AGENDA

1. INVOCATION AND PLEDGE OF ALLEGIANCE – Mayor Brady

2. ROLL CALL

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

3. APPROVAL OF MINUTES

   a. March 28, 2017

4. PRESENTATIONS

5. PROCLAMATIONS


   b. Public Service Recognition Week

6. PUBLIC DISCUSSION
7. ORDINANCES SECOND READING

a. **Ordinance – Second Reading - Extending Moratorium on Wireless Communication Facilities**
   - 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, AMENDING ORDINANCE 16-09-1341; EXTENDING THE MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS OR DEVELOPMENT ORDERS FOR THE INSTALLATION OF OR SITING OF WIRELESS COMMUNICATION FACILITIES WITHIN THE CITY UNTIL SUCH TIME AS REGULATIONS PERTAINING TO WIRELESS COMMUNICATION FACILITIES HAVE BEEN ADOPTED BUT NO LATER THAN MAY 31, 2017; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

8. CONSENT AGENDA

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

a. **RESOLUTION – Broward County’s Broward Cities Literacy Partnership**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, SUPPORTING BROWARD COUNTY’S BROWARD CITIES LITERACY PARTNERSHIP TO BOOST LITERACY THROUGH READING; AND PROVIDING AN EFFECTIVE DATE.

b. **RESOLUTION – Re-Appointing Aletrice Mann to Planning and Zoning Board**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING ALETRICE DARCEL MANN WHO RESIDES AT 812 E. PALM RUN DRIVE (SPONSORED BY VICE MAYOR WOOD) AS A MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.
c. **RESOLUTION – Re-Appointing Barbara Thomas to Planning and Zoning Board**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING BARBARA THOMAS WHO RESIDES AT 7921 SOUTHGATE BOULEVARD, (SPONSORED BY COMMISSIONER MOYLE) AS A MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.

d. **RESOLUTION - Re-Appointing Alex Ortiz to Planning and Zoning Board**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING ALEX ORTIZ WHO RESIDES AT 8230 SW 8 COURT (SPONSORED BY COMMISSIONER MOYLE) AS A MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.

e. **RESOLUTION - Re-Appointing William Albright to Planning and Zoning Board**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING WILLIAM ALBRIGHT WHO RESIDES AT 6810 OAKHILL (SPONSORED BY MAYOR BRADY) AS A MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.

f. **RESOLUTION - Re-Appointing Brandon Wright to Planning and Zoning Board**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING BRANDON WRIGHT WHO RESIDES AT 2044 SW 81 AVENUE, (SPONSORED BY COMMISSIONER GRAZIOSE) AS A MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.

g. **RESOLUTION - Re-Appointing Enjoli Paul to Planning and Zoning Board**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING ENJOLI PAUL WHO RESIDES AT 7701 SW 7 COURT, (SPONSORED BY COMMISSIONER MOYLE) AS A MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.
9. OTHER BUSINESS

a. **ORDINANCE – First Reading – To Amend Chapter 106 “Zoning” Sections 106-467 “Supplemental Regulations” pertaining to Gas and Oil Filling Stations, Auto Service Stations, Auto Repair and Service Stations, Garage including Mechanical Service, and Convenience Store**

- All interested parties are sworn in by City Attorney
- Motion and second and vote to read title
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission motion and second to pass the ordinance on first reading
- Commission discussion
- Commission vote

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 106 “ZONING” SECTIONS 106-467 “SUPPLEMENTAL REGULATIONS” PERTAINING TO GAS AND OIL FILLING STATIONS, AUTO SERVICE STATIONS, AUTO REPAIR AND SERVICE STATIONS, GARAGE INCLUDING MECHANICAL SERVICE, AND CONVENIENCE STORES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR AN EFFECTIVE DATE.

b. **ORDINANCE – First Reading - Extending Moratorium on the Issuance of any new Licenses or Permits for Uses that Involve the Cultivation, Processing and Dispensing of Medical Marijuana/Cannibas**

- All interested parties are sworn in by City Attorney
- Motion and second and vote to read title
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission motion and second to pass the ordinance on first reading
- Commission discussion
- Commission vote

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, EXTENDING THE MORATORIUM ON THE APPROVAL OR ISSUANCE OF ANY NEW LICENSES OR PERMITS FOR USES THAT INVOLVE THE CULTIVATION, PROCESSING AND DISPENSING OF MEDICAL MARIJUANA/CANNABIS WITHIN THE CITY FOR UP TO AN ADDITIONAL SIX MONTHS, WHICH WAS IMPOSED PURSUANT
TO ORDINANCE NO. 16-04-1327, ADOPTED ON APRIL 26, 2016 AND WHICH WAS EXTENDED FOR AN ADDITIONAL SIX MONTHS (UNTIL NOVEMBER 1, 2017) PURSUANT TO ORDINANCE NO. 16-10-1343, ADOPTED ON OCTOBER 11, 2016 BUT IN NO EVENT LONGER THAN THE TIME NEEDED FOR THE CITY ADMINISTRATION TO COMPLETE A COMPREHENSIVE ANALYSIS OF THE ISSUES RELATED TO THE REGULATION MEDICAL MARIJUANA USES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

c. ORDINANCE – First Reading - To amend Sections 106-438, 106-467, and 106-468 of the City Code of Ordinances by adding regulations regarding “Self-service Electronics Trade-in Kiosks” in B-2 and B-3 business districts; and Section 106-3 to include a definition for “Self-service Electronics Trade-in Kiosks”

- All interested parties are sworn in by City Attorney
- Motion and second and vote to read title
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission motion and second to pass the ordinance on first reading
- Commission discussion
- Commission vote

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING SECTION 106-3 ENTITLED “DEFINITIONS” AND SECTION 106-438 ENTITLED “LIMITATIONS ON USES” AND SECTION 106-467 ENTITLED “SUPPLEMENTAL REGULATIONS” AND SECTION 106-468 ENTITLED “MASTER BUSINESS LIST” OF THE NORTH LAUDERDALE CODE OF ORDINANCES, PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING FOR DEFINITIONS PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE AND PROVIDING AN EFFECTIVE DATE.

d. SUBJECT - Awarding Contract for the Demolition and Disposal of 133-134-135-136 San Remo Boulevard – Bid #17-03-369

i. RESOLUTION – Accepting Evaluation of Bids

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

ii. **RESOLUTION – Authorizing Agreement with Paragon Construction**

- Motion, second and vote to read
- Attorney reads title
- Staff presentation
- 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 PARAGON CONSTRUCTION FOR THE DEMOLITION AND DISPOSAL OF 133-134-135-136 SAN REMO BOULEVARD; AND PROVIDING AN EFFECTIVE DATE.

10. REPORTS

11. COMMISSION COMMENTS

12. CITY MANAGER COMMENTS

a. Reminder of City Events
   - North Lauderdale Days – Friday, April 14 and Saturday, April 15 – All events are free with the exception of the food vendors
   - Pool Party Friday Night – 6:30-9:30 pm and Circus on Front Lawn of City Hall
   - Saturday Event starts at 3:00 – 9:15 pm. Carnival rides; games; business expo and other activities from 3:00 pm until Main Event band at 7:00 pm and Fireworks at 9:00

13. CITY ATTORNEY COMMENTS

14. ADJOURNMENT
CITY OF NORTH LAUDERDALE

COMMISSION MEETING

TUESDAY, MARCH 28, 2017

MINUTES

The North Lauderdale City Commission met at the Municipal Complex on Tuesday, March 29, 2017. The meeting commenced at 6:00 p.m.

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

2. ROLL CALL – All present.

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

3. APPROVAL OF MINUTES

   a. March 14, 2017 – Commissioner Graziose moved to approve the Minutes as submitted. Seconded by Vice Mayor Wood. Minutes approved unanimously by voice vote.

4. PRESENTATIONS

   a. In conjunction with Women’s History Month:

      • Certificate of Recognition - Michelle Valbrun-Pope, Student Support Initiatives
        Broward County Public Schools (Dr. Pope arrived during Item 8 on the agenda)

      Clerk read certificate into the record. Commissioner Borgelin nominated Dr. Valbrun-Pope for this recognition and spoke some words of praise for her accomplishments and for her defense of immigrants in the schools. Dr. Valbrun-Pope thanked Commissioner Borgelin and the Commission for the recognition and explained that three weeks ago the Broward County Public Schools passed a Resolution to have the schools be safe places for undocumented students and their families and they were one of the first School Districts in the State of Florida to do so. She indicated that they are working with the community to put a Safe Place Plan in place to address the needs of the community. Dr. Valbrun-Pope oversees 7 departments that wrap support around students and families.
Certificate of Recognition – Donna Spellman, School Counselor, Pinewood Elementary

Clerk read certificate into the record. Commissioner Borgelin nominated Ms. Spellman for this recognition. Ms. Spellman addressed the Commission and the audience and gave a brief speech about herself and school counselors. She indicated that school counseling is her passion and she believes that students do much better when there is a guidance counselor in place to be there for the students and to put our children first.

b. Grau and Associates (Tony Grau) – Audit Update

Mr. Tony Grau gave a brief presentation on the City’s Audit by PowerPoint; a copy of which is available in the City Clerk’s office. Mr. Grau stated that the audit went very well and there were no issues or findings. He indicated that this audit is required by the State of Florida to ensure that what management presents is accurate. He also reported that the Comprehensive Annual Financial Report is a more extensive report that is done so that we can get a certificate from the GFOA. Mr. Grau reported that the statements are fairly stated and there is more revenue than expenditures across the board on all City funds. Their unmodified opinion is that there are no deficiencies, no findings and no recommendations for the current year.

5. PROCLAMATIONS

a. National Library Week – Clerk read Proclamation into the record.

Jill Sears, NL Branch Manager and Mary Roberts, Friends of the Library were present to receive the Proclamation. Ms. Sears addressed the audience and urged all residents to obtain a library card.

6. PUBLIC DISCUSSION

Carlos Marquez, Director of Operations for Mastec of North America – Mr. Marquez reported that they are currently doing work in the community for AT&T to upgrade the telecommunication network from a copper network to a fiber based network. He indicated that a resolution center has been set up and the phone number is 954-446-0799 or via email at resolution-center@mastec.com to address any issues that the residents might encounter in regard to this work. Vice Mayor Wood thanked him for coming out and for making sure that door hangers were used to advise the residents and mentioned that Public Works has also communicated this information through the city website. Mr. Marquez stated there are currently three projects going on in the city. City Manager Bhatty requested advance notice from Mastec to the City as to what areas they will be working so that we can also advise the residents. Commissioner Graziose advised that there are different phone numbers for different teams and asked for a map and numbers for each project area. Mr. Marquez stated that Mastec is doing the underground work and AT&T is working in other areas. George Krawczyk, Public Works Director gave an explanation of the scope of the projects.
7. ORDINANCES SECOND READING

a. ORDINANCE – Second Reading - Proposed Fee Schedule Revision (Article 1, Section 4 of Appendix F) - To Modify Local Business Tax Receipts and Associated Processing Fees

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

Attorney read:

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING ARTICLE 1, SECTION 4, OF APPENDIX F OF THE CODE OF ORDINANCES OF THE CITY OF NORTH LAUDERDALE, ENTITLED LOCAL BUSINESS TAX, TO INCREASE BY FIVE PERCENT (5%) OF THE CURRENT RATE STRUCTURE AND INCREASE THE PROCESSING/INSPECTION FEES BASED ON HOURLY SURCHARGES FOR LOCAL BUSINESS TAX RECEIPTS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR AN EFFECTIVE DATE.

Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum. She indicated that this ordinance is being presented for second reading and adoption to increase the local business tax receipt per Florida Statute. The City’s fee schedule that determines the amount of the local business tax, formerly known as occupational license fees, and issued by the Community Development Department, was last revised in 2015. Pursuant to Sec. 205.0535(3) of the Statutes, once the City has established an Equity Study Commission, which was done in 1995 and the requirements were met, the City may increase their business tax receipts up to 5% every other year. Ms. Reed-Holguin stated that this increase is recommended in 2017 as permitted by statute to cover the increased cost of service delivery. She pointed out that since the first reading, there was a correction to a number in the classification list for “operating without a local business tax receipt”, but this did not change the fee amount. She indicated that if approved on second reading, the new fees will be effective on July 1st. Public hearing opened. No one spoke. Commissioner Graziose made a motion to adopt. Seconded by Commissioner Moyle. Commissioner Borgelin noted a typographical error correction of the effective date in the backup memorandum, which should be July 1st, a Saturday, not Wednesday. Attorney Goren interjected that the Ordinance did state correctly that the effective date was July 1, 2017. Commissioner Borgelin asked for a clarification of the reason for the increase. Ms. Reed-Holguin responded that as stated in the memo, the reason for the increase is because the cost of service delivery has increased. It has been two years since an increase, per statute. She explained the increase will cover the costs to implement the program which includes the cost of one employee and support staff that assists, along with operating costs which have all increased over the last two years. Commissioner Borgelin asked for clarification of the minutes of the last meeting wherein Ms. Reed-Holguin commented that the 5% increase equates to 2½% each year. Ms. Reed-Holguin responded that is because we cannot increase every year, but can do it every other year up to 5%. Attorney Goren reiterated that the proposed ordinance increases it not to exceed 5% every other year, and the amount is divided by the two years; you are not increasing each year by 5%. Attorney Goren stated that the end result is this ordinance. City Manager Bhatty also explained that we have to wait another two years to do the next increase. Commissioner Borgelin asked if the minutes needed to be amended. Some discussion ensued as to whether the minutes were correct. Clerk read the questioned portion of the
minutes. Commissioner Moyle commented that the next time we can do this, which will be two years from now, the amount may be less 5% and could be 1% or may not be 2½%. City Attorney Goren commented that the ordinance speaks for itself if you take the numbers in the schedule that have a strike through and apply the factor it is 5%. City Manager Bhatty commented that with regard to the fiscal impact, most of the businesses increases will only amount to $5.00 to $10.00, which is an increase of less than $1.00 per month. This is not a significant amount of revenue, but just enough to cover increased costs to provide the service to our businesses. If a business pays $100.00 fee for a license, the increase will amount to $5.00. Commissioner Borgelin stated that this will not change the way he votes; he disagrees with the 5% and the fact that we mentioned the 2½% each year; it doesn’t matter if it is a straight 5%. Tammy Reed-Holguin stated that we did not increase it 2½% in 2016 and we are proposing the 5% increase in 2017. Her explanation was if we were allowed to increase every year it equates to 2½% each year; but we are only allowed to do it every other year for up to 5%. Commissioner Borgelin commented that the ordinance is clear. Commissioner Borgelin said he understands that the ordinance is clear; but he disagrees with the fact that we mentioned that it is 2½% each year. No further discussion; clerk called roll. Commissioner Borgelin – NO; Commissioner Graziose – YES; Commissioner Moyle – YES; Vice Mayor Wood – YES; Mayor Brady – YES.

ORDINANCE NO. 17-03-1347 PASSED AND APPROVED 4-1 VOTE – Commissioner Borgelin dissenting.

(Mayor Brady interrupted the Agenda at this point for the late arrival of Dr. Pope on the Agenda for Item 4(a) Presentation)

8. CONSENT AGENDA

Commissioner Moyle moved to read consent agenda. Vice Mayor Wood seconded. Attorney Goren commented that Vice Mayor Wood is an employee of the Broward County School Board and with regard to Item 8(a) of the consent agenda, would recuse himself from the vote and would file the necessary form 8(b) Memorandum of Voting Conflict, although one may not exist, and requested the item to be pulled from consent. Commissioner Moyle modified his motion to pull Item 8(a) and read the remainder of the consent agenda.

Attorney read:
Pulled from Consent:

a. RESOLUTION – Renewal - Reciprocal Use Agreement with Broward County School Board

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR OR HIS DESIGNEE, TO ENTER INTO THE RENEWAL OF THE RECIPROCAL AGREEMENT WITH THE BROWARD COUNTY SCHOOL BOARD; AND PROVIDING AN EFFECTIVE DATE.

Attorney Goren stated for the record that Vice Mayor Wood is an employee of the Broward County School District and although there may be no ethical violation under F.S. Chapter 112, but for the purpose of an appearance of a conflict under Chapter 286 of the Florida Statutes, Vice Mayor Wood will not be debating nor voting on this topic and will file a Form 8(b).

Commissioner Moyle moved to adopt. Seconded by Commissioner Graziose. Clerk called roll.

RESOLUTION NO. 17-03-6385 PASSED AND ADOPTED ON A 4-4 VOTE

**Attached to these Minutes is a Form 8(b) Memorandum of Voting Conflict which was filed by Vice Mayor Wood in a timely manner.**

b. RESOLUTION – Supporting Installation of Lights to “End School Zone” Signs

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, SUPPORTING THE INSTALLATION OF SOLAR POWERED YELLOW SCHOOL ZONE INDICATOR LIGHTS TO “END SCHOOL ZONE” SIGNS; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE SCHOOL BOARD OF BROWARD COUNTY, THE BROWARD COUNTY COMMISSION, THE BROWARD COUNTY LEAGUE OF CITIES, AND EACH MUNICIPALITY WITHIN BROWARD COUNTY; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION NO. 17-03-6386
c. RESOLUTION - Authorized Signatories for TD Bank Accounts

A RESOLUTION OF THE CITY OF NORTH LAUDERDALE, FLORIDA AUTHORIZING AND DIRECTING THE CITY MANAGER TO PROVIDE THE LIST OF AUTHORIZED SIGNERS FOR ALL ACCOUNTS WITH TD BANK AND COMPLETE THE GOVERNMENTAL ENTITY CERTIFICATE OF RESOLUTION AND NEW BUSINESS ACCOUNT SIGNATURE CARDS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

RESOLUTION NO. 17-03-6387

Commissioner Moyle moved to approve the consent agenda as read. Seconded by Vice Mayor Wood. Clerk called roll. All yes.

CONSENT AGENDA PASSED AND APPROVED UNANIMOUSLY

9. OTHER BUSINESS

a. ORDINANCE – First Reading - Extending Moratorium on Wireless Communication Facilities

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, AMENDING ORDINANCE 16-09-1341; EXTENDING THE MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS OR DEVELOPMENT ORDERS FOR THE INSTALLATION OF OR SITING OF WIRELESS COMMUNICATION FACILITIES WITHIN THE CITY UNTIL SUCH TIME AS REGULATIONS PERTAINING TO WIRELESS COMMUNICATION FACILITIES HAVE BEEN ADOPTED BUT NO LATER THAN MAY 31, 2017; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum and stated that this ordinance is being presented for first reading to extend the moratorium to no later than May 31, 2017. She indicated that they are presenting this Ordinance to the Planning and Zoning Board at their meeting next week for their recommendation, and then it will be brought to the Commission at a meeting in April and for a second reading in May, but the Ordinance itself expires on April 1st, so that is why tonight an extension is being requested to get through the regulatory process to bring it to the Commission for consideration. Commissioner Moyle moved to adopt. Seconded by Commissioner Graziose. No Commission discussion. Clerk called roll. All yes.

ORDINANCE PASSED UNANIMOUSLY ON FIRST READING
b. **SUBJECT - Amendment to 42\(^{nd}\) Year (2016-2017) Program and 43\(^{rd}\) Year (2017-2018) Community Development Block Grant Application**

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

**MOTION:** To amend the current 42\(^{nd}\) Year Program and the 43\(^{rd}\) Year application to fund only the Purchase Assistance Program on a city-wide basis.

Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum and stated that they are requesting approval of amendments to both the 42\(^{nd}\) Year Program and the 43\(^{rd}\) Year Application for the Community Development Block Grant funding. She indicated that they would like to amend the programs to apply and implement a citywide purchase assistance program only. The 42\(^{nd}\) year program should have begun on October 1, 2016 but we have yet to receive contracts and notice to proceed from the County and are six months into the program year. Ms. Reed-Holguin commented that with that particular program, as you may recall, they were going to implement a purchase assistance program with Habitat for Humanity who purchased some vacant lots from the City and we were going to provide down payment assistance to their homeowners. The second part of that program was going to be a commercial revitalization program. Ms. Reed-Holguin reported that they ran into a stumbling block for those two programs as Habitat for Humanity advised a while back that they could not economically make that program work because building townhomes was not going to be economically feasible for them. Habitat was going to propose single family homes, but indicated that they were not going to do either one of them in time to use the 42\(^{nd}\) Year funding. Ms. Reed-Holguin stated that on Commissions consent, they notified the County that they would do a citywide purchase assistance program. Habitat most recently has come back and stated they could not make the single family homes work either, so staff is in negotiations to see where they can go with that. Ms. Reed-Holguin said they would like to then put the money into a citywide purchase assistance program as there is a waiting list of 300 people wanting to move into the city or become homeowners. She indicated that with the commercial revitalization program, because we don’t have a contract yet from the County, it is difficult to implement it because commitment is needed from the private sector for half of the funds to do the project. Being six months into it to get that commitment and to finish a project isn’t going to work. Staff is asking to roll that money into the purchase assistance program for the 42\(^{nd}\) Year which would give a total of over $200,000.00 which may help 10 prospective homeowners, and pay salaries to implement it. In addition to that, Ms. Reed-Holguin stated that the 43\(^{rd}\) Year application is due this week and they had approval of the Commission through public hearing process to apply for the two programs just described. Again, she recommends all the money be rolled into a citywide purchase assistance program for the 43\(^{rd}\) Year because that cycle should begin October 1\(^{st}\). This will give time next year to do an economic development strategy and get into place what the needs of the community are and what kind of assistance they need. At that time they would bring back proposals to the Commission for another type of economic development or commercial revitalization program. Ms. Reed-Holguin stated they are looking for a motion from the Commission to make those changes to our current year and to the application for next year.
Commissioner Moyle made a motion to adopt amendments to the current 42nd Year Program and the 43rd Year application to fund only the Purchase Assistance Program on a city-wide basis. Commissioner Graziose seconded the motion. No Commission discussion. Clerk called roll. Vice Mayor Wood – YES; Commissioner Borgelin- NO; Commissioner Graziose – YES; Commissioner Moyle – YES; Mayor Brady – YES.

MOTION PASSES ON A 4-1 VOTE; Commissioner Borgelin dissenting.

c. RESOLUTION - Authorizing staff to apply for a grant through the Complete Streets and Other Localized Initiatives Program with the Broward Metropolitan Planning Organization (MPO)

Commissioner Moyle moved to read. Vice Mayor Wood seconded.

Attorney read:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING AND DIRECTING THE CITY MANAGER TO APPLY FOR AND TO FILE SUCH DOCUMENTS AS MAY BE REASONABLY REQUIRED TO APPLY FOR A COMPLETE STREETS AND OTHER LOCALIZED INITIATIVES PROGRAM GRANT WITH THE BROWARD COUNTY METROPOLITAN PLANNING ORGANIZATION (MPO); PROVIDING THAT THE CITY MANAGER SHALL BE AUTHORIZED TO EXECUTE GRANT AWARD AGREEMENTS AND TO TAKE ALL NECESSARY ACTIONS, INCLUDING, BUT NOT LIMITED TO EXTENSIONS OF TIME, LINE-ITEM BUDGET AMENDMENTS, AND PROGRAM MODIFICATIONS TO IMPLEMENT SAID PROGRAMS IF AND WHEN FUNDING IS APPROVED; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum and stated that they are requesting approval of the attached resolution authorizing staff to apply for a grant through the Complete Streets and Other Localized Initiatives Program with the Broward Metropolitan Planning Organization. As previously discussed the City did submit an application that was not approved for funding last time. A representative from the Commission and many people from staff have worked with the MPO and FDOT to identify ways to strengthen our application and it has been revised and scaled down to include only the improved signalization of the intersection of Southgate Boulevard and SW 81st Avenue and the parking lot that was in the first application. Bike lanes along 81st Avenue leading to the multimodal hub facility are now being considered as part of this application or a separate application. The park that was in the first application will not be a part of this funding request. We will look toward other resources to do the park. Ms. Reed-Holguin stated that approval is being sought to authorize submittal of a grant application by April 1, 2017. Commissioner Moyle made a motion to approve. Seconded by Vice Mayor Wood. Commissioner Graziose commented that he and City Manager Bhatty met yesterday with the MPO and discussed the addition of the bike lane. He stated they were told that they could submit up to 5 projects, so it would be better to do some of the projects individually. City Manager Bhatty commented that if the projects are submitted separately there may be a better chance of not being shot down. Commissioner Borgelin asked for a breakdown of what the 1.5 million dollar funding and Andrew
Disbury, Community Development staff said that at the time the application is submitted they will have a line item budget and it will be provided to Commission. Mr. Disbury said with regard to the bike lanes that project can be split up, and also commented that revisions were made to make separate submittals. City Manager Bhatty commented that the reason they did not approve the initial funding for the park was because we had to keep the park open 24 hours and that may not be appreciated by the residents that live there.  **No further discussion; clerk called roll. Commissioner Borgelin – YES; Commissioner Graziose – YES; Commissioner Moyle – YES; Vice Mayor Wood – YES; Mayor Brady – YES.**

**RESOLUTION NO. 17-03-6388 PASSED AND APPROVED UNANIMOUSLY**

d. **RESOLUTION - Broward League of Cities Board of Directors Appointments**

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

**A RESOLUTION OF THE NORTH LAUDERDALE CITY COMMISSION APPOINTING A DIRECTOR, AN ALTERNATE DIRECTOR AND A SECOND ALTERNATE TO THE BROWARD LEAGUE OF CITIES BOARD OF DIRECTORS EFFECTIVE JUNE 2017 THROUGH MAY 2018; PROVIDING THAT A COPY OF THIS RESOLUTION BE SENT TO MARY LOU TIGHE, EXECUTIVE DIRECTOR OF THE BROWARD LEAGUE OF CITIES; AND PROVIDING AN EFFECTIVE DATE.**

Commissioner Moyle commented that unless there is an objection he would move to retain the same slate of directors as is. Commissioner Graziose seconded the motion.  **No Commission discussion; clerk called roll. Commissioner Graziose – YES; Commissioner Moyle – YES; Vice Mayor Wood – YES; Commissioner Borgelin – YES; Mayor Brady – YES.**  **For the record, Clerk stated that Mayor Brady is the Director; Commissioner Graziose is the Alternate and Vice Mayor Wood is the second Alternate.**

**RESOLUTION NO. 17-03-6389 PASSED AND APPROVED UNANIMOUSLY**

10. **REPORTS**

a. **Parks and Recreation Special Events Update**

Mike Sargis, Parks and Recreation Director/Asst City Mgr, gave an update on two upcoming special events:

- **Egg Hunt at the Sports Complex** - Saturday, April 1st – 10:00 am to Noon — Open for kids aged 15 and under – 12,000 eggs will be distributed. Advertising for the event involved 32,000 flyers; 22 banners; City Newsletter; private publications; postcards and 10,000 calls.
- **North Lauderdale Days** – Friday, April 14 and Saturday, April 15 – All events are free with the exception of the food vendors
  - Pool Party Friday Night – 6:30-9:30 pm and Circus on Front Lawn of City Hall
Saturday Event starts at 3:00 – 9:15 pm. Carnival rides; games; business expo and other activities from 3:00 pm until Main Event band at 7:00 pm and Fireworks at 9:00

11. COMMISSION COMMENTS

a. Discussion and possible motion to approve attendance at the Broward League of Cities’ 60th Annual Gala Installation Dinner on Saturday, June 3, 2017 at Margaritaville, Hollywood

Commissioner Graziose moved to approve attendance at the event. Seconded by Commissioner Moyle. No discussion; Clerk call roll. Motion approved unanimously.

Mayor Brady – Recognized and congratulated the accomplishments of young athlete Shanyder Borgelin who became a Class 3A-1A first team All County top athlete in soccer for acquiring 17 goals; 11 assists and being second in team scoring. Commissioner Borgelin commented that they take pride in this and North Lauderdale has a good program that gives kids a good opportunity to go beyond their expectations and he appreciates the opportunity to have coached over the years.

Commissioner Borgelin – Suggested that more diverse pictures be used on City event and program flyers to be more inclusive. Mr. Sargis commented that they will be sensitive to this in the future. Also, he proposes considering changing the name of the City Commission to promote meetings, as he believes that people don’t know what “Commission” means and suggest adding the word “community meeting”.

Vice Mayor Wood – Thanked George Krawczyk Public Works Director for clarifying the Mastec project and keeping them updated. Also, for Women’s History Month, he commented that his niece, who attends Brenau University in Atlanta for nursing, shared with him that John Hopkins Hospital’s School of Nuclear Medicine has accepted its first ever black woman in the history of that 30 year program to the ranks as a resident which is commendable. Also, to note for Women’s History month - the women’s National Hockey team does not receive the same support as the male hockey team, travel in sub-conditions and are paid less wages; therefore the women have boycotted the Women’s National Hockey Tournament and have garnered support throughout the world. He said women have made great strides but still have a way to go to gain equality and stand up to men who govern and eventually prevail. He also commented on the marquee outside of City Hall and said the graphics are great.

Commissioner Graziose – Reiterated that he and City staff and administration attended an MPO meeting yesterday and the City staff has received compliments for its involvement and mentioned that Tammy Reed-Holguin is representing the City on their advisory committee. With regard to the City’s projects with MPO he said the City can look forward from beginning to completion it should be about five years. He said City Clerk will make available a copy of orientation booklet that was handed out by the MPO at the meeting. City Manager commented that they learned that the City can get assistance from the MPO to conduct studies pertaining to projects which is beneficial information garnered from the meeting. Commissioner Graziose said it is their Library of Services. He also thanked Katherine Randall for the business breakfast recently and said it was a good turnout.
Further, he reported that School Board member Nora Rupert asked him to ask the Commission’s support in adopting a resolution to endorse the Broward County/Broward Cities Literacy Partnership to boost reading in Broward County schools. **Commissioner Graziose made the motion to direct the drafting of this resolution.** Vice Mayor Wood seconded the motion. Motion passed unanimously by voice vote.

**Mayor Brady** – Interjected that the Blue Fish Sushi Thai grand opening/ribbon cutting recently was well attended.

**Commissioner Wood** – Introduced Brandon, an Intern from FAU, who is working with Community Development, and commented on the history of their acquaintance.

12. **CITY MANAGER COMMENTS - None**

13. **CITY ATTORNEY COMMENTS**

**City Attorney Goren** – commented that a memorandum has been submitted by Chief Turpel regarding a request to use of the City Seal on a publication of a publication authored by Deputy Chief Dave Sweet entitled “Vehicle Extrication Levels I & II: Principles and Practice”. Deputy Sweet will earn a de minimis compensation for costs and reimbursement, but it is not his mainstay as he is a fulltime firefighter and Deputy Chief. **Commissioner Moyle made a motion to approve the request to use the City Seal for this purpose.** Vice Mayor Wood seconded the motion. Motion passed unanimously by voice vote.

**Commissioner Graziose** commented that he worked with Deputy Sweet in the past on obtaining busses from the School Board for training and that this is a big deal; Deputy Chief Sweet is modest about this publication which assists in teaching extrication and he should get a lot of more credit for this outstanding book. Mayor Brady congratulated Deputy Sweet who commented that he started this project back in 2006 and it is about promoting the art of extrication and teaching others how to save a life and teach departments that have never had this experience. Deputy Sweet said they reach teams in Jamaica and Sweden and will go worldwide. He said he embraces the opportunity to represent North Lauderdale. Also, the Broward County Fire Academy uses this book and several states have used it; it has been approved by the National Fire Protection Association which is a hard certification to acquire.

City Attorney Goren also commented on the legislative update that his office prepared and commented on some dangerous bills that they are tracking through the committees. He said they will keep updating and paring down the list as it progresses. City Manager reported that the Law Enforcement bill that the City of Margate submitted has not moved nor has it been scheduled for any committee hearings.

14. **ADJOURNMENT** – There being no further business, the meeting adjourned at 7:51 p.m.

Respectfully submitted,

Patricia Vancheri, CMC
City Clerk
FORM 8B  MEMORANDUM OF VOTING CONFLICT FOR
COUNTY, MUNICIPAL, AND OTHER LOCAL PUBLIC OFFICERS

LAST NAME—FIRST NAME—MIDDLE NAME
WOOD, LORENZO

MAILING ADDRESS
730 HOLLY STREET

CITY
NORTH LAUDERDALE, FL

COUNTY
BROWARD

DATE ON WHICH VOTE OCCURRED

NAME OF BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE
CITY OF NORTH LAUDERDALE CITY COMMISSION

THE BOARD, COUNCIL, COMMISSION, AUTHORITY OR COMMITTEE ON WHICH I SERVE IS A UNIT OF:

☐ CITY
☐ COUNTY
☐ OTHER LOCAL AGENCY

NAME OF POLITICAL SUBDIVISION
NORTH LAUDERDALE CITY COMMISSION

MY POSITION IS:
☐ ELECTIVE
☐ APPOINTIVE

WHO MUST FILE FORM 8B

This form is for use by any person serving at the county, city, or other local level of government on an appointed or elected board, council, commission, authority, or committee. It applies to members of advisory and non-advisory bodies who are presented with a voting conflict of interest under Section 112.3143, Florida Statutes.

Your responsibilities under the law when faced with voting on a measure in which you have a conflict of interest will vary greatly depending on whether you hold an elective or appointive position. For this reason, please pay close attention to the instructions on this form before completing and filing the form.

INSTRUCTIONS FOR COMPLIANCE WITH SECTION 112.3143, FLORIDA STATUTES

A person holding elective or appointive county, municipal, or other local public office MUST ABSTAIN from voting on a measure which would inure to his or her special private gain or loss. Each elected or appointed local officer also MUST ABSTAIN from knowingly voting on a measure which would inure to the special gain or loss of a principal (other than a government agency) by whom he or she is retained (including the parent, subsidiary, or sibling organization of a principal by which he or she is retained); to the special private gain or loss of a relative; or to the special private gain or loss of a business associate. Commissioners of community redevelopment agencies (CRAs) under Sec. 163.356 or 163.357, F.S., and officers of independent special tax districts elected on a one-acre, one-vote basis are not prohibited from voting in that capacity.

For purposes of this law, a "relative" includes only the officer's father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, and daughter-in-law. A "business associate" means any person or entity engaged in or carrying on a business enterprise with the officer as a partner, joint venturer, co-owner of property, or corporate shareholder (where the shares of the corporation are not listed on any national or regional stock exchange).

ELECTED OFFICERS:

In addition to abstaining from voting in the situations described above, you must disclose the conflict:

PRIOR TO THE VOTE BEING TAKEN by publicly stating to the assembly the nature of your interest in the measure on which you are abstaining from voting; and

WITHIN 15 DAYS AFTER THE VOTE OCCURS by completing and filing this form with the person responsible for recording the minutes of the meeting, who should incorporate the form in the minutes.

APPOINTED OFFICERS:

Although you must abstain from voting in the situations described above, you are not prohibited by Section 112.3143 from otherwise participating in these matters. However, you must disclose the nature of the conflict before making any attempt to influence the decision, whether orally or in writing and whether made by you or at your direction.

IF YOU INTEND TO MAKE ANY ATTEMPT TO INFLUENCE THE DECISION PRIOR TO THE MEETING AT WHICH THE VOTE WILL BE TAKEN:

- You must complete and file this form (before making any attempt to influence the decision) with the person responsible for recording the minutes of the meeting, who will incorporate the form in the minutes. (Continued on page 2)
APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:
- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

LORENZO WOOD __________________________________________, hereby disclose that on MARCH 28, 2017:

(a) A measure came or will come before my agency which (check one or more)

[ ] inured to my special private gain or loss;

[ ] inured to the special gain or loss of my business associate;

[ ] inured to the special gain or loss of my relative, ________________________________;

[ ] inured to the special gain or loss of Broward County School Board, by whom I am retained; or

[ ] inured to the special gain or loss of ________________________________, which is the parent subsidiary, or sibling organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

City Commission Meeting Agenda Item 8(a):

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING AND DIRECTING THE MAYOR OR HIS DESIGNEE, TO ENTER INTO THE RENEWAL OF THE RECIPROCAL AGREEMENT WITH THE BROWARD COUNTY SCHOOL BOARD; AND PROVIDING AN EFFECTIVE DATE.

If disclosure of specific information would violate confidentiality or privilege pursuant to law or rules governing attorneys, a public officer, who is also an attorney, may comply with the disclosure requirements of this section by disclosing the nature of the interest in such a way as to provide the public with notice of the conflict.

3/30/17 Date Filed

Lorenzo W. Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED $10,000.
Proclamation

NATIONAL WOMEN’S LUNG HEALTH WEEK/
TURQUOISE TAKEOVER INITIATIVE

WHEREAS, lung cancer is an urgent health crisis in America, causing more deaths of both men and women than any other cancer; and

WHEREAS, in 1987, lung cancer surpassed breast cancer as the leading cancer killer among women in the United States; and

WHEREAS, lung cancer awareness remains critically low despite being the number one cancer killer of women; 98% of women don’t even have lung cancer on their radar; 61% of women incorrectly believe, or are not sure that lung cancer has a similar survival rate to other cancers, when in fact lung cancer survival rates are about five times lower than other major cancers; and;

WHEREAS, close to 400,000 Americans are living with lung cancer and nearly 160,000 Americans die of lung cancer each year; and

WHEREAS, funding for lung cancer research lags behind other major causes of death in the United States; and

WHEREAS, The American Lung Association is dedicated to reducing lung cancer’s terrible toll and has launched LUNG FORCE www.lungforce.org to make lung cancer a national priority by increasing lung cancer awareness and motivating research funding to continually develop and improve support resources for lung cancer patients and their caregivers.

NOW THEREFORE, the Mayor and Commission of the City of North Lauderdale, urges all residents, businesses and municipalities in Broward to become educated about the high incidences of lung cancer in both men and women, and encourages participation by turning communities Turquoise in support of the National Women’s Lung Health Week/Turquoise Takeover Initiative during the week of May 8-12.

Dated this___ day of ___________, 2017

______________________________
MAYOR JACK BRADY
In honor of the millions of public employees at the federal, state, county, and city levels:

Whereas: Americans are served every single day by public servants at the federal, state, county and city levels. These unsung heroes do the work that keeps our nation working;

Whereas: Public employees take not only jobs, but oaths;

Whereas: Many public servants, including military personnel, police officers, firefighters, border patrol officers, embassy employees, health care professionals and others, risk their lives each day in service to the people of the United States and around the world;

Whereas: Public servants include teachers, doctors and scientists; train conductors and astronauts; nurses and safety inspectors; laborers, computer technicians and social workers and countless other occupations. Day in and day out they provide the diverse services demanded by the American people of their government with efficiency and integrity; and

Whereas: Without these public servants at every level, continuity would be impossible in a democracy that regularly changes its leaders and elected officials;

NOW, THEREFORE, We, the City Commission of the City of North Lauderdale, Florida hereby announce and proclaim to all residents that May 7 – 13, 2017, is Public Service Recognition Week. All residents are encouraged to recognize the accomplishments and contributions of government employees at all levels.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of North Lauderdale to be affixed this 11th day of April, 2017.

____________________________________
MAYOR JACK BRADY
CITY OF NORTH LAUDERDALE
COMMUNITY DEVELOPMENT DEPARTMENT

TO: Mayor and City Commission
FROM: Ambreen Bhaty, City Manager
BY: Tammy L. Reed-Holguin, Community Development Director
DATE: April 11, 2017
SUBJECT: Second Reading and Adoption:
Ordinance Extending Moratorium on Wireless Communication Facilities

Tonight, staff is presenting an Ordinance for your consideration of adoption on second reading to extend the moratorium on the issuance of building permits or development orders for the installation of or siting of wireless communication facilities until such time as regulations pertaining to such facilities have been adopted by the City Commission but no later than May 31, 2107.

BACKGROUND:
The City Commission adopted Ordinance 16-09-1341 on September 28, 2016 implementing a moratorium on the installation or siting of wireless communication facilities, which is due to expire April 1, 2017. Staff has been researching Codes of neighboring cities and following the recent proposed legislation at the State level for these facilities. Although there is a possibility that local governance will be superseded by the State in the future, Administration recommends adoption of regulations to protect the interests of its residents and regulate the placement of these facilities within public right of ways.

Proposed amendments were presented to the Planning and Zoning Board on April 4, 2017. There was insufficient time after the Planning and Zoning Board to properly advertise and provide notice to the Secretary of State of the first reading of the proposed Ordinance according to 337.401(3)(d), Fla. Stat. Once the advertising and notice requirements are met, staff will present the recommendations for amendments to the zoning code to the City Commission for consideration of adoption no later than May 31, 2017.

The City Commission approved the Ordinance on first reading on March 28, 2017. Tonight we are presenting the Ordinance for second reading and adoption.

RECOMMENDATION:
The City Administration recommends City Commission’s consideration of adoption of the attached Ordinance on second reading extending the moratorium on the issuance of building permits or development orders for the installation of or siting of wireless communication facilities until such time as regulations pertaining to such facilities have been adopted by the City Commission but no later than May 31, 2107.
ORDINANCE NO. ______________

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING ORDINANCE 16-09-1341; EXTENDING THE MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS OR DEVELOPMENT ORDERS FOR THE INSTALLATION OF OR SITING OF WIRELESS COMMUNICATION FACILITIES WITHIN THE CITY UNTIL SUCH TIME AS REGULATIONS PERTAINING TO WIRELESS COMMUNICATION FACILITIES HAVE BEEN ADOPTED BUT NO LATER THAN MAY 31, 2017; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

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

WHEREAS, based upon inquiries from the telecommunications community and concerns that the City’s current Ordinances do not adequately address the new technologies, the Commission determined that there is a need to conduct a review of the regulations pertaining to the installation and siting of wireless communication facilities within the City; and,

WHEREAS, on August 16, 2016, the City Manager issued an Administrative Order, pursuant to Section 106-61 of the City’s Code, announcing zoning in progress relating to wireless communication facilities throughout the City; and,

WHEREAS, on September 28, 2016, the City Commission adopted Ordinance 16-09-1341 which implemented a moratorium on the approval of any applications or the issuance of building permits or development orders for the installation or siting of wireless communication facilities within the City until April 1, 2017; and,
WHEREAS, City Administration is requesting that the City Commission amend Ordinance 16-09-1341 by extending the moratorium until such time as regulations pertaining to the installation and siting of wireless communication facilities have been adopted by the City Commission but no later than May 31, 2107 in order to permit City staff to finalize the recommendations and present them to the Planning and Zoning Board; and,

WHEREAS, the City Commission finds that it is in the best interests of the City and its residents and property owners to allow the additional time to finalize the recommendations and present them to the Planning and Zoning Board for consideration.

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 are hereby made a specific part of this Ordinance. These clauses represent the legislative findings of the City Commission. It is the purpose and intent of this Ordinance to promote the health, safety and welfare of the residents of North Lauderdale.

SECTION 2. The City Commission hereby amends City Ordinance 16-09-1341, and extends the moratorium imposed on the issuance of building permits or development orders for the installation of or siting of wireless communication facilities within the City until such times as regulations pertaining to said devices have been adopted but no later than May 31, 2017.

SECTION 3. 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 4. All ordinances or parts of ordinances, resolutions or part of resolutions in conflict herewith are to the extent of such conflicts hereby repealed.

SECTION 5. This ordinance shall take effect immediately upon its passage.


CITY OF NORTH LAUDERDALE, FLORIDA

APPROVED AS TO FORM:

MAYOR JACK BRADY

SAMUEL S. GOREN, CITY ATTORNEY

VICE MAYOR LORENZO WOOD

ATTEST:

PATRICIA VANCHERI, CITY CLERK
RESOLUTION NO. __________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, SUPPORTING BROWARD COUNTY’S BROWARD CITIES LITERACY PARTNERSHIP TO BOOST LITERACY THROUGH READING; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Broward Reads campaign is a collaborative initiative between community stakeholders including the School Board of Board County, Broward County, and the Children’s Services Council of Broward County, the United Way of Broward County, among many other community partners; and

WHEREAS, the Broward Reads campaign focuses on four (4) critical areas including school readiness, chronic absenteeism, family engagement, and preventing the summer learning loss to ensure Broward’s children are reading at grade level; and

WHEREAS, the Broward Reads campaign is partnering with cities within the county to demonstrate a collaborative approach to making grade level reading a priority within their community and throughout all of Broward County; and

WHEREAS, a Broward Reads City identifies key community stakeholders that can work together to make significant improvements in early literacy; and

WHEREAS, a Broward Reads City commits leading public officials to support the Broward Reads Campaign; and

WHEREAS, a Broward Reads City commits to designating a city liaison to attending the Broward Reads Campaign for Grade Level Reading’s bi-monthly meetings; and

WHEREAS, we understand that ensuring children are able to read at grade level is the moral responsibility of everyone in the community; and

WHEREAS, it is the desire of the City Commission of the City of North Lauderdale to support the Broward Reads campaign Literacy Partnership Proposal to ensure that grade level reading is a priority for the City’s children and that they are reading at grade level.
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE
CITY OF NORTH LAUDERDALE, FLORIDA:

SECTION 1. **Support of Broward Reads Campaign.** The Mayor and City
Commission strongly support the Broward County’s Broward Cities Literacy Partnership to
boost literacy through reading.

SECTION 2. **Directions to City Manager and City Clerk.** The Mayor and City
Commission direct the City Manager to take all necessary steps to effectuate this resolution and
direct the Clerk to cause a copy of this resolution to be forwarded to all appropriate parties.

SECTION 3. That this resolution shall be in full force and effect immediately upon its
passage and adoption.

PASSED and ADOPTED by the North Lauderdale City Commission this 11th day of April,
2017.

APPROVED AS TO LEGAL FORM:

___________________________________  ____________________________
SAMUEL S. GOREN CITY ATTORNEY          MAYOR JACK BRADY

ATTEST:______________________________  ____________________________
CITY CLERK, PATRICIA VANCHERI           VICE MAYOR LORENZO WOOD
RESOLUTION NO. _________________

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

WHEREAS, Aletrice Mann’s term of office will expire on May 31, 2017; and

WHEREAS, Ms. Mann is willing to continue to serve on the Planning & Zoning Board; and

WHEREAS, ViceMayor Wood sponsors Ms. Mann’s re-appointment; and

WHEREAS, the City Commission desires to ratify said recommendation.

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

Section 1. That Aletrice Darcel Mann is hereby re-appointed to a three year term as a regular member of the North Lauderdale Planning & Zoning Board to serve in said position until May 31, 2020 or until resignation, whichever comes first.

Section 2. That this Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida this 11th day of April, 2017.

APPROVED AS TO FORM:

__________________________ 
CITY ATTORNEY SAMUEL GOREN

__________________________ 
MAYOR JACK BRADY

__________________________
VICE MAYOR LORENZO WOOD

ATTEST:

__________________________ 
CITY CLERK PATRICIA VANCHERI
RESOLUTION NO. _________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING BARBARA THOMAS WHO RESIDES AT 7921 SOUTHGATE BOULEVARD, (SPONSORED BY COMMISSIONER MOYLE) AS A MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Barbara Thomas’s term of office will expire on May 31, 2017; and

WHEREAS, Ms. Thomas is willing to continue to serve on the Planning & Zoning Board; and

WHEREAS, Commissioner Moyle sponsors Ms. Thomas’s re-appointment; and

WHEREAS, the City Commission desires to ratify said recommendation.

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

Section 1. That Barbara Thomas is hereby re-appointed to a three year term as a regular member of the North Lauderdale Planning & Zoning Board to serve in said position until May 31, 2020 or until resignation, whichever comes first.

Section 2. That this Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida this 11th day of April, 2017.

APPROVED AS TO FORM:

__________________________
CITY ATTORNEY SAMUEL GOREN

__________________________
MAYOR JACK BRADY

__________________________
VICE MAYOR LORENZO WOOD

ATTEST:

__________________________
CITY CLERK PATRICIA VANCHERI
RESOLUTION NO. _________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING ALEX ORTIZ WHO RESIDES AT 8230 SW 8 COURT (SPONSORED BY COMMISSIONER MOYLE) AS A MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Alex Ortiz’s term of office will expire on May 31, 2017; and

WHEREAS, Mr. Ortiz is willing to continue to serve on the Planning & Zoning Board; and

WHEREAS, Commissioner Moyle sponsors Mr. Ortiz’s re-appointment; and

WHEREAS, the City Commission desires to ratify said recommendation.

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

Section 1. That Alex Ortiz is hereby re-appointed to a three year term as a regular member of the North Lauderdale Planning & Zoning Board to serve in said position until May 31, 2020 or until resignation, whichever comes first.

Section 2. That this Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida this 11th day of April, 2017.

APPROVED AS TO FORM:

_________________________ _________________________
CITY ATTORNEY SAMUEL GOREN MAYOR JACK BRADY

________________________
VICE MAYOR LORENZO WOOD

ATTEST:

________________________
CITY CLERK PATRICIA VANCHERI
RESOLUTION NO. _________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING WILLIAM ALBRIGHT WHO RESIDES AT 6810 OAKHILL (SPONSORED BY MAYOR BRADY) AS A MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, William Albright’s term of office will expire on May 31, 2017; and

WHEREAS, Mr. Albright is willing to continue to serve on the Planning & Zoning Board; and

WHEREAS, Mayor Brady sponsors Mr. Albright’s re-appointment; and

WHEREAS, the City Commission desires to ratify said recommendation.

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

Section 1. That William Albright is hereby re-appointed to a three year term as a regular member of the North Lauderdale Planning & Zoning Board to serve in said position until May 31, 2020 or until resignation, whichever comes first.

Section 2. That this Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida this 11th day of April, 2017.

APPROVED AS TO FORM:

__________________________
CITY ATTORNEY SAMUEL GOREN

__________________________
MAYOR JACK BRADY

__________________________
VICE MAYOR LORENZO WOOD

ATTEST:

__________________________
CITY CLERK PATRICIA VANCHERI
RESOLUTION NO. _________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING BRANDON WRIGHT WHO RESIDES AT 2044 SW 81 AVENUE, (SPONSORED BY COMMISSIONER GRAZIOSE) AS A MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Brandon Wright’s term of office will expire on May 31, 2017; and

WHEREAS, Mr. Wright is willing to continue to serve on the Planning & Zoning Board; and

WHEREAS, Commissioner Graziose sponsors Mr. Wright’s re-appointment; and

WHEREAS, the City Commission desires to ratify said recommendation.

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

Section 1. That Brandon Wright is hereby re-appointed to a three year term as a regular member of the North Lauderdale Planning & Zoning Board to serve in said position until May 31, 2020 or until resignation, whichever comes first.

Section 2. That this Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida this 11th day of April, 2017.

APPROVED AS TO FORM:

________________________________________________________________________________________
CITY ATTORNEY SAMUEL GOREN

________________________________________________________________________________________
MAYOR JACK BRADY

________________________________________________________________________________________
VICE MAYOR LORENZO WOOD

ATTEST:

________________________________________________________________________________________
CITY CLERK PATRICIA VANCHERI
RESOLUTION NO. _________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING ENJOLI PAUL WHO RESIDES AT 7701 SW 7 COURT, (SPONSORED BY COMMISSIONER MOYLE) AS A MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Enjoli Paul’s term of office will expire on May 31, 2017; and

WHEREAS, Ms. Paul is willing to continue to serve on the Planning & Zoning Board; and

WHEREAS, Commissioner Moyle sponsors Ms. Paul’s re-appointment; and

WHEREAS, the City Commission desires to ratify said recommendation.

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

Section 1. That Enjoli Paul is hereby re-appointed to a three year term as a regular member of the North Lauderdale Planning & Zoning Board to serve in said position until May 31, 2020 or until resignation, whichever comes first.

Section 2. That this Resolution shall take effect immediately upon adoption.

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida this 11th day of April, 2017.

APPROVED AS TO FORM:

__________________________
CITY ATTORNEY SAMUEL GOREN

__________________________
MAYOR JACK BRADY

__________________________
VICE MAYOR LORENZO WOOD

ATTEST:

__________________________
CITY CLERK PATRICIA VANCHERI
TO: Mayor and City Commission
FROM: Ambreen Bhaty, City Manager
BY: Tammy L. Reed-Holguin, Community Development Director
DATE: April 11, 2017
SUBJECT: First Reading:

Ordinance to Amend Chapter 106 “Zoning” Sections 106-467 “Supplemental Regulations” pertaining to Gas and Oil Filling Stations, Auto Service Stations, Auto Repair and Service Stations, Garage including Mechanical Service, and Convenience Store

As you may recall, the City Commission adopted Ordinance No. 16-04-1326 on April 26, 2016 implementing a moratorium on the issuance of building permits and local business tax receipts for oil filling stations, auto service stations, auto repair and service stations, garage including mechanical service, and convenience stores uses throughout the City. Staff has since worked with legal counsel and City administration to draft amendments to the regulations pertaining to these facilities. Tonight we are presenting the attached Ordinance with amendments to the City Code for your consideration on first reading.

BACKGROUND:

Six months ago, the City Commission implemented a moratorium on the new oil filling stations, gas stations, convenience store, auto service and repair stations in response to the concerns expressed regarding the increased influx in the number of gas stations and convenience stores. It was documented that North Lauderdale currently has 14 gas stations within its 5.2 square miles of City limits. There are another 9 stand-alone convenience stores. With limited commercial space left, diversity in uses would be more beneficial for the residents and the economic vitality of the City. Commercial development that provides job opportunities and additional services to our residents will be encouraged.

A review of commercial uses in relation to the goals of redevelopment in the City’s Comprehensive Plan identified needed amendments to the zoning code to support these goals. Tonight we are presenting an ordinance to amend the regulations concerning new oil filling stations, gas stations, convenience store, auto service and repair stations.

The first change clearly separates the gas station and convenience store uses from service stations that repair vehicles but do not dispense fuel. The regulations more closely pertain to these

...
individual uses. Development standards were added to Section (8) that pertains to the gas stations and convenience stores which the study showed were the predominance of uses in the City. These amendments include:

- **Intensity of Development**: minimum lot size requirements to support the size of structure, location requirements including citing on corner lots and no more than two such uses per intersection and opposite sides of the street.
- **Aesthetics**: limit the number of pumping stations and vehicle maintenance stations (i.e. air pumps, vacuums), encourage the location of the canopy and pumps away from main corridors and require additional landscaping around the pumps.
- **Job creation**: uses that include a restaurant component will be allowed additional square footage to support this use that will also create more jobs than the typical gas station/convenience store use.

Finally, Section 106-468, “Master Business List” is amended for consistency to refer users to the appropriate sections of the Code identifying these additional requirements.

These amendments have been reviewed in relation to the City’s Comprehensive Land Use Plan and found to be consistent with the Goals, Objectives and Policies contained in the Plan. Administration recommends adoption of regulations to protect the interests of its residents.

The Planning and Zoning Board met on April 4, 2017 and after a presentation by the Staff and input from the Board and members of the community, they voted unanimously finding the proposed ordinance consistent with the North Lauderdale Comprehensive Land Use Plan and to recommending the proposed ordinance for consideration and approval by the City Commission.

**RECOMMENDATION:**

The City Administration recommends Commission’s approval on first reading of the attached ordinance amending Chapter 106 “Zoning” Sections 106-467 “Supplemental Regulations” of the City of North Lauderdale Code of Ordinances pertaining to gas and oil filling stations, auto service stations, auto repair and service stations, garage including mechanical service, and convenience stores.
ORDINANCE NO. ______________

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 106 “ZONING” SECTIONS 106-467 “SUPPLEMENTAL REGULATIONS” PERTAINING TO GAS AND OIL FILLING STATIONS, AUTO SERVICE STATIONS, AUTO REPAIR AND SERVICE STATIONS, GARAGE INCLUDING MECHANICAL SERVICE, AND CONVENIENCE STORES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on April 26, 2016 the City Commission adopted Ordinance No. 16-04-1326 implementing a moratorium on the issuance of building permits and local business tax receipts for oil filling stations, auto service stations, auto repair and service stations, garage including mechanical service, and convenience stores uses throughout the City; and

WHEREAS, the City’s professional staff has reviewed these commercial uses in relation to the goals of redevelopment in the City’s Comprehensive Plan; and

WHEREAS, through this review, the professional staff has identified needed amendments to the zoning code to support these goals; and

WHEREAS, the City's professional staff recommends that Chapter 106 Sections 106-467 of the City Code be amended to clearly define the criteria for the development of gas and oil filling stations, auto service stations, auto repair and service stations, garage including mechanical service and convenience stores in compliance with the City’s Comprehensive Plan and Land Development Code; and

WHEREAS, the City Commission accepts the recommendations of the City's professional staff and finds that the revisions to Chapter 106 Sections 106-467 of the Code of
Ordinances of the City of North Lauderdale, Florida, are in the best interests of all the citizens and residents of the City of North Lauderdale; and

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

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

Section 2. That Chapter 106, entitled “Zoning” Sections 106-467 entitled “Supplemental Regulations” of the Code of Ordinances of the City of North Lauderdale, Florida, is hereby amended to read as follows:

Sec. 106-467. - Supplemental regulations.

The following are the supplemental regulations to the master business list which are designated by number on the list:

- (8) Service stations (with fuel dispensing), gasoline and oil filling stations with or without a service area and food take out (convenience stores) subject to the following limitations and requirements:
  a. A plot to be occupied by a service station shall be not less than 200 feet in width and 200 feet in depth.

Intensity standards. Development shall be in accordance with the following standards:
<table>
<thead>
<tr>
<th>Minimum Gross Lot Area</th>
<th>No. of Pumps</th>
<th>Maximum Convenience Store Size (gross sq. ft.)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.0 acres—1.499 acres</td>
<td>6</td>
<td>2,500</td>
</tr>
<tr>
<td>1.5 acres—1.999 acres</td>
<td>6</td>
<td>3,500</td>
</tr>
<tr>
<td>2.0 acres and greater</td>
<td>6</td>
<td>6,000*</td>
</tr>
</tbody>
</table>

*Additional 1,000 square feet allowed for restaurant and/or seating area.

b. **Reserved.** Service stations must be located on a corner lot to facilitate ingress and egress onto at least two trafficways.

c. No more than two service stations may be located per intersection and they must be located on opposite sides of the street to provide access to traffic traveling in both directions.

d. Service stations will be encouraged to place the canopy and fuel pumps on the side of the building to position the façade as the focal point, especially along the City’s major corridors including Rock Island Road, McNab Road, Southgate Boulevard, Commercial Boulevard and State Road 7.

e.e. The total capacity of tanks and storage facilities for flammable liquids incidental to the operation of a service station shall not exceed 40,000 gallons.

d.f. Owners/occupants of service stations within the city shall not engage in engine overhauls requiring the removal of engines from the frame of motor vehicles and/or the use of blocks on the exterior portion of the service station property for a period in excess of 24 hours.

e.g. Owners/occupants of service stations shall not engage in body and fender work requiring the use of acetylene torches or similar equipment within the city; however, acetylene torches or similar equipment may be used in the normal course of business operations and solely as an incident to automotive servicing.

h. **Hours of operation.** Where the use is located 500 feet or closer to a residential property (property line to property line), the hours of operation shall be limited to 7:00 am to 11:00 pm.
i. **Parcel access from the right-of-way.** The following provisions are intended to minimize potential traffic access and circulation conflicts and to facilitate the efficient coordination of traffic flows between the fuel service use, adjacent roads, and adjacent/nearby developments. All access drives must comply with the driveway separation standards of this Code.

(1) *Facility located on shopping center outparcel.*

1. Service stations that are located on outparcels of a shopping center will first look to utilize the main shopping center drive as their access point.

2. Shared access drive with adjacent outparcel will be the second alternative. Where the site is adjacent to more than one other outparcel which has its own access point, they must share that access point instead of creating their own access off the main traffic way. These shared internal access drives between the outparcel and other outparcels are encouraged.

(2) *Other locations.* A maximum of one full access drive (all turning movements) is permitted. Corner properties shall provide a second access drive whenever feasible, provided it is limited to right turns only and is located on the street not containing the full access drive.

j. **Gasoline vent stacks.** Vent stacks are to be placed either in the rear half of the property or away from the street and enclosed within a decorative structure or painted an inconspicuous color.

k. No more than two automotive maintenance stations are permitted, limited to the following items: air hose, water hose, vacuum. These stations shall be physically separated from other uses on the site and a minimum of one parking space provided for each station in addition to that required for the other uses.

l. Service stations are encouraged to provide a minimum of one charging station for electric vehicles.

15) Auto repair and auto body/paint shops, and auto service station (no fuel dispensing) are permitted in B-2 and B-3 zoning districts subject to the following conditions:

a. Conformance to and all county, city, department of natural resource and protection, and fire safety, and Florida Building Codes.

b. No outside storage of vehicles shall be allowed.
c. All auto repair and body/paint work shall be conducted in a completely enclosed soundproof, properly ventilated building.

d. Owners/occupants of service stations within the city shall not engage in engine overhauls requiring the removal of engines from the frame of motor vehicles and/or the use of blocks on the exterior portion of the service station property for a period in excess of 24 hours.

e. Owners/occupants of service stations shall not engage in body and fender work requiring the use of acetylene torches or similar equipment within the city; however, acetylene torches or similar equipment may be used in the normal course of business operations and solely as an incident to automotive servicing.

d. Conformity to and with all environmental/safety regulations regarding this type of business.

• (17) If a business license is denied for any reason other than applicable regulations 1-16 in section 106-467 the applicant can apply for a special exception use permit.

• Sec. 106-468. - Master business list.

The master business list is as follows:

<table>
<thead>
<tr>
<th>Business listings</th>
<th>Prohibited</th>
<th>B-1 Neighborhood</th>
<th>B-2 Commercial</th>
<th>B-3 Commercial</th>
<th>B-4 Commercial</th>
</tr>
</thead>
<tbody>
<tr>
<td>Auto repair and service</td>
<td><em>8</em>15, 17</td>
<td><em>8</em>15, 17</td>
<td><em>8</em>15, 17</td>
<td><em>8</em>15, 17</td>
<td><em>8</em>15, 17</td>
</tr>
<tr>
<td>Auto service station (no fuel dispensing)</td>
<td><em>8</em>15, 17</td>
<td><em>8</em>15, 17</td>
<td><em>8</em>15, 17</td>
<td><em>8</em>15, 17</td>
<td><em>8</em>15, 17</td>
</tr>
<tr>
<td>Food take-out, retail (convenience stores)</td>
<td><em>8</em>17</td>
<td><em>8</em>17</td>
<td><em>8</em>17</td>
<td><em>8</em>17</td>
<td><em>8</em>17</td>
</tr>
<tr>
<td>Gasoline and oil filling stations with or without service area</td>
<td>*8, 17</td>
<td>*8, 17</td>
<td>*8, 17</td>
<td>*8, 17</td>
<td>*8, 17</td>
</tr>
</tbody>
</table>

Section 3. Repeal of Conflicting Ordinances.
All prior ordinances or resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. Severability.
If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any court or competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

Section 5. Inclusion in Code.
It is the intention of the City Commission of the City of North Lauderdale, Florida, that the provisions of this Ordinance shall become and be made a part of the City of North Lauderdale Code of Ordinances; and that the sections of this ordinance may be renumbered or re-lettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions. Moreover, the terminology shall be revised as per Section 3 of this Ordinance.

Section 6. Effective Date.
This Ordinance shall become effective upon the approval of the City Commission.


_____________________________
MAYOR JACK BRADY

______________________________
VICE MAYOR LORENZO WOOD

ATTEST:

______________________________
PATRICIA VANCHERI
CITY CLERK

APPROVED AS TO 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 L. Reed-Holguin, Community Development Director
DATE: April 11, 2017
SUBJECT: First Reading:
   Ordinance Extending Moratorium on the Issuance of any new Licenses or Permits for Uses that Involve the Cultivation, Processing and Dispensing of Medical Marijuana/Cannibas

Tonight, staff is presenting an Ordinance on first reading for your consideration that will extend the moratorium a second time on the issuance of any new licenses or permits for uses that involve the cultivation, processing and dispensing of medical marijuana/cannibas for an additional six months (November 1, 2017) from the current expiration date of May 1, 2017.

BACKGROUND:
On April 26, 2016, the City Commission approved Ordinance No. 16-04-1327 instituting the moratorium in response to the approval of House Bill 1313 regarding the medical use of Cannabis for terminally ill patients. The moratorium was extended for six months, until May 1, 2017, by Ordinance No. 16-10-1343 on October 11, 2016. The regulations pertaining to the medical marijuana industry are still in flux at this time. There are currently six plans to regulate medical marijuana being considered by the Florida Legislature. One of the six was moved forward by the House on March 25, 2017. None of the five being proposed by the Senate have had a hearing yet. There is still much uncertainty regarding how Amendment 2, the medical marijuana constitutional amendment, will be implemented. The City’s professional planning staff continues to monitor these initiatives and track legislation adopted by neighboring communities.

RECOMMENDATION:
The City Administration recommends City Commission’s consideration of the attached Ordinance on first reading extending the moratorium for an additional six months to November 1, 2017, on the issuance of building permits and local business tax receipts for uses that involve the cultivating, processing, and dispensing of medical marijuana/cannabis throughout the City.
ORDINANCE NO. ________________

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, EXTENDING THE MORATORIUM ON THE APPROVAL OR ISSUANCE OF ANY NEW LICENSES OR PERMITS FOR USES THAT INVOLVE THE CULTIVATION, PROCESSING AND DISPENSING OF MEDICAL MARIJUANA/CANNABIS WITHIN THE CITY FOR UP TO AN ADDITIONAL SIX MONTHS, WHICH WAS IMPOSED PURSUANT TO ORDINANCE NO. 16-04-1327, ADOPTED ON APRIL 26, 2016 AND WHICH WAS EXTENDED FOR AN ADDITIONAL SIX MONTHS (UNTIL NOVEMBER 1, 2017) PURSUANT TO ORDINANCE NO. 16-10-1343, ADOPTED ON OCTOBER 11, 2016 BUT IN NO EVENT LONGER THAN THE TIME NEEDED FOR THE CITY ADMINISTRATION TO COMPLETE A COMPREHENSIVE ANALYSIS OF THE ISSUES RELATED TO THE REGULATION MEDICAL MARIJUANA USES; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on April 26, 2016, the City Commission adopted Ordinance No. 16-04-1327 (the “Ordinance”), thereby approving a moratorium on the approval or issuance local business tax receipts and building permits for uses that involve the cultivation, processing, and dispensing of medical marijuana/cannabis within the City of North Lauderdale (the “City”); and

WHEREAS, specifically, on October 11, 2016 the City Commission adopted Ordinance 16-10-1343 effectively extending the moratorium on the approval or issuance local business tax receipts and building permits for uses that involve the cultivation, processing, and dispensing of medical marijuana/cannabis for an additional six-months until November 1, 2017; and

WHEREAS, the Florida Legislature has continued to consider a number of initiatives related to the usage of medical marijuana; and

WHEREAS, the City Manager and the City’s professional planning staff is continuing to review and monitor appropriate regulations related to the medical marijuana industry and has
recommended an additional six month extension to the City’s moratorium in an effort to continue with these efforts; and

WHEREAS, the City Commission finds that extending the moratorium on the approval or issuance local business tax receipts and building permits for uses that involve the cultivation, processing, and dispensing of medical marijuana/cannabis within the City 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 are hereby made a specific part of this Ordinance. These clauses represent the legislative findings of the City Commission. It is the purpose and intent of this Ordinance to promote the health, safety and welfare of the residents of North Lauderdale.

SECTION 2. The temporary moratorium on the approval or issuance local business tax receipts and building permits for uses that involve the cultivation, processing, and dispensing of medical marijuana/cannabis within the City is hereby extended for a period of an additional 6 months (November 1, 2017) from the expiration date of Ordinance No. 16-10-1343 to research the measures taken by the State of Florida regulating the cultivation, processing, and dispensing of medical marijuana/cannabis. Ordinance Nos. 16-04-1327 and 16-10-1343, adopted on April 26, 2016 and October 11, 2016 respectively, are hereby incorporated herein by reference, and shall remain in full force and effect for the duration of this moratorium.

SECTION 3. 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 4. Notwithstanding the time limit on the moratorium herein established, in the event the City Commission finds that additional time is needed for staff to conclude its review of regulations related to the cultivation, processing, and dispensing of medical marijuana/cannabis, within the City and the drafting of regulations of those businesses then the term of this agreement may be extended for an additional one hundred and eighty (180) days.

SECTION 5. All ordinances or parts of ordinances, resolutions or part of resolutions in conflict herewith are to the extent of such conflicts hereby repealed.

SECTION 6. This ordinance shall take effect immediately upon its passage.


CITY OF NORTH LAUDERDALE, FLORIDA

APPROVED AS TO FORM: MAYOR JACK BRADY

SAMUEL S. GOREN, CITY ATTORNEY VICE MAYOR LORENZO WOOD

ATTEST:

PATRICIA VANCHERI, CITY CLERK
TO: Mayor and City Commission
FROM: Tammy Reed-Holguin, Community Development Director
BY: Osny Jean, Community Development Specialist
DATE: April 11, 2017

The item before you tonight is an Ordinance for consideration on first reading to amend Sections 106-438, 106-467, and 106-468 of the City Code of Ordinances by adding regulations regarding “Self-service Electronics Trade-in Kiosks” in B-2 and B-3 business districts; and Section 106-3 to include a definition for “Self-service Electronics Trade-in Kiosks” as outlined in Exhibit A.

Background:
Recently, the Community Development Department received an application for Self-service Electronics Trade-in Kiosks to be located inside stores. As the City does not have any similar permitted uses, it was determined necessary to gather more information in order to provide the appropriate regulation standards for this new use. The first step was gathering information from other Florida governmental agencies with such use and see how they were treated from a permitting perspective. Okaloosa County, Pensacola, Panama City, Melbourne, and the City of Mary Ester all permit the kiosk either as an ATM machine or vending machine with little to no additional regulations.

The kiosks are used to purchase used electronic devices such as cellular phones, tablets or IPADS. The seller inserts the device into the kiosk and communicates with the operator (the buyer) through a video call. The machine inspects the device being offered by the seller and records the serial number and photograph/ID of the seller before making an offer. If the seller accepts the offer in exchange for the device, the cash is dispensed from the machine. Since, currently the City code does not define this type of use and the kiosks that are generally used for trade posed some safety concerns. Therefore, the Community Development staff held a meeting with Broward Sheriff Detectives who informed the staff on the capability of the machines and whether they pose any threat to public safety. The staff learned that the kiosks allow law enforcement agencies to have photo and location records of whoever uses them whether or not they complete a trade. This information would be useful not only to citizens looking to trade in their used electronic devices, it will also be helpful to law enforcement agencies by keeping track of these devices to determine whether it was stolen or not. In addition, it will provide location information on individuals who are being pursued by law enforcement.
Based on this research, staff drafted definitions and regulations to permit these kiosks within certain criteria. To provide for a definition for this new use, Code Section 106-3 and Section 106-438 will be amended to include limitations on secondhand or used merchandise sales. Section 106-467 will also be amended to include subsection 23 providing permitting regulations for the kiosks. Finally, the Code section pertaining to Self-service Electronics Trade-in Kiosks will be referenced on the Master Business List table in Section 106-468 under the secondhand merchandise classification. (See Exhibit A)

**RECOMMENDATION:**

The City Administration recommends Commission’s consideration on first reading of the attached Ordinance amending Sections 106-3, 106-438, 106-467 and 106-468 of the City Code of Ordinances to add regulations to define and permit Self-service Electronics Trade-in Kiosks in the City of North Lauderdale’s Business districts.
ORDINANCE NO.__________________

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING SECTION 106-3 ENTITLED “DEFINITIONS” AND SECTION 106-438 ENTITLED “LIMITATIONS ON USES” AND SECTION 106-467 ENTITLED “SUPPLEMENTAL REGULATIONS” AND SECTION 106-468 ENTITLED “MASTER BUSINESS LIST” OF THE NORTH LAUDERDALE CODE OF ORDINANCES, PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING FOR DEFINITIONS PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE AND PROVIDING AN EFFECTIVE DATE.

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

WHEREAS, for clarification purposes it is recommended that a new definition for Self-service Electronics Trade-in Kiosks is to be added to Section 106-3; and

WHEREAS, based on the nature of the use, it is recommended that Self-service Electronics Trade-in Kiosks is to be added to Section 106-438 “Limitations on uses”; and

WHEREAS, to provide permitting regulations for the new use, the City reviewed Supplemental Regulations pursuant to Section 106-467 of the City’s Code of Ordinances; and

WHEREAS, based on the review of business tax receipt applications received for Self-service Electronics Trade-in Kiosks, it is recommended that amendments be made to the Code to specify minimum conditions to be met for Self-service Electronics Trade-in Kiosks, and

WHEREAS, due to the nature of the use, Self-service Electronics Trade-in Kiosks shall be permitted in B-2 and B-3 zoning districts and only as an accessory special exception use, subject to approval by the City Commission; and
WHEREAS, for consistency and durability additional regulations for the permitting of new or the displacement of existing Self-service Electronics Trade-in Kiosks are recommended; and

WHEREAS, the proposed regulations pertaining to the requirements to be met for permitting a new or the displacement of an existing for Self-service Electronics Trade-in Kiosks on a business district are found to be in the best interest of the health, safety and welfare of the residents.

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

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

Section 2: Section 106-3 entitled “Definitions” and Section 106-438 entitled “Limitations on Uses” and Section 106-467 entitled “Supplemental Regulations”, and Section 106-468 entitled “Master Business List” of the City of North Lauderdale’s Code of Ordinances, be and the same is hereby amended as provided in Exhibit “A” to this Ordinance, which is attached hereto and incorporated herein by reference.

Section 3. It is the intention of the City Commission of the City of North Lauderdale, Florida that the provisions of this ordinance shall become and be made a part of the City of North Lauderdale Code of Ordinances. The sections of this ordinance may be re-numbered or re-lettered and the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.
Section 4. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith be, and the same are hereby repealed to the extent of such conflict.

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

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

PASSED on first reading by the City Commission of the City of North Lauderdale, Florida.
this ______ day of ____________, 2017.
PASSED and ADOPTED on second reading by the City Commission of the City of North Lauderdale, Florida, this _____ day of ____________, 2017.

APPROVED AS TO FORM:

___________________________________
CITY ATTORNEY SAMUEL S. GOREN

_________________________________
MAYOR JACK BRADY

_________________________________
VICE MAYOR LORENZO WOOD

ATTEST:

_________________________________
PATRICIA VANCHERI, CITY CLERK
Sec. 106-3.- Definitions.

***

Self-service Electronics Trade-in Kiosk- An unmanned kiosk used for the trade of consumer electronics.

***

Sec. 106-438. - Limitations on uses.

***

• b) No secondhand or used merchandise shall be offered for sale, displayed or stored including in conjunction with a self-service electronics trade-in kiosk except in an antique store or as incidental to the sale of new merchandise.

***

Sec. 106-467.- Supplemental Regulations.

***

7) Special exception uses under this section shall comply with the requirements of article IV of this chapter.

23) Self-service Electronics Trade-in Kiosks. Self-service electronic trade-in kiosks shall be permitted in B-2 and B-3 zoning districts as an accessory special exception use, subject to approval by the City Commission, subject to the following conditions:

a) General Standards. The standards and guidelines to be applied by the administration, the planning and zoning board and by the governing body in considering applications for a self-service electronics exchange machine are as follow:

(1) Permitting of kiosk is limited to one (1) per site and applicant must provide floor plan showing placement and size specifications of the trading kiosk to be installed.

(2) The Florida State statute requirements (F.S. Ch. 538 Secondhand Dealers) pertaining to such use must be met prior to Community Development approval

(3) Use of kiosk is to be restricted to operation only during approved store hours.
(4) If owned by a separate entity, owner of principal use must provide written approval of kiosk placement within the business.

(5) Placement of kiosk must not interfere with pedestrian traffic or ingress/egress points on site.

(6) Placement of signage relating to kiosk outside of the building is prohibited.

***

Sec. 106-468. Master Business List

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<table>
<thead>
<tr>
<th>Business listings</th>
<th>Prohibited</th>
<th>B-1 Neighborhood</th>
<th>B-2 Commercial</th>
<th>B-3 Commercial</th>
<th>B-4 Commercial</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sale, display and storage of secondhand or pre-owned merchandise</td>
<td></td>
<td></td>
<td>*7, *23</td>
<td>*7, *23</td>
<td></td>
</tr>
</tbody>
</table>
TO: Mayor and City Commission
FROM: Ambreen Bhatti, City Manager
BY: Tammy Reed-Holguin, Community Development Director
Jean Joinville, Purchasing and Contracts Manager
DATE: April 11, 2017
SUBJECT: Awarding Contract for the Demolition and Disposal of 133-134-135-136 San Remo Boulevard – Bid #17-03-369

The four residential units located at 133-134-135-136 San Remo Boulevard (quadplex) have been declared unsafe and the City has been authorized by the Broward County Unsafe Structures Board to demolish the structures and remove all debris. Tonight we are presenting the bids from contractors who responded to Bid #17-03-369 with a recommendation to award the contract to Paragon Construction.

This residential quadplex is located in the Le Clos community on San Remo Boulevard. The units were originally damaged by a fire and the homeowners were cited and taken through the Code Enforcement process which resulted in liens against the properties. The owners were unable to reach agreement on repairing or demolishing the structures and took no action to remedy the nuisance and collapse hazard. Subsequently, the Building Official deemed the structures unsafe and presented the case before the Unsafe Structures Board on June 22, 2016. An order was issued finding the structures unsafe and directing the owners to demolish the structures. Again, no action has been taken by the owners; therefore, the City is authorized to move forward with demolition. An invitation to bid was advertised and five vendors responded. The item was presented to City Commission on January 31, 2017 with a staff recommendation to reject all bids as unresponsive. The recommendation was approved unanimously by Commission.

An invitation to bid (Bid #17-03-369) was advertised again, and a pre-bid meeting was held on March 21, 2017. Four bidders were present. Bids were received from three of the vendors and were opened at City Hall on March 31, 2017.
Following are the three Vendors and prices submitted by each for the two options:

<table>
<thead>
<tr>
<th>COMPANY</th>
<th>PROPOSAL AMOUNT</th>
<th>PROPOSAL AMOUNT</th>
<th>ASBESTOS REMOVAL (IF APPLICABLE)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Paragon Construction</td>
<td>$31,400</td>
<td>$38,030</td>
<td>$2,400</td>
</tr>
<tr>
<td>Los Leyva</td>
<td>$38,460</td>
<td>$50,334</td>
<td>$13,000</td>
</tr>
<tr>
<td>Construction</td>
<td>*BG Group</td>
<td>$25,563</td>
<td>$29,975</td>
</tr>
<tr>
<td></td>
<td>$29,975</td>
<td>$29,975</td>
<td>No Response*</td>
</tr>
</tbody>
</table>

*Unresponsive-bid not inclusive of entire scope of work

Based on the bid quotes listed above, Paragon Construction is the lowest and most responsible, responsive vendor for the demolition and disposal of the residential structures on either of the options. Staff recommends proceeding with Option B which includes removal of the concrete slab and restoring lot with fill and ground cover per zoning requirements. We request authorization to issue a purchase order in an amount not to exceed $38,030 with the ability to increase the contract through a change order by no more than $2,400 should asbestos removal be necessary. We reserve the right not to award the contract should the owners imminently come forward and proceed with demolition.

RECOMMENDATION:

The Administration recommends that the Commission approve the two resolutions listed below:

i) Accepting the bid quotes provided and recognizing Paragon Construction as the lowest and the most responsible, responsive bidder for the Demolition and Disposal of 133-134-135-136 San Remo.

ii) Authorizing the City Manager or her designee to enter into contract with Paragon Construction and issue a Purchase Order in an amount not to exceed $38,030 for the demolition and disposal of 133-134-135-136 San Remo including the slab with the ability to increase the contract through a change order by no more than $2,400 should asbestos removal be necessary.
RESOLUTION NO. ___________________


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

Section 1: That the City Commission does hereby accept the rankings listed below of the Evaluation recognizing Paragon Construction as the lowest, and the most responsible, responsive bidder for the demolition and disposal of 133-134-135-136 San Remo Boulevard.

Section 2: Official results are as follows:

<table>
<thead>
<tr>
<th>COMPANY</th>
<th>PROPOSAL AMOUNT</th>
<th>PROPOSAL AMOUNT</th>
<th>ASBESTOS REMOVAL (IF APPLICABLE)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Option A - Keeping Slab</td>
<td>Option B - Removing Slab</td>
<td></td>
</tr>
<tr>
<td>Paragon Construction</td>
<td>$31,400</td>
<td>$38,030</td>
<td>$2,400</td>
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<td>$38,460</td>
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<td>*BG Group</td>
<td>$25,563</td>
<td>$29,975</td>
<td>No Response*</td>
</tr>
</tbody>
</table>

*Unresponsive-bid not inclusive of entire scope of work

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 11th day of April 2017.

APPROVED AS TO FORM:

__________________________
CITY ATTORNEY SAMUEL S. GOREN

__________________________
MAYOR JACK BRADY

__________________________
VICE MAYOR LORENZO WOOD

ATTEST:

__________________________
CITY CLERK PATRICIA VANCHERI
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 PARAGON CONSTRUCTION FOR THE DEMOLITION AND DISPOSAL OF 133-134-135-136 SAN REMO BOULEVARD; 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 has recognized Paragon Construction as the lowest, most responsible, responsive bid quote received for the demolition and disposal of 133-134-135-136 San Remo Boulevard.

Section 2: That the City Commission has authorized the City Manager or her designee to enter into an agreement with Paragon Construction in an amount not to exceed $38,030 for Option B with the ability to increase the contract through a change order by no more than $2,400 should asbestos removal be necessary.

Section 3: That the City obtained formal bid quotes based on the Local, State and Federal procurement procedures.

Section 4: That the City reserves the right not to award the contract should the owners imminently come forward and proceed with demolition.

Section 5: That this Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the City Commission of the City of North Lauderdale, Florida this 11th day of April, 2017.

APPROVED AS TO FORM:

___________________________
CITY ATTORNEY SAMUEL S. GOREN

___________________________
MAYOR JACK BRADY

___________________________
VICE MAYOR LORENZO WOOD

___________________________
CITY CLERK PATRICIA VANCHERI