CITY OF NORTH LAUDERDALE

COMMISSION MEETING

TUESDAY, MAY 9, 2017

REGULAR MEETING – 6:00 p.m.

AGENDA

1. INVOCATION AND PLEDGE OF ALLEGIANCE – Commissioner Graziose

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. [April 25, 2017]

4. PRESENTATIONS

   a. Recognition – Joany Vazquez for Broward League of Cities Scholarship Award
   b. Firefighter of the Year – Sam Franco
   c. EMS Provider of the Year – Javier Rodriguez
   d. Promotion to Lieutenant – Christopher Passino
   e. Government Finance Officers Association (GFOA) Distinguished Budget Presentation Award (Laurette Jean)
f. Utility Division Employee Letters of Commendation for their dedication commitment and hard work during a major sewer break crisis:

- Kenny Thomas, Utilities Foreman
- Shawn Driver, Operator
- Chris McCall, Utility Technician
- Robert Laws, Operator
- Marlon Betton, Community Service Worker

5. PROCLAMATIONS

a. [Emergency Medical Services Week – May 21-27]

b. [National Haitian American Heritage Month – May]

6. PUBLIC DISCUSSION

7. ORDINANCES SECOND READING

a. [Ordinance - Second Reading and Adoption: Ordinance Extending Moratorium on Uses Including Gas and Oil Filling Stations, Auto Service Stations, Auto Repair and Service Stations, Garage Including Mechanical Service, and Convenience Stores]

- Motion, second and vote to read the ordinance
- Attorney reads title
- Staff presentation
- 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, EXTENDING THE MORATORIUM ON THE APPROVAL OR ISSUANCE OF ANY NEW LICENSES OR PERMITS AND THE PROCESSING OF QUASI-JUDICIAL AND ZONING ITEMS PERTAINING TO USES INCLUDING GAS AND OIL FILLING STATIONS, AUTO SERVICE STATIONS, AUTO REPAIR AND SERVICE STATIONS, GARAGE INCLUDING MECHANICAL SERVICE, AND CONVENIENCE STORES WITHIN THE CITY FOR AN ADDITIONAL 90 DAYS (JULY 25, 2017) PURSUANT TO ORDINANCE NO. 16-04-1326, ADOPTED ON APRIL 26, 2016 BUT IN NO EVENT LONGER THAN THE TIME NEEDED FOR THE CITY
ADMINISTRATION TO TAKE INTO CONSIDERATION PUBLIC COMMENT AND REVIEW; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR EXCEPTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

8. OTHER BUSINESS

a. **RESOLUTION – Appointing Brandon Wright as an Alternate Member of the Planning and Zoning Board**
   - 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, APPOINTING BRANDON WRIGHT AS AN ALTERNATE MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD (SPONSORED BY COMMISSIONER GRAZIOSE); PROVIDING FOR TERM OF OFFICE; AND, PROVIDING AN EFFECTIVE DATE.

b. **RESOLUTION - Appointing Brandon Wright as a member of the Community Sustainability Board**
   - 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, PROVIDING FOR THE APPOINTMENT OF BRANDON WRIGHT (SPONSORED BY COMMISSIONER GRAZIOSE) TO SERVE ON THE COMMUNITY SUSTAINABILITY BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.

c. **RESOLUTION – Appointing Montfort Alexis as a regular member of the Planning and Zoning Board**
   - Motion, second and vote to read
   - Attorney reads title
d. **RESOLUTION – Appointing Gracien Serge Champagne as a regular member of the Code Enforcement Board**

- 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, APPOINTING GRACIEN SERGE CHAMPAGNE AS A REGULAR MEMBER OF THE NORTH LAUDERDALE CODE ENFORCEMENT BOARD (SPONSORED BY COMMISSIONER BORGELIN); PROVIDING FOR TERM OF OFFICE; AND, PROVIDING AN EFFECTIVE DATE.

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e. **SUBJECT – Special Event (SPEV 17-01) Haitian American Heritage Festival**

Applicant: Willem Philippi Foundation

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

**MOTION:** To approve SPEV 17-01 to conduct an open air event for Willem Philippi Foundation at Field 4 of the City’s Sports Complex to be held on Friday, May 19th from 6:00 PM. to 10:00 P.M. subject to the conditions listed in the staff memorandum without any waivers.
f. **RESOLUTION – East Kimberly Boulevard Professional Design Services**

- Motion, second and vote to read
- Attorney reads title
- Staff presentation (George Krawczyk)
- 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 AWARD CRAVEN THOMPSON AND ASSOCIATES FOR AN AMOUNT NOT TO EXCEED $98,860.00, UNDER THE TERMS OF RFQ 16-06-361 FOR THE SURVEYING, DESIGN, AND CONSTRUCTION SERVICES OF THE EAST SIDE OF KIMBERLY BOULEVARD IMPROVEMENT PROJECT; AND PROVIDING AN EFFECTIVE DATE.

9. **REPORTS**
   
a. Award of $194,000 Grant through State of Florida Hurricane Loss Mitigation Program (Katherine Randall, Assistant Community Development Director)

b. Parks and Recreation Update (Mike Sargis)

10. **COMMISSION COMMENTS**

11. **CITY MANAGER COMMENTS**

12. **CITY ATTORNEY COMMENTS**

13. **ADJOURNMENT**
CITY OF NORTH LAUDERDALE

COMMISSION MEETING

TUESDAY, APRIL 25, 2017

MINUTES

The North Lauderdale City Commission met at the Municipal Complex on Tuesday, April 25, 2017. The meeting convened at 6:00 p.m.

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

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

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

3. APPROVAL OF MINUTES

   a. April 11, 2017 – Commissioner Graziose moved to approve the Minutes as submitted. Seconded by Vice Mayor Wood. Minutes approved unanimously by voice vote.

4. PRESENTATIONS

   a. The Broadview/Pompano Park Civic Association presented a Scholarship award to Fire Explorer Jevann Videau – Fire Chief Rodney Turpel thanked the City for helping with the Fire Explorer program and extended a huge thank you to the Broadview/Pompano Park Civic Association who has donated money for the past two years for the scholarship opportunity. Explorer Co-ordinator Firefighter Christopher Xiste introduced Fire Explorer Jevann Videau who will be going to the Broward Fire Academy EMT School with the help of the $1,000 scholarship, which was presented by Jerry Graziose, President of the Broadview/Pompano Civic Association and Joyce Clyde, Treasurer. Ms. Clyde also presented a second check for $1,000 to Chief Turpel toward a future scholarship award.
b. Veterans Group Presentation to Mayor Brady – Doug Frankow, 6150 SW 15th St., representing a group of local Veterans who have served the Country, presented Mayor Brady with a hand-crafted cane and explained what the different colors and decorations on the cane stood for. Mayor Brady thanked them and said he is very honored.

5. PROCLAMATIONS – Clerk read the following Proclamations into the record.

   a. National Day of Prayer – May 4
   b. Municipal Clerks Week – May 7-13
   c. National Economic Development Week – May 8-13

6. PUBLIC DISCUSSION

Garfield Buchanan – 800 SW 75 Way – Stated that he is a 16 year resident; a soccer and basketball coach for the City. He came to discuss and have dismissed a Courtesy Warning Notice he received for a basketball hoop which was placed in his swale. He claimed that this notice was made in an effort to silence a complainant for a trumped up violation and stated there is nothing in the Code against kids playing basketball in the street. Mr. Buchanan stated the hoop was there for six years and the violation was cited due to a complainer who does not like the kids playing there. He explained that the area is a low traffic single family area surrounded by canals and that kids should be allowed to play without a permit as they have done for the past six years without complaint. Mr. Buchanan asked that the City dismiss the complaint; appropriately reprimands the Code Officer who issued the Courtesy Warning and issue a written apology to him. Mayor Brady said they will look into it.

George Morgan – Stated he is the developer and owner of the Hamptons Plaza on the NW corner of Rock Island and McNab Road and also developed the Publix on 81st and McNab. Mr. Morgan commented that he has had his company for 40 plus years and works from Maryland to Florida. He has owned this property for about 20 years and the City has worked with them on the existing businesses and his relationship has been a good one. Mr. Morgan stated that unfortunately they have been unable to find a suitable user under the zoning that is applicable to the rear parcel which is 2 plus acres. He stated the vacant piece of land cost him approximately $16,000 in taxes yearly. Mr. Morgan stated that in the past year he has been approached on many occasions by a company interested in doing self storage and would like to discuss a proposed plan to do a three story building if he could give the Commission a presentation with regard to a possible rezoning, variance or amendment to the use of that particular zoning district. Mr. Morgan said the attorneys have discussed how a possible rezoning could be drafted but it could not be brought forward with staff. Mr. Morgan stated he would like to be able to make a reasonable presentation and application and be heard. Mr. Morgan stated that this property has been fallow for 20 years and they have tried to find tenants and a suitable use. He said their proposed use would not be a traffic intense use, nor disruptive to the residents and they are trying to do this in a proactive way so as not to have vacant space. He requested a means to bring this forward. Consensus of the Mayor and Commission was to meet with Mr. Morgan, but also review the issue with staff. Vice Mayor Wood stated he did meet with Mr. Morgan and after meeting with staff, he said we do want to see that land developed with something productive for the City but the zoning is an issue and staff has to
advise everyone. Commissioner Graziose commented that there is a moratorium on storage facilities and what he has heard from the residents is that they would like restaurants or businesses that create jobs. Mr. Morgan commented that he began the conversations about this concept with staff two years ago before the moratorium and would like a chance to bring it forward to the Commission and the residents for consideration. Commissioner Borgelin asked if the City has a CRA and Attorney Goren replied we do not, and under pending legislation in Tallahassee a CRA is unlikely to happen.

7. QUASI-JUDICIAL ITEMS

a. ORDINANCE – First Reading – VAR 17-02 RaceTrac Renovation
    7350 W. McNab Rd.
    APPLICANT - Kristin Novack, Thomas Engineering Group

Commissioner Graziose moved to read. Seconded by Vice Mayor Wood. Attorney Goren stated that Item 7(a) and 7(b) are related and with permission read both into the record:

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING VARIANCE FROM THE NORTH LAUDERDALE CODE OF ORDINANCES, SECTION 102-63 (C) REGARDING THE PLACEMENT OF A 10 FOOT WIDE LANDSCAPE STRIP AS REQUIRED; PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

Those present to speak on the item were duly sworn by Attorney Goren. Tammy Reed-Holguin, Community Development Director, presented the item based on the backup memorandum. She presented the request for a variance of the landscape area on first reading for the RaceTrac located at 350 W. McNab Road. The proposed renovation includes outdoor seating, expansion to the building and restriping of the parking lot. The variance will require additional landscape requirements as a result of the proposed physical modification of the building. Ms. Reed-Holguin showed a PowerPoint presentation showing views of the proposed variance and site plan and explained the request; a copy is available for review in the City Clerk’s office. She stated that staff has reviewed the request in light of the criteria and the existing code and feels that this is a minimal variance. In addition, the applicant has agreed to install 35 shrubs and one tree to provide overall landscape needed for the site in lieu of the required landscape strip between the building and the parking lot. The Planning and Zoning Board met on April 4, 2017 and approved the variance for recommendation to the City Commission. Ms. Reed-Holguin stated that should the Commission concur with the applicant’s request and Staff’s analysis, a motion is in order to approve the variance on first reading, subject to the three (3) conditions listed in the staff memorandum. Attorney Goren interjected that because the two items run together staff can present on both and then let the Applicant to come forward. Ms. Reed-Holguin then presented the preliminary site plan approval to add 667 square feet of store space, outdoor seating area and an interior renovation that will offer more services to the customers, and also adding a slab in the back of the building for new equipment on the currently operating site. Due to significant changes in the site plan it required an approval. The site plan approval will be contingent upon approval of the variance. Renovation will include new signage and new soft serve ice cream machine inside the existing floor plan. They will also incorporate the façade to mirror the Ross plaza next door. Some increase in traffic
is anticipated due to additional dining but the parking spaces have been increased to accommodate this. The Development Review Committee met on February 1, 2017 and made a recommendation for approval of the site plan contingent upon approval of the requested variance. There were additional comments received from the City’s landscape consultant stating that the site was short 32 required trees. It was worked out between the consultants to add 12 trees. The Planning and Zoning Board recommended approval subject to a 14th condition pertaining to the location of the 12 new trees. Ms. Reed-Holguin mentioned that in the future they will come back with a connection between RaceTrac and Ross that is being worked on now for an additional driveway. She advised that if the Commission wished to approve the site plan, it should be done based on the fifteen (15) conditions listed in staff memorandum. Kristin Novack, Civil Engineer from Thomas Engineering Group, representing RaceTrac, along with Samantha Moore and Alan Bell from RaceTrac, presented a PowerPoint presentation, which is available for public review in the City Clerk’s office. The presentation outlined some of the remodel features which will put this older store in line with newer stores. Mayor Brady asked if the Applicant agreed with the three (3) conditions of the variance request outlined by staff. Applicant agreed. Commissioner Graziose made a motion to approve the variance request subject to the three conditions on first reading. Commissioner Moyle seconded the motion. Public hearing opened. No one spoke. Clerk called roll. All yes.

ORDINANCE APPROVED UNANIMOUSLY ON FIRST READING.

b. SUBJECT – SITE PLAN -  SPR 17-02
   RaceTrac Renovation
   350 W. McNab Rd.

Preliminary Site Plan approval to allow for an expansion to the existing RaceTrac to include an outdoor seating area in accordance with Section 98 “Land Improvement Regulations” of the City Code of Ordinances in a General Business (B-2) zoning district.

APPLICANT:  Kristin Novack, Thomas Engineering Group

Mayor Brady asked the Applicant if they agreed to the fifteen conditions outlined by staff in the backup memorandum. Ms. Novack, representing the Applicant, and who is legally bound by the applicant as the engineering firm representing them agreed. Public hearing opened; no one spoke. Commissioner Moyle moved to approve preliminary Site Plan - SPR 17-02 – subject to the fifteen (15) conditions outlined in staff memorandum. Seconded by Commissioner Graziose. Commissioner Borgelin asked about plans to put a guard rail in front of the outdoor seating to prevent accidents. Ms. Novack replied that they are proposing a knee wall all around the area. Motion passed unanimously by voice vote.

c. SUBJECT - SEU 17-03
   Harvest Time Deliverance & Fellowship Center, Inc.
   Commercial Pointe Plaza, 3601 W. Commercial Blvd Suite # 25

Attorney read:
Special Exception Use Permit in accordance with City Code Section 106-467 (14), (19) and Section 106-468 to allow a Community Facility (CF) Use to operate in Commercial Pointe at 3601 W. Commercial Blvd. Suite # 25 within a General Business (B-3) Zoning District.

APPLICANT: Dr. Kenneth Smith - Harvest Time Deliverance & Fellowship Center, Inc.

All persons present to speak on the item were duly sworn by City Attorney. Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum. She indicated that the applicant, Harvest Time Deliverance, has been operating a place of worship without a license and is tonight requesting approval of a Special Exception Use permit to operate the church. An SEU is required for a community facility use when located in a Business District. The applicant submitted a letter of intent stating that the hours of operation are Sundays from 10:00 am to 1:00 pm and Wednesdays from 7:30 pm to 8:30 pm. The space will be used for worship services; bible study and prayer meetings. The anticipated hours of operation may overlap on Sunday morning with another church currently existing in the plaza, Truth and Light Ministries. One of the primary requirements for a CF use in a non-CF zoning district is that such uses may not exceed 20% of the total commercial area and only 2 such uses in the plaza are allowed by code. Ms. Reed-Holguin stated that approval of this SEU would bring the CF use to 3900 square feet which is 9.2% of the plaza and this would be the second and maximum number of CF uses allowed in that plaza. She indicated that there is another church operating in that plaza without a license who was issued a courtesy warning notice as the same time as this applicant here tonight; however, if this applicant is approved the third choice obviously could not proceed with their application. The Planning and Zoning Board tabled the other church’s application because this applicant here tonight was the first application taken in the order received. Harvest Time was approved by the Planning and Zoning Board on April 4, 2017. The Fire Department has also conducted a preliminary inspection of the facility and found it to be in good condition with the Fire and Life Safety code. It should be noted that the church has an occupancy capacity sign of 60 posted which corresponds to the number of seats on their floor plan and classifies as an assembly occupancy. Should the Commission concur with the recommendation of the Planning and Zoning Board and administration’s recommendation, Ms. Reed-Holguin commented that a motion to approve the SEU is in order subject to the conditions listed in the memorandum. Mayor Brady asked the Applicant if they agreed to the seven conditions outlined. Pastor Kenneth Smith, Harvest Time Deliverance &Worship Center responded yes he voluntarily agreed to the conditions outlined. Public hearing opened; no one spoke. Commissioner Moyle moved to approve Special Exception Use Permit – SEU 17-03 – subject to the seven (7) conditions outlined in staff memorandum. Seconded by Vice Mayor Wood. Public Hearing opened; no one spoke. Commissioner Graziose asked the applicant how many members are in the congregation? Pastor Smith answered about 50 now. Commissioner Graziose asked if he was aware that capacity is 60 and Pastor Smith answered yes. Commissioner Graziose asked staff what we do when a business operates without a license in the City; are there any kind of fines? Ms. Reed Holguin answered that the normal steps are that a Courtesy Warning Notice is issued and they are given time to remedy the situation, which is the process they are going through now by coming to the City for a Special Exception Use Permit and the next step would be to apply for a Local Business Tax Receipt. She stated that if that is not done, then they move on to a Summons and there would ultimately be a penalty. Commissioner Graziose commented that seeing as we have another business operating without a license, have they submitted any paperwork. Ms. Reed-Holguin replied that they did but it was taken in the order received, and there can only be two in the shopping center. Pending the outcome
of this item tonight, should this be approved, the center is at the maximum and we would revisit the church and advise them that their SEU could not be processed and at that point they would have to make a decision to leave the shopping center or get a Summon. Attorney Goren interjected that this very specific issue came up at the Planning and Zoning Board meeting which he attended, and this applicant tonight was first in line and under the code the best approach is to process the first in time. The second applicant was tabled pending the outcome of this application this evening, and the Commission has the legal authority to consider this application. No further discussion. Motion was approved unanimously by voice vote.

8. ORDINANCES SECOND READING

a. 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

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 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.

Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum. The Commission adopted Ordinance #16-04-1326 on April 26, 2016, which implemented 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 throughout the City. On April 11, 2017 the Commission approved this ordinance, with amendments, on first reading. The first change was to clearly separate the gas station and convenience store uses from services stations that repair vehicles but do not dispense fuel. The regulations more closely pertain to these individual uses instead of lumping them into one category. Ms. Reed-Holguin stated that at the last meeting one of the standards added to Section (8) of the City Code pertained to gas stations and convenience stores which a study showed was the predominant use in the City. The amendments include intensity of development, aesthetics and job creation as outlined in the memorandum. Section 106-468 of the “Master Business List” is being amended for consistency to refer users to the appropriate sections of the Code identifying these additional regulations. The Planning and Zoning Board met on April 4, 2017 and recommended approval of the ordinance and found it consistent with the City’s Comprehensive plan. Commission did approve the ordinance on first reading and tonight it is being presented for second reading and adoption. Ms. Reed-Holguin noted there was a speaker in the audience that would like to address the Commission regarding the ordinance. Attorney Goren interjected that staff has done a thorough and measured analysis of this issue given the
moratorium and the presentation relates to a citywide ordinance and acknowledged the speaker who was approaching the podium. Attorney Dwayne Dickerson stated that he has spoken extensively with City Manager, Staff and the City’s attorney as well. He commented that while they fully support the passage of this ordinance, they believe there are a few things that need to be amended to make sure that the ordinance serves the best interests of City and is consistent with the needs are of these types of facilities to operate successfully in this City. Attorney Dickerson commented on a section of the ordinance that currently restricts the amount of underground storage tank size to 40,000 gallons; they are recommending a change to an aggregate total of 100,000 gallons to be consistent with Broward County Local Amendments of the Florida Fire Prevention Code. Attorney Dickerson stated that this was presented to the Deputy Fire Chief who agreed that the 100,000 gallons was consistent with what the County is doing. He believes the City should mirror that and showed a PowerPoint slide presentation which showed some of the depth of regulations involving underground storage tanks; they propose that the City’s code adopt the County, State, Federal and other regulations regarding underground storage tanks. Dickerson pointed out regulations that are in place to protect a 100,000 gallon storage tank; monitor it and insure safety; and spoke about the number of pumps allowed. They believe that another proposed change would be to the minimum gross area; as the size of the property increases the number of pumps should increase. They believe an option for 8 pumps on 2 acres or larger is an appropriate option. Mr. Dickerson suggests that some flexibility be built into an ordinance for things such as the hours of operation so as not to be a nuisance and buffering the property for safety, since the code seems to be rigid. A copy of the PowerPoint is available for review in the City Clerk’s office. Mr. Dickerson requested the Commission consider tabling this item to a time certain to the May 30th City Commission meeting, to provide time to continue working with staff to come up with changes that are reasonable to be brought forward for final approval. He stated that he believes City Attorney worked with staff to accommodate the extension of the moratorium so that the City will be 100% protected while going through this process. Commissioner Graziose asked if staff has reviewed this. Ms. Reed-Holguin replied that they have had discussions with Mr. Dickerson and his client, but would request more time to review the actual recommendations to take them into account and look at some other codes a little more extensively. Commissioner Graziose commented that we are limited in space in the City, so how many possible sites could we have for this type of operation? Mr. Dickerson replied that there are several sites in the City that his client Wawa is very interested in and that this client is an employee owned operation, so 40% or more of the company is owned by the employees; when the time is appropriate, he has a presentation on that. Commissioner Wood commented that this ordinance was written to make sure the City is protected and he appreciates the enthusiasm in pointing out that our ordinance is rigid, but we need more time than May 30th to make sure that staff is in agreement with this. Commissioner Graziose commented that he is familiar with the code cited by Mr. Dickerson and has inspected service stations and the regulations can start at 60,000; it does not have to be 100,000 to be put in place. Mr. Dickerson agreed and has provided the information to staff and the Fire Dept. and has stated that anything he presents will be factual, and is willing to go longer than May 30th if necessary to fact check. He suggests adding language that incorporates all State and County regulations in our code. Attorney Goren interjected two things, 1) staff is presenting a legislative item that applies to all properties in the City which is not site specific; and 2) Mr. Dickerson revealed that he represents a potential user who is not before the Commission this evening. He stated the item before the Commission tonight is for second reading, and if tabled to a time certain of May 30th, the ordinance would not have to be re-advertised. Also, staff has provided a proposal that may be added to the agenda as an item which is an extension to the moratorium which currently exists to July 25th. Vice Mayor Wood made a motion to table Item
8(a) to a time certain of May 30, 2017. Commissioner Moyle seconded the motion. Motion passed unanimously by voice vote.

**WALK-ON:** Tammy Reed-Holguin presented an item to add to the agenda 8(a)(i) which is a proposed ordinance to extend the moratorium which ends on April 26, 2017. **Vice Mayor Wood made a motion to add Item 8(a)(i) to the agenda.** Seconded by Commissioner Graziose. All in favor by voice vote.

Vice Mayor Wood moved to read Item 8(a)(i). Seconded by Commissioner Moyle. Attorney read:

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 AND THE PROCESSING OF QUASI-JUDICIAL AND ZONING ITEMS PERTAINING TO USES INCLUDING GAS AND OIL FILLING STATIONS, AUTO SERVICE STATIONS, AUTO REPAIR AND SERVICE STATIONS, GARAGE INCLUDING MECHANICAL SERVICE, AND CONVENIENCE STORES WITHIN THE CITY FOR AN ADDITIONAL 90 DAYS (JULY 25, 2017) PURSUANT TO ORDINANCE NO. 16-04-1326, ADOPTED ON APRIL 26, 2016 BUT IN NO EVENT LONGER THAN THE TIME NEEDED FOR THE CITY ADMINISTRATION TO TAKE INTO CONSIDERATION PUBLIC COMMENT AND REVIEW; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR EXCEPTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Graziose moved to approve. Seconded by Vice Mayor Wood. No Commission discussion. All in favor by voice vote.

ORDINANCE PASSED AND APPROVED ON FIRST READING

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

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, 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
Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum for Commission’s consideration and approval on second reading to extend the moratorium which currently will expire on May 1, 2017. Public hearing opened; no one spoke. Commissioner Graziose made a motion to extend the moratorium to November 1, 2017. Vice Mayor Wood seconded the motion. No Commission discussion. All in favor by voice vote.

ORDINANCE NO. 17-04-1350 PASSED AND APPROVED UNANIMOUSLY


Commissioner Graziose moved to read. Seconded by Commissioner Moyle.

Attorney read:

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.

Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum for Commission’s consideration and approval on second reading to amend the code as outlined in the title, by adding regulations regarding “Self-service Electronics Trade-In Kiosks” in B-2 and B-3 business districts and to include a definition for “Self-service Electronics Trade-In Kiosks”. Ms. Reed-Holguin presented a PowerPoint to show an example of what the self-service kiosk would look like. A copy of which is available in the City Clerks office for review. Ms. Reed-Holguin indicated the types of devices that could be traded in and how the process works regarding the dispensing of cash for the trade-in; photo id of the user and how it helps law enforcement keep track of stolen devices as the company is required to hold the items for 30 days. Based on questions asked at the last Commission meeting, staff did additional research in terms of identification of the seller and how long the process takes. The process takes about 3-5 minutes to access the device and make an offer. Also, it was found that these kiosks have moved in to Broward County: Pembroke Pines Mall has one, as well as two WalMart stores in Broward County. Ms. Reed-Holguin stated that we do not have anything in place right now that addresses these types of devices so we are recommending regulations to monitor where they are located and how many; that they don’t have signage on the outside and that they have permission of the store where located. She stated we are trying to be pro-active in getting regulations in place to address this. Public hearing opened. No one spoke. Commissioner Graziose
moved to adopt. Seconded by Commissioner Moyle. Commissioner Borgelin said that he understands as discussed last time that this will help BSO track stolen equipment, but will it encourage more home break-ins or an opportunity for more violent cases and have any studies been done regarding increase in crime in neighborhoods that have the kiosks. BSO Captain Faer responded that this in no way helps BSO and they aren’t promoting or not promoting this product; but, because these products are able to be tracked, detectives have used it as a device to clear cases. Captain Faer said personally, he does not believe that because someone can cash in a phone at a WalMart that it would increase people to be thieves; there are a lot of surveillance tapes that show phones being stolen from people to set their phone down on counters even, so he doesn’t believe that it would cause additional crimes. Vice Mayor Wood commented on his previous distaste on the subject when he thought North Lauderdale was being approached solely, but now knows that other reputable companies like WalMart have them in Broward, he is on board as long as we have regulations in place to govern them. Commissioner Graziose thanked staff for being proactive with this. No further discussion; clerk called roll. Commissioner Graziose – YES; Commissioner Moyle – YES; Vice Mayor Wood – YES; Commissioner Borgelin – NO; Mayor Brady – YES. Motion approved on a 4-1 Vote; Commissioner Borgelin dissenting.

ORDINANCE NO. 17-04-1351 PASSED AND APPROVED ON A 4-1 VOTE

9. CONSENT AGENDA

Commissioner Borgelin pulled Item 9(f) from consent. Commissioner Moyle moved to read the remainder of the consent agenda minus 9(f). Seconded by Vice Mayor Wood.

Attorney read:

a. RESOLUTION – Renewal Agreement with City College to permit Paramedic and Emergency Medical Technician Students to Participate in Educational and Training Programs with North Lauderdale Fire Rescue Department

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING AND DIRECTING THE CITY MANAGER OR HER DESIGNEE TO ENTER INTO A RENEWAL AGREEMENT WITH CITY COLLEGE, TO ALLOW EMT AND PARAMEDIC STUDENTS TO RIDE WITH THE NORTH LAUDERDALE FIRE RESCUE DEPARTMENT FOR EDUCATIONAL AND TRAINING PURPOSES; AND PROVIDING AN EFFECTIVE DATE.

RESOLUTION NO. 17-04-6399

b. RESOLUTION – 2017 Amendment to Interlocal Agreement between Broward County and City of North Lauderdale providing for Division and Distribution of the proceeds of the Local Option Gas Tax Imposed by the Broward County Local Option Gas Tax Ordinance – (Six-Cent)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ACCEPTING AND OTHERWISE AUTHORIZING THE CITY MANAGER OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ON BEHALF OF SAID CITY, TO EXECUTE AND OTHERWISE ENTER INTO THE ATTACHED YEAR 2017 (SIX CENT)
AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN NORTH LAUDERDALE AND BROWARD COUNTY PROVIDING FOR THE DIVISION AND DISTRIBUTION OF THE PROCEEDS OF THE LOCAL OPTION GAS TAX IMPOSED BY THE BROWARD COUNTY LOCAL OPTION GAS TAX ORDINANCE; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND PROVIDING AN EFFECTIVE DATE.

RESOLUTION NO. 17-04-6400

c. RESOLUTION – 2017 Amendment to Interlocal Agreement between Broward County and City of North Lauderdale providing for Division and Distribution of the Proceeds from the Broward County Fifth Cent Additional Local Option Gas Tax on Motor Fuel for Transit

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ACCEPTING AND OTHERWISE AUTHORIZING THE CITY MANAGER OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ON BEHALF OF SAID CITY, TO EXECUTE AND OTHERWISE ENTER INTO THE ATTACHED YEAR 2017 (FIFTH CENT) AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN NORTH LAUDERDALE AND BROWARD COUNTY PROVIDING FOR THE DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY FIFTH CENT ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL FOR TRANSIT; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND, PROVIDING AN EFFECTIVE DATE.

RESOLUTION NO. 17-04-6401
d. RESOLUTION - 2017 Amendment to Interlocal Agreement between Broward County and City of North Lauderdale providing for Division and Distribution of the Proceeds from the Broward County Additional Local Option Gas Tax on Motor Fuel Ordinance – (Three-Cent)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ACCEPTING AND OTHERWISE AUTHORIZING THE CITY MANAGER OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ON BEHALF OF SAID CITY, TO EXECUTE AND OTHERWISE ENTER INTO THE ATTACHED YEAR 2017 (THREE CENT) AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN NORTH LAUDERDALE AND BROWARD COUNTY PROVIDING FOR THE DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL ORDINANCE; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO CARRY OUT THE AIMS OF THIS RESOLUTION; AND, PROVIDING AN EFFECTIVE DATE.

RESOLUTION NO. 17-04-6402
e. RESOLUTION – Re-appointing Joyce Clyde to Code Enforcement Board

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING JOYCE CLYDE WHO RESIDES AT 6201 SW 18 COURT, AS A REGULAR MEMBER OF THE NORTH LAUDERDALE CODE ENFORCEMENT BOARD (SPONSORED BY COMMISSIONER JERRY GRAZIOSE); PROVIDING FOR TERM OF OFFICE; AND, PROVIDING AN EFFECTIVE DATE.

RESOLUTION NO. 17-04-6403

This item was pulled from consent and read after the remainder of the consent agenda:

f. RESOLUTION - Re-appointing Diana Farrar to Code Enforcement Board

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING DIANA FARRAR WHO RESIDES AT 8304 SW 20 STREET, AS A REGULAR MEMBER OF THE NORTH LAUDERDALE CODE ENFORCEMENT BOARD (SPONSORED BY COMMISSIONER BORGELIN); PROVIDING FOR TERM OF OFFICE; AND, PROVIDING AN EFFECTIVE DATE.

Commissioner Borgelin commented that he tried to contact Board Member Diana Farrar and left messages but was unable to speak with her as he does not know her but she holds a seat on two boards. He indicated that he has someone who he would like to appoint and would like this item to come back at the next meeting to give him time to provide his applicant. Attorney Goren commented it would be at the prerogative of the Commission to defer and an application would have to be submitted to identify the proposed applicant; although there are no background checks for boards, there must be certain requirements of applicants. Commissioner Borgelin asked for clarification. Attorney Goren replied if it were the wish of Commissioner Borgelin to substitute his applicant for appointment to the Code Board in place of Ms. Farrar by deferring this item to the May 9th meeting, a formal filing of an application must be submitted to the Clerk before that meeting date and under the requirements of the state statute for this Board, certain qualifications must be met. Attorney Goren stated the best approach may be to table the item to the May 9th meeting. Commissioner Moyle moved to table this item to the May 9th Commission meeting. Vice Mayor Wood seconded the item. Motion to table passed on a 4-1 vote; Commissioner Graziose dissenting.

RESOLUTION NO. 17-04-6405

g. RESOLUTION - Re-appointing George Tayar to Code Enforcement Board

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RE-APPOINTING GEORGE TAYAR WHO RESIDES AT 1349 W. GLEN OAK ROAD, AS A REGULAR MEMBER OF THE NORTH LAUDERDALE CODE ENFORCEMENT BOARD (SPONSORED BY VICE MAYOR WOOD); PROVIDING FOR TERM OF OFFICE; AND, PROVIDING AN EFFECTIVE DATE.
h. RESOLUTION – Re-appointing Genevieve Barnett-Burke to Housing Authority Board

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

RESOLUTION NO. 17-04-6406

i. RESOLUTION – Re-appointing Larry Milligan to Housing Authority Board

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

RESOLUTION NO. 17-04-6407

Commissioner Moyle moved to approve the consent agenda as read. Seconded by Commissioner Graziose. Motion approved unanimously by voice vote. Pulled Item 9(f) was presented.

10. OTHER BUSINESS

a. RESOLUTIONS – Repair of Sludge Thickener Unit at the Water Plant

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

Attorney read:

A RESOLUTION OF THE CITY OF NORTH LAUDERDALE, FLORIDA AUTHORIZING THE CITY MANAGER OR DESIGNEE TO ACCEPT THE PROPOSAL FROM REBUILD-IT SERVICES GROUP, FOR THE AMOUNT NOT TO EXCEED $53,434 FOR THE REPAIR OF THE EIMCO SLUDGE THICKENER UNIT AND $5,000 IN CONTINGENCY FUNDS; AND PROVIDING AN EFFECTIVE DATE.

George Krawczyk, Public Works/Utilities Director, presented the item based on backup memorandum. He stated that this item is for a repair of the sludge thickener unit at the water plant. As part of a process this makes the slurry thicker to be hauled off and an area between the two ball parks has been used intermittently to help with the process and they have been able to get to the bottom of what is going on with the drive unit. The repair of this unit is a specialty service and Rebuild-It the factory authorized vendor who specializes in this type of repair. Mr. Krawczyk said this unit has been in operation since 1978 and is requesting an amount not to exceed $53,434, with a contingency fund of $5,000, for the repair. Commissioner Moyle moved to approve. Seconded by Vice Mayor Wood. No Commission discussion. All in favor by voice vote.

RESOLUTION NO. 17-04-6408 PASSED AND APPROVED UNANIMOUSLY.
b. RESOLUTIONS - Items Tabled to Time Certain of April 25, 2017

Commissioner Moyle asked if these items were previously tabled from a consent agenda, could they be taken that way now if there are no objections. Attorney Goren replied that all of Item 10(b) has six subparts and although they were previously on consent, they are now on the agenda as independent items and must be taken up individually.

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

Attorney read:

i. RESOLUTION – Re-appointing Barbara Thomas to Planning & 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.

Commissioner Moyle moved to approve. Seconded by Vice Mayor Wood. All in favor by voice vote.

RESOLUTION NO. 17-04-6391 PASSED AND APPROVED UNANIMOUSLY

Commissioner Borgelin commented that he is confused and does not want to vote for something he does not understand. He apologized for that and said he would like to re-table this as he still has a nominee to put in. Attorney Goren explained that all of Item 10(b) is for members whose terms of office will expire on May 31st and under Florida law, if nothing was done, they would stay in office until a successor was appointed. Under the Code, appointees get a three year term of office and re-appointment is not guaranteed. Each Commissioner District gets an appointment as required by the Code. If a district does not have an appointment, the Mayor is allowed to appoint at large. These six people have requested reappointment, but none of them are Commissioner Borgelin’s appointment. Commissioner Borgelin asked that this item be tabled from the last meeting to be allowed time to appoint from his district. Vice Mayor Wood made a motion to table. After some lengthy discussion amongst the Commission regarding applications received; alternate seats available; an opportunity to have an appointment from District D to be fair; needing to have adequate members for the function of the boards; Vice Mayor Wood withdrew his motion to table as premature. Further discussion included City Attorney reiterating the section of the code regarding appointments; a suggestion to have a lottery to replace one member with Commissioner Borgelin’s appointment; and how members were appointed in the past and how districts changed over the years regarding the history of appointments. A suggestion by City Clerk regarding a change of board member Brandon Wright to an alternate position was presented to open a seat and Commissioner Graziose stated that if that were to happen, District B would have no representation. Commissioner Moyle suggested acceptance of Mr. Wright’s willingness to become an alternate. Commissioner Borgelin stated that he is not trying to oppose his colleagues, but would like an opportunity to have an appointment. Commissioner Graziose stated for the record that there is an application on file for District D. Vice Mayor Wood made a motion to reconsider Item 10(b)(i).
Mayor Brady seconded the motion. Commission Graziose noted that Mr. Wright has willingly agreed to take an alternate seat and that District B is relinquishing their seat so that Commissioner Borgelin has an opportunity to appoint, therefore this should not have to be reconsidered, but it does have to be tabled to a time certain. Commissioner Moyle commented that the next time this comes back it should be consent, and not one by one. Commissioner Borgelin stated for the record that it was not his request to take the item one by one. Clerk called roll. Commissioner Graziose – NO; Commissioner Moyle – NO; Vice Mayor Wood – YES; Commissioner Borgelin – YES; Mayor Brady – YES. Motion to reconsider passed on 3-2 vote; Commissioner Graziose and Commissioner Moyle dissenting.

Attorney Goren reiterated that the items will begin again one at a time and if nothing is done tonight they will stay in place until May 31st and if these items move forward to consideration at the next meeting again, the members would still sit in their positions until otherwise decided. He said the if it were the wish of the Commission they could enable Commissioner Borgelin to bring forward a name at the next regular meeting and have Mr. Wright who has offered to resign his seat to become an alternate. Commissioner Graziose asked Mr. Wright to speak. He reiterated the conversation with the Clerk about the position and stated that he wants to serve but accepts an alternate position. Commissioner Graziose wanted to note that with Mr. Wright moving to an alternate, District B would not have a member on the Planning and Zoning Board. Attorney Goren offered that if the Commission were to approve every item under 10 (b) except Mr. Wright’s appointment and defer that to the next meeting, you could have all these members appointed and if Commissioner Borgelin could submit an appointment at the next meeting to fill that position, and thereafter appoint Mr. Wright to the alternate position. Each item would be considered individually and defer Item 10 (b)(iv) to the next meeting.

Commissioner Moyle moved to read Item 10(b)(i). Seconded by Vice Mayor Wood. Attorney read:

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.

Commissioner Graziose moved to approve. Seconded by Vice Mayor Wood. No discussion. All in favor by voice vote.

RESOLUTION NO. 17-04-6391 PASSED AND APPROVED UNANIMOUSLY

ii. RESOLUTION – Re-appointing Aletrice Darcel Mann to Planning & Zoning Board

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

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.

Commissioner Graziose moved to approve. Seconded by Vice Mayor Wood. No discussion. Clerk called roll. Commissioner Moyle – YES; Vice Mayor Wood – YES; Commissioner Borgelin – YES; Commissioner Graziose – YES; Mayor Brady – YES.

RESOLUTION NO. 17-04-6392 PASSED AND APPROVED UNANIMOUSLY

iii. RESOLUTION – Re-appointing Alex Ortiz to Planning & Zoning Board

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

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.

Commissioner Graziose moved to approve. Seconded by Vice Mayor Wood. No discussion. All in favor by voice vote.

RESOLUTION NO. 17-04-6393 PASSED AND APPROVED UNANIMOUSLY

iv. RESOLUTION – Re-appointing William Albright to Planning & Zoning Board

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

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.

Commissioner Moyle moved to approve. Seconded by Vice Mayor Wood. No discussion. All in favor by voice vote.

RESOLUTION NO. 17-04-6394 PASSED AND APPROVED UNANIMOUSLY
v. RESOLUTION – Re-appointing Brandon Wright to Planning & Zoning Board

Vice Mayor Wood moved to TABLE this item to the next meeting of the Commission on May 9, 2017. Commissioner Moyle seconded the motion. All in favor by voice vote.

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.

vi. RESOLUTION - Re-appointing Enjoli Paul to Planning & Zoning Board

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

Attorney read:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, 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.

Commissioner Graziose moved to approve. Seconded by Vice Mayor Wood. No discussion. All in favor by voice vote.

RESOLUTION NO. 17-04-6396 PASSED AND APPROVED UNANIMOUSLY

Attorney Goren reiterated that Brandon Wright shall keep his position until the next regular meeting at which time this Commission will have on the table a resolution with the name of some designee of Commissioner Borgelin. The Clerk will also prepare a resolution for an alternate position for Mr. Wright.

11. REPORTS

a. Update on Federal Forfeiture Funds

Susan Nabors, Finance Director, gave an update on the change of procedures regarding the Law Enforcement Trust Funds that we received. She indicated that over the years from time to time we receive money through BSO or federal forfeitures. The Department of Justice has determined that cities who contract with BSO may not be reporting all of the funds. She reported that the City of North Lauderdale reports them, but as a whole some are slipping through the cracks. BSO has been informed that the Dept. of Justice will now administer all the Federal Law Enforcement Trust Funds and all of the contract cities that have any funds on their books has to return the funds to BSO to be held in the name of the various cities and used by those various cities. The process will still remain that if BSO needs to
utilize those funds, they will come to City Commission for permission to utilize those funds, but there will be an extra step in that BSO will have to go to County Commission to get approval as well since they are administering the funds. Going forward, this process may take a little longer. Currently, the City has $17,991 in federal funds that we will be returning to BSO. At any time, they will report if they add any more funds to that bucket. This does not change the local portion of the trust funds that the City has. Ms. Nabors said we currently have about $171,000 that can be used for various projects that BSO deems needed for certain programs.

12. COMMISSION COMMENTS

**Commissioner Graziose** – Commented that he attended a Belmont Homeowner’s Association meeting last night and they were complimentary toward the City regarding the issues with Waste Pro. Also, their new driveway onto 81st Avenue has been approved and he thanked Tammy Reed-Holguin and her staff so they could open their driveway. Also, crime statistics were provided and he thanked BSO. Also, he spoke about the speeders which were mentioned at the last meeting and said he lives close to McNab road and also hears it on the weekends. He presented an Operational Analysis Unit report which was put together by BSO regarding speeding citations and motorcycle related crashes. 5,792 citations have been issued, 24% of which is for speeding. Over the year, 64% of the accidents occur at night. Commissioner Graziose stated this is a good report which puts the data into perspective of how serious the speeding problem is and we may want to add some police units for the evenings.

**Vice Mayor Wood** – Thanked Commissioner Graziose and BSO for that analysis and gave kudos to the Sheriff’s Dept. for stepping up with the radar guns regarding traffic issues addressed at the last meeting. He said this is a systemic problem not just here but everywhere and appreciates the enforcement. He also thanked Mike Sargis and his staff for a great North Lauderdale Days and really enjoyed the Circus. Vice Mayor Wood also mentioned that a student resident from District B, Joany Vazquez, received a scholarship from the Broward League of Cities for a 5.0 GPA. Also thanked Public Works for the upgrades going on along Kimberly Blvd. He also mentioned that Boy Scouts from Den 8, Pack 208 was featured in an issue of FLC Quality Cities publication.

**Commissioner Borgelin** – Thanked BSO for the car along 81st Avenue to impede speeders and asked if the car could be manned at times.

a. Discussion and possible motion to purchase a table of ten in the amount of $450 for the ADRC 34th Annual Dr. Nan S. Hutchison Broward Senior Hall of Fame Breakfast on Friday, May 19, 2017 at 9:00 a.m. at Renaissance Hotel (Mayor Brady)

Commissioner Graziose moved to approve. Vice Mayor Wood seconded. All in favor by voice vote.

b. Discussion and possible motion to authorize a quarter page advertisement in the amount of $250 for the Quality Cities Conference issue and authorizing attendance at the 91st Annual Florida League of Cities Conference August 17-19 at the World Center Marriott in Orlando, FL (City Clerk)
Commissioner Graziose moved to approve. Vice Mayor Wood seconded. All in favor by voice vote.

Mayor Brady – Offered congratulations to Violet Moss, a Jamaican resident, who has become the oldest living person in the world. Also, commented that Coconut Creek mourns the passing of former Mayor Sam Goldsmith who gave 16 years of service to their community.

Pastor Willem Philippi - addressed the Commission to speak about a Haitian Flag Day. Mathias Honore also spoke requesting that they would like to have an event like a carnival for May 19th from 6:00 to 10:00 pm and asked the City to help with this event. Mayor Brady advised that they would have to bring their request to the Community Development Department and follow the procedures.

13. CITY MANAGER COMMENTS

a. SUBJECT - Proclamations to support National causes or events

Assistant City Manager commented that at the Commission workshop it was brought up to come up with a policy for proclamations and ceremonial items. City Manager was asked to provide a list of current proclamations that the City gives out, and from that point the Commission would add what they would request and anything not on the list would be brought up at a Commission meeting and approved by the body to be issued at the next meeting. A list was provided in the backup, but there are some Department proclamations missing and the City Manager should have permission to add those in. After the Commission has added their requests, it will be brought back for first reading in May. Commissioner Borgelin commented that he had three proclamations he would like to add to the proclamation list – Haitian-American Heritage Month in May; Caribbean-American Heritage Month in June and Hispanic-American Heritage Month in September – which have been done by the County and State. Mayor Brady commented that during North Lauderdale Days, he suggests presenting an International Day to celebrate everybody. Commissioner Moyle commented that the most important flag is the American flag as we are all Americans. Commissioner Borgelin commented that all the diverse cultures should be recognized. Vice Mayor Wood commented that the State and Government provides a list to embrace multiculturalism and he wants the group to stand as a united body to include everybody. Mr. Sargis said the Commission can submit their requests and they will come back with this item.

Mr. Sargis commented that the City is having a Volunteer Appreciation Day barbeque for the volunteers and coaches for Parks and Recreation volunteers for youth sports and Teen Club parents and other parents that volunteer in other programs this Saturday from Noon to 5:00 at the Pool.
14. CITY ATTORNEY COMMENTS

a. RESOLUTION – Establishing a 2017 Charter Review Commission

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA ESTABLISHING THE 2017 CHARTER REVIEW COMMISSION PURSUANT TO SECTION 9.9(b) OF THE CITY CHARTER; PROVIDING FOR APPOINTMENT OF MEMBERS TO THE CHARTER REVIEW BOARD PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

Commissioner Graziose moved to adopt. Seconded by Commissioner Moyle. Attorney Goren advised that in the Resolution, there are names of the appointees and Commissioner Borgelin has substituted the name of his appointment, to withdraw Gracien Serge Champagne and replaced it with the name of Calisha Francis. No further discussion. All in favor by voice vote.

RESOLUTION NO. 17-04-6409 PASSED AND ADOPTED UNANIMOUSLY

b. Discussion and possible motion to add a Resolution Opposing House Bill (HB) 81 and Senate Bill (SB) 106 to the Agenda for consideration and adoption

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA URGING ALL MEMBERS OF THE FLORIDA LEGISLATURE TO OPPOSE HOUSE BILL (HB) 81 AND SENATE BILL (SB) 106 WHICH WILL ALLOW EMPLOYEES UNDER THE AGE OF 18 TO SELL LIQUOR; DIRECTING CITY ADMINISTRATION TO TRANSMIT A CERTIFIED COPY OF THIS RESOLUTION TO THE BROWARD LEAGUE OF CITIES, THE FLORIDA LEAGUE OF CITIES, THE BROWARD COUNTY LEGISLATIVE DELEGATION, THE PALM BEACH COUNTY LEAGUE OF CITIES, THE MIAMI DADE COUNTY LEAGUE OF CITIES AND ANY OTHER INTERESTED PARTIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Vice Mayor Wood moved to approve. Seconded by Commissioner Moyle. No discussion. All in favor by voice vote.

RESOLUTION NO. 17-04-6410 PASSED AND ADOPTED UNANIMOUSLY

15. ADJOURNMENT – There being no further business, the meeting adjourned at 9:28 p.m. and convened to the North Lauderdale Recreation Foundation meeting.

Respectfully submitted,

Patricia Vancheri, CMC
City Clerk
Certificate of Recognition

The Mayor and Commission of the City of North Lauderdale
Hereby presents this certificate to

JOANY VAZQUEZ

A resident of the City of North Lauderdale residing in District “B”,
for recognition of her achievements while attending the College Academy at Broward College
by fulfilling the requirements necessary
To be awarded a scholarship from the Broward League of Cities
which include preparing for a career in public service, public administration,
political science or other government-related fields.

We congratulate you on demonstrating strong leadership skills,
academic achievement and a commitment to community service.

Presented this 9th day of May, 2017

_________________________________
MAYOR JACK BRADY
PROCLAMATION

43RD ANNUAL NATIONAL EMERGENCY MEDICAL SERVICES WEEK
MAY 23–27, 2017

"EMS STRONG: Always in Service"

WHEREAS, National Emergency Medical Services Week brings together local communities and medical personnel to publicize safety and honor the dedication of those who provide the day-to-day lifesaving services of medicine’s “front line”; and

WHEREAS, Emergency Medical Services is a vital public service and the members of EMS teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the Emergency Medical Services system consists of first responders, emergency medical technicians, paramedics, emergency medical dispatchers, firefighters, police officers, educators, administrators, pre-hospital nurses, emergency nurses, emergency physicians, trained members of the public and other out of hospital medical care providers; and

WHEREAS, the members of Emergency Medical Services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week.

NOW, THEREFORE, We, the City Commission of the City of North Lauderdale, Florida hereby proclaim the week of May 21-27, 2017 as

EMERGENCY MEDICAL SERVICES WEEK
With the theme “EMS STRONG: Always in Service”

in recognition of this event and encourage the community to observe this week with appropriate programs, ceremonies and activities.

Dated this 9th day of MAY, 2017

___________________________________
MAYOR JACK BRADY
HAITIAN AMERICAN HERITAGE MONTH

WHEREAS, Haitian Heritage Month is a jubilant celebration in the United States, embracing Haitian heritage and culture; and

WHEREAS, first celebrated in Boston, Massachusetts, in 1998, Haitian Heritage Month is observed nationwide in the month of May from Florida to New York with parades, festivals, and school activities; and

WHEREAS, the importance of Haitian Heritage Month is exemplified by South Florida Congressman Kendrick B. Meek’s introduction of bills in the United States House of Representatives in 2004 and 2006 to recognize the month of May as Haitian Heritage Month; by a letter from former President George W. Bush and First Lady Laura Bush, sent in May 2005, which congratulated the Haitian-American community on the occasion of the heritage month; and by the organization of a celebration at the White House that same year; and

WHEREAS, Congresswoman Frederica S. Wilson and Congressman Kendrick B. Meek, having acknowledged the importance of Haitian Americans in this nation’s history and diversity, have proposed resolutions in the United States House of Representatives to recognize the month of May as “Haitian American Heritage Month” in the United States; and

WHEREAS, Haitian American Heritage Month is held to salute the Haitian and Haitian American communities and to exhibit appreciation for their culture and heritage, which have immeasurably enriched the lives of the people of this nation.

NOW THEREFORE, the Mayor and Commission of the City of North Lauderdale, hereby proclaims the month of May as Haitian American Heritage Month and urges all of the residents of our City to honor this observance.

Dated this 9th day of May, 2017

MAYOR JACK BRADY
TO: Mayor and City Commission

FROM: Ambreen Bhatti, City Manager

BY: Tammy Reed - Holguin, Community Development Director

DATE: May 9, 2017

SUBJECT: Second Reading and Adoption: Ordinance Extending Moratorium on Uses Including Gas and Oil Filling Stations, Auto Service Stations, Auto Repair and Service Stations, Garage Including Mechanical Service, and Convenience Stores

Tonight, staff is presenting an Ordinance for your consideration of adoption on second reading extending the 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 for 90 days (July 25, 2017).

BACKGROUND:

The City has seen an influx in the number of gas stations and convenience stores. North Lauderdale currently has 14 gas stations with conveniences stores 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. 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.

The Commission adopted Ordinance No. 16-04-1326 on April 26, 2016 instituting a one year 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 presented the results of the review with an Ordinance for second reading and adoption amending the City Code to add regulations pertaining to the location and operation of uses that include gas stations, convenience stores, automobile repair and other related uses at the April 25th Commission meeting.

A speaker addressed the Commission with comments on the proposed convenience store/gas station Ordinance. The Commission directed Staff to take additional time to review the comments received on the proposed implementation Ordinance. The implementation Ordinance was tabled until May 30, 2017. Since the moratorium was expiring the following day, the Commission approved an Ordinance on first reading extending the moratorium to allow time to
undertake that review. We are presenting the Ordinance tonight for second reading and adoption to extend the moratorium until July 25, 2017. Staff continues to work with the speaker and will present the second reading of the implementation Ordinance as soon as the discussions are concluded. Until such time as the implementation Ordinance is adopted, the moratorium will be in place but no later than July 25, 2017.

RECOMMENDATION:

The City Administration recommends City Commission’s consideration of the attached Ordinance for adoption on second reading extending the moratorium for an additional 90 days to July 25, 2017 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.
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 AND THE PROCESSING OF QUASI-JUDICIAL AND ZONING ITEMS PERTAINING TO USES INCLUDING GAS AND OIL FILLING STATIONS, AUTO SERVICE STATIONS, AUTO REPAIR AND SERVICE STATIONS, GARAGE INCLUDING MECHANICAL SERVICE, AND CONVENIENCE STORES WITHIN THE CITY FOR AN ADDITIONAL 90 DAYS (JULY 25, 2017) PURSUANT TO ORDINANCE NO. 16-04-1326, ADOPTED ON APRIL 26, 2016 BUT IN NO EVENT LONGER THAN THE TIME NEEDED FOR THE CITY ADMINISTRATION TO TAKE INTO CONSIDERATION PUBLIC COMMENT AND REVIEW; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR EXCEPTIONS AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on April 26, 2016, the City Commission adopted Ordinance No. 16-04-1326 (the “Ordinance”), thereby approving 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 (the “City”); and

WHEREAS, the City Commission directed City staff to review the zoning matters and public comments received during the second public hearing relating to the proposed Ordinance implementing additional regulations regarding the location and operation of gas and oil filling stations, auto service stations, auto repair and service stations, garage including mechanical service and convenience stores in zoning districts throughout the City; 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 oil filling stations, auto service stations, auto repair and service stations, garage including mechanical service, and
convenience stores uses, as such is in the best interests of the City and its residents and property owners.

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

SECTION 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance. 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 oil filling stations, auto service stations, auto repair and service stations, garage including mechanical service, and convenience stores uses within the City is hereby extended for a period of an additional 90 days (July 25, 2017) from the expiration date of Ordinance No. 16-04-1326 to take into consideration comments received during the public hearing process for consideration of adoption of the implementation Ordinance. Ordinance No. 16-04-1326, adopted on April 26, 2016 is 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 comments received and proposed regulations related to the oil filling stations, auto
service stations, auto repair and service stations, garage including mechanical service, and convenience stores uses within the City and the drafting of regulations related to those businesses then the term of this agreement may be extended for an additional ninety (90) 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: ____________________

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, APPOINTING BRANDON WRIGHT AS AN ALTERNATE MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD (SPONSORED BY COMMISSIONER GRAZIOSE); PROVIDING FOR TERM OF OFFICE; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, Brandon Wright’s term of office as a regular member of the Planning and Zoning Board expires on May 31, 2017; and

WHEREAS, Brandon Wright is desirous of being re-appointed as an Alternate Member of the Planning and Zoning Board; and

WHEREAS, Commissioner Graziose recommends appointing Mr. Wright who resides in District “B”; and

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

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

Section 1: That Brandon Wright be and the same is hereby appointed as an alternate member of the North Lauderdale Planning and Zoning Board.

Section 2: That Mr. Wright shall serve in said capacity for a three year term commencing on June 1, 2017 through May 31, 2020 or until resignation, whichever comes first.

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

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida, this 9th day of May, 2017.

APPROVED AS TO FORM:

________________________________________________________________________
CITY ATTORNEY SAMUEL S. GOREN
________________________________________________________________________
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, PROVIDING FOR THE APPOINTMENT OF BRANDON WRIGHT (SPONSORED BY COMMISSIONER GRAZIOSE) TO SERVE ON THE COMMUNITY SUSTAINABILITY BOARD; PROVIDING FOR TERM OF OFFICE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, a vacancy exists on the Community Sustainability Board; and

WHEREAS, Brandon Wright, who resides in District “B” desires to serve on said Board; and

WHEREAS, Commissioner Jerry Graziose recommends the appointment of Brandon Wright to fill said vacancy.

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

Section 1: That Brandon Wright, be and the same is hereby appointed as a member of the Community Sustainability Board.

Section 2: That Mr. Wright shall serve in said capacity until September 30, 2020 or until resignation, whichever comes first.

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

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida this 9th day of May, 2017.

APPROVED AS TO FORM:

___________________________________
CITY ATTORNEY SAMUEL S. GOREN

___________________________________
MAYOR JACK BRADY

___________________________________
VICE MAYOR LORENZO WOOD

ATTEST:

__________________________________
PATRICIA VANCHERI, CITY CLERK
RESOLUTION NO. __________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPOINTING MONTFORT ALEXIS AS A REGULAR MEMBER OF THE NORTH LAUDERDALE PLANNING AND ZONING BOARD (SPONSORED BY COMMISSIONER BORGEIN); PROVIDING FOR TERM OF OFFICE; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, Montfort Alexis has submitted an application to serve as a regular member of the Planning and Zoning Board; and

WHEREAS Commissioner Samson Borgelin recommends the appointment of Montfort Alexis to fill a position on the Planning and Zoning Board with a member from his district; and

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

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

Section 1: That Montfort Alexis be and the same is hereby appointed as a regular member of the North Lauderdale Planning and Zoning Board.

Section 2: That Mr. Alexis shall serve in said capacity for a three year term commencing on June 1, 2017 through May 31, 2020 or until resignation, whichever comes first.

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

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida, this 9th day of May, 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, APPOINTING GRACIEN SERGE CHAMPAGNE AS A REGULAR MEMBER OF THE NORTH LAUDERDALE CODE ENFORCEMENT BOARD (SPONSORED BY COMMISSIONER BORGEIN); PROVIDING FOR TERM OF OFFICE; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, Gracien Serge Champagne has submitted an application to serve as a regular member of the Code Enforcement Board; and

WHEREAS Commissioner Samson Borgelin recommends the appointment of Gracien Serge Champagne to fill a position on the Code Enforcement Board with a member from his district; and

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

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

Section 1: That Gracien Serge Champagne be and the same is hereby appointed as a regular member of the North Lauderdale Code Enforcement Board.

Section 2: That Mr. Champagne shall serve in said capacity for a three year term commencing on June 1, 2017 through May 31, 2020 or until resignation, whichever comes first.

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

PASSED and ADOPTED by the City Commission of the City of North Lauderdale, Florida, this 9th day of May, 2017.

APPROVED AS TO FORM:

____________________________
CITY ATTORNEY SAMUEL S. GOREN

____________________________
MAYOR JACK BRADY

____________________________
VICE MAYOR LORENZO WOOD

ATTEST:

____________________________
CITY CLERK PATRICIA VANCHERI
The Willem Philippi Foundation is requesting to hold a special event intended to celebrate Haitian American Heritage on May 19th at Field 4 of City’s Sports Complex from 6 – 10 PM. The foundation submitted the SPEV application on Monday, May 1, 2017. According to the letter of intent provided by the applicant, the celebratory event will feature Haitian dance, poems, bands and vendors such as a Haitian restaurant, insurance companies, tax companies, and other multipurpose businesses. Between 300- 500 people are expected to be in attendance. The applicant has informed staff that they will have tables, tents, a DJ and sound system on site. The applicant also stated that banners will be displayed on the City’s fence. In addition, the applicant has also requested fee and other associated costs waivers for City services which are also listed in detail in this memo. Other specific details of the proposed event are set forth in Exhibit A, which is made a part of this report.

According to Section 6-28 of the City Code of Ordinances, the following items are required to obtain a special event permit. This list was provided to the applicant prior to the submission of their application. Staff’s review of the documents determined that some of these requirements are still missing:

- The City Code of Ordinance requires that the organization applying for the special event permit must be “a bona fide civic, religious or charitable organization and must be located within the City”. The Wilem Philippi Foundation, a non-profit organization, is located at 7523 Kimberly Blvd. and therefore this requirement has been met.

- The Letter of Intent states that the event will be held at Field 4 of City’s Sports Complex. As you know, this field is a sports field and is not built to accommodate large crowds for extended periods of time. These types of events impose additional wear and tear on the fields because the turf is not designed to withstand the impact of heavy equipment or large numbers of people. Keeping this in mind, the City only uses this facility for only three special events (NL days, Egg Hunt and Winterfest) in a year for activities other than sports related to avoid excessive wear and tear that could result in significant costs to maintain these fields.
The applicant has been advised that the use of any City facility for such events require approval of the City Commission. Therefore, until this event is approved by the Commission, the applicant has been asked to refrain from advertising the event. If the Commission approves the event, the rental fee of the sports field has been calculated based upon the hours needed for set-up (starting at 2:00 pm), actual event and the clean-up and removal of all the equipment. This fee is $542.50 (see Exhibit B)

The request to attach banners to City fences would also require Commission approval and permits/inspections will be needed for temporary banners. Information on the number of banners and their locations is missing in the application package and will be needed to determine the banner permit.

Although the letter of intent does not indicate using the City stage for this event, it has been verbally mentioned to the Staff. The use of the stage would involve the rental fee and staff time to set-up the stage, staff presence during the event and removal of the stage after the event. Total of $2,464.70 (Rent of stage and generator is $1,000 and staff time fee is $922.20 (see attached breakdown in Exhibit B)

Per Section 3-32 of the City Code, Minimum Liability Insurance in a policy limit amount of at least $1,000,000/$3,000,000 and fully executed Indemnification Agreement are required. The City’s Risk Manager has received these documents and are deemed adequate. However, it should be noted that the insurance provided does not include a worker’s compensation provision which leaves the City at risk if a vendor, volunteer or performer gets injured at the event since it is located on City property.

As requested by the staff, a layout site plan was submitted. However, it is unclear as it does not include a compass to indicated direction of all equipment on site. Also, it does not indicate the final number or size of the tents.

The bathrooms located at the Sports Complex will be able to accommodate the crowd as anticipated in the letter of intent.

Permits for electrical and structural for the tents must be obtained. Electrical, structural and plumbing inspectors will perform inspections in accordance with the permits for generators, electric facilities and tents. The Fire Department will also inspect location of fire extinguishers, tents and other safety precautions. Approval of all necessary permits/inspections must be obtained prior to the event being opened to the public.

The application indicates that there will be food vendors. The State of Florida governs food vendors. The applicant was informed to contact the Florida Department of Agriculture and Consumer Services to insure that the event is in compliance with State law including inspections by the proper State agencies. The applicant has also been informed that Health Department approvals must be provided by restaurants and food service vendors. If there is cooking with gas, a plumbing permit/inspection and Fire inspection are required. No such information has been provided with the application.
• The letter of intent indicates that there will be up to 500 people attending the event. Both Fire and BSO determined that personnel details will be necessary to insure the safety of the attendees. It is incumbent upon the applicant to make arrangements for these details. The cost to provide the deputies for this event is $860 for the Police and $1075 for the Fire Rescue. (see attached breakdown in Exhibit B).

• Per Section 6-31 of the Code of Ordinances, “Clean-up” Performance Bond in an amount of $1,000 is required to insure that the site of such event be completely and properly cleaned. Upon request, the governing body may in its discretion waive in whole or in part, this requirement. In the past, this requirement has only been waived if the event is held on the property of the applicant. The applicant has not provided the clean-up performance bond and want a waiver as they are requesting the City staff to assist with the clean-up. However, should the field clean-up be beyond what the City staff can do, there is no restitution for the City for these additional, unexpected costs if a bond is not provided. Also, if the staff is approved to assist with the clean-up, they will only be limited to removing bagged garbage to off-site dumpsters. Also, the day after the proposed event is Saturday of baseball. The stage must be removed Friday night and the field must be immaculately cleaned and prepared for play by Saturday morning. For these reasons, it is important to obtain a clean-up bond. Therefore, the bond should not be waived.

According to the City policy, there can be no noise from this facility after 10:00 PM or lights after 11:00 PM that may impact the adjacent neighbors. It is imperative that the event cease all activity at 10:00 PM as stated in their letter of intent so the clean up and removal of all equipment be done before 11:00 pm.

**WAIVERS REQUESTED:**

The applicant in their letter of intent has requested the City to provide cleaning staff, police and fire department for safety. The applicant has also verbally requested that the fees be waived for use of the City facility, stage, all permits and the special event application fee. **The City staff does not have the authority to waive fees or provide services at no cost.** Historically, the City has never waived any fees for any non-City sponsored events.

Listed below is the breakdown of these costs as outlined in Exhibit B.

- Permit application Fee: $106.00
- Plumbing, electric, structural permit fee $318
- City Facility: $542.50
- Stage Rental/generator $1,000
- Staff Time $922.20
- Police Detail $860.00
- Fire Detail $1,075
  **Total $4,823.70**

Should a waiver **not be approved**, payment for these services must be received in full by 5:00 PM on Friday, May 12, 2017.
The applicant has been informed that all permits/items necessary to conduct a safe and successful special event must be secured prior to the event opening. Should the City Commission wish to approve the event, approval will be subject to compliance with all City and County codes, including the conditions associated with the application. The applicant understands that under no circumstances will the City permit the event to proceed unless and until all applicable codes and conditions listed below are met. These conditions must be met prior to the event’s opening and shall be continually adhered to while the event is open to the public.

Based on the foregoing, it is at the discretion of the City Commission to approve a motion authorizing this event subject to the following conditions being met prior to the opening of the event and in compliance with time-certain items:

1. Applying for and securing all applicable permits, paying for inspections and passing all inspections, including structural, electrical, plumbing and Fire as needed.

2. Conformance with all Public Safety and Fire Rescue requirements.

3. Fully executed indemnification/hold harmless agreement.

4. Adequate liability insurance of $1,000,000/$3,000,000 for the event naming the City of North Lauderdale as an additional insured.

5. Clean-up performance bond posted in the amount of no less than $1,000.

6. Payment of all applicable fees and costs if not waived must be received by 5:00 PM on Friday, May 12, 2017.

7. Approval from all outside agencies including Florida Department of Agriculture and Consumer Services and Broward County Health Department as necessary and prior to opening of event.

8. That all other applicable codes of the City regarding special events shall be adhered to and the terms, conditions and provisions imposed by the City Commission and Staff shall be met.

9. Event is subject to safety factors related weather conditions.

10. Conformance with any other conditions imposed by staff, inspectors, Commission, outside agencies, or any other unforeseen requirements.

At this time, the Commission has two options:

**Option A:** “To approve SPEV 17-01 to conduct an open air event for Willem Philippi Foundation at Field 4 of the City’s Sports Complex to be held on Friday, May 19th from 6:00 PM to 10:00 P.M. subject to the conditions listed in the staff memorandum without any waivers.”
Option B: “To approve SPEV 17-01 to conduct an open air event for Wilem Philippi Foundation at Field 4 of the City’s Sports Complex to be held on Friday, May 19th from 6:00 PM to 10:00 PM subject to conditions listed in the staff memorandum with all waivers requested in the amount of $4,823.70.”
04.26.2017

To
City of North Lauderdale

Dear Osny Jean,

Willem Philippi Foundation is a non-profit organization located in the heart of North Lauderdale. Sponsored by Sunrise Elderly center. We would like to gain permission to use North Lauderdale field 4 to celebrate the Haitian American Heritage Month on May 19, 2017 from 8:00 pm to 10 pm.

To culturally celebrate the day, we are planning to have a Taste of Haiti. food from License Haitian restaurant in North Lauderdale, Insurance companies, taxi companies and multipurpose businesses. No alcohol beverages will be allowed. The event will feature Haitian dance, gospel concert, Poems and Rara Lakay.

We have made arrangement for tables, tent, garbage disposal and clean-up. Insurance for the day will be provided. We are expecting between 300 and 500 people. We will place banners on the fence. Also, we will have a stage for the performers to perform. (Attached is a layout of the stage and vendors).

We are also requesting some assistance from the City of North Lauderdale to help provide us with a cleaning staff, the police and fire department for safety. We are looking forward to a beautiful event and one of our main goal is to make sure safety is top priority.

Please let us know if there is anything else needed.

Thank You,

Willem Philippi, pastor/CEO

Warm regards,

Foundation Willem Philippi
Tel 954-878-9108
Celt 954-709-7945
7523 Kimbarky Blvd
North Lauderdale FL 33068
philippifoundation.org
philippifoundation@gmail.com
mathisantonio@yahoo.com
I certify the attached is a true and correct copy of the Articles of Incorporation of WILLEM PHILIPPI FOUNDATION, INC., a Florida corporation, filed on March 2, 2015, as shown by the records of this office.

The document number of this corporation is N15000002241.

Given under my hand and the Great Seal of the State of Florida at Tallahassee, the Capital, this the Fourth day of March, 2015.

[Signature]
Ken Detzer
Secretary of State
**Exhibit B - FEES**

**PARKS AND RECREATION:**

Field Rental –
- $35 per hour without field lights – 2pm-7:30 pm ($192.50)
- $100 per hour with field lights – 7:30pm to 11:00pm ($350)

Stage - $600 for day

Generator for Stage only - $400

Staff
- Dan Mariano – Exempt from OT
- Mike Finnikin OT Rate - $28.70 x 6 hrs (5pm – 11pm) $172.20
- 5 Staff Members - $25 x 6 hrs x 5 staff - $750.00

Total – Parks and Recreation - $2,464.70

**FIRE APPARATUS PER SECTION (55) PART (15)**

$150.00 X 5 hours 530 pm – 1030 pm for truck and 1 personnel = $750.00

$65.00 X 5 hours 1 additional personnel = $325.00

Total Fire: $1,075.00

**BROWARD SHERIFF OFFICE:**

4 detail deputies assigned to work 530p-1030p - $43 X 5 hours = $860

Total BSO: $860.00

Arrangements for the detail must be made through the BSO detail Office (954-321-4604)

**PERMITS AND APPLICATION FEES:**

Plumbing, electrical and structural-$106 minimum X 3=$318

Special event application fee $106

Total permits approximately: $424

**TOTAL: $4,823.70**
TO: Mayor and City Commission
FROM: Ambreen Bhatti, City Manager
BY: George Krawczyk, Public Works/Utilities Director
DATE: May 9, 2017
SUBJECT: East Kimberly Boulevard Professional Design Services

As you may recall, Kimberly Boulevard Improvement project is underway on the west side during this fiscal year. The staff intends to plan, implement and request the allocation of funds for the east Kimberly Blvd. improvement project in the next fiscal year. However, to get a head start on this project, the staff needs to initiate the design process utilizing funds allocated during this year. The east portion of the project boundaries is from Rock Island to State Road 7 and the scope of work is more detailed and involved than the west portion of Kimberly Boulevard such as the addition of safety enhancements and coordination with state permitting. In an effort to prepare for this project staff has reached out to one of the qualified professional service surveying and engineering consultants which are a part of the City’s pool of consultants approved under City’s RFQ 16-06-361.

The City staff is proposing to use Craven Thompson and Associates, a local firm that has the proper experience. This vendor has done this type of work for many local municipalities and counties. The scope of work for this vendor is to survey the roadway, provide safety enhancements such as crosswalks or feasibilities of a traffic circle coordinate with FDOT for permitting, coordinate with landscape consultant for tree fund design concepts, prepare the construction bid documents, and assist during the construction phase of the project. This vendor is ready to begin work as soon as possible and has submitted a proposal in an amount not to exceed $98,860.

During the construction phase of this project, which is scheduled for FY 2018, City staff will try it’s best to work around the traffic needs of the residents using Kimberly Blvd to minimize the inconvenience.

RECOMMENDATION:

The City Administration recommends that the City Commission approve the attached resolution authorizing the City Manager or her designee to award Craven Thompson and Associates an amount not to exceed $98,860.00 under the terms of RFQ 16-06-361 for the surveying, design, and construction services of the East Kimberly Boulevard Improvement project.
RESOLUTION NO. __________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER OR HER DESIGNEE TO AWARD CRAVEN THOMPSON AND ASSOCIATES FOR AN AMOUNT NOT TO EXCEED $98,860.00, UNDER THE TERMS OF RFQ 16-06-361 FOR THE SURVEYING, DESIGN, AND CONSTRUCTION SERVICES OF THE EAST SIDE OF KIMBERLY BOULEVARD IMPROVEMENT PROJECT; 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 of the City of North Lauderdale, Florida authorizes the City Manager to accept the professional service proposal from Craven Thompson and Associates under the provisions of the City of North Lauderdale RFQ No. 16-06-361 General Professional Services.

Section 2: That the funding for this project, in an amount not to exceed $98,860.00, has been appropriated in fiscal year 2017- account number 0013946-546430.

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 9th day of May, 2017.

APPROVED AS TO LEGAL FORM:

CITY ATTORNEY SAMUEL S. GOREN

MAYOR JACK BRADY

VICE MAYOR LORENZO WOOD

ATTEST:

PATRICIA VANCHERI, CITY CLERK
May 2, 2017

Ms. Shani Bryce-Grant, P.E.
City of North Lauderdale
701 SW 71st Avenue
North Lauderdale, Florida 33068

RE: CITY OF NORTH LAUDERDALE
    KIMBERLY BOULEVARD ROADWAY & SIDEWALK IMPROVEMENTS
    CTA PROPOSAL NO. 2017-U02.070

Dear Shani,

The firm of Craven Thompson & Associates, Inc. (CTA) is pleased to provide you with the following proposal for professional surveying and engineering services for the Kimberly Boulevard improvements from State Road 7 to SW 71st Avenue. Work is to be performed under the conditions of the general services agreement with the City of North Lauderdale RFQ No.16-06-361 General Professional Engineering Service.

The total length of roadway is approximately 5,900 linear feet and consists of two lanes, both eastbound and westbound and a landscaped median. The Project proposes to provide safety enhancements including modify existing sidewalk access ramps for ADA compliance, replace sidewalks out of compliance with ADA, investigate the feasibility of a traffic circle and/or cross walk at SW 64th Terrace, addition of traffic calming devices, speed humps, chokers, etc., curbing of identified existing medians, pavement repair, coordination with City’s Landscape Architect and mill and overlay the roadway. The specific scope is as follows:

I. SURVEYING SERVICES

1.1 Route and Topographic Survey (CTA Task No. 11020)
Prepare a route and topographic survey of the rights-of-way covering approximately 5,900 linear feet of Kimberly Boulevard. The survey will meet all of the current surveying requirements of the Board of Professional Surveyors and Mappers of the State of Florida, as defined in Chapter 51-17.050 - .052, Florida Administrative Code.

- The survey will include the recovery of sufficient existing boundary and/or right-of-way monumentation to determine the right-of-way lines needed in order to tie all visible improvements to.

- Locations of all aboveground and visible improvements, including all pavement, slabs, fences, signs, overhead wires, trees, and utility features, within the limits of the existing platted rights-of-way.

- Rims and Grates will be measured on all sanitary and drainage structures found within the project limits, if accessible and physically unobstructed, otherwise they will be noted on the drawing.
Existing trees, three (3) inches in diameter and above, at four (4) feet aboveground, will be located and identified with diameter and common name.

Elevations will be taken on an approximate at fifty (50) foot cross sections, along all roadways.

Elevation datum will be North American Vertical Datum of 1988 (NAVD88).

The surveys will be in the projection: State Plane, Florida East Zone, NAD 83(90), US Survey feet.

The preparation of the survey drawing will be in AutoCAD Civil 3D, Version 2012 or higher, drawing file format.

The final deliverable will be provided in hard copy, signed and sealed surveys (24" x 36").

Lump Sum.................................................$33,800.00

II. CIVIL ENGINEERING SERVICES

2.1 Roadway and Sidewalk Design (CTA Task No. 31025)
Prepare roadway milling, resurfacing, pavement repair, access ramp upgrades and pavement marking drawings for the following area: Kimberly Boulevard from approximately 100 feet west of the centerline of State Road 7 to approximately 275 feet east of the centerline of SW 71st Avenue. Plans shall be prepared for 60% and Final submittals for City review and for permitting.

Task shall also include:

- Prepare Cost estimates at each submittal.
- Prepare Contract Documents for Bidding purposes including attendance at Pre-Bid Meeting, Bidding Assistance, Addendum preparation and Bid Review.
- Prepare and process permit applications and supporting documents through appropriate state and local agencies including:
  - City of North Lauderdale
  - North Lauderdale Water Control District (if necessary)
  - Broward County Traffic Engineering
  - Florida Department of Transportation
- Prepare for and attend coordination meetings and conference calls regarding the proposed project. This task shall include meetings with the City staff, the other consultant, local permitting agencies, and the public.

Lump Sum..................................................$44,400.00

III. CONSTRUCTION OBSERVATION SERVICES LIMITED

3.1 Limited Construction Observation (CTA Task No. 31120)
Attend (and facilitate if so desired by the City) pre-construction meeting with the Contractor; review and approve shop drawings and answer RFI’s as necessary. CTA will perform a limited
number of site inspections for the City of North Lauderdale. This includes a part time inspector for an estimated four (4) hours a week for a six (6) month construction duration.

The City of North Lauderdale will assist in necessary site inspections, review record drawings prepared by Contractor; attend final walkthrough with Contractor; prepare final punch list and follow up; and prepare Statement of Completion of construction documents.

Lump Sum ........................................................................................................$19,160.00

IV. MISCELLANEOUS

4.1 Reimbursable Expenses (CTA Task No. 31140)
Reimbursable expenses shall include printing, copying, postage, photographic services, long distance phone calls, Federal Express and courier services.

Estimated Budget .........................................................................................$500.00

SUMMARY OF FEES

I. SURVEYING SERVICES ...............................................................................$33,800.00
II. CIVIL ENGINEERING SERVICES .................................................................$44,400.00
III. CONSTRUCTION OBSERVATION SERVICES LIMITED .......................$19,160.00
IV. REIMBURSABLE EXPENSES .....................................................................$500.00
GRAND TOTAL .......$98,860.00
Deliverables shall include:

1. 60% & Final Design Phase, plans, cost estimate and technical specifications.
   - One hard copy to City Staff.
   - PDF format of documents.

Services Not Included:
1. Geotechnical Services
2. Electrical Engineering Services
3. Landscape/Irrigation Services
4. Traffic Engineering Studies/Reports/Plans
5. Engineering Design of Traffic Circle or Cross walk at SW 64th Terrace
6. Material Testing

Hourly Fee Schedule

Civil Engineering Services
Principal Engineer .................................................. $195/Hour
Senior Supervising Engineer................................. $175/Hour
Senior Engineer ................................................. $130/Hour
Project Engineer .................................................. $110/Hour
Engineering Senior CADD Technician .................. $90/Hour

Land Surveying & Mapping Services
Principal Surveyor .................................................. $155/Hour
Professional Land Surveyor ...................................... $120/Hour
Project Surveyor .................................................. $110/Hour
Survey CADD / GIS Tech ...................................... $80/Hour
Survey Field Crew (1-Man Crew) ............................. $87/Hour
Survey Field Crew (2-Man Crew) ............................. $125/Hour
Survey Field Crew (3-Man Crew) ............................. $155/Hour
Survey Crew with Laser Scan (3-Man Crew) ............. $250/Hour

Landscape Architecture and Planning Services
Principal Landscape Architect / Principal Planner ........ $155/Hour
Senior Supervising Landscape Architect .................... $145/Hour
Senior Landscape Architect .................................. $130/Hour
Landscape Architect ............................................ $120/Hour
Project Landscape Designer .................................. $110/Hour
Project Planner .................................................. $110/Hour

Construction Administration Services
Director of Construction Management .................... $140/Hour
Senior Field Representative .................................. $90/Hour
Field Representative ........................................... $80/Hour

Miscellaneous
Clerical .................................................................... $70/Hour
Acceptance

This proposal and fee schedules are based on acceptance within 30 days of the date of preparation. If not accepted by you within that time period, we reserve the right to re-evaluate the terms and conditions contained herein.

The above will be subject to the terms and conditions as specified in the Contract. If the proposed work and fees contained herein are agreeable with you, please provide a Purchase Order and a Notice to Proceed.

Should you have any questions regarding the above, please do not hesitate to call.

Sincerely,

CRAVEN THOMPSON & ASSOCIATES, INC.

PATRICK J. GIBNEY, P.E.
Vice President, Engineering

PJG/tg