if our residents were for or against the surtax. City Manager said Commissioner Graziose shared a map developed by MPO that showed that interestingly the communities like ours voted more for the transportation and infrastructure than the more affluent communities because they realized the necessity of the surtax; there was not a specification by City, it was set up by precincts and the central part of Broward supported it, but cities like Parkland and Pembroke Pines did not go for it and neither did the east. Vice Mayor Wood moved to adopt. Seconded by Commissioner Moyle. All in favor by voice vote.

RESOLUTION NO. 16-12-6349 PASSED AND APPROVED UNANIMOUSLY
c. RESOLUTION - Recommendation for Ranking of Banking Services – RFP 16-09-365 – Banking Services

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ACCEPTING THE RANKING OF THE BANKS WHO SUBMITTED PROPOSALS TO PROVIDE BANKING SERVICES AS PROVIDED HEREIN; AUTHORIZING AND DIRECTING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN ACCEPTABLE AGREEMENT FOR BANKING SERVICES WITH THE TOP RANKED BANKING INSTITUTION; AND PROVIDING AN EFFECTIVE DATE.

Susan Nabors, Finance Director, presented the item based on backup memorandum. In September the City issued an RFP for banking services and on October 24th the City held a public opening of the sealed proposals. There was a Banking Services Selection Committee formed comprised of Susan Nabors, Finance Director; Sendie Rymer, Controller; Mark Mason, and the Director of Financial Services for the City of Tamarac. There were a number of criteria which the Committee members looked at in evaluating the responses and it was considered with great thought. The five (5) responsive banking institutions were ranked by the Committee. The first was TD Bank; second was SunTrust Bank; third was Capital Bank; fourth was Florida Community Bank and fifth was Bank United. Ms. Nabors commented that they were happy with the number of responses received. Cost was certainly considered but it wasn’t the only component in the RFP evaluation by the Committee; other criteria was considered as well. Ms. Nabors stated for public record, in determining the final rankings, TD Bank who was ranked number one, met all the evaluation criteria and happened to be the closest bank to City Hall. The annual fees were a little higher for TD Bank than they were for SunTrust, who was ranked second and is the current banking institute who the City used since 1993. Although TD Bank was about $4,000 higher, they offer a higher Earned Credit Rating (ECR). Ms. Nabors outlined some other factors mentioned in the backup memorandum. She recommended that the Commission accept the rankings of the evaluation committee and authorize the City Manager and City Attorney to proceed with negotiations with the top ranked banking institution which is TD Bank. Commissioner Moyle moved to approve. Commissioner Graziose seconded. All in favor by voice vote.

City Manager Bhatty reminded the Commission of discussions in the strategic workshop about contracts that were coming up, one was SunTrust. She said it is not that they were unhappy with SunTrust, since we did business with them for so long, but that it makes sense from time to time to test the market; all were good proposals, but in the end of the evaluation they chose the one that was most suitable for our needs. Commissioner Borgelin questioned if there was a guarantee that the rate would not increase in the next year or two. City Manager Bhatty said those are the types of questions that will be addressed in negotiating a contract. Ms. Nabors said that they will ask that their prices stay firm during a contract period which may be a five year term. In response to Commissioner Moyle’s question about the bank honoring checks for a period over 90 days, Ms. Nabors said that is not a law but it can be addressed during negotiations.

RESOLUTION NO. 16-12-6350 PASSED AND APPROVED UNANIMOUSLY
d. RESOLUTION - Purchase of Storage and Server Devices

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF TWO STORAGE ATTACHED NETWORK DEVICES AND BLADE CHASSIS WITH SERVERS AND SUPPORT INSTALLATION FOR A PRICE NOT TO EXCEED $407,000.00 PLUS AN ADDITIONAL $10,000 FOR INCIDENTALS FROM CHAMPION SOLUTIONS GROUP; FINDING THAT THE PURCHASE IS CONSISTENT WITH SECTION 9.10(B) OF THE CITY CHARTER; PROVIDING FOR THE ALLOCATION OF FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.

Mitch Williams, IT Manager, presented the item based on backup memorandum. He indicated that in 2008 the Commission approved a purchase of an IBM Chassis with Blade Servers for IT to build the City’s virtualization infrastructure server platform. In 2011, Commission approved the purchase of two Dell Storage Area Network (SAN) devices for the City’s storage infrastructure platform. At the time of purchase, both servers and devices were more than adequate to meet the City’s needs. As of today, both lack the resources and performance levels needed to support the City’s growing information technology services. Staff held in-depth talks with current storage/server partner and other technology partners to determine the best path for the City to purchase new storage devices and servers to meet the City’s current and immediate future resource and performance needs. Through this research, Staff concluded that the City needs the new equipment, as outlined in the back up memorandum, to meet the City’s needs, and to purchase these devices utilizing Section 9-10(b) of the City’s Charter and Florida State GSA contracts and the State of Minnesota CSA contracts providing that the necessary criteria are satisfied. The total cost for the new equipment, all networking components to meet the City’s needs will not exceed $407,000, plus an additional $10,000 for incidentals. Staff recommends Commission’s consideration and approval of the attached resolution. Commissioner Graziose moved to adopt. Seconded by Commissioner Moyle. Commissioner Wood asked since this is a lot of money, what does this mean broken down in lay terms and including the life span. Mr. Williams responded that we need to refresh the hardware in our data center which provides all the services to the City, including the residents and the employees, for all applications, programs and storage. He said the life span of these products is generally five years and possibly longer and the last servers would be coming up on the fifth year in March, and if not replaced, we would have to pay to maintain the old equipment. City Manager Bhatty said the scope of work was actually brought down from approximately $600,000 to $400,000 by researching the contracts. Commissioner Borgelin asked what happens to the current system. Mr. Williams replied that it is still usable but just does not fit the needs of the City at this time, so it will be brought back to Commission for a decision on how to surplus or dispose of it by auction, thereby creating revenue. Also, Mr. Williams commented that one of the vendors are willing to buy back the hardware that we would surplus out. All in favor by voice vote.

RESOLUTION NO. 16-12-6351 PASSED AND APPROVED UNANIMOUSLY
e. RESOLUTION - Mainline Lining in Lift Station #1 Basin

Vice Mayor Wood moved to read. Seconded by Commissioner Moyle. 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 $600,000.00 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, Public Works/Utilities Director, commented that they are continuing efforts to lower the lift station run times and lower costs. He explained that the infrastructure has a main line and a gravity line for sewage. This particular item is for rehabilitation of the sanitary sewage system. Mr. Krawczyk said the progress on this program slowed due to the possibility of a surtax that would help pay for this type of project, however, it did not go through. Therefore, they are coming back for use of the allocated budget to ramp the project up again to continue this type of lining. Mr. Krawczyk indicated that this is for the lift station in the middle of Kimberly Blvd, which has been lined, and this would be for the branching off on the side streets. He indicated that City of Plantation has gone through the bid process which was approved and Layne Inliner has done work for our City in the past and we would like to continue working with them per the contract rates of the Plantation contract. Vice Mayor Wood moved to adopt. Seconded by Commissioner Graziose. All in favor by voice vote.

RESOLUTION NO. 16-12-6352 PASSED AND APPROVED UNANIMOUSLY

f. RESOLUTION – Mainline Lining in Lift Station #10 Basin

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO AWARD HINTERLAND GROUP, INC. FOR AN AMOUNT NOT TO EXCEED $141,112.50, USING THE PALM BEACH CONTRACT WUD 12-063A FOR THE COMPLETION OF THE LIFT STATION 10 # BASIN MAINLINES; AND PROVIDING AN EFFECTIVE DATE.

George Krawczyk, Public Works/Utilities Director, commented that this lift station is along SW 83 Avenue and some work has been done in this basin last fiscal year. This would complete the balance of the mains in this basin. This contractor has done work on this basin and would continue the work based on a piggyback contract pricing from the Palm Beach bid which is valid and active up until April; this work should be done before April. Commissioner Moyle moved
to approve. Seconded by Commissioner Borgelin. Commissioner Borgelin asked for an explanation of the lift station and Mr. Krawczyk explained that when you flush a toilet, the sewage goes down the drain into a lateral piece to the main and from the main by gravity, it goes all the way down to a lift station and basin, which is designed like a big bowl which fills with water and gets pumped over. He said the gravity system has leaks in it and we are processing clean ground water and not sewage water; that’s where the cost comes in to play. It impacts the station because it has to run longer to move that water and sewage to another spot. No further discussion. All in favor by voice vote.

RESOLUTION NO. 16-12-6353 PASSED AND APPROVED UNANIMOUSLY

g. RESOLUTION - East Kimberly Boulevard Gravity Sewer Lateral Rehabilitation

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO AWARD LMK PIPE RENEWAL LLC FOR AN AMOUNT NOT TO EXCEED $424,608.75 USING THE CITY OF PLANTATION CONTRACT ITB 042-14 FOR THE LATERAL LINING ALONG EAST KIMBERLY BOULEVARD; AND PROVIDING AN EFFECTIVE DATE.

George Krawczyk, Public Works/Utilities Director, commented that in this phase, the laterals on the East side of Kimberly Blvd will be lined. This is in preparation of the paving of the East side of Kimberly Blvd this fiscal year. The other side will be paved the next fiscal year. Mr. Krawczyk stated that LMK is a local, reputable firm that has done work for the City before, and would like to piggyback off of the Plantation bid to continue this work. Commissioner Moyle moved to approve. Seconded by Vice Mayor Wood. No Commission discussion. All in favor by voice vote.

RESOLUTION NO. 16-12-6354 PASSED AND APPROVED UNANIMOUSLY

9. REPORTS

a. Waste Pro Update

Ken Rivera, representing Waste Pro, gave a brief summary of the services provided by Waste Pro. On a monthly basis, they provide over 147,000 services to the City which includes solid waste, recycling and bulk pickup. Mr. Rivera commented that over the past 4½ years, it has been pretty smooth, but recently over the last few months, there have been some uptick on concerns regarding bulk pickup. He stated that every City has issues with bulk and the concerns are not unique to North Lauderdale. Mr. Rivera addressed some of the reasons for the increase in bulk
and related some ideas on what Waste Pro has been working on to move forward on some of the bulk concerns. Some of the reasons in the increased tonnage for bulk discussed were an increase in piles of debris from property improvements; house flipping and landscapers accumulating cuttings and leaving them on properties. Mr. Rivera commented that working with City Staff to educate residents on what is allowable; when it is allowable; how much is allowable and what is not allowable is one of the solutions to improving the problem and the aesthetics of the City. He commented that with educational flyers in all languages and attending HOA meetings or Town Hall meetings are some ways to educate the customers. Also, implementing a tagging system on an illegal bulk pile will state the intent of Waste Pro’s service; eliminate some of the calls as to why the bulk was not picked up; will explain the non-conforming issues with the pile to educate the customer on what is allowed to be put out as bulk for pickup and how and where it should be placed at the swale if it is allowable. This system will also show City staff what has been done by the drivers to get the issues fixed. Driver turnover is also an issue and Waste Pro is working to target the best solutions to hire and train good drivers. Mr. Rivera also commented that Waste Pro would like the City to hire a part-time person, partially funded by Waste-Pro, to insure that the services are done according to requirements in a timely manner, as well as to enhance the education and notification of residents and commercial businesses. Commissioner Graziose commented that he has seen a large problem with yard waste and mentioned that residents should be able to get another can for that waste, rather than using bulk and the need for another truck. He also spoke about contamination of recycle material and wanted stickers for the recycle cans that show what can and cannot be recycled. Commissioner Graziose also requested to have a meeting with the new Manager of the Village Mobile Home Park to address the dumping of debris in their empty lot; work being done without permits and dumping of construction materials which has put a serious burden on Waste Pro. He also mentioned programs like Wilton Manors has for pickup that will come right to the house for extra bulk items such as televisions for an extra charge, as well as separate can and pickup for yard waste. Commissioner Borgelin commented that in District “D” he has received a lot of calls about some piles of trash being left out for weeks and asked about having a supervisor go along after pickup to tour the area. Mr. Rivera said that they do have a full-time Waste Pro employee who supervises and observes the crew and the pickup areas. He suggested that they would like to add another person to do the supervision and that there are cameras recording at all times on the trucks. Waste Pro uses that system and its technology to look at what the drivers are doing if there are calls about certain areas to enhance the service. Mr. Rivera also commented that having a supervisor on the street will allow for a conversation one on one with a resident to educate them if it is warranted. Vice Mayor Wood commented that the cans in his neighborhood are labeled for recycling and education is the key; he proposes to have a workshop or town hall meeting, like he attended in Tamarac, that is beneficial to teach what is needed to be done to prevent contamination in the cans to increase revenue. Mr. Wood also commended the City for putting out the alerts at Thanksgiving that pickup would be done as regular. City Manager Bhatty commented that she had a very productive meeting with Mr. Rivera regarding the issues and they emphasized the importance of open communication between the City staff and Waste Pro’s staff. She said the tag system will be very good, and they will go one step further to notify staff so that if calls come through in the districts, we will know right away what the issue is so that it can be corrected. Also, she mentioned that the education would be repeated every few months for any new residents. She said that a full page of education on pickup and times will be coming out in the next newsletter as well. Ms. Bhatty commented that with regard to any area that is not serviced
for water by the City they will have to address that differently as they do not get the stickers or information that is provided in the water billing system.

10. COMMISSION COMMENTS

a. Discussion and possible motion to permit Lauderdale Lakes Mayor Hazelle Rogers the use of Champions Hall for a Toy Drive co-sponsored by the City of North Lauderdale on December 14th and to waive any associated rental fees

Mayor Brady commented that the City of North Lauderdale Mayor and Commissioners will join the Caribbean/America Chamber of Commerce will be giving toys away from 6:00 to 8:30 pm on December 14 for needy children. Attorney Goren commented that this item must be added and approved by resolution in order to co-sponsor the event. Attorney read:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RECOGNIZING A CO-SPONSORSHIP RELATIONSHIP BETWEEN THE CITY OF NORTH LAUDERDALE AND THOSE CHARITIES AND ORGANIZATIONS LISTED IN EXHIBIT “A”, ATTACHED HERETO AND INCORPORATED HEREIN, AS MAY BE AMENDED FROM TIME TO TIME, FOR THE EXPRESSED PURPOSE OF COMPLIANCE WITH SECTION 1-19(C)(5)(A)(4) OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

Vice Mayor Wood moved to approve the co-sponsorship with the Caribbean American Chamber of Commerce, as well as waive all costs and/or fees associated with the toy drive event. Seconded by Commissioner Graziose. All in favor.

RESOLUTION NO. 16-12-6355 PASSED AND APPROVED UNANIMOUSLY

At this point a resident, Michelle Linn, of 8010 SW 8 Street, approached the podium for public discussion regarding a lien placed on her home with regard to an illegal gazebo. She was referred by Mayor Brady to the Code Enforcement Department to address the issue.

b. Discussion and possible motion to attend the Areawide Council on Aging’s 37th Annual Board & Advisory Council Installation Dinner on Thursday, January 19, 2017 by purchasing a table for ten and/or advertising not to exceed $1,000.00.

Mayor Brady commented that the City will be getting an award at this dinner for 25 years of continuous support. Commissioner Graziose moved to approve. Seconded by Vice Mayor Wood. Motion passed unanimously by voice vote.
Commissioner Graziose – Thanked everyone who helped on the Broadview/Pompano Park Bazaar. Also, he reported that at the last MPO meeting he spoke to the Director, Greg Stewart who said the underlying cause for the rejection by the federal government to approve the park on 81st and Southgate was because we couldn’t leave it open 24 hours a day; most federal funds are used for projects including sidewalks and bike lanes that are used 24 hours. However, MPO does not want the City to drop the project, so a staff person is being assigned to work with the City to see how we can meet federal guidelines for the grant for this project. Commissioner Graziose commented that a committee consisting of Coconut Creek, Margate, North Lauderdale, Tamarac and Coral Springs has been requested because these are the cities where the greenway currently goes through, to look into how to enhance this park project. Graziose also stated he would like to seek support in establishing an ordinance in our City relating to dirt bikes; ATVs and off road four-wheel vehicles for the safety of our children. He said other cities that have these ordinances require safety features like age restrictions, registration, helmets, headlights, tailights, horns, license plate, etc. if you are going to use it on city streets. He said there have been children as young as elementary and there have been two incidents involving serious injuries from these type vehicles on residential streets. Commissioner Moyle commented that he agrees as he has seen kids on these types of vehicles and they do not pay attention blow through stop signs almost creating a serious accident as they do not understand the difficulty in driving any type of motorized vehicle. He said the kids have no experience and parents should be fined for allowing them to do this. Commissioner Graziose made a motion to authorize the City Attorney and City Manager to draft an ordinance relating to off road vehicles on city streets. Commissioner Moyle seconded the motion. Motion passed unanimously by voice vote. Attorney Goren stated there are some constitutional issues regarding this matter that he will be happy to look into it very carefully. He reported that this issue may be pre-empted by the State with regard to motorized vehicles on city streets and this will require some research, but he will do whatever is legal. Attorney Goren will review, research and come back with a recommendation or an ordinance that can support this.

Commissioner Borgelin – Reported that there are some concerns in his neighborhood with vehicles racing along the streets and inquired about speed bumps. Mayor Brady advised him to speak to the Safety Committee and the Police Dept. He commended the Police Dept for their presence in the neighborhood and said the residents feel safer and wants to see this continue.

Vice Mayor Wood – Gave kudos to the Parks and Rec Dept. and said he was sorry the Parade was cancelled. He also commented that the City Manager is working diligently with staff with regard to keeping costs down, such as with the refurbished fire vehicles; the infrastructure improvements and lift stations improvements and for making sure the City dollars are being spent properly. Vice Mayor Wood asked if the costs are going down with the loss of water due to the leaks and George Krawczyk, Public Works Director replied that he cannot supply a dollar amount, but that they are going down.
11. CITY MANAGER COMMENTS

a. Upcoming Events:
   - Wednesday, December 14 – 6:00 pm – 7:30 pm - Champions Hall - Toy Giveaway sponsored by City of North Lauderdale and Greater Caribbean American Chamber of Commerce
   - Friday, December 16 – 11:30 am to 1:30 pm – Teen/Rec Center - Holiday Luncheon
   - Friday, December 16 – Rescheduled Tree Lighting Ceremony – 6:45 pm
   - Friday, December 16, Winter Senior Concert – 7:00 pm.

City Manager Bhatty reported that Mitch Williams, IT Department Manager, is looking into some solution options for a new audio sound system since there have been some issues with the current system that is about 7 years old and complaints from the audience that they cannot hear.

Also, City Manager Bhatty stated that the City’s lobbyist’s contract will be expiring and she is seeking direction from the Commission with regard to renewing the contract and again filing the proposed Law Enforcement Assessment Bill, which has been pushed for the past several years without success, and a lot of money has been spent on it. Commissioner Moyle commented that we have done everything that we could with this and spent a lot of money, time and effort on it. He said we are not getting the support from other cities and they should be sharing in the expense; yet if it passed, they would benefit from it, but we shouldn’t be doing this on our own anymore. City Manager Bhatty reiterated that they have not gotten support from police departments or the governor either, and maybe we should take a time out and see how the environment plays out in Tallahassee with so many new members. Commissioner Moyle recommended that we have a hiatus, let it ride for another year and see if other cities will take up the banner. City Manager Bhatty commented that there may be more strict rules as well on how lobbyists relate in Tallahassee. She said we will still apply for appropriations and ask our local Representatives to push that for us. Vice Mayor Wood concurred with Commissioner Moyle on taking a hiatus and reassess the situation. Commissioner Graziose suggested going to the Broward League of Cities during a hiatus and asking other cities if they wished to commit or buy into it to contribute and fund this. City Manager Bhatty replied that she has made this presentation to the Broward County City Managers Association in the past and all City Managers like it, but when it comes to their elected officials, they see this as a new tax or assessment and then they step back. She said it has also been presented to the Broward League of Cities and they like the idea but have not committed. Commissioner Moyle commented that if the Governor was presented with multiple cities and all of their lobbyists pushing for it he may not veto it, but the cities have not signed on in all these. Commissioner Borgelin asked if this could be presented to the BLC at their next meeting. City Attorney Goren commented that if Commission wished it could be done, and he has written and re-written the bill over the years and has the same concerns with trying to make it get approved by the legislature. Commissioner Moyle made a motion to go for a hiatus and not hire a lobbyists to push for the assessment this year. Commissioner Graziose seconded the motion. Motion passed unanimously.
12. CITY ATTORNEY COMMENTS

City Attorney Goren commented that when this meeting breaks, there will follow a meeting of the North Lauderdale Recreation Foundation which is a public meeting.

The City Attorney’s office has prepared a memorandum with regard to the regulation of medical marijuana dispensaries. He advised that this City already has a moratorium in place through June. The memo addresses the issues but said that very soon there may be lobbyists knocking at the door and the decision to regulate is in the Commission’s hands. Attorney Goren said they are watching the legislation very carefully.

13. ADJOURNMENT – There being no further business, the meeting adjourned at 9:10 pm and convened to the North Lauderdale Recreation Foundation.

Respectfully submitted,

Patricia Vancheri, CMC
City Clerk
Presented to

FITZGERALD BARTLEY

For

SELFLESS ACT OF HEROISM

The City Commission of the City of North Lauderdale, Florida is proud to acknowledge and recognize your selfless act of heroism in aiding fellow residents of North Lauderdale on December 19, 2016 by attempting to extinguish a fire at 8140 SW 24 Street until Fire Rescue arrived.

Your actions were commendable and extremely heroic, thereby saving the entire complex from the fire potentially spreading out of control and allowing the residents to get out safely.

We thank you for your dedication and commitment to your community.

Mayor Jack Brady
Vice Mayor Lorenzo Wood
Commissioner Rich Moyle  Commissioner Jerry Graziose  Commissioner Samson Borgelin

Given this 10th day of January, 2017
Mayor Jack Brady
CITY OF NORTH LAUDERDALE
COMMUNITY DEVELOPMENT DEPARTMENT

TO: Mayor and City Commission

FROM: Ambreen Bhatty, City Manager

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

DATE: January 10, 2017

SUBJECT: Second reading: Ordinance for Moratorium related to the Issuance of Building Permits, Zoning/Land Use Approvals or Development Orders for the Construction or Operation of Any Storage Facility at any Location in the City not Currently Operating, Licensed or Approved

Tonight, we are presenting an ordinance for your consideration on of adoption on second reading to place a moratorium on the issuance of building permits, zoning/land use approvals or development orders for the construction or operation of any storage facility at any location in the City not currently operating, licensed or approved until June 30, 2017. The Commission approved the Ordinance on first reading at their December 13th, 2016 meeting.

Background:
The City has seen an influx in the number of storage facilities in the City and surrounding area. North Lauderdale currently has 6 storage facilities within its 5.2 square miles of City limits. There are three storage facilities currently operating and another under construction within ½ mile of each other along McNab Road. With limited commercial space left, diversity in uses would be more beneficial for the residents and to the economic vitality of the City. A review of commercial uses in relation to the goals of redevelopment in the City’s Comprehensive Plan will identify needed amendments to the zoning code to support these goals.

Resolution No. 16-11-6345 was adopted by the Commission on November 22nd confirming the City Manager’s Administrative Order issued November 16, 2016 that instituted Zoning-in-Progress while this study is undertaken. Adoption of the attached ordinance imposes a moratorium related to the issuance of building permits, zoning/land use approvals or development orders for the construction or operation of any storage facility at any location in the City not currently operating, licensed or approved. At the conclusion of the study, staff will make recommendations for amendments to the zoning code if applicable and present them to the Board and City Commission for consideration.

The Planning and Zoning board reviewed the Ordinance at their meeting on December 6th and recommends City Commission’s consideration of adoption.
The City Commission heard the item at their meeting on December 13th, 2016 and approved of the item on first reading.

**RECOMMENDATION:**

The City Administration recommends City Commission’s consideration and adoption of the attached Ordinance on second and final reading to institute a moratorium for the issuance of building permits, zoning/land use approvals or development orders for the construction or operation of any storage facility at any location in the City not currently operating, licensed or approved.
ORDINANCE NO. ____________________

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ESTABLISHING A MORATORIUM RELATED TO THE ISSUANCE OF BUILDING PERMITS, ZONING/LANDUSE APPROVALS OR DEVELOPMENT ORDERS FOR THE CONSTRUCTION OR OPERATION OF ANY STORAGE FACILITY AT ANY LOCATION IN THE CITY NOT CURRENTLY OPERATING, LICENSED OR APPROVED WITHIN THE CITY THROUGH JUNE 30, 2017; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR EXCEPTIONS 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 the same; and

WHEREAS, the availability of commercially zoned land within the City is very limited; and

WHEREAS, there are currently (5) five operating storage facilities and one recently permitted storage facility to be constructed within the 5.2 square miles of the City; and

WHEREAS, this use is not currently permitted on commercially zoned land and is confined to light industrial zoned parcels; and

WHEREAS, it is the City’s desire to protect and diversify the uses on the limited commercial property remaining in the City to strengthen the redevelopment efforts and further job creation; and
WHEREAS, based upon this data and previous discussions regarding the development of the City’s commercial base, the City Manager has determined that there is a need to conduct a review of the Code related to storage facilities; and

WHEREAS, the City Manager has issued an Administrative Order dated November 16, 2016, and a Notice of Intent (NOI), dated November 18, 2016, specifically authorizing and directing City staff to undertake study and review of the City’s regulations regarding the construction or operation of any storage facility at any location in the City not currently operating, licensed or approved; and

WHEREAS, the City Manager, pursuant to Section 106-61 of the City’s Code of Ordinances, and subject to the approval and ratification by the City Commission pursuant to this Ordinance, prohibits the issuance of building permits, zoning/land use approvals and development orders for storage facilities pursuant to Section 106.60 of the City’s Code of Ordinances; and

WHEREAS, such a prohibition will enable the City’s professional staff to properly study the issues associated with the siting of said facilities; and

WHEREAS, the City Commission approves of and confirms the City Manager’s Administrative Order and Notice of Intent retroactively to the date of the Administrative Order and hereby finds that the ratification of the same is 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 ordained and confirmed as being true and correct and incorporated herein by this reference.
**SECTION 2.** That the City Commission confirms and ratifies the November 16, 2016 Administrative Order and the November 18, 2016, Notice of Intent retroactively to the date of the Administrative Order, and authorizes the City Manager to review and study uses including storage facilities in all zoning districts in the City.

**SECTION 3.** The City Commission hereby declares a moratorium shall be immediately imposed on the approval of any applications for site plans, rezoning, sign waivers, or special exception use permits or the issuance of any new licenses or permits during the term of the moratorium for the above-named uses within the City unless the City’s Community Development Department confirms that the application has a previously approved site plan, and for which building permits have yet to be issued or are open and pending, as of the date of the Administrative Order, November 16, 2016; or, as permitted by Section 106-61(i) and (j) of the City’s Code of Ordinances.

**SECTION 4.** The City Manager should provide recommendations relating to appropriate zoning districts no later than June 30, 2017, but in no event longer than the time needed to complete a comprehensive analysis of the issues relating to storage facilities within the City.

**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. All ordinances or parts of ordinances, resolutions or part of resolutions in conflict herewith are to the extent of such conflicts hereby repealed.

SECTION 7. This ordinance shall take effect immediately upon its passage.

PASSED on first reading by the City Commission of the City of North Lauderdale, Florida, the 13th day of December, 2016.

PASSED on second reading by the City Commission of the City of North Lauderdale, Florida, this _____ day of January, 2017.

APPROVED AS TO FORM

MAYOR JACK BRADY

SAMUEL S. GOREN, CITY ATTORNEY

VICE MAYOR LORENZO WOOD

ATTEST:

PATRICIA VANCHERI, CITY CLERK
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, CONFIRMING AND RATIFYING THE CITY MANAGER’S ADMINISTRATIVE ORDER AND NOTICE OF INTENT RETROACTIVELY TO THE DATE OF THE ADMINISTRATIVE ORDER COMMENCING ZONING IN PROGRESS PURSUANT TO SECTION 106-61 OF THE CITY OF NORTH LAUDERDALE CODE OF ORDINANCES AND PROHIBITING THE ISSUANCE OF BUILDING PERMITS, ZONING/LAND USE APPROVALS OR DEVELOPMENT ORDERS FOR THE CONSTRUCTION OR OPERATION OF ANY STORAGE FACILITY AT ANY LOCATION IN THE CITY NOT CURRENTLY OPERATING, LICENSED OR APPROVED AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO UNDERTAKE STUDY AND REVIEW OF THE CITY’S REGULATIONS REGARDING THE SAME; PROVIDING THAT THE ADOPTION OF THIS RESOLUTION SHALL COMMENCE THE ZONING IN PROGRESS RETROACTIVELY PURSUANT TO SECTION 106-60 OF THE CITY’S CODE OF ORDINANCES, WHICH SHALL BE FURTHER EMBRACED THROUGH THE ADOPTION OF A SUBSEQUENT ORDINANCE AND SHALL RUN UNTIL JUNE 30, 2017; 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 the same; and

WHEREAS, the availability of commercially zoned land within the City is very limited; and

WHEREAS, there are currently (5) five operating storage facilities and one recently permitted storage facility to be constructed within the 5.2 square miles of the City; and

WHEREAS, this use is not currently permitted on commercially zoned land and is confined to light industrial zoned parcels; and
WHEREAS, it is the City’s desire to protect and diversify the uses on the limited commercial property remaining in the City to strengthen the redevelopment efforts and further job creation; and

WHEREAS, based upon this data and previous discussions regarding the development of the City’s commercial base, the City Manager has determined that there is a need to conduct a review of the Code related to storage facilities; and

WHEREAS, the City Manager has issued an Administrative Order dated November 16, 2016, and a Notice of Intent (NOI), dated November 18, 2016, specifically authorizing and directing City staff to undertake study and review of the City’s regulations regarding the construction or operation of any storage facility at any location in the City not currently operating, licensed or approved; and

WHEREAS, the City Manager, pursuant to Section 106-61 of the City’s Code of Ordinances, and subject to the approval and ratification by the City Commission pursuant to this Resolution, prohibits the issuance of building permits, zoning/land use approvals and development orders for storage facilities pursuant to Section 106.60 of the City’s Code of Ordinances; and

WHEREAS, such a prohibition will enable the City’s professional staff to properly study the issues associated with the siting of said facilities; and

WHEREAS, the City Commission approves of and confirms the City Manager’s Administrative Order and Notice of Intent retroactively to the date of the Administrative Order and hereby finds that the ratification of the same is in the best interests of the citizens and residents of the City.
NOW, THEREFORE, BE IT RESOLVED 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 incorporated herein by this reference.

SECTION 2. That the City Commission confirms and ratifies the City
Manager’s November 16, 2016 Administrative Order and the November 18, 2016, Notice of
Intent retroactively to the date of the Administrative Order to prohibit the issuance of
building permits, zoning/land use approvals and development orders for the construction or
operation of any storage facility at any location in the City not currently operating,
licensed or approved within the City, pursuant to Section 106.60 of the City’s Code of
Ordinances. The City Commission hereby further affirms that, subject to the adoption of the
requisite ordinance, such a moratorium may be formally imposed through June 30, 2017.

SECTION 3. That the City Commission hereby directs the City Manager
to study and review regulations pertaining to storage facilities and to report back to the City
Commission regarding the same.

SECTION 4. All resolutions or parts of resolutions in conflict herewith
are hereby repealed to the extent of such conflict.

SECTION 5. 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 6. This Resolution shall become effective immediately upon
adoption.
PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF
NORTH LAUDERDALE, FLORIDA, THIS 20TH DAY OF November,
2016.

[Signatures]

MAYOR JACK BRADY
VICE MAYOR LORENZO WOOD

ATTEST:
PATRICIA VANCHERI, City Clerk

APPROVED AS TO LEGAL FORM:
SANDER S. GOREN, City Attorney
ADMINISTRATIVE ORDER
CITY OF NORTH LAUDERDALE

TO:        CITY ADMINISTRATION AND DEPARTMENT HEADS
FROM:      AMBREEN BHATTY, CITY MANAGER
DATE:      NOVEMBER 16, 2016
SUBJECT:   REVIEW OF ZONING REGULATIONS PERTAINING TO USES THAT INCLUDE STORAGE FACILITIES THROUGHOUT THE CITY

I, AMBREEN BHATTY, WITH POWERS VESTED IN ME AS THE CITY MANAGER OF NORTH LAUDERDALE, HEREBY ISSUE AN ADMINISTRATIVE ORDER TO REVIEW AND CONSIDER REGULATIONS PERTAINING TO THE ISSUANCE OF BUILDING PERMITS AND ZONING/LAND USE APPROVALS TO USES RELATED TO STORAGE FACILITIES THROUGHOUT THE CITY AND TO REVIEW THE ZONING CODE AS IT PERTAINS TO THESE USES INCLUDING, BUT NOT LIMITED TO, SECTIONS 106-487 AND 106-468 OF THE CITY’S CODE OF ORDINANCES. AS A RESULT, ZONING IN PROGRESS IS IN PLACE PURSUANT TO SECTION 106.61 WHILE THE CITY STAFF REVIEWS AND PREPARES RECOMMENDATIONS PERTAINING TO ZONING REGULATIONS REGARDING STORAGE FACILITIES.

AMBREEN BHATTY
CITY MANAGER

DATE
NOTICE OF INTENT
PENDING MORATORIUM ON THE CONSTRUCTION OR OPERATION OF ANY STORAGE FACILITY AT ANY LOCATION IN THE CITY NOT CURRENTLY OPERATING, LICENSED OR APPROVED

I. Statement of Purpose

To impose a moratorium pursuant to Section 106.60 of the City’s Code of Ordinances on any applications to the City for building permits, zoning/land use approval and development orders for the construction or operation of any storage facility at any location in the City not currently operating, licensed or approved. This moratorium will allow staff the time to carefully review, consider, modify, process for adoption and implement regulations pertaining to the referenced storage facilities.

II. Brief Description of pending regulatory change, including possible affect on development and existing code provisions which may require modification

Rewriting of development regulations which may include, but are not limited to Sections 106-487 and 106-468 and the following: permitted uses, conditional uses, imposition of various requirements for the use and zoning relief procedures.

III. Projected time frame for adoption of pending regulation

June 30, 2017

IV. Recommended stage of the review process that the pending regulation would affect

All applications, of any form, for building permits, zoning/land use or development orders to provide time for the City to research the issues surrounding the implementation of these rules regulating the construction or operation of any storage facility at any location in the City not currently operating, licensed or approved.

Filed with the City Clerk and City Attorney
TO: Mayor and City Commission

FROM: Ambreen Bhatti, City Manager

BY: Tammy Reed-Holguin, Community Development Director

DATE: January 10, 2017

SUBJECT: VAR 16-04 Village Mobile Home Park
3900 W. Prospect Rd.

APPLICANT: Riverstone Communities Co.

Second Reading:
Variance to accommodate the building of a replacement wall 8 foot in height, whereas, 6 feet in height is allowed per Section 106-184 (b) Fences, Walls and Hedges on residentially zoned property including mobile home zoning.

UPDATE: This item was tabled to time certain on January 10, 2017 from the City Commission meeting on December 13, 2016. The applicant was unable to attend on December 13th but had requested the item to be withdrawn. Commission requested the applicant be present.

BACKGROUND

The applicant is proposing to reconstruct a 210 foot section of an 8 foot high wall where a maximum of 6 feet is allowed by Code on the West side of the property known as Village Mobile Home Park located at 3900 W. Prospect Road. This variance request is being presented on second reading tonight for consideration of approval. The site was developed under Broward County jurisdiction and the wall was part of the original construction of the park. The wall is a retainer due to the difference in elevation between the properties and also serves as a buffer between the residential and commercial property. Over time the wall has deteriorated and needs major repairs and reconstruction. The property was annexed into the City of North Lauderdale in 2003 and must comply with all rules and regulations of the City. The specific extent of project is provided in Attachment A.

ANALYSIS AND FINDINGS

The applicant is proposing to reconstruct the 8 foot tall masonry wall at the West side of the property as shown in Attachment A as a retainer due to the significant difference in elevation between the properties and to provide a sight and sound buffer from the commercial properties on the west side of the mobile home park. This will require a 2 foot variance from the allowed 6 foot height per Section 106-184 (b) of the City Code.
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:

- The existing property is a residential area which is contiguous to commercial properties on the west side. These commercial properties are on a significantly higher elevation than the mobile home park. The wall will serve as a retainer between the elevation differences and as a sound and visual buffer between the commercial and residential uses.
- The mobile home park was not originally developed by the City of North Lauderdale. The existing 8 foot wall was part of the original approval by Broward County for the residential development. Since the property was annexed into the City, they must now comply with all City Ordinances and Codes. The approval to replace this 210 foot section of the existing 8 foot wall will provide continuity of the existing wall.
- The request is for the minimal variance needed; two feet; to provide a continuous wall for both safety and aesthetic reasons.

Staff feels that the applicant has demonstrated that this is the minimal variance needed to accommodate the difference in elevation and land uses between the properties and to provide a buffer for safety and noise between commercial and residential uses. Staff recommends approval of the 2 foot height variance to accommodate the rebuilding of the existing 8 foot wall where Code permits 6 feet in height.

The Planning and Zoning Board met on November 1st, 2016 and approved recommendation of the variance to the City Commission.

The City Commission met on November 15th and approved this request for variance on first reading.
RECOMMENDATION:
This variance request is being brought to the City Commission for approval on second reading 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.

If the Commission concurs with this request, the following motion is in order:

“To approve the attached ordinance on second and final reading granting the requested variance from the City of North Lauderdale Code of Ordinances Section 106-184 (b) to facilitate the construction of an 8 foot high wall, whereas 6 foot in height is allowed subject to the conditions listed in the Staff Memorandum.”
ORDINANCE NO. ________________

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING A VARIANCE FROM THE NORTH LAUDERDALE CODE OF ORDINANCES, SECTION 106-184 (b) REGARDING OVERALL WALL/FENCE HEIGHT WHERE 6 FEET IS ALLOWED AND 8 FEET IS BEING REQUESTED; 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 106-184 (b) of the City Code allows for a maximum wall/fence height of 6 feet in an (MH) mobile home zoning district; and

WHEREAS, Riverstone Communities has applied for a variance to allow the wall/fence to 8 feet in total height; and

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

WHEREAS, the City Commission is desirous of granting the requested variance 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 variance from the requirements of 106-184 (b) of the North Lauderdale Code, variance is and the same is hereby granted from the requirements for the Village Mobile Home Park located at 3900 W. Prospect Road North Lauderdale, Florida.

Section 2: That the variance is 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 15th day of November, 2016.

PASSED on second reading by the City Commission of the City of North Lauderdale, Florida, this 10th day of January, 2017.

APPROVED AS TO FORM:

___________________________________
CITY ATTORNEY SAMUEL S. GOREN

_________________________________
MAYOR JACK BRADY

_________________________________
VICE MAYOR LORENZO WOOD

ATTEST:

_________________________________
PATRICIA VANCHERI, CITY CLERK
10/11/16

RE: Permit # 201600707

To Whom it May Concern,

We are requesting a variance regarding the above referenced permit number. The wall that was previously in place at the property was 8 feet high. That wall put up by the county when it was under the county's jurisdiction. We were recently approved for a 6 foot wall. A 6 foot wall will not support our residential property due to the fact that the elevation of the neighboring commercial property is high, resulting in the need for an 8 foot wall.

We kindly ask for approval.

Sincerely,

[Signature]

Melissa Loeffelbein
Senior Regional Manager
TO: Mayor and City Commission
FROM: Ambreen Bhattty, City Manager
BY: Tammy L. Reed-Holguin, Community Development Director
DATE: January 10, 2017
SUBJECT: SEU 17-01
Temporary Relocation of First Haitian Baptist Church
840 S.W. 81st Ave

Special Exception Use Permit to allow the temporary relocation for one year of the First Haitian Baptist Church to the building formerly known as Family Central located at 840 SW 81st Ave on the second floor to use 2,300 Square feet of the 52,000 Square foot space for church services within a General Business (B-2) 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. They have an approved site plan to build a new church on this site after the demolition of the existing structure. Tonight, the applicant is requesting approval of a Special Exception Use permit to relocate the church, a community facility use, to 840 SW 81st Avenue (the old Family Central building), a General Business B-2 zoning district, temporarily for one year from the date of the demolition permit submittal. Allowing the church to relocate temporarily within the City is convenient for the congregation and retains the church within City limits.

In accordance with Section 106-468, of the Master Business List, a church requires a special exception use permit when located in a Business District.

The First Haitian Baptist Church is requesting to move to the second floor of the former Family Central building located at 840 SW 81st Ave. This space will provide a sanctuary and a fellowship hall for one year temporarily while the new church previously approved by this Board is being built. Hours of operations for the church will be Monday through Thursday from 7pm to 9:30pm and Friday’s from 6:30 to 9:30. Weekend hours include service and fellowship from 9 to 1 and 5pm to 9:30pm Saturday and Sunday. The specific extent of the anticipated use is explained in Attachment A, and made a part of this report.

BACKGROUND
As you may recall, the City Commission approved modifications to the regulations for Community Facility (CF) uses in non-CF zoning districts. These modifications set forth specific requirements for such uses. One of the primary requirements for any CF use in a non- CF zoning
district is that such uses may not exceed 20% of the total commercial area. The former Family Central building is four floors high and has a total of 52,981 square feet. The church is proposing to occupy 2,300 square feet out of 12,000 square feet on the second floor of the building. Based on these numbers, the church is using 4.3% of the building. The church meets the requirement of no more than 20 percent square footage for a non-business use.

This is the first SEU application to be received by the City subsequent to the passage of stricter guidelines (Section 106-158 (2) i, j) pertaining to the use of commercial properties by non-commercial entities. The Commission now requires a traffic impact analysis and an economic impact analysis. The attached letter from Church administration includes their analyses.

The Planning and Zoning Board met on January 3rd, 2017 and recommend this item with an all in favor vote for recommendation of approval by the City Commission.

Traffic Impact Analysis:
Hours of operations for the church will be Monday through Thursday from 7pm to 9:30pm and Friday’s from 6:30 to 9:30. Weekend hours include service and fellowship from 9 to 1 and 5pm to 9:30pm Saturday and Sunday. Parking requirements are met as currently there are 266 spaces on site and 256 are required for office or retail use. The church use requires 64 spaces. Staff feels the traffic impact to the site is minimal although once filled with other users services may overlap with retail or office business hours of operation.

Economic Impact Analysis:
Properties owned by non-profit organizations, such as churches, are exempt from paying property taxes. However in this instance, the church does not own the property and will be operating through a lease. The owner of the commercial building, being a non-tax exempt entity, would be required to pay all applicable property taxes and assessment fees.

The church being a non-profit organization would be exempt from paying for a Local Business Tax Receipt. However, the church would be required to pay all applicable processing and permitting fees.

It should be noted that the limited hours and number of visitors of CF-use tenants tend to provide fewer potential customers on a less frequent basis to the other retail establishments in the surrounding area than a commercial use may generate. They also typically generate fewer job opportunities. Additionally, it should be noted that the 4 story building the church is moving to is currently underutilized and is under new management so this is one of the first clients for the building’s new ownership.

This is an existing church within in our City so no new jobs are being created.

RECOMMENDATION:
If the City Commission concurs with this request, a motion is in order for approval of the special exception use permit 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 special exception use permit shall be valid one year from the date of permit submittal for the demolition of the existing church and may be presented by the applicant to the City Commission for consideration of extension.
December 7th 2016

Dear Mr. Disbury,

First Haitian Baptist Church of North Lauderdale has recently apply for a Special Exception Use permit (SEU), in order to temporarily relocate the church to the Family Central Building during the time where the church will undergo a new building construction at their current location.

Mr. Uri Segev has recently informed us that the application is missing two key informations: The church economic impact and traffic impact in the area. We want the opportunity to address them in this letter.

The Family central was a non profit governmental building that use to serve as offices to approximately two hundred employees. Unfortunately most of them had to relocate elsewhere and it is a great loss to our community. We trust that having the church in this building will not negatively impact the economy of the surrounding businesses, in the contrary it will promote it, since our members will take this opportunity to shop after services.

It is also important to note that, the floor holds about 12000 square feet of which is mostly office spaces, the amount of space required for the church is only about 2300 square feet, therefore does not interfere with leasing opportunities for the entirety of the building. Furthermore, Keeping our church members and visitors in the City of North Lauderdale during the construction of our new church will also relieve the economical stress of some members who doesn't have transportation.

To address the question of traffic impact we believe if taking in consideration, the amount of employees who once used the Family Central building on a daily bases and traffic was not an issue, it will remain the same if the church occupies it during the weeks and weekends. The City parking requirement for the church is about 86 spaces, the building holds a total of 260 parking spaces that show sufficient parking spaces even with more occupants.
The church always have their religious services after business hours during the week therefore, it will not affect traffic in any ways on 81 street.
We hope this information will be sufficient in order to move forward with the SEU application. We are getting close to the church demolition schedule and hope to pull permits as soon as possible. If further information is needed please do not hesitate to contact the administrative team, our e-mail address is: info.fhbc@gmail.com, Pastor Willem Philippi at 954-978-9106 or by e-mail fhbcorinth@yahoo.com.

Sincerely,

[Signature]

Yasmin Le-Jeune
Administrative Leader

[Signature]

Willem Philippi
Senior Pastor

Cc: Uri Segev <uri@uvgp.net>
September 9, 2016

Pastor William Phillippi
First Haitian Church of North Lauderdale
1350 S. State Road 7
North Lauderdale, FL 33068

Dear Pastor;

Colliers International has been authorized by Realwave, LLC ("Landlord") to submit this Letter of Intent for the potential leasing of space at the former Family Central building. The terms as provided for herein are comprise a summary of the general business points.

**TENANT:** First Haitian Church of North Lauderdale

**USE**
Church and administrative offices

**PREMISES**
840 SW 81st Avenue
North Lauderdale, FL

**LANDLORD:**
840 SW 81st LLC

**SIZE REQUIREMENT:**
2,300 square feet (See Exhibit A)

**INITIAL TERM:**
Month to month (Tenant shall provide Landlord with sixty (60) days written notice of its intent to vacate)

**LEASE COMMENCEMENT:**
Jan. 01, 2017

**TENANT IMPROVEMENTS:**
Tenant will accept the space in "as is" condition

**MODIFIEDGROSS RENTAL RATE:**
$3,300.00

**UTILITIES:**
All utilities are included in Modified Gross Rental Rate. Tenant shall be responsible for its own janitorial and proportionate electric.

**ACCESS:**
Tenant shall have access to the Premises during normal business hours, seven days per week.

**SECURITY DEPOSIT:**
One (1) month Modified Gross rent, subject to review & acceptance of Tenant's credit & finances.

**BROKER COMMISSIONS:**
Landlord shall be responsible for Tenant's broker commissions in an amount equal to five percent (5%) of the gross rental obligation.
This Letter of Intent (LOI) is not contractually binding on the parties, nor is it a reservation of space and is only an expression of the basic terms and conditions to be incorporated in a formal, written Lease Agreement. This letter does not obligate either party to negotiate in good faith or to proceed to the completion of a Lease. The parties shall not be contractually bound unless and until a formal Lease Agreement is executed by the parties, which must be in a form and content satisfactory to each party and its legal counsel in their sole discretion. Neither party may rely on this LOI as creating any legal obligation of any kind.

Should the above terms and conditions be acceptable, please have the appropriate person sign where indicated below and we shall commence with the drafting of a formal lease document. The above terms and conditions are contingent upon Landlord’s review of Tenant’s financial statements, credit and other references.

Please be aware that the Premises is being submitted to other potential prospects, and consequently, this offer may be withdrawn at any time without notice. Thank you for considering this Property. We look forward to working very closely with you to accommodate all of your needs.

If you have any questions, please feel free to contact me at 954.214.2279.

Sincerely,

COLLIERS INTERNATIONAL
Ronald A. Schagrin
Senior Vice President
cc: Elies Portas, SIOR

ACCEPTED & AGREED TO:

TENANT

First Haitian Church of North Lauderdale

Someter Pastor

Signature: ____________________________

Date: 09/10/16

LANDLORD

840 SW 83rd Ave LLC

Manager

Signature: ____________________________

Date: 09/09/2016

Exhibit A
TO: Mayor and City Commission

BY: Ambreen Bhaty, City Manager

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

DATE: January 10, 2017

SUBJECT: SEU 17-02
Turning Pages Academy
5219 NW 35 Avenue

Special Exception Use Permit to allow a tutoring business in accordance with Section 106-156 “Special Exception Uses” of the City Code of Ordinances in a Light Industrial (M-1) zoning district.

APPLICANT: Turning Pages Academy

The applicant is requesting a Special Exception Use permit (SEU 17-02) to allow the business to sublease 3,055 square feet from TFC Sports LLC (indoor Soccer Club) located at 5219 NW 35 Avenue. Turning Pages Academy is requesting a Special Exception Use permit to allow this business to provide tutoring services to children up to the 5th grade. This request is made in accordance with Article IV Special Exception Uses; Section 106-156 that allows uses not intended for a zoning district to be permitted as special exception uses if they are limited as to number, area, location, operational characteristics, or relation to the neighborhood or vicinity permitted uses, and would not adversely affect the public health, safety, comfort, appearance, morals and general welfare.

The applicant is requesting the hours of operation of 7:00 A.M. to 3:30 P.M. Monday through Friday and classes will be offered by appointment only. Upon approval of the SEU, applicant must adhere to Section 106-156 of the City Code of Ordinances.

The Planning and Zoning board met on January 3, 2017 and approved the item for recommendation of approval to the City Commission.

Economic Analysis
The economic impact would be beneficial to the City of North Lauderdale, since it would add another use to the same bay and would not interfere with the existing use. The business would add to the diversity of businesses available in the area for the residents by providing a tutoring facility which is currently not available in the surrounding area.
Traffic/ Parking Analysis
Based on the information provided by the applicant for the proposed educational use of 3,055 square feet of space, the parking requirement for the school use according to the Section 106-223 (a) (19) of the City’s Code is 6 spaces. The applicant intends to provide 42 parking spaces which are made available to both “Turning Pages Academy” and “The Futbol Club”. All spaces will be available for use due to the businesses having different hours of operation.

RECOMMENDATION:
Staff recommends consideration and approval by the City Commission of the proposed SEU permit subject to the following conditions:

1. That the applicant complies with all applicable codes of the City regarding the development and operation of a tutoring business as the primary use.
2. That all terms, conditions, and provisions imposed by the City Commission, Planning and Zoning Board, and staff, including all life, health, and safety Codes pertaining to this facility are met prior to commencing, and during operation.
3. That the applicant adheres to the hours of operation stated in the letter of intent.
4. In the event that outside parking problems arise as a result of the operation of this establishment, such as noise, parking, traffic and/or other nuisances, the applicant makes all improvements required to mitigate these nuisances so as not to negatively impact adjacent commercial and residential area.
5. Applicant shall obtain proper approvals such as Certificate of Occupancy and Local Business Tax Receipt from the City.
LETTER OF INTENT

TURNING PAGES ACADEMY, INC

5219 NW 35TH AVENUE

NORTH LAUDERDALE, FLORIDA 33309

954-777-0178/407-724-1010

TURNING PAGES ACADEMY, INC. IS A LICENSED EDUCATIONAL CENTER WHO PROVIDES WEEKLY SERVICES BY APPOINTMENTS TO STUDENTS AND PARENTS IN OUR COMMUNITY. WE WILL OFFER SMALL CLASSES BY APPOINTMENTS WITH NO MORE THAN 10 STUDENTS IN EACH AGE GROUP. THE AGE GROUPS ARE FROM KINDERGARTEN-5TH GRADE. THERE ARE THREE CERTIFIED STAFF EMPLOYEES OF TURNING PAGES ACADEMY WHICH HAVE COMPLETED ALL BACKGROUND REQUIREMENTS CLEARED BY THE STATE. PRIMARY SERVICES OFFERED WILL BE TUTORING, ASSESSMENTS AND VIRTUAL EDUCATIONAL PROGRAMS ALONG WITH ANY EDUCATION REFERRALS NEEDED FOR ADVANCEMENT OF OUR STUDENTS. TURNING PAGES ACADEMY IS A SHARED LEASED FACILITY WITH TFC SPORTS, LLC AND WE WILL SECURE AND USE OF INSIDE FACILITY ALONG WITH COMPLETE PARKING USE OUTSIDE FACILITY MONDAY-FRIDAY FROM 7AM-330PM. IF THERE ARE ANY FURTHER QUESTIONS PLEASE CALL DONNA HANNA 954-777-0178/407-724-1010.

THANK YOU,

[Signature]

SAMUEL PAGE (OWNER)
December 23, 2016

To the City of North Lauderdale

Attn: Onsy Jean

Turning Pages Academy is a nationwide private school approved and accredited by The Board of Education. We will provide small class settings that will accommodate approximately 15 – 25 students. We also tutor by appointment and offer computer classes for students and adults.

Thank you,

Samuel L. Page

Samuel Page, Owner
TO: Mayor and City Commission
FROM: Ambreen Bhatti, City Manager
BY: Tammy Reed – Holguin, Community Development Director
DATE: January 10, 2017
SUBJECT: Sign Waiver SWAV 16-07
Rainbow
7330 W. McNab Rd.

To allow:
- One main wall sign with the lettering “Rainbow” whereas “R” is 36 inches in height, 24 inch high “b”, 22.5 inch “I” and 14 inch high “a”, “o”, and “w” whereas Section 94-16(C)(2)(c) of the City Code allows for 16 inch maximum letter height within a B-2 General Business district.

APPLICANT: Rogers Sign Co.

Tonight we are presenting a request for a sign waiver for the Rainbow store that will be located in the new Arena Shoppes at 7300 W McNab Road (the old Walmart Plaza). The Commission approved the site plan for this project on February 9, 2016 which includes 7 individual bays. As the tenants are identified, they are working with the landlord and the City to install the appropriate signage.

The applicant indicates that approval of this request is necessary to business operations and would provide favorable exposure to their business along the McNab Road and Rock Island corridors. The specific details of the request are contained in the attachments and made a part of this report.

Section 94-43 of the sign code makes a provision where the City recognizes that the commercial areas located adjacent to McNab Road and Rock Island are established business areas serving a regional population base and that certain requirements of the sign code may not be applicable. The City Commission, therefore upon recommendation of the Planning and Zoning Board, may waive the requirements of the sign code.

It is always the staff’s objective to review any application in the best interest of business viability and success. Staff also has the responsibility to review the aesthetic and other impacts of any signage in the City.

The applicant is requesting a wall sign with larger letters than allowed by Code for the name of their business. They propose that the word “Rainbow” will have a 36 inch high letter “R”, 24 inch high letter “b”, 22.5 inch letter “i” where a maximum of 16 inch high letters are allowed by Code. Historically, staff has recommended approval of larger letters with the condition that the overall
square footage of the sign not exceed the linear footage of the front area of the building that is owned or leased per Section 94-16 (C) (2) (a) of the City Code. In this instance the linear frontage is 70 feet allowing them to have one wall sign up to 70 square feet. The proposed sign with the larger letters than permitted is approximately 38.6 Square Feet.

The criteria that staff uses to consider sign waivers include how far the business sits from the roadway, if there are any obstructions to see the business from the road, if signage other than the wall sign is available and can be used additionally, and if the larger letter size does not increase the size of the sign beyond that which is allowed by Code in terms of square footage.

Rainbow is one of six smaller tenants in the plaza, not an anchor tenant. The store faces Rock Island Road and sits 800 feet from the roadway. They are the third tenant in this plaza to request a sign waiver. They have additional signage on the two monument signs. Staff feels that the requested sign waiver is reasonable given the overall square footage of the sign, the setback from the roadway and amount of store frontage.

The Planning and Zoning Board met on January 3, 2017 and recommended this sign waiver for approval to the City Commission.

**Recommendation:**

If the City Commission agrees with staff’s recommendation and finds that the proposed sign would benefit the customers and the business, then a motion is in order for the City Commission to approve the proposed sign waiver. The approval would be 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.
RESOLUTION NO. __________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING A SIGN WAIVER REQUEST INCLUDING FOR ONE WALL SIGN FOR RAINBOW LOCATED AT 7330 W MCNAB ROAD, NORTH LAUDERDALE, FLORIDA, THEREBY PERMITTING THE INSTALLATION AND MAINTENANCE OF ONE WALL SIGN WITH LETTERS “R” 36 INCHES IN HEIGHT 24 INCH HIGH “b”, 22.5 INCH “l” AND 14 INCH HIGH “a”, “o”, AND “w” WHEREAES SECTION 94-16(C)(2)(c) OF THE City Code ALLOWS FOR 16 INCH MAXIMUM LETTER HEIGHT WITHIN A B-2 GENERAL BUSINESS DISTRICT WHERE 16 INCH HIGH LETTERS ARE ALLOWED BY SECTION 94-16 (C) (2) (C) OF THE CITY’S CODE OF ORDINANCES WITHIN A COMMUNITY BUSINESS (B-2) ZONING DISTRICT.

WHEREAS, Section 94-43, of the City's Sign Code, allows the City Commission the option to waive the requirements of the Sign Code relating to commercial areas adjacent to Rock Island Road, Southgate Boulevard, State Road 7, Commercial Boulevard, McNab Road and S.W. 81st Avenue; and

WHEREAS, Rainbow, is located at 7330 W McNab Road, North Lauderdale, Florida, within the McNab Road Redevelopment District; and

WHEREAS, Rainbow feels that the provisions of the sign code for identification and wall sign(s) are inadequate for their needs; and

WHEREAS, Rainbow, is requesting a sign waiver to allow the installation and maintenance of a wall sign with letters “R” 36 inches in height 24 inch high “b”, 22.5 inch “l” and 14 inch high “a”, “o”, and “w”, whereas a maximum of 16 inch high letters is allowed by section 94-16 (C) (2) (c) within a GENERAL Business (B-2) Zoning District.” and;

WHEREAS, the Planning and Zoning Board recommended approval of said request at their meeting on January 3rd, 2017.

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

Section 1: That the waiver of the sign code be and the same is hereby granted to Rainbow to allow the installation and maintenance of one wall sign with letters “R” 36 inches in height 24 inch high “b”, 22.5 inch “l” and 14 inch high “a”, “o”, and “w”, whereas 16 inch high letters are allowed by Section 94-16 (c) (2) (c) of the City’s Code of Ordinances within a Community Business (B-2) zoning district.
Section 2: That the waiver granted by this Resolution shall not excuse the applicant from compliance with each and every term, condition and provision of the City's Sign Code, the Code of Ordinances of the City of North Lauderdale, Florida, as well as the obtainment of the necessary permits.

Section 3: That this waiver expressly supersedes all prior sign waivers pertaining to this applicant for this location. All prior sign waivers are no longer applicable.

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 10th day of January, 2017.

APPROVED AS TO FORM:

CITY ATTORNEY SAMUEL GOREN

MAYOR JACK BRADY

VICE MAYOR LORENZO WOOD

ATTEST:

CITY CLERK PATRICIA VANCHERI
Letter of Permission

Date: 11/29/2016

To whom it may concern:

I, ___________ as owner/agent of the property listed below, do give permission to Rogers' Sign Corp and its agents to secure permit(s) and install signs at the below mentioned property.

Property address 7300 W McNab Road
North Lauderdale, FL 33068

________________________
Signature
Sebastian J. Foster

State of __________________________ County of __________________________

The foregoing instrument was acknowledged before me this ______ day of
__________, 2016 by ____________________, who is personally known to
me or ______ who has produced ____________________ as identification.

________________________
Notary

Seal:
RESOLUTION NO. ___________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING LUWANDO L. WRIGHT-HINES AS A REGULAR MEMBER OF THE HOUSING AUTHORITY BOARD; PROVIDING FOR TERM OF OFFICE; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, Luwando L. Wright-Hines’ term of office is expiring on January 8, 2017;

WHEREAS, Luwando L. Wright-Hines is willing to continue to serve on the Housing Authority Board; and

WHEREAS, the City Commission is desirous of ratifying said re-appointment.

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

Section 1: That Luwando L. Wright-Hines be and the same is hereby re-appointed as a regular member of the Housing Authority Board.

Section 2: That Ms. Wright-Hines shall serve in said capacity for a term of four years, commencing 1-10-2017 through 1-8-2021 or until resignation, whichever comes first.

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 10th day of January, 2017.

APPROVED AS TO FORM:

CITY ATTORNEY SAMUEL S. GOREN

____________________________
MAYOR JACK BRADY

____________________________
VICE MAYOR LORENZO WOOD

ATTEST:

____________________________
CITY CLERK PATRICIA VANCHERI
To: Mayor and City Commission

From: Ambreen Bhaty, City Manager

By: Susan Nabors, Finance Director

Date: January 10, 2017

Subject: Amendment #4 to Contract with the Staffing Connection for Crossing Guard Services to provide for Florida Statutory Minimum Wage Increase

The City of North Lauderdale piggy-backed on the City of Tamarac’s contract with Staffing Connection for school crossing guard services. On December 13, 2016 a letter was sent from Staffing Connection to the City of North Lauderdale advising of an upcoming minimum wage rate change. Effective January 1, 2017 the Florida minimum wage increased from $8.05 to $8.10 per hour or an increase of $0.05. This increase will be passed on as a direct flow through to the employees of Staffing Connection. Therefore, the current hourly contract rate of $11.11 will increase to $11.16 based on the Florida minimum wage increase. Since the City piggy-backed of the Tamarac contract and this increase applies to us too, the City of Tamarac prepared Amendment #4 to the current crossing guard agreement amending the hourly rate to $11.16 on behalf of both cities.

Funding for this service is budgeted in General Fund account number 0012101-534110 in the amount of $365,000 for FY 2017, which is sufficient to cover this increase. The request letter from Staffing Connection and Amendment #4 are attached.

RECOMMENDATION:

The City Administration recommends that the City Commission adopt the attached resolution authorizing the City Manager to sign an amendment to the original contract with Staffing Connection to increase the hourly rate by $0.05 beginning January 1, 2017 and continuing through the remainder of the contract for crossing guard services provided there are no additional changes to the Florida minimum wage.
RESOLUTION NO. ________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER TO SIGN AN AMENDMENT TO THE ORIGINAL AGREEMENT FOR CROSSING GUARD SERVICES WITH STAFFING CONNECTION TO INCREASE THE HOURLY RATE BY $0.05 EFFECTIVE JANUARY 1, 2017 DUE TO A CHANGE IN THE FLORIDA STATUTORY MINIMUM WAGE; AND PROVIDING FOR AN EFFECTIVE DATE.

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, authorizes the City Manager to enter into an amended agreement with Staffing Connection for an increase in the hourly rate of $0.05, to a rate of $11.16 per hour, effective January 1, 2017 due to a change in the Florida Statutory minimum wage and continuing through the remainder of the contract provided there are no additional changes to the Florida minimum wage.

Section 2: That the funding for this service is budgeted in the General Fund under account number 0012101-534110 for FY 2017.

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 10th day of January, 2017.

APPROVED AS TO LEGAL FORM:

______________________________
CITY ATTORNEY SAMUEL S. GOREN

______________________________
MAYOR JACK BRADY

______________________________
VICE MAYOR LORENZO WOOD

ATTEST:

______________________________
PATRICIA VANCHERI, CITY CLERK
December 13th, 2017

Ambreen Bhatti  
City Manager  
City of North Lauderdale  
701 SW 71st Avenue  
North Lauderdale, FL 33068

Dear Ambreen:

Florida’s minimum wage for non-tipped employees will increase January 1st, 2017 to $8.10 per hour. This is a .05 cents per hour increase from the current minimum wage of $8.05 per hour. This has been reported by the Florida Department of Economic Opportunity. Please review the link listed below. The increase will raise our current hourly bill rate from $11.11 per hour to $11.16 per hour.


The 2017 Florida minimum wage is $8.10 per hour, effective January 1, 2017. Florida law requires the Florida Department of Economic Opportunity to calculate a minimum wage rate each year. The annual calculation is based on the percentage increase in the federal Consumer Price Index for Urban Wage Earners and Clerical Workers in the South Region for the 12-month period prior to September 1, 2016.

Crossing guards are back on post January 9th, 2017 after the winter break and the first payroll will be January 16th, 2017 at the new bill rate of $11.16 per hour.

Please call with any questions.

Sincerely,

[Signature]

Sharron R. Cook  
Branch Manager  
School Crossing Guard Division
TO: Mayor and Commission

FROM: Ambreen Bhatti, City Manager

BY: Jennifer Yarmitzky, Human Resources Manager

DATE: January 10, 2017

SUBJECT: Career Source Broward – Summer Youth Employment Program 2017

For the past several years, the City along with other municipalities in Broward County has participated in the Summer Youth Employment Program (SYEP) through Career Source Broward (CSBD). In 2014, the City signed an agreement with CSBD that expired on September 30, 2016. The City has again been contacted by CSBD about participating in the SYEP for another three-year period that would terminate on September 30, 2019. This program allows youth aged 16 -18 to obtain actual work experience in different types of jobs such as clerical.

The Human Resources Department has reached out to all City department heads to determine if their departments would like to participate in the SYEP. The Community Development Department and Human Resources Department have expressed interest in participation for clerical assistance. The opportunity for young people to gain work experience and City departments to receive needed assistance is a win-win situation for all.

The SYEP will be June through August of each year (2017, 2018 and 2019) of the agreement. The youth assigned to work for the City will work no more than thirty (30) hours per week over an eight week period. The grantor organization and funding for the SYEP is provided by the Children’s Services Council (CSC). Career Source Broward is the employer of record, pays the youths’ wages and provides workers’ compensation insurance for the youth. Therefore, there is no cost to the City to participate in this program. Copies of the Agreement(s) between the City of North Lauderdale and Career Source Broward are available in the City Clerk’s office for public review.

RECOMMENDATION:

The City Administration recommends Commission’s consideration and approval of the attached resolution authorizing the City Manager or her designee enter into an acceptable agreement with Career Source Broward for participation in the Summer Youth Employment Program effective upon execution of the agreement through September 30, 2019.
RESOLUTION NO. ____________

A RESOLUTION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO ENTER INTO AN AGREEMENT BETWEEN CAREER SOURCE BROWARD (CSBD) AND THE CITY OF NORTH LAUDERDALE TO BE EFFECTIVE UPON EXECUTION OF AN AGREEMENT THROUGH SEPTEMBER 2019 FOR THE PROVISION OF A SUBSIDIZED SUMMER WORK EXPERIENCE TO YOUTH AGED 16 – 18 AND MEETING ELIGIBILITY CRITERIA ESTABLISHED BY THE CHILDREN’S SERVICES COUNCIL (CSC) THE GRANTOR ORGANIZATION(S) PROVIDING FUNDING FOR THE PROGRAM; PROVIDING FOR AN EFFECTIVE DATE.

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, hereby approves the attached Agreement between Career Source Broward (CSBD) and the City of North Lauderdale for the provision of a subsidized summer work experience to youth aged 16 – 18 and meeting eligibility criteria established by the Children’s Services Council (CSC) the grantor organization(s) providing funding for the program.

Section 2: That the City Manager or her designee are hereby authorized and directed to execute said agreement on behalf of the City of North Lauderdale, a copy of which is attached and made a part of this Resolution.

Section 3: That the agreement between Career Source Broward and the City of North Lauderdale shall be effective upon execution of an acceptable agreement through September 2019.

Section 4: That this Resolution shall become effective immediately upon its passage.

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida this 10th day of January, 2017.

APPROVED AS TO FORM:

___________________________________
CITY ATTORNEY SAMUEL S. GOREN

___________________________________
MAYOR JACK BRADY

___________________________________
VICE MAYOR LORENZO WOOD

ATTEST:

___________________________________
PATRICIA VANCHERI, CITY CLERK
TO: Mayor and City Commission
FROM: Ambreen Bhatti, City Manager
BY: Michael Sargis, Assistant City Manager/Parks and Recreation Director
DATE: January 10, 2017

SUBJECT: Sponsorship – Florida Sports Foundation Domino’s Tournament

As you may recall, for the past few years, State Representative Hazel Rogers in conjunction with the Florida Sports Foundation conducted a Domino’s Tournament. The tournament features players 40 and over from North Lauderdale, Lauderdale Lakes, Lauderhill, Fort Lauderdale, and the surrounding area. As part of the City’s partnership in past years, our City Logo was included on all promotional material as well as the City paying approximately $300.00 to cover the cost of lunch.

Once again this year, now Lauderdale Lakes Mayor Hazel Rogers has set the date for the 3rd Annual Florida Sports Foundation Domino’s Tournament for Saturday, February 25th, in the City of Miramar. As with last year, North Lauderdale is being asked to sponsor along with the Cities of Fort Lauderdale, Lauderdale Lakes, Lauderhill and Miramar.

While we haven’t been approached to date for a financial sponsorship, once the tournament committee, of which we will have a representative present, begins to have discussion, all partner Cities will be asked to donate for tournament supplies. In order to be ready at that time, we are tonight asking the Commission to authorize a donation in an amount not to exceed $400.00 for the Florida Sports Foundation Domino’s Tournament.

RECOMMENDATION:

The City Administration recommends that Commission take the following action:

- Motion to approve an expenditure of an amount not to exceed $400.00 for the Florida Sports Foundation Domino’s Tournament.

- Motion to adopt the attached resolution for disclosure purposes per Broward Code of Ethics for elected municipal officials.
RESOLUTION NO. _____________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RECOGNIZING A SPONSORSHIP OR CO-SPONSORSHIP RELATIONSHIP BETWEEN THE CITY OF NORTH LAUDERDALE AND THOSE CHARITIES AND ORGANIZATIONS LISTED IN EXHIBIT “A”, ATTACHED HERETO AND INCORPORATED HEREIN, AS MAY BE AMENDED FROM TIME TO TIME, FOR THE EXPRESSED PURPOSE OF COMPLIANCE WITH SECTION 1-19(C)(5)(A)(4) OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on October 11, 2011, the Board of County Commissioners of Broward County, Florida, adopted Ordinance No. 2011-19 (the “Code of Ethics”), which implemented a Code of Ethics for elected municipal officials; and

WHEREAS, the Code of Ethics establishes certain conditions and disclosure obligations on elected officials who engage in fundraising on behalf of charitable organizations; and

WHEREAS, Section 1-19(C)(5)(A)(4) of the Code of Ethics provides that the additional obligations shall not apply to an elected official who raises funds for those charities and events which are sponsored by elected official’s municipality; and

WHEREAS, the City of North Lauderdale has a rich history of sponsoring charitable organizations within the community and seeks to reaffirm the sponsorship relationships with those entities listed in Exhibit “A”, attached hereto and incorporated herein, as may be amended from time to time, to ensure compliance with the Code of Ethics; and

WHEREAS, the City Commission finds that the sponsorship of charities and events organized by and promoted by those entities listed on Exhibit “A” is in the best interest of the health, safety, and welfare of the residents and citizens of the City of North Lauderdale.

NOW, THEREFORE, be it resolved 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 made a specific part of this Resolution.
Section 2. The City Commission of the City of North Lauderdale, Florida, hereby approves and affirms the City of North Lauderdale’s sponsorship relationship with those entities listed in Exhibit “A”, attached hereto and incorporated herein, as may be amended from time to time, for the expressed purpose of ensuring compliance with the Code of Ethics for elected municipal officials.

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 LORENZO WOOD

ATTEST:

___________________________________
PATRICIA VANCHERI, City Clerk

APPROVED AS TO LEGAL FORM
BY CITY ATTORNEY:

___________________________________
SAMUEL S. GOREN, ESQUIRE
EXHIBIT A

- Florida Sports Foundation – 2017 Domino’s Tournament
TO: Mayor and City Commission
FROM: Ambreen Bhatty, City Manager
BY: Patricia Vancheri, City Clerk
DATE: January 10, 2017
SUBJECT: Constitution Revision Commission

C. Scott Dudley, Legislative Director of the Florida League of Cities recently submitted a letter via email outlining the following information and request for the adoption of a resolution:

The Florida League of Mayors Board recently heard a presentation regarding the Constitution Revision Commission (CRC). As you may be aware, Florida’s Constitution provides for the creation of a CRC every 20 years. The CRC is empowered to place proposed amendments to the Florida Constitution directly on the ballot for voter consideration. In 2017, for only the third time in Florida's history, a CRC will be appointed to propose changes to the Florida Constitution -- those proposed changes will be placed on the 2018 ballot.

Some basic facts:
* The CRC is made up of 37 members;
* The members are appointed as follows: 15 (and the Chair) by the Governor; 9 by the Speaker of the Florida House; 9 by the President of the Florida Senate; 3 by the Chief Justice of Florida Supreme Court;
* The Attorney General is also a member of the CRC;
* CRC proposed amendments are NOT bound by single subject requirements and there is no Supreme Court review of the proposed constitutional changes placed on the ballot.

Florida’s mayors are the “tip of the spear” in the fight for Home Rule and each of you can help preserve municipal Home Rule Authority and prevent the imposition of unfunded mandates. The Florida League of Cities and the Florida League of Mayors is implementing a strategy to seek the appointment of a member from municipal government. In particular, we are supporting the appointment of FLC President, Mayor Susan Haynie, Boca Raton. A number of cities have already adopted similar resolutions and on behalf of the FLM, we request you consider passing a similar resolution at your next scheduled council/commission meeting.

RECOMMENDATION:

Commission’s consideration and approval of the attached resolution supporting the appointment of Florida League of Cities President, Boca Raton Mayor Susan Haynie as the municipal representative of the 2017-2018 Constitution Revision Commission.
RESOLUTION NO. ____________________

A RESOLUTION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, URGING THE APPOINTMENT OF MUNICIPAL OFFICIALS TO THE 2017-18 CONSTITUTION REVISION COMMISSION; SUPPORTING THE PROTECTION OF MUNICIPAL HOME RULE; SUPPORTING THE POSITIONS OF THE FLORIDA LEAGUE OF CITIES, INC.; SUPPORTING THE APPOINTMENT OF FLORIDA LEAGUE OF CITIES PRESIDENT, BOCA RATON MAYOR SUSAN HAYNIE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 2 of Article XI of the Florida Constitution establishes and describes the duties, powers, structure, and function of the Constitution Revision Commission (CRC); and

WHEREAS, the CRC meets every 20 years, is next scheduled to meet in 2017 for the third time in the State's history, and will review and recommend changes to Florida's constitution that may appear on the 2018 General Election ballot for the consideration of Florida's voters; and

WHEREAS, the CRC is comprised of 37 members: the Attorney General of Florida, fifteen members appointed by the Governor, nine members appointed by the Speaker of the House, nine members appointed by the Senate President, and three members appointed by the Chief Justice of the Florida Supreme Court; and

WHEREAS, the City of North Lauderdale is a member of the Florida League of Cities, Inc.; and

WHEREAS, the Florida League of Cities, Inc. (FLC), was created in 1922 to work for the general improvements of its members, Florida's municipal governments; and

WHEREAS, the FLC believes local self-government is the keystone to American democracy and constitutional municipal home rule authority should be protected and expanded; and

WHEREAS, municipalities are the only optional form of government, created primarily to serve the needs and desires of its citizens; and

WHEREAS, municipalities are the governments closest to the people and are governed by the citizens who have distinguished themselves as public servants; and

WHEREAS, the more than 2,000 municipal elected officials, representing the 412 cities that comprise the FLC and account for more than 10 million Floridians, recognize the CRC will weigh in on a variety of proposals that potentially affect municipal home rule authority and the ability of city officials to respond to the needs and conveniences of their citizens; and

WHEREAS, the FLC finds it is necessary to have municipal representation on the CRC to ensure that local perspectives and concerns are adequately voiced before the CRC; and
WHEREAS, the City of North Lauderdale supports the positions of the FLC relating to municipal representation on the CRC.

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

SECTION 1. The City of North Lauderdale City Commission respectfully requests that Governor Rick Scott, Florida House Speaker Richard Corcoran, and Florida Senate President Joe Negron appoint municipal elected officials to serve on the 2017-18 Constitution Revision Commission (CRC).

SECTION 2. The City of North Lauderdale City Commission supports the appointment of Florida League of Cities President, Boca Raton Mayor Susan Haynie, as a member of the 2017-18 CRC.

SECTION 3. The City of North Lauderdale City Commission urges the CRC to adopt proposals that protect municipal home rule authority and restrict unfunded state mandates.

SECTION 4. A copy of this Resolution shall be provided to Governor Rick Scott, Florida House Speaker Richard Corcoran, and Florida Senate President Joe Negron, and the Chair of the CRC (once designated)

SECTION 5. This Resolution shall take effect immediately upon adoption.


___________________________________
MAYOR JACK BRADY

___________________________________
VICE MAYOR LORENZO WOOD

ATTEST:

_________________________________
PATRICIA VANCHERI, City Clerk

APPROVED AS TO LEGAL FORM

_________________________________
SAMUEL S. GOREN, City Attorney
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: January 3rd, 2017
SUBJECT: Sign Waiver SWAV 17-01
Walmart Monument Sign 7900 W. McNab Rd.

To allow:
- Replacement of two existing monuments signs with two new monument signs 345 Square feet each, whereas Section 94-16(B)(1)(a) of the City code would only allow 120 square feet of freestanding signage within a general business (B-3) zoning district.
- Lettering not to exceed 28 inches in height, whereas Section 94-16(b)(1)(d) of the City code allows for 16 inches maximum letter height within a (B-3) General Business zoning district.

APPLICANT: Oscar Rodriguez, Arena Capital Holdings, LLC.

Background

Arena Capital Holdings, LLC is proposing to develop the vacant parcel #4941 11 28 0022 next to the new Wal-Mart property on the south side of McNab Road, west of Avon Lane at 7900 W McNab Road. To provide better visibility for the tenants of this new building and the existing businesses, the applicant is requesting to replace the two existing monument signs which are currently 240 square feet each with signs that are 345 square feet each. According to Section 94-16(b)(1)(a) of the City Code, businesses in B-3 zoning districts are allowed 1 square foot of signage for every 2,000 square feet of accumulative gross square footage of structures. The overall square feet of the existing buildings plus proposed building is approximately 239,454 square feet. See calculations below.

<table>
<thead>
<tr>
<th>Store</th>
<th>Building Square Footage of Store</th>
</tr>
</thead>
<tbody>
<tr>
<td>Walmart Existing</td>
<td>186,027</td>
</tr>
<tr>
<td>Proposed NL promenade shops</td>
<td>39,613</td>
</tr>
<tr>
<td>Burger King/ Mattress Firm</td>
<td>6,359</td>
</tr>
<tr>
<td>Autozone</td>
<td>7,455</td>
</tr>
<tr>
<td>Total</td>
<td>239,454</td>
</tr>
</tbody>
</table>
Based on the square footage of all buildings, only 120 square feet in total monument sign face area is allowed by City code. The City Commission approved SWAV 11-02 on September 14, 2011 which allowed the larger two existing monument signs on the site with the understanding that the six individual outparcels would be allowed only wall signs. Therefore, it is important that the outparcels are provided exposure on the monument signs. This request increases the size to accommodate the additional tenants in the retail building of the Promenade which were not anticipated. The conceptual site plan anticipated only one tenant on this parcel, possibly a hotel; not potentially up to nine as part of a retail strip. The applicant is requesting two monument signs to advertise 15 individual tenant spaces as shown in the backup attachment figure A.

Both signs will face McNab Road and will be in the same current location as the existing ones. The signs will include advertising space for the proposed strip plaza stores on West end of the property (Promenade) as well as the anchor and five other outparcels. The height of the sign from the ground falls within the allowable dimensions per Section 94-12 due to the distance that the sign sits from the adjacent roadway. The pedestals are not included in the calculation of the sign face area, therefore, the square footage is slightly less than that approved for the Arena Shoppes recently. In addition to the waiver on the size of the sign, the applicant is also requesting 28 inch letter height for “Walmart” which currently has approved letters of 23 ¼ inches and 20 inch letter height for two other main tenants where 16 inch letter height maximum is allowed by code.

The applicant indicated that approval of this request is necessary to business operations and would provide favorable exposure to their business and the strip plaza along the McNab Road corridor. The specific details of the request are contained in the attachments and made a part of this report.

Section 94-43 of the sign code makes a provision where the City recognizes that the commercial areas located adjacent to McNab Road and Rock Island are established business areas serving a regional population base and that certain requirements of the sign code may not be applicable. The City Commission, therefore upon recommendation of the Planning and Zoning Board, may waive the requirements of the sign code.

It is always the staff’s objective to review any application in the best interest of business viability and success. Staff also has the responsibility to review the aesthetic and other impacts of any signage in the City.

Staff also reviewed the sign waivers that have been approved recently for developments of similar size and with similar exposure concerns. The table below summarizes the size of signs that are existing in comparison with the applicant’s request.
The criteria that staff uses to consider sign waivers include how far the business sits from the roadway, if there are any obstructions to see the store from the road, if signage other than the wall sign is available and can be used additionally, and if the larger letter size does not increase the size of the sign beyond that which is allowed by Code in terms of square footage. The Walmart building sits 900 feet from the McNab Road and the proposed strip plaza sits over 400 feet from McNab Road and faces east, making the wall signs not easily seen by customers traveling in either direction. In the future, there will be another building on the western outparcel further blocking the view of the proposed development.

As can be seen in the table above, monument sign sizes along the McNab Road corridor range from 48 - 80 square feet for smaller plazas and they reach up to 360 square feet for larger plazas. Therefore, the request presented would be one of the largest monument signs on this corridor representing the largest retail plaza. The size is proportional to the needs of the plaza as it provides signage for 15 tenants most of whom will be national brands. Taking into consideration that both signs are approximately 50 feet from the property line and they provide signage for the entire development, staff feels that the requested sign waivers are reasonable.

The Planning and Zoning Board met on January 3rd, 2017 and approved the item with a 4-1 vote in favor of the item being recommended to the City Commission for approval.

**RECOMMENDATION:**
If the City Commission concurs with the applicant’s request and finds that the proposed signs would benefit the customers and the business, then a motion is in order to recommend waivers for the monument signs size and the letter height size. The recommendation would be subject to

<table>
<thead>
<tr>
<th>PLAZA</th>
<th>HEIGHT</th>
<th>WIDTH</th>
<th>TOTAL SQ. FT.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Shoppes of McNab</td>
<td>13.3</td>
<td>10</td>
<td>130</td>
</tr>
<tr>
<td>Walgreens/Wendy’s</td>
<td>8</td>
<td>10</td>
<td>80</td>
</tr>
<tr>
<td>Storage</td>
<td>8</td>
<td>6</td>
<td>48</td>
</tr>
<tr>
<td>Western Woods</td>
<td>10</td>
<td>8</td>
<td>80</td>
</tr>
<tr>
<td>McNab Commercial Plaza</td>
<td>10</td>
<td>8</td>
<td>80</td>
</tr>
<tr>
<td>Ross Plaza (Former Walmart)</td>
<td>20</td>
<td>18</td>
<td>360</td>
</tr>
<tr>
<td>New Walmart Existing</td>
<td>12</td>
<td>20</td>
<td>240</td>
</tr>
<tr>
<td>Proposed Signs at New Walmart</td>
<td>15</td>
<td>23</td>
<td>345</td>
</tr>
</tbody>
</table>
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.
RESOLUTION NO. ________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING A SIGN WAIVER REQUEST FOR TWO MONUMENT SIGNS THAT ARE 354 SQUARE FEET IN SIGN AREA WHERE 120 SQUARE FEET MAXIMUM ARE ALLOWED BY SECTION 94-16 (B) (1) (a) WITH LETTERS NOT TO EXCEED 28 INCHES HIGH WHERE A MAXIMUM OF 16 INCH HIGH LETTERS ARE ALLOWED BY SECTION 94-16 (B) (1) (d) FOR ARENA SHOPPES LOCATED AT 7900 W. MCNAB ROAD NORTH LAUDERDALE, FLORIDA, WITHIN A GENERAL BUSINESS (B-3) ZONING DISTRICT.

WHEREAS, Section 94-43, of the City's Sign Code, allows the City Commission the option to waive the requirements of the sign code relating to commercial areas adjacent to Rock Island Road, Southgate Boulevard, State Road 7, McNab Road and S.W. 81st Avenue; and

WHEREAS, the monument signs are located at the Wal-MART plaza at 7900 W. McNab Road. as shown in figure A , North Lauderdale, Florida; and

WHEREAS, WalMart feels that the provisions of the sign code for letter size and overall square footage allowed on a monument sign is inadequate for their needs; and

WHEREAS, WalMart, is requesting a sign waiver to allow the installation and maintenance of two monument signs with up to 28 inch high letters for the main tenants whereas a maximum of 16 inch high letters are allowed by Section 94-16 (B) (1) (d); and

WHEREAS the proposed signs are 354 square feet each where 120 square feet are allowed per Section 94-16 (B)(1)(a) within a General Business (B-3) zoning district; and

WHEREAS, the Planning and Zoning Board recommended approval of said request at their meeting on January 3rd, 2017.

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

Section 1: That the waiver of the sign code be and the same are hereby granted to Arena Shoppes to allow the installation and maintenance of two monument signs with 28 inch high letters whereas a maximum of 16 inch high letters are allowed by Section 94-16 (B) (1) (d) within a General Business (B-3) Zoning District.

Section 2: That the waiver of the sign code be and the same are hereby granted to Arena Shoppes to allow the installation and maintenance of a two wall signs 354 square feet each whereas a maximum of 120 square feet are allowed by Section 94-16 (B) (1) (a) within a General Business (B-3) Zoning District.
**Section 3:** That the waiver granted by this Resolution shall not excuse the applicant from compliance with each and every term, condition and provision of the City’s Sign Code, the Code of Ordinances of the City of North Lauderdale, Florida, the conditions outlined in the staff’s memorandum for approval, as well as the obtainment of the necessary permits.

**Section 4:** That this Resolution shall take effect immediately upon adoption.

**PASSED and ADOPTED** by the City Commission of the City of North Lauderdale, Florida, this 10th day of January 2017.

APPROVED AS TO FORM:

______________________________
CITY ATTORNEY SAMUEL GOREN

______________________________
MAYOR JACK BRADY

______________________________
VICE MAYOR LORENZO WOOD

ATTEST:

______________________________
CITY CLERK PATRICIA VANCHERI
Monument Sign
Justification Letter

To whom it may concern,
Arena Capital LLC, as developer of the property Located at 7900 W Mcnab Road, North Lauderdale, FL 33068 is requesting a Sign waiver modification for the property as part of its redevelopment of the remaining outparcels.

Attached please find the proposed Monument Sign for the Property. We are requesting a sign waiver for the Letter Height and SQFT for the Monuments Sign in the property as we are proposing a multi-tenant shopping center, therefore additional space is required as the current monument sign in the property is only configured for 4 Tenants.

Additionally, the new proposed Monument sign will match the updated look of the building currently in places giving tenants opening stores in the multitenant building exposure.

Kindly,

Sebastian J Koiter
Arena Capital LLC
December 1, 2016

RE: Applications for Permits and Approvals

To Whom It May Concern:

Oscar Rodriguez of Arena Capital Holdings, LLC is the contract purchaser of Outparcels #4 and #6 at the Wal-Mart Store #1851, located on McNab Road in N. Lauderdale, FL (the “Site”).

On behalf of Wal-Mart, I hereby authorize Oscar Rodriguez and his engineering consultant(s) (the “Engineer”), ad Arena Capital Holdings, LLC (the “Contract Purchaser”) to act as agents of Wal-Mart for the purpose of obtaining permits and approvals related to the development of the Site.

In such capacity, the Contract Purchaser’s and Engineer’s authority is expressly limited to signing and delivering applications for permits and approvals that are related to the development of the Site and to advancing nominal funds as required to file such applications. The Contract Purchaser and Engineer are not authorized to negotiate on Wal-Mart’s behalf or to bind or obligate Wal-Mart in any manner whatsoever, including without limitation accruing any obligations on Wal-Mart’s behalf to pay for or construct improvements without additional authorization in writing from Wal-Mart.

This authorization also allows the Contract Purchaser and Engineer to pursue a sign variance to increase the size of both Wal-Mart monument signs located on the Site.

If you need any information or have any questions regarding this authorization, please do not hesitate to contact me.

Sincerely,

[Signature]

Lina Brown
Sr. Manager, Real Estate Transactions
TO: Mayor and City Commission
FROM: Ambreen Bhattty, City Manager
BY: Susan Nabors, Finance Director
DATE: January 10, 2017
SUBJECT: First Reading: Stormwater Utility Rate Adjustment

We are presenting the attached Ordinance tonight for Commission’s consideration on first reading to approve the adjustment of the Stormwater Utility rate.

In June 2003, the Commission approved Ordinance 03-06-1086 establishing the fee per Equivalent Residential Unit (“ERU”) at $3.00 per month. Over the past 13 years, costs relating to Stormwater services have grown at least in tandem with inflation. Beginning with FY 2013, the Stormwater Fund has been operating with a net loss each year. The absence of a rate adjustment over the years results in the City paying for or “subsidizing” these costs from Stormwater reserve funds.

Stormwater is currently a rather small monthly residential fee that would not warrant adjustment every year or two. However, since the rate has not been adjusted since 2003, the Fund had annual losses for the last four years and the City is using reserves to pay for increasing operating costs, a fee increase warrants consideration. Additionally, the City is in the lower portion of the range of fees as compared with other local cities. As a result, it is recommended to increase the fee to bring our City more in line with surrounding cities, to cover the cost of operations and maintenance and replenish the Stormwater reserves.

<table>
<thead>
<tr>
<th>Stormwater Management Utility Fee per 1 ERU</th>
<th>Current Rate</th>
<th>Proposed Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>$3.00</td>
<td>$6.00</td>
</tr>
</tbody>
</table>

Based upon a 1995 study, the median impervious square footage is 2,138 square feet which is equal to 1.0 ERU. Billing is based upon the following Utility fee categories as per Section 70-212 of the Code of Ordinances:

(a) Single-family property. Each single-family property shall be considered 1.0 ERU’s for billing purposes.
(b) Multifamily. Each multifamily unit shall be considered as 0.6 ERU's for billing purposes.
(c) Nonresidential property. The value of one ERU for non-residential property is hereby determined to be 2,138 square feet of impervious area.

Currently, based upon 1.0 ERU, the single family units are charged $3.00 and, based on 0.6 ERU, multifamily is charged $1.80 per month. Under the new proposed stormwater rate, single-family units will change from $3.00 to $6.00 per month and each multifamily unit will change from $1.80 to $3.60 per month. The increase for nonresidential property units will vary based on the total impervious square feet of the property.

Please be advised that the areas such as Lakeview Cove apartments, Courtyards of Broward, Broadview Pompano Park and commercial areas (annexed in 2004) will not be affected by this rate change as these areas are not serviced by the City’s water and utility system.
RECOMMENDATION:

The City Administration recommends Commission’s consideration and approval of the attached Ordinance on first reading amending Chapter 70 of the Code of Ordinances of the City, entitled “Utilities,” Article V, entitled “Stormwater Management,” and in particular, Section 70-213, thereof, entitled “Fee Schedule,” in order to increase the Stormwater Management Utility Fee to $6.00 per month.
AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, TO AMENDING CHAPTER 70 OF THE CODE OF ORDINANCES OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ENTITLED "UTILITIES," ARTICLE V, ENTITLED "STORMWATER MANAGEMENT," AND IN PARTICULAR, SECTION 70-213, THEREOF, ENTITLED "FEE SCHEDULE," IN ORDER TO INCREASE THE STORMWATER MANAGEMENT UTILITY FEE; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission has determined, based on the analysis of City staff, that costs relating to stormwater management have increased with inflation, that the Stormwater management utility fee has not been adjusted since June of 2003, and that the City has had to utilize other revenues in order to fund operations and maintenance related to Stormwater management; and

WHEREAS, the City Commission has concluded that it is in the best present and future interests of the citizens and residents of North Lauderdale to amend Section 70-213 to increase the Stormwater management utility fee; and

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 hereby ratified and confirmed as being true and correct and are hereby made a specific part of the Ordinance upon adoption hereof.

Section 2. Chapter 70, entitled “Utilities,” Article V, entitled “Stormwater Management,” Section 70-213, entitled “Fee schedule,” of the Code of Ordinances of the City of North Lauderdale, Florida, is hereby amended as follows:

Sec. 70-213. - Fee schedule.

ERU rate. The fee per ERU billing shall be $3.00 $6.00 per month. ERU fees shall be billed in advance and collected as a separate line item on utility account bills. Separate accounts for stormwater services only may be established if other utilities are not furnished to the property. For those properties subject to SMU fees and not receiving a monthly utility account bill from the city, ERU fees shall be billed in advance on a quarterly basis.
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. 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. Effective Date. That this Ordinance shall take effect immediately.

PASSED on first reading by the City Commission of the City of North Lauderdale, Florida, this 10th day of January 2017.

APPROVED AS TO FORM:

__________________________________________
CITY ATTORNEY SAMUEL S. GOREN

__________________________________________
MAYOR JACK BRADY

__________________________________________
VICE MAYOR LORENZO WOOD

ATTEST:

__________________________________________
PATRICIA VANCHERI, CITY CLERK
# COMPARISON OF LOCAL MUNICIPALITY STORMWATER RATES

<table>
<thead>
<tr>
<th>City</th>
<th>2017 Monthly Rate</th>
<th>2016 Monthly Rate</th>
<th>Notes</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lauderhill</td>
<td>$ 14.95</td>
<td>$ 14.48</td>
<td>NAV-Assessment</td>
</tr>
<tr>
<td>Tamarac</td>
<td>$ 10.04</td>
<td>$ 9.75</td>
<td>Adjusted annually on Oct 1 by greater of 3% or CPI</td>
</tr>
<tr>
<td>Oakland Park</td>
<td>$ 7.00</td>
<td>$ 7.00</td>
<td>NAV-Assessment</td>
</tr>
<tr>
<td>Lauderdale Lakes</td>
<td>$ 6.25</td>
<td>$ 6.25</td>
<td>NAV-Assessment</td>
</tr>
<tr>
<td>North Lauderdale</td>
<td>$ 6.00</td>
<td>$ 3.00</td>
<td>Last adjusted in FY 2003</td>
</tr>
<tr>
<td>Margate</td>
<td>$ 5.35</td>
<td>$ 5.15</td>
<td>Adjusted annually on Oct 1 based on CPI through FY 2020, but not less than $.20 per ERU per Yr</td>
</tr>
<tr>
<td>Coconut Creek</td>
<td>$ 3.64</td>
<td>$ 3.58</td>
<td>Adjusted annually on Oct 1 based on CPI</td>
</tr>
</tbody>
</table>

Notes:
- Stormwater Utility Rates
TO: Mayor and City Commission

FROM: Ambreen Bhatti, City Manager

BY: Katherine Randall, Assistant Community Development Director

DATE: January 10, 2017

SUBJECT: Grant Application for EDA Planning and Local Technical Assistance Program funding through the Department of Commerce.

Tonight we are requesting your approval of the attached Resolution authorizing submittal of an application to the Department of Commerce for an Economic Development Technical Assistance grant in the amount of $50,000. If approved, this grant will allow the Community Development Department to develop a Comprehensive Economic Development Strategy (CEDS).

Background

The Economic Development Agency (EDA) Planning Program and Local Technical Assistance Grant are designed to help communities or regions develop and implement a Comprehensive Economic Development Strategy (CEDS).

The Economic Development Technical Assistance Grant will allow the City to develop a detailed analysis of economic conditions within the City that will assist with the development of a city-wide Comprehensive Economic Development Strategy. This will enable the City to apply for additional funding to develop a viable community, including expanding economic opportunities.

RECOMMENDATION:

The City Administration recommends Commission’s consideration and adoption of the attached resolution enabling the City Manager or her designee to take necessary steps to apply for EDA Planning and Local Technical Assistance Program funding. New programs will not be added without being brought back to the City Commission for consideration and approval.
RESOLUTION NO. _____________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING AND DIRECTING THE CITY MANAGER OR HER DESIGNEE TO SUBMIT AN APPLICATION TO THE U.S. DEPARTMENT OF COMMERCE FOR FUNDING THROUGH THE ECONOMIC DEVELOPMENT ADMINISTRATION’S (EDA) PLANNING AND LOCAL TECHNICAL ASSISTANCE PROGRAM PROVIDING THAT THE CITY MANAGER OR HER DESIGNEE SHALL BE AUTHORIZED TO EXECUTE GRANT AWARD AGREEMENTS AND TO TAKE ALL NECESSARY ACTIONS IN CONNECTION WITH THE CITY’S APPLICATION AND SUBSEQUENT PARTICIPATION IN DEVELOPING A CITYWIDE ECONOMIC DEVELOPMENT STRATEGY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of North Lauderdale desires to develop a viable community, including expanding economic opportunities and creating a suitable living environment; and

WHEREAS, it is necessary and in the best interests of the City of North Lauderdale to apply for funding under the Economic Development Administration’s Technical Assistance Grant.

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

Section 1: That the City Manager of the City of North Lauderdale, Florida or her designee is hereby authorized and directed to authorize the submission of the EDA Planning Program and Local Technical Program Grant funds in an estimated amount of $50,000 and to take appropriate actions to execute the grant award agreement and to take all necessary actions, including developing the City’s Comprehensive Economic Development Strategy (CEDS).

Section 2: That the City Commission finds and determines that it is in the best interests of the citizens and residents of the City of North Lauderdale, Florida, to apply for said Economic Development Technical Assistance Grant Funds for the funding of the City’s Comprehensive Economic Development Strategy (CEDS) listed in Section 1.
Section 3: That this Resolution shall take effect immediately upon adoption.


_____________________________
MAYOR JACK BRADY

_____________________________
VICE MAYOR LORENZO WOOD

ATTEST:

____________________________________
PATRICIA VANCHERI, City Clerk

APPROVED AS TO LEGAL FORM
BY CITY ATTORNEY:

_____________________________
SAMUEL S. GOREN, ESQUIRE
At the October 13, 2016 City Commission meeting, the Commission approved a resolution setting North Lauderdale Days 2017 as the weekend of April 14th and 15th. With the winter holidays/events behind us, the staff has started the planning process for this year’s North Lauderdale Days. Staff continues to explore new ideas every year to make this event more interesting and enjoyable for the residents. In order to bring a different type of entertainment this year, staff is planning to bring in a Top 40 Band known as 30 Vice to be the main event. After researching various venues, staff picked this 5 piece high energy band that plays at numerous top venues in the area. In order to bring this entertainment to North Lauderdale Days 2017, the City has to enter into an agreement with 30Vice Entertainment LLC., at a cost of $6,975.00, which is approximately $2,000 less than last year’s entertainment. This year’s total budget for North Lauderdale Days from the General Fund is approximately $50,000 – any additional revenue needed for the event will come from Recreation Special Project Fund or from a donation of the North Lauderdale Recreation Foundation.

Staff will continue to provide additional details on the event as we get closer to April.

**RECOMMENDATION:**

The City Administration recommends Commission’s consideration and approval of the attached resolutions authorizing the City Manager or her designee to enter into an acceptable agreement with 30 Vice Entertainment LLC to provide the main event entertainment for North Lauderdale Days 2017.
RESOLUTION NO. __________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO ENTER INTO AN AGREEMENT WITH 30 VICE ENTERTAINMENT LLC TO PROVIDE THE MAIN EVENT AT NORTH LAUDERDALE DAYS 2017 AND, PROVIDING AN EFFECTIVE DATE.

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

**Section 1:** That the City Commission does hereby approve and authorize the City Manager or her designee to enter into an agreement with 30 Vice Entertainment LLC, to provide entertainment for North Lauderdale Days 2017.

**Section 2:** The cost will not exceed $6,975.00 and is available in the Parks and Recreation Department’s General Fund Budget.

**Section 4:** That this Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida this 10th day of January 2017.

APPROVED AS TO FORM:

______________________________
CITY ATTORNEY SAMUEL S. GOREN

______________________________
MAYOR JACK BRADY

______________________________
VICE MAYOR LORENZO WOOD

ATTEST:

______________________________
CITY CLERK, PATRICIA VANCHERI
MEETING AGENDA

Tuesday, January 10, 2017
Immediately Following North Lauderdale City Commission Meeting

1. ROLL CALL

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

2. APPROVAL OF MINUTES

   a. December 13, 2016

3. OLD BUSINESS

   a. Budget Report – Susan Nabors, Chief Financial Officer

4. NEW BUSINESS

   a. Foundation Overview

5. BOARD COMMENTS

6. ADJOURNMENT

Board of Directors
Michael Sargis, Executive Director   Jack Brady, President   Lorenzo Wood, Secretary   Jerry Graziose, Treasurer
Board Members Rich Moyle and Samson Borgelin, Samuel S. Goren, Board Attorney
North Lauderdale Recreation Foundation is a 501 3C Registered Not for Profit Corporation
TUESDAY, DECEMBER 13, 2016

MINUTES

The North Lauderdale Recreation Foundation met at the Municipal Complex on Tuesday, December 13, 2016. The meeting convened at 9:10 p.m.

1. ROLL CALL – Clerk called roll. All present.

   President Jack Brady
   Treasurer Vacant
   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. September 28, 2016 – Director Graziose moved to approve the minutes as submitted. Seconded by Secretary Wood. Minutes approved unanimously.

3. OLD BUSINESS

   a. None

4. NEW BUSINESS

   a. Appointment of Samson Borgelin as Board Member – Director Graziose moved to approve the appointment. Seconded by Secretary Wood. Motion passed unanimously.

   b. Appointment of Treasurer – Secretary Wood nominated Director Graziose to serve as Treasurer and to authorize him as signatory on all banking documents. Director Moyle seconded the motion. Motion passed unanimously.

5. BOARD COMMENTS - None

6. ADJOURNMENT – There being no further business the meeting adjourned at 9:12 p.m.

Respectfully submitted,

Patricia Vancheri, Foundation Clerk