CITY OF NORTH LAUDERDALE

COMMISSION MEETING

TUESDAY, JUNE 12, 2018

REGULAR MEETING – 6:00 p.m.

WATER CONTROL DISTRICT
(Immediately following regular meeting)

AGENDA

1. INVOCATION AND PLEDGE OF ALLEGIANCE – Commissioner Borgelin

2. ROLL CALL

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

3. APPROVAL OF MINUTES
   a. [May 29, 2018]

4. PRESENTATIONS
   a. Introduction of New Police Chief – Chris McCoy
   b. Government Finance Officers Association – Distinguished Budget Presentation Award
   c. Morgan Stanley Portfolio Update – Glenn Scott
5. PUBLIC DISCUSSION

6. OTHER BUSINESS

a. **ORDINANCE – First Reading - Fiscal Year 2018 Budget Amendment**
   - Motion, second and vote to read
   - Attorney reads title
   - Staff presentation
   - Commission motion and second to adopt
   - Commission discussion
   - Commission vote

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING ORDINANCE NO. 17-09-1360 BY WHICH THE CITY COMMISSION DID ADOPT THE BUDGET OF THE CITY OF NORTH LAUDERDALE FOR THE 2017/2018 FISCAL YEAR, TO REVISE THE BUDGET AS DOCUMENTED IN “EXHIBIT A” ATTACHED; PROVIDING FOR CONFLICTS, SEVERABILITY, AND, PROVIDING FOR AN EFFECTIVE DATE.

b. **SUBJECT - Ordinance Changes Related to Utility Billing**
   i. **Ordinance – First Reading – Amending Chapter 70, Sec. 70-4; Sec.70-6; Sec. 70-7 and Sec. 70-33**
      - Motion, second and vote to read
      - Attorney reads title
      - Staff presentation (Susan Nabors)
      - Commission motion and second to adopt
      - Commission discussion
      - Commission vote

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 70 OF THE CITY CODE OF ORDINANCES OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ENTITLED “UTILITIES,” AND IN PARTICULAR, SECTION 70-4 ENTITLED “SIMULTANEOUS WATER, SEWER, AND STORMWATER MANAGEMENT RATES,” IN ORDER TO REVISE THE REQUIREMENTS FOR ESTABLISHING UTILITY ACCOUNTS, SECTION 70-6 ENTITLED “BILLING PROCEDURE; DELINQUENT ACCOUNTS,”, IN ORDER TO REVISE THE PAYMENT DUE DATE, SECTION 70-7 ENTITLED “SERVICE INTERRUPTION FEES,” IN ORDER TO UPDATE TERMINOLOGY RELATED TO SERVICE INTERRUPTION FEES, AND SECTION 70-33 ENTITLED “PERMIT AND METER REQUIRED FOR WITHDRAWAL OF WATER FROM SYSTEM; PENALTY FOR VIOLATION,” IN ORDER TO UPDATE TERMINOLOGY REGARDING AUTHORIZATIONS; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.
ii. **Ordinance – First Reading – Amending Appendix “F” Entitled Fees – Sec. 60 and Sec. 61**

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

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING APPENDIX “F” OF THE CITY CODE OF ORDINANCES, ENTITLED “FEES,” AND IN PARTICULAR, SECTION 60, THEREOF, ENTITLED “WATER AND SEWER GENERALLY,” OF THE CODE OF ORDINANCES OF THE CITY OF NORTH LAUDERDALE, FLORIDA, IN ORDER TO REVISE THE CHARGE FOR A METER REPAIR, CLARIFY THE HOURS FOR RESTORING WATER AFTER NORMAL WORKING HOURS, REVISE THE CHARGE FOR A BROKEN METER STRAP OR LOCK, INSTITUTE A FEE FOR RE-READS OF METERS REQUESTED BY A CUSTOMER AND PROVIDE ADDITIONAL REQUIREMENTS FOR WATER AVAILABILITY SERVICE; AND SECTION 61, THEREOF, ENTITLED “SAME – SECURITY DEPOSIT,” TO REMOVE A SECTION ALLOWING A REDUCTION OF SECURITY DEPOSIT FOR COMMERCIAL CUSTOMERS; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

c. **SUBJECT – Special Event (SPEV 18-01)**
   Applicant – Monique Zilma, Sisters Understanding Naturally, Inc.

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

**MOTION:** To approve SPEV 18-01 to conduct a Caribbean cultural event hosted by Sisters Understanding Naturally, Inc. to be held on Saturday, June 30th from 7:00 to 11:00 pm in the parking lot of Riverside Christian Plaza located at the 959 SW 71 Avenue, North Lauderdale, subject to the conditions listed in staff memorandum. *(Backup memorandum will be provided by Monday, June 11)*

7. **REPORTS**

   a. **Citywide Drainage Improvement Plan** (George Krawczyk)
      - Short Term
      - Long Term
8. COMMISSION COMMENTS
   a. Request for Ceremonial Item (Commissioner Graziose)
   b. Request for Ceremonial Items (Commissioner Borgelin)

9. CITY MANAGER COMMENTS
   a. Beautify North Lauderdale – Education Session and Free Tree Giveaway – Saturday, June 23 – 10:00 am – City Hall
   b. BSO - Operation Medicine Chest & Shred-a-Thon – Saturday, June 23 – 10:00 am to 1:00 pm – City Hall Complex

10. CITY ATTORNEY COMMENTS

11. ADJOURNMENT

    [CONVENE TO WATER CONTROL DISTRICT]
The North Lauderdale City Commission met on Tuesday, May 29, 2018 at the Municipal Complex. The meeting convened at 6:00 p.m.

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

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

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

3. **APPROVAL OF MINUTES**

   a. **May 8, 2018** – Commissioner Graziose moved to approve the Minutes as submitted. Seconded by Commissioner Wood. Minutes were approved unanimously by voice vote.

4. **PRESENTATIONS**

   a. **City of North Lauderdale’s 2017 Charter Review Committee** – The following members of the Committee were recognized for their work during the year to review the City Charter and make recommendations for presentation to the City Commission for consideration and possible placement on the November ballot.
      - **Stancil Kinsley, Chair** *(present)*
      - **Nivia Roldan, Vice Chair**
      - **Janet Lanni** *(present)*
      - **Calisha Francis**
      - **Debbie Phillip**
b. **Certificates in honor of Haitian Heritage Month** – Commissioner Borgelin presented the following recipients for Outstanding Peer Education and Special Service and Leadership as part of Haitian Heritage Month. He also read the Proclamation for Caribbean American Heritage Month which he then presented to Anika Omphroy. All persons representing the Caribbean Islands stood and were recognized. Dr. Lulrick Balzora also spoke on the peer academic leaders receiving this recognition and stated they work very hard at Broward College to help students succeed through mentoring and internships.

- Dr. Lulrick Balzora – Interim Dean, Broward College
- Israel Francois – BSO Associate Chaplain
- Woodlyson Acluche
- Wicliff Fleurizard
- Brandon Gibson
- Gustavo Cordido
- Zane Ashraf

5. **PROCLAMATIONS**

   a. **Caribbean American Heritage Month – June** - Read by Commissioner Borgelin.

   b. **National Safety Month – June** - Read by Commissioner Graziose who mentioned that the Fire Department has many safety programs available and presented the Proclamation to Jennifer Yarmitzky who received it on behalf of the City’s Safety Committee.

   c. **National Gun Violence Awareness Day – June 1st** – Read by Commissioner Wood and presented to Kathryn Reeve and Tanya Reid on behalf of Moms Demand Action for Gun Sense in America (MDA) in support of the first Friday in June as “Wear Orange” Day for the campaign for gun violence awareness. Ms. Reeve spoke on this epidemic; invited everyone to a “Healing through Harmony” event at Pine Trails Park in Parkland, relating to the Marjorie Stoneman Douglas tragedy, on Saturday, June 2 from 10:00 am to 2:00 pm, and thanked the City for the recognition.

6. **PUBLIC DISCUSSION**

   **Osner Valmeus** – 238 San Remo Blvd. – *(was heard out of order after Item 9(d))* Stated that Hurricane Irma negatively impacted his family’s lives and requested information for assistance with repairs to his damaged roof. City Manager Bhatty replied that FEMA has programs available. Commissioner Graziose said San Remo is a complex and asked if the resident had insurance on the unit. Resident replied he had no insurance. Commissioner Graziose commented that he could have applied for the “Blue Roof” program offered and that he should approach the San Remo homeowner’s association, and suggested that after the meeting he could speak to him and find an agency to assist such as 2-1-1. Vice Mayor Moyle also advised that there is a Ygrene program available which is a loan that goes on the tax bill which is reasonable and allows the resident to get a new roof and pay it off slowly. Commissioner Graziose said there is also PACE and he will go over the options with the resident.
7. **ORDINANCES SECOND READING**

   a. **SUBJECT – Proposed Revisions to North Lauderdale Charter**

      i. **ORDINANCE – Second Reading – Draft Proposal #1 – Charter Review Time Frame**

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

         AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, SUBMITTING TO REFERENDUM AN AMENDMENT TO THE ChARTER OF THE CITY OF NORTH LAUDERDALE AT ARTICLE IX, ENTITLED “GENERAL PROVISIONS,” AND IN PARTICULAR AMENDING SECTION 9.9 ENTITLED “AMENDMENTS TO CHARTER; REVIEW”; INCREASING THE TIMEFRAME IN WHICH THE CITY COMMISSION SHALL APPOINT A CHARTER REVIEW COMMISSION FROM EVERY FIVE (5) YEARS TO EVERY EIGHT (8) YEARS, COMMENCING IN 2025; PROVIDING THAT THIS ORDINANCE, WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE CITY OF NORTH LAUDERDALE, ON THE NOVEMBER 2018 GENERAL ELECTION BALLOT AND IT SHALL BECOME EFFECTIVE AS PROVIDED BY LAW; PROVIDING FOR THE PLACE AND PLACES WHERE SAID ELECTION IS TO BE HELD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

         City Attorney Goren stated that this is a second and final reading of the proposed ordinance to extend the time from 5 years to 8 years in which to have a Charter review which is legally sufficient. As a point of reference, City Attorney Goren commented that Broward County has a Charter review every 12 years. He stated that this Charter Review Committee was very thoughtful about the issue and believes it will be in the best interest of the City to review on an 8 year basis. Public hearing opened; no one spoke. Commissioner Graziose moved to adopt. Seconded by Commissioner Wood. No Commission discussion; Clerk called roll. All YES.

         ORDINANCE NO. 18-05-1371 PASSED AND ADOPTED UNANIMOUSLY

      ii. **ORDINANCE – Second Reading – Draft Proposal #2 – Procurement Code**

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

         AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, SUBMITTING TO REFERENDUM AN AMENDMENT TO THE CHARTER OF THE CITY OF NORTH LAUDERDALE AT ARTICLE IX, ENTITLED “GENERAL PROVISIONS,” AND IN PARTICULAR AMENDING SECTION 9.10 ENTITLED “PURCHASES”; Deletes THE REFERENCES TO PROCUREMENT IN THE CITY CHARTER AND REQUIRING THE CITY COMMISSION TO ADOPT A PROCUREMENT CODE BY ORDINANCE; PROVIDING THAT
THIS ORDINANCE, WHEN ADOPTED, SHALL BE SUBMITTED TO THE QUALIFIED ELECTORS OF THE CITY OF NORTH LAUDERDALE, ON THE NOVEMBER 2018 GENERAL ELECTION BALLOT AND IT SHALL BECOME EFFECTIVE AS PROVIDED BY LAW; PROVIDING FOR THE PLACE AND PLACES WHERE SAID ELECTION IS TO BE HELD; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE.

City Attorney Goren stated that currently the procurement provisions of the City are in the City Charter which is an antiquated way of doing business. Most cities in South Florida and Broward County have a specifically set forth procurement code. What this would do is transition the authority for a procurement code from the Charter into the Code of Ordinances and would require the Commission to adopt an ordinance within a certain number of days after adoption of the voter’s decision resulting in a comprehensive procurement code which could be changed from time to time by ordinance which would require one public hearing when the Commission would be required to make a change. This would be a more public, fluid, flexible and more convenient way for the City to do business in allowing the Commission to make changes on a more frequent basis given the need. Public hearing opened; no one spoke. Mayor Brady moved to adopt. Seconded by Commissioner Wood. Commissioner Borgelin asked what other cities have adopted this similar ordinance. City Attorney replied dozens, and named a few; Pembroke Pines, Tamarac, Boynton Beach, Oakland Park, Wilton Manors, Lighthouse Point, Plantation, Miramar and others. He reiterated that this is an antiquated charter provision that has never been changed which limits the rights of the Commission to be fluid about making changes. If voted upon by the voters favorably, this would then require this Commission to create a procurement Code within 180 days. If voted favorably, City Attorney’s office is prepared to work with Administration and Staff to get the document prepared, which will include items not currently in the charter pertaining to procurement. No further discussion; Clerk called roll. All YES.

ORDINANCE NO. 18-05-1372 PASSED AND ADOPTED UNANIMOUSLY

9. OTHER BUSINESS

a. RESOLUTION - FY 2018 Assistance to Firefighter Grant (Regional Joint Application)

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER TO TAKE ALL STEPS NECESSARY TO SUBMIT A JOINT ASSISTANCE TO FIREFIGHTER GRANT (AFG) APPLICATION IN PARTNERSHIP WITH FIRE RESCUE DEPARTMENTS FROM THE CITIES OF POMPANO BEACH, DAVIE, LIGHTHOUSE POINT, FORT LAUDERDALE, TAMARAC, SUNRISE, LAUDERHILL, MIRAMAR, HOLLYWOOD AND THE BROWARD SHERIFF’S OFFICE TO SECURE FUNDING FOR THE TWO FIRE DEPARTMENT ALERTING SYSTEMS; PROVIDING FOR FINDINGS AND CONCLUSIONS WITH REGARD TO THE BENEFITS TO
Fire Chief Rodney Turpel presented the item based on backup memorandum. He reported that this grant would be submitted to provide funds to obtain new alerting systems. The amount of money that the City will receive is based on the size of the city, and Chief Turpel explained the mathematics behind the funding. The grant if approved may award the City with $43,593.54. It is 50% of what one station would basically cost for these purchases. This is expensive, but life-saving equipment. This is phase two of a three part phase for applying for these grants. The equipment has been ordered, and this grant would offset the costs of the purchases.  Commissioner Wood moved to adopt. Seconded by Mayor Brady. No Commission discussion; Clerk called roll. All YES.

RESOLUTION NO. 18-05-6521 PASSED AND APPROVED UNANIMOUSLY

b. RESOLUTION - National Resources Conservation Service Funding for Eligible Disaster Relief Activities – Hurricane Irma BRW-014W

Susan Nabors, Finance Director, presented the item based on backup memorandum. She indicated that in September of 2017 Hurricane Irma impacted the City creating a significant amount of debris throughout the City and in its canal systems. Approximately 200 downed trees fell in the canals and have yet to be cleaned up, which causes issues such as water flow and others. Staff worked with the Natural Resources Conservation Service and its Division of Agriculture toward obtaining some grant funding to help the City offset some of the costs which will be incurred to remove the trees from the canals. The process was long as the federal government had to appropriate funds for this event, but now we do have a grant award. The NRCS approved an award of over $2.5 million dollars. An RFP is out to solicit bids for the cleanup efforts and are hoping the amount is less and the results should be brought to Commission by June 12th. Staff is seeking approval of the resolution to authorize execution of an agreement with the NRCS for 75% of the funding and 25% coming from the Water Control District. Commissioner Wood moved to adopt. Seconded by Commissioner Graziose. Commissioner Borgelin asked if this has anything to do with the flooding in the Silver Lakes area. Public Works Director, George Krawczyk, said this is not the solution, but it will help. City Manager Bhatty reiterated that this is not the sole cause of the drainage issues, but once the trees are cleared up it will help the flow of the water. Mayor Brady commented that this is the worst weather we have had and the only time we
can let out water out is when the ocean is at low tide, and then it takes a couple of days for the water to recede. Commissioner Wood thanked our Finance Dept. for working on getting the funding. Ms. Nabors interjected that these funds can only be used on the cleanup of the canals and no other purpose. City Manager also commented that we will be spending our funds with the intention of getting reimbursed up to 75% of the cost. Commissioner Moyle commented on the need to permit the types of trees that are planted on the canals to prevent this from happening again. City Manager stated staff will look into it. Commissioner Graziose commented that there is a right of way on all the canals and you are not permitted to plant a tree in the right of way and it needs enforcement. Vice Mayor Moyle commented that the Water Control District easement is 15 feet from the water into the yard. After discussion Clerk called roll; All YES.

RESOLUTION NO. 18-05-6522 PASSED AND APPROVED UNANIMOUSLY

c. RESOLUTION – Award of Somerset Re-Roof Project - Bid #18-04-372

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING AND DIRECTING THE CITY MANAGER OR HER DESIGNEE TO ENTER INTO AN AGREEMENT WITH ATLAS APEX ROOFING, LLC FOR THE RE-ROOF OF THE SOMERSET ACADEMY, A CITY OWNED BUILDING, LOCATED AT 7101 KIMBERLY BOULEVARD AS OUTLINED IN BID #18-04-372 IN AN AMOUNT NOT TO EXCEED $396,500.00, AND SET ASIDE $15,000.00 IN CONTINGENCY FUND FOR ANY UNFORESEEN COSTS ASSOCIATED WITH THIS PROJECT; PROVIDING FOR FUNDING; AND PROVIDING AN EFFECTIVE DATE.

George Krawczyk, Public Works Director, presented the item based on backup memorandum. He stated that this item came up last year, but did not move forward because of the timing and has been re-bid. The roof at the school has been having some issues as it is over 18 years old. This bid was advertised; a mandatory pre-bid meeting was held on April 17th and bid proposals were received from three vendors on April 27th. Mr. Krawczyk reported that the submittals were reviewed for compliance with specs and a recommendation was made to award the agreement to the second bidder, Atlas Apex Roofing as deemed to be the lowest and most responsive bidder. Work is expected to commence during the summer months when school is out. Commissioner Graziose moved to adopt. Seconded by Commissioner Wood. Commissioner Wood asked for clarification that this was a re-roof. Commissioner Borgelin asked about the roof standing against a hurricane. Mr. Krawczyk replied that there is a warranty from the manufacturer with regard to the workmanship of the product. Vice Mayor Moyle asked if the air conditioning would have to be removed since this is a complicated roof system. Mr. Krawczyk replied no, that on that roof there are only vents, the chillers are downstairs in that structure. Mayor Brady said it is better to put this roof on now, since it is 18 years old and get a guarantee on the investment. No further discussion; Clerk called roll. All YES.

RESOLUTION NO. 18-05-6523 PASSED AND APPROVED UNANIMOUSLY
d. RESOLUTION - First Amendment to Broward County Interlocal Agreement for Solid Waste Disposal and Support Services

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER AND THE MAYOR TO SIGN THE FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT FOR SOLID WASTE DISPOSAL SUPPORT SERVICES WITH BROWARD COUNTY; AND PROVIDING AN EFFECTIVE DATE.

George Krawczyk, Public Works Director, presented the item based on backup memorandum. He stated that this Amendment to the ILA is for solid waste disposal support services at the Wheelabrator facility, which includes the City and 16 other municipalities, that is due to expire on July 2, 2018. The residential trash cans and commercial properties trash is taken to Wheelabrator on State Road 7 where it is burnt and turned into energy. The future of solid waste is currently being discussed throughout the County. But, in the interim, to keep everything going status quo, the County decided to extend this ILA through this First Amendment Agreement for an additional five years to July 2, 2023, until a regional solution to solid waste for Broward County is addressed. Commissioner Graziose moved to approve. Seconded by Commissioner Wood. Commissioner Wood commented that he had gone on a visit of the Wheelabrator facility and said it was an amazing and humbling experience to see what they do with the trash and that there are career opportunities there. He said staff does an awesome job by bringing these contracts to the residents and we are on the cutting edge by being one of 16 cities that has this important ILA contract with Wheelabrator and turning our trash into electricity. He said students should have field trips to the facility. Vice Mayor Moyle commented that the North facility, which was closed, used to fuel jet engines in that manner; he said the recycling facility on 27 is also an amazing field trip for kids. Commissioner Borgelin asked how young people, especially dropouts, get the job opportunities. Mr. Krawczyk replied that Wheelabrator is a private facility and our ILA agreement is with the County as part of a group. Applicants would have to contact the private entity for any programs offered. Mr. Krawczyk reported that Waste Pro does offer programs and employment opportunities and are always looking for drivers and team members. Vice Mayor Moyle also stated that Waste Pro has a Second Chance program. Commissioner Graziose commented that Waste Pro has brought this up every time they were present at a City public meeting and at North Lauderdale days also. City Manager stated that job opportunities can be accessed through the separate entities and on their websites. Mayor Brady said they have to call the job hotlines. No further discussion; Clerk called roll. All YES.

RESOLUTION NO. 18-05-6524 PASSED AND APPROVED UNANIMOUSLY

10. REPORTS - None

11. COMMISSION COMMENTS

a. Discussion and possible motion to authorize attendance at the 92nd Annual Florida League of Cities Conference August 16-18 at the Diplomat Beach Resort, Hollywood,
FL and approval of a quarter page advertisement in the amount of $250 for the Quality Cities Conference issue

Commissioner Graziose moved to approve attendance at the FLC Annual Conference. Seconded by Mayor Brady. Clerk called roll; all YES

Commissioner Graziose moved to approve a ¼ page ad for $250.00. Seconded Commissioner Wood. Clerk called roll; all YES

b. Nominations and motion to approve a voting delegate to represent the City of North Lauderdale at the Annual Business Session of the Florida League of Cities 92nd Annual Conference in Hollywood – August 16-18

Mayor Brady nominated Vice Mayor Moyle as the Voting Delegate. No other nominations were made. Commissioner Graziose moved to approve Vice Mayor Moyle as the delegate. Seconded by Mayor Brady. Clerk called roll; all YES.

c. Discussion and possible motion regarding Resolution for Gun Reform Lawsuit Support

Commissioner Graziose commented that several Broward County cities are joining in a law suit fighting the state against Sec. 790.33 of the Florida Statutes which holds a City Commission hostage against passing resolutions on gun reform or be removed from office or fined. Other cities have adopted a resolution supporting some cities who have joined in a law suit. Commissioner Graziose stated he would like the Commission to consider a resolution in support. City Attorney Goren stated that North Lauderdale is a member of Everytown and their law suit is currently before Judge Englander in Broward County and by agreement of the parties, the matter will be transferred to the Leon County Circuit Court for consideration. He gave an update on what lawsuits have been filed and by whom and stated it would be appropriate if the Commission wishes this evening to adopt a resolution supporting the cities’ litigation and would not be violating 790.33 by not adopting a legislative piece creating any impact upon the regulation or use of firearms or ammunition, but is simply a policy statement supporting pending litigation, as opposed to a legislative statement. **Commissioner Graziose made a motion to support the municipalities in Broward County which have filed lawsuits seeking a declaration that the provisions punishing elected officials set forth in Section 790.33, Florida statutes, for violating the preemption related to the regulation of firearms and ammunition, are invalid.** Seconded by Commissioner Borgelin. Clerk called roll; All YES.

Commissioner Graziose comments:
- Attended EMS Awards where one of North Lauderdale’s Teams were awarded
- Attended a meeting in Davie and saw a presentation about gravity fed drainage and gave a report on interesting facts regarding sea rise and cities needing pump systems for flooding
- Attended Broward County Commission meeting regarding One Cent Sales Tax coming up on the November ballot and gave a report of the related projects which it would benefit
- Attended an MPO meeting and was joined by George Krawczyk and Andrew Disbury who submitted a list of projects
Commissioner Wood comments:
- Thanked Mike Sargis and his staff and Public Works and the Coral Glades students for the successful Memorial Day Ceremony which was well attended and honored the Brooks family

Commissioner Borgelin comments:
- Commented that the Memorial Day Ceremony was greatly presented and attended
- Asked for consensus to recognize some persons for Caribbean month during the last meeting on June 26
- Questioned what the plan is for the next five years for Silver Lakes area
- Asked to hold a community meeting in Silver Lakes area to address flooding
- Asked for update on Kimberly Blvd and Jaycee Park

Mayor Brady comments:
- Thanked everyone for the great Memorial Day celebration

Vice Mayor Moyle comments:
- Echoed that the Memorial Day Ceremony was a success and gets better every year
- Stated condolences at the loss of Commissioner Jerry Fagden of Plantation
- Attended the Broward League Gala and said it was well attended and a nice event
- Asked for consensus to nominate Mayor Brady for the E. Drew Harris Lifetime Achievement award during the FLC Annual Conference. Commissioner Graziose made a motion to submit Mayor Brady’s name for this award. Motion was seconded by Commissioner Wood. Motion passed unanimously.

12. CITY MANAGER COMMENTS
- Thanked all Staff and Departments for the Memorial Day event

13. CITY ATTORNEY COMMENTS
- Gave a briefing on the three separate and distinct lawsuits being filed in Leon County with regard to the gun reform issues and stated that they may be consolidated into one matter with one judge. He will update as the matter progresses.

14. ADJOURNMENT – There being no further business, the meeting adjourned at 8:19 pm.

Respectfully submitted,

Patricia Vancheri, City Clerk
MEMORANDUM

To: Honorable Mayor and City Commission

From: Ambreen Bhatti, City Manager

By: Susan Nabors, Director of Finance

Date: June 12, 2018

Subject: First Reading: Fiscal Year 2018 Budget Amendment

Background:

The City adopted the FY 2018 budget on Ordinance 17-09-1360 on September 27, 2017. On April 10, 2018, the first budget amendment was approved. The attached Ordinance for your consideration on first reading is to appropriate funds for the canal debris clean-up that resulted from Hurricane Irma. This will be the second budget amendment for FY 2018.

Hurricane Irma, in September 2017, created significant debris throughout the City. A large amount of that debris occurred in various canals throughout the city. The National Resources Conservation Service (NRCS), a Division of the United States Department of Agriculture, estimated the total cost of the project at $2,503,406.250 and has approved the City of North Lauderdale for a grant in an amount of up to $1,921,218.75 for expenditures on this project. The match on the grant of up to $582,187.50, plus any ineligible expenses, is be paid by the Water Control District.

On June 8, 2018 bids for this project were opened and based upon the responses, which range from approximately $426,000 to $1,305,000, the amount of funds we will need for the clean-up project is lower than anticipated. The bids will be evaluated by staff and a final recommendation of the most responsive bidder will be presented to Commission at the June 26, 2018 meeting. In any case, the amount of the project is not expected to exceed $1,305,000. In order to proceed with the project, a recommendation is made to appropriate funds in the not to exceed amount of $1,305,000. Before the project can begin, the budget must be legally appropriated.

This Ordinance is contingent on the approval of the Water Control District budget amendment resolution which will be heard immediately following the City Commission meeting.

RECOMMENDATION:

The Administration recommends Commission’s consideration and approval of the attached ordinance amending Ordinance No. 17-09-1360 by which the City Commission adopted the budget of the City of North Lauderdale for the 2017/2018 fiscal year, to revise the budget as documented in Exhibit “A” and provided herein.
ORDINANCE NO. ______________

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING ORDINANCE NO. 17-09-1360 BY WHICH THE CITY COMMISSION DID ADOPT THE BUDGET OF THE CITY OF NORTH LAUDERDALE FOR THE 2017/2018 FISCAL YEAR, TO REVISE THE BUDGET AS DOCUMENTED IN “EXHIBIT A” ATTACHED; PROVIDING FOR CONFLICTS, SEVERABILITY, AND, PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission for the City of North Lauderdale adopted the 2017/2018 Fiscal Year Budget for the City of North Lauderdale through the adoption of Ordinance 17-09-1360; and,

WHEREAS, the City Commission desires to amend Ordinance 17-09-1360 to reflect revisions to the budget for the 2017/2018 Fiscal Year Budget; and,

WHEREAS, the City Commission finds it to be in the best interest of the residents and citizens of the City of North Lauderdale to amend the Fiscal Year 2017/2018 budget as provided herein.

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

Section 1: That the foregoing “Whereas” clauses are adopted as if fully set forth herein.

Section 2: That Ordinance 17-09-1360 as amended, did adopt the Budget of the City of North Lauderdale for the 2017/2018, and the Budget adopted thereby be and the same is hereby amended to cause and reflect revisions to said Budget as set forth in Exhibit “A”.

Section 3: That the City Commission finds it to be in the best interest of the residents and citizens of the City of North Lauderdale to amend the Fiscal Year 2017/2018 budget as provided herein.

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

Section 5: Should any section or any provision of this Ordinance or portion hereof, any paragraph, sentence, or work be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the remainder of this Ordinance.

Section 6: That this Ordinance shall take effect immediately upon adoption.
PASSED on first reading by the City Commission of the City of North Lauderdale this 12th day of June 2018.

APPROVED AS TO FORM:

__________________________________________
CITY ATTORNEY SAMUEL GOREN

__________________________________________
MAYOR JACK BRADY

__________________________________________
VICE MAYOR RICH MOYLE

ATTEST:

__________________________________________
PATRICIA VANCHERI CITY CLERK
<table>
<thead>
<tr>
<th>ORG</th>
<th>OBJECT</th>
<th>DESCRIPTION</th>
<th>REVENUE</th>
<th>EXPENDITURE</th>
</tr>
</thead>
<tbody>
<tr>
<td>001</td>
<td>331510</td>
<td>Grants Revenue (NRCS)</td>
<td>$ 980,000</td>
<td></td>
</tr>
<tr>
<td>0013947</td>
<td>549963</td>
<td>Hurricane Irma Expense</td>
<td></td>
<td>$ 980,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>GENERAL FUND</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>$ 980,000 $ 980,000</strong></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ORG</th>
<th>OBJECT</th>
<th>DESCRIPTION</th>
<th>REVENUE</th>
<th>EXPENDITURE</th>
</tr>
</thead>
<tbody>
<tr>
<td>131</td>
<td>399001</td>
<td>Appropriate Fund Balance</td>
<td>$ 325,000</td>
<td></td>
</tr>
<tr>
<td>1313947</td>
<td>549963</td>
<td>Hurricane Irma Expense</td>
<td></td>
<td>$ 325,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>WATER CONTROL DISTRICT FUND</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td><strong>$ 325,000 $ 325,000</strong></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
FINANCE DEPARTMENT
MEMORANDUM

To: Honorable Mayor and City Commission
From: Ambreen Bhatt, City Manager
By: Susan Nabors, Director of Finance
Date: June 12, 2018
Subject: First Reading: Ordinance Changes Related to Utility Billing
Two (2) Separate Ordinances

Background:

On April 24, 2018, City Commission attended a workshop on proposed revisions to sections of the Code as they relate to utility operations. Staff recommendations were made and after discussion, Commission provided guidance and consensus to the staff. Tonight, we present two (2) Ordinances on first reading for your consideration and approval.

The key provisions of the Ordinance revisions are:

Chapter 70 – Utilities
- Extending the due date for payment of utility bills to 21 days after the bill date.
  - Increase the due date for payment of utility bills from 14 days to 21 days.
  - Benefits to customers:
    - provides more time for customers to pay their bill
    - reduced occurrences of late charges or disconnections due to late payments
- Expand the section on establishing the utility account in the name of the property owner, including property owner responsibilities, enforcement through Code Division and other available remedies for non-compliance.
  - Sets the time frame to 30 days from date of notification.
  - If not completed during that time, the Code Division will get involved and handle the violation like any other Code violation.

Appendix F. Section 60 – Water and Sewer Generally
Section 61 – Same-Security deposit
- Revise the charge to a customer when the City staff performs repairs on the private property that is not due to the negligent and/or intentional act of omission by the city.
  - This is a rare occurrence as property owners are informed to contact a plumber to repair damages on their side of the meter.
  - The new rate will cover the actual cost of the repair, in the rare instance where the City performs the repairs.
• Revise to include the days of the week and time of day when water will be restored after normal business hours when requested by a customer.
  o Current section of the ordinance simply lists the fee for restoring water service hours after discontinuance after normal working hours. It does not indicate days and up to what time the service will be restored after hours.
  o This revision will indicate that the water service will be restored up to 8:00 pm., Monday to Friday, but not on holidays.
  o No change to the current charge.

• Revise the broken strap/lock fee to create an escalated fee when a strap/lock is broken more than once on the same account.
  o Breaking a strap/lock to obtain water after it has been disconnected is a criminal activity.
  o The City currently charges a flat fee to the account each time a strap is broken.
  o The revision creates a higher fee for each additional time a strap is broken.

• Create two (2) complimentary customer-requested meter read verifications per calendar year; and a fee for subsequent requests that result in validated meter reads.

• Create the water availability rate request and approval requirements and revise the fee for this service.
  o The City currently has a water availability rate program.
  o This rate is a reduced rate, in lieu of the base water and sewer charges, when certain conditions are met.
  o The revision lists in the Ordinance what conditions must be met to be approved for the water availability rate.
  o Proposed increase to recoup the actual cost of verifying no water consumption.
  o Utilizing this program, in lieu of base water and sewer charges, will result in savings for qualified customer.

• Remove the section allowing for a reduction of a security deposit for commercial customers.

As noted in the workshop, most of these changes will impact only a minimal number of utility customers. The greatest change will be extending the payment due date which will benefit a majority of the utility customers. Please note: These changes will not affect residents who are not on the City’s utility system such as those serviced and billed by Broward County (Broadview/Pompano Park area), Ft. Lauderdale ( ) or Tamarac (Courtyards of Broward).

The ordinance revisions will go into effect beginning with the bills that are issued in September 2018. This will allow the City to enter into a 2 month period of notification to the utility customers to advise them of the new payment terms and give customers time to budget accordingly.
RECOMMENDATION:

The Administration recommends Commission’s consideration and approval of the two (2) attached Ordinances on first reading to revise sections of the Code of Ordinances as they relate to utility operations.
ORDINANCE NO. ________________________

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING CHAPTER 70 OF THE CITY CODE OF ORDINANCES OF THE CITY OF NORTH LAUDERDALE, FLORIDA, ENTITLED “UTILITIES,” AND IN PARTICULAR, SECTION 70-4 ENTITLED “SIMULTANEOUS WATER, SEWER, AND STORMWATER MANAGEMENT RATES,” IN ORDER TO REVISE THE REQUIREMENTS FOR ESTABLISHING UTILITY ACCOUNTS, SECTION 70-6 ENTITLED “BILLING PROCEDURE; DELINQUENT ACCOUNTS,” IN ORDER TO REVISE THE PAYMENT DUE DATE, SECTION 70-7 ENTITLED “SERVICE INTERRUPTION FEES,” IN ORDER TO UPDATE TERMINOLOGY RELATED TO SERVICE INTERRUPTION FEES, AND SECTION 70-33 ENTITLED “PERMIT AND METER REQUIRED FOR WITHDRAWAL OF WATER FROM SYSTEM; PENALTY FOR VIOLATION,” IN ORDER TO UPDATE TERMINOLOGY REGARDING AUTHORIZATIONS; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission has determined, based on the analysis of City staff, that specific sections of Chapter 70-Utilities are in need to be revised in order to update requirements in Section 70-4, update terminology in Section 70-33 and to revise the payment due date; and

WHEREAS, the City Commission has concluded that it is in the best present and future interests of the citizens and residents of North Lauderdale to amend certain sections of chapter 70 “Utilities” to revise the requirements for establishing utility accounts, circumstances when an additional security deposit is required and to revise the payment due date, and in order to update language related to service interruption fees; and

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

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

Section 2. Chapter 70 entitled “Utilities,” Section 70-4, entitled “Simultaneous water, sewer, and stormwater management rates,” of the Code of Ordinances of the City of North Lauderdale, Florida, is hereby amended as follows:
Section 70-4. Simultaneous water, sewer, and stormwater management rates

(a) Multifamily dwelling units which have only one meter servicing more than one dwelling unit shall be charged for water and wastewater regardless of occupancy and shall be based on the number of equivalent residential connections (ERC's) which have been adopted by the city for each water meter. Should all units in a multifamily dwelling be vacant, the owner of same may cause charges to cease upon written certification of this fact to the utility billing office; and upon such certification, the city shall disconnect or lock the subject meter.

(b) Charges for water services and facilities, charges for sewer services and facilities and charges for stormwater management fees shall be rendered to the utility customers on one bill, provided that the charges shall be listed separately thereon, and provided further, that no customer may pay the charges for any thereof without simultaneously paying the charges for the others thereof.

(c) Water, sewer and stormwater management accounts shall be established in the name of the property owner.

(1) If a property ownership changes, it is the new property owner’s responsibility to establish an account in their name.

(2) Utility accounts not placed into the property owner’s name will be in violation of the City Code and the City shall have the right to enforce compliance with this subsection through legally available avenues, and additional fines and fees may be imposed upon the property owner for violating this subsection.

a) The City shall provide a property owner with no less than thirty (30) days written notice prior to imposition of the penalty and commencement of enforcement action authorized herein.

b) If a property owner produces an enforceable lease effective prior to November 13, 2007, for a tenant in whose name an account was legally established prior to November 13, 2007, the account may remain in the name of the tenant until expiration of the term of the lease provided to the City.

(3) City shall send all correspondence relating to an account, including invoices and notices, to the property address provided by the property owner or account holder to the City. Property owners and account holders are responsible for notifying the City of their current mailing address.

(4) Failure of the property owner to establish an account in their name or failure to provide the City of a current mailing address shall not release or diminish the obligation of the property owner to pay charges accrued on the property.
Section 3. Chapter 70 entitled “Utilities,” Section 70-6, entitled “Billing procedure; delinquent accounts,” of the Code of Ordinances of the City of North Lauderdale, Florida, is hereby amended as follows:

Section 70-6. Billing procedure; delinquent accounts

(a) Bills for the city utility services shall be rendered once per month, based on the rate structure then in effect, and shall be due on or before the 21st calendar day subsequent to the bill date and is “past due” on the 22nd calendar day when rendered and delinquent 15 days subsequent to the billing date.

(b) If payment has not been received by the city before the close of business on the due date, by the delinquency date, a "past due" notice and a late payment fee, shall be applied to the customer's subsequent monthly bill.

(c) If the "past due" payment amount is not received before the close of business on the 21st calendar day during regular business hours on the 14 days following the bill containing the "past due" notice, utility service will be disconnected without further notice.

(d) All utility payments received shall first be applied to the oldest balance on the account.

(ef) The finance director, or his/her designee, shall have the discretion to waive a first instance of a late payment fee based on the partial payment of an amount due at the time when a late fee would otherwise be applied.

(ef) All moneys owed to the city for services shall may be recorded as liens on the subject property when the delinquent amounts reaches $500.00 for single residential, $1,000.00-$500.00 for each multi-family residential, or $1,000.00 for nonresidential. The liens shall be recorded in the public records of Broward County and may be foreclosed in the same manner provided in F.S. ch. 702, as may be amended from time to time, for the foreclosure of mortgages on property. Such liens shall bear interest at the rate permitted by law from the date the lien is filed. Fees charged to record the lien shall follow Section 2-223 and Appendix F, Section 54 of this Code.

(g) The city manager shall be authorized to increase or decrease temporary personnel on an as-needed basis, subject to budgetary availability, to address any increase or decrease in the demands on utility services.

Section 4. Chapter 70 entitled “Utilities,” Section 70-7, entitled “Service interruption fees; when case required,” of the Code of Ordinances of the City of North Lauderdale, Florida, is hereby amended as follows:

Section 70-7. Service interruption fees; when case required.

(a) When a city employee or designated representative of the City is sent to the property service address to discontinue water service based on nonpayment of amounts billed, as outlined in section 70-6, an administrative fee in the amount established by ordinance shall be added to the utility customer's
account. Such charge shall be billed whether the water is actually turned off disconnected or not.

(b) When a city employee or designated representative of the City is sent to the service address during normal working business hours to resume reconnect water service caused by a turnoff disconnection due to nonpayment, no additional fee will be charged to the customer. However, when a city employee or designated representative of the City turns water on reconnects service at the customer's request after normal working business hours, an additional fee in the amount established by ordinance shall be added to the customer's account. Such turnon reconnection charges are applicable to the re-establishment of utility services for accounts which have been turned off disconnected, in accordance with section 70-6 and subsection (a) of this section, due to nonpayment of account. A turnon connection charge in the amount established by ordinance will be billed to a customer account for the initial turnon connection of a new account.

(c) For those accounts which have been turned off disconnected due to nonpayment, prior to restoring service for the account the City finance department may require payment of all amounts billed plus all administrative fees and worthless check dishonored payment charges, as set forth in Section 2-222 and Section 53 of Appendix F of this Code, in cash, money order, or cashier's check, prior to restoring water service for the account, as set forth in section 2-222 and section 53 of appendix F of this Code.

Section 5. Chapter 70 entitled “Utilities,” Section 70-33, entitled “Permit and meter required for withdrawal of water from system; penalty for violation.” of the Code of Ordinances of the City of North Lauderdale, Florida, is hereby amended as follows:

Section 70-33. Permit Prior authorization and meter required for withdrawal of water from system; penalty for violation.

(a) It shall be unlawful for any person to withdraw water from any hydrant forming a part of the water distribution system of the city without having first obtained a permit therefor from the clerk authorization from the utilities department.

(b) It shall be unlawful for any person to withdraw water from any portion of the water distribution system of the city, other than from a fire hydrant under a permit from the city, unless such water is discharged through a meter measuring the quantity of water discharged, which meter has previously been approved and authorized by the city.

(c) The clerk utilities department is hereby authorized to issue permits approval for the withdrawal of water using construction meters, from the hydrants forming a part of the water distribution system of the city upon the filing of an application therefor and the payment of the prescribed fee and security deposit.

(d) The clerk utilities department is authorized and directed to prepare application forms for approval of permits for issuance pursuant to the provisions of
subsection (c) of this section, and to prepare authorize forms of applications for such permits, and to promulgate a schedule of fees and security deposits to be assessed and charged in connection with the issuance of such permits.

(e) Any person who violates any provision of this section shall, upon conviction thereof, be punished as provided in section 1-7.

Section 6. Codification. It is the intention of the City Commission of the City of North Lauderdale that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of North Lauderdale, Florida and that the Sections of this Ordinance may be renumbered, re-lettered and the word “Ordinance” may be changed to “Section”, “Article” or such other word or phrase in order to accomplish such intention.

Section 7. Severability. If any clause, section or other part of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Ordinance.

Section 8. Conflicts. That all Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith, be and the same are repealed to the extent of such conflict.

Section 9. Effective Date. That this Ordinance shall take effect immediately but changes will be implemented for billing periods beginning in September 2018.

PASSED on first reading by the City Commission of the City of North Lauderdale, Florida, this 12th day of June 2018.

APPROVED AS TO FORM:

_________________________________
CITY ATTORNEY SAMUEL S. GOREN

_________________________________
MAYOR JACK BRADY

_________________________________
VICE MAYOR RICH MOYLE

ATTEST:

_________________________________
PATRICIA VANCHERI, CITY CLERK
ORDINANCE NO. ________________________

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA,
AMENDING APPENDIX “F” OF THE CITY CODE OF ORDINANCES,
ENTITLED “FEES,” AND IN PARTICULAR, SECTION 60, THEREOF,
ENTITLED “WATER AND SEWER GENERALLY,” OF THE CODE OF
ORDINANCES OF THE CITY OF NORTH LAUDERDALE, FLORIDA, IN
ORDER TO REVISE THE CHARGE FOR A METER REPAIR, CLARIFY THE
HOURS FOR RESTORING WATER AFTER NORMAL WORKING HOURS,
REVISE THE CHARGE FOR A BROKEN METER STRAP OR LOCK,
INSTITUTE A FEE FOR RE-READS OF METERS REQUESTED BY A
CUSTOMER AND PROVIDE ADDITIONAL REQUIREMENTS FOR WATER
AVAILABILITY SERVICE; AND SECTION 61, THEREOF, ENTITLED “SAME –
SECURITY DEPOSIT,” TO REMOVE A SECTION ALLOWING A REDUCTION
OF SECURITY DEPOSIT FOR COMMERCIAL CUSTOMERS; PROVIDING FOR
INCLUSION IN THE CODE; PROVIDING FOR CONFLICTS; PROVIDING FOR
AN EFFECTIVE DATE.

WHEREAS, the City Commission has determined, based on the analysis of City staff, that
Appendix F - Fees; Section 60 - Water and Sewer Generally – should be revised to update fees as per current
costs of operations and to clarify other related matters; and

WHEREAS, the City Commission has determined, based on the analysis of City staff, that
Appendix F - Fees; Section 61 – Same – Security Deposit – should be updated to clarify specific matters
relating to security deposits; and

WHEREAS, the City Commission has concluded that it is in the best present and future interests
of the citizens and residents of North Lauderdale to amend Section 60 to revise the charge for a meter
repair, clarify the hours for restoring water after normal working hours, revise the charge for a broken
meter strap or lock, institute a fee for re-reads of meters requested by a customer and provide additional
requirements for water availability service and Section 61 to remove the language allowing a reduction in
security deposit on commercial accounts; and

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

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true
and correct and are hereby made a specific part of the Ordinance upon adoption hereof.
Section 2. Appendix “F,” entitled “Fees,” Section 60, entitled “Water and Sewer Generally,”
of the Code of Ordinances of the City of North Lauderdale, Florida, is hereby amended as follows:

Section 60. Water and Sewer - Generally

(a) **Maximum** Minimum water meter repair charge referenced in section 70-34(c) is $65.00 $75.00 per repair, or actual costs of the repair if greater than $75.00.

(b) Water service interruption fees as referenced in section 70-7 are as follows:

1. For discontinuance of water service for non-payment of amounts billed .....$60.00
2. For restoring water service hours after discontinuance after normal working business hours and up to 8 pm Monday – Friday, excluding holidays .....50.00
3. For initial turn-on of water service to a new account .....$25.00

(c) The rate schedule for monthly charges for water service:

1. The following Equivalent Residential Connection (ERC) System and procedures are hereby adopted:

<table>
<thead>
<tr>
<th>Meter Size (in inches)</th>
<th>ERC’s</th>
</tr>
</thead>
<tbody>
<tr>
<td>5/8</td>
<td>1.0</td>
</tr>
<tr>
<td>¾</td>
<td>1.5</td>
</tr>
<tr>
<td>1</td>
<td>6.0</td>
</tr>
<tr>
<td>1½</td>
<td>12.0</td>
</tr>
<tr>
<td>2</td>
<td>25.0</td>
</tr>
<tr>
<td>3</td>
<td>50.0</td>
</tr>
<tr>
<td>4</td>
<td>80.0</td>
</tr>
<tr>
<td>6</td>
<td>126.0</td>
</tr>
</tbody>
</table>

For the purpose of this section, ERC is defined as a residential dwelling unit serviced by a 5/8-inch water meter.

(d) Broken meter strap or lock replacement fee per account….First occurrence-$100.00, second occurrence-$250.00, third and subsequent occurrences-$500.00, City may report to law enforcement authorities at any time.
If an inspection of a faulty meter box requested by the customer turns out to be false, the customer shall be charged a service fee in the amount of $35.00.

Two (2) complimentary meter read verifications may be requested by the customer per calendar year.

(a) If the two (2) complimentary meter reads are deemed to be correct, the account holder shall be charge a service fee in the amount of $35.00 for subsequent requests for meter read verifications in the same calendar year.

(b) If the meter reads are deemed to be incorrect, the customer shall not be charged a service fee, and the meter read shall not be counted towards one of the complimentary meter read verifications.

If an account is inactive, closed, or has zero water usage a monthly fee of $15.00 for water availability will be charged to the account.

If an account will have zero water consumption for a minimum period of two (2) consecutive billing cycles the property owner may submit a written request to have the account placed on water availability service. In order to receive approval for this service, the name on the utility account must be that of the current property owner and the account must be paid in full. The water availability rate shall be applied to the billing cycle in which the request is approved and not retroactively. If the property owner fails to request in writing to be placed on water availability service, current base charges plus all other applicable fees will be applied to the account.

The water availability rate is $20.00 per billing cycle plus stormwater, utility taxes and all other applicable fees. The water availability rate will apply until the billing cycle in which actual consumption is recorded. In the billing cycle of actual usage, the account will be charged base water, sewer and stormwater charges plus consumption and all other applicable fees and taxes and the account will be taken off water availability rate structure going forward. The City will not be responsible to provide advance notification of the charges resulting from consumption or removal from the water availability rate.

Accounts on water availability service as of the adoption of this Ordinance shall remain on water availability service until the billing cycle in which actual consumption is recorded.

(1) There is hereby adopted the following rates for 1.0 ERC:

(i) Monthly charges:

<table>
<thead>
<tr>
<th>Effective Date</th>
<th>Fixed Rate</th>
<th>Variable Charge Per 1,000 Gallons or Any Part Thereof</th>
</tr>
</thead>
<tbody>
<tr>
<td>May 1, 2009</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Water</td>
<td>$11.44</td>
<td>$2.77 $4.71</td>
</tr>
<tr>
<td>Sewer</td>
<td>$20.72</td>
<td>$3.26 $3.26</td>
</tr>
</tbody>
</table>
(ii) City administration will review the financial performance annually and may increase the rate structure by an amount of five percent or inflation, whichever is greater. Inflation is measured by the all-items CPI as advertised for the 12-month period ending September 30. This rate adjustment will be effective on January 1 of each calendar year.

(2) Computation of monthly charge for water and sewer service: The rates reflected in subsection (2) shall be used in computing water and sewer charges based upon total meter water consumption relative to total meter ERC's as follows:

Fixed charges: Total meter ERC's × fixed rate
Variable charges: First 10,000 gallons (per ERC)
*Average ERC × Variable Rate × # of Meter ERC's
Consumption (0—10,000 gallons)
Remaining gallons (per ERC)
*Average ERC × Variable Rate × # of Meter ERC's
Consumption (above 10,000 gallons)

*Where average ERC consumption is calculated by total meter water consumption divided by total ERC's.

(3) Limitation of residential sewer variable charges: There is hereby established a 10,000-gallon per month maximum cap on residential variable sewer charges. This sewer cap shall limit residential variable sewer charges to the first 10,000 gallons of water consumption per equivalent residential connection.

(4) The rates and charges set forth in this section shall be effectuated for calculating water and sewer charges on bills to utility customers which are dated on or after, May 1, 2009 and January 1 of each respective year thereafter.

Section 3. Appendix “F,” entitled “Fees,” Section 61, entitled “Same – Security deposit,” of the Code of Ordinances of the City of North Lauderdale, Florida, is hereby amended as follows:

Section 61. Same – Security deposit

(a) The security deposit required by section 70-5 is as follows:

(1) Residential customers:
   a. Owner- or Tenant-occupied dwelling unit: $200.00 per equivalent residential connection (e.g., the deposit for a 100-unit apartment complex shall be $20,000.00).
   b. Tenant-occupied dwelling unit: $100.00 per equivalent residential connection.
   c. Master-metered apartments, townhouses and condominiums: $60.00 per unit.

(2) Commercial customers: $60.00 per equivalent residential connection as determined by the water meter size as indicated hereinabove.

(b) The deposit required from commercial customers under subsection (a) of this section may be reduced to an amount equal to two months' average utility service bills based on the written request of the customer and the concurrence as to amount by the city's finance director.
Section 4. Codification. It is the intention of the City Commission of the City of North Lauderdale that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of North Lauderdale, Florida and that the Sections of this Ordinance may be renumbered, re-lettered and the word “Ordinance” may be changed to “Section”, “Article” or such other word or phrase in order to accomplish such intention.

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

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

Section 7. Effective Date. That this Ordinance shall take effect immediately but changes will be implemented for billing periods beginning in September 2018.

PASSED on first reading by the City Commission of the City of North Lauderdale, Florida, this 12th day of June 2018.

APPROVED AS TO FORM:

___________________________________
CITY ATTORNEY SAMUEL S. GOREN

_________________________________
MAYOR JACK BRADY

_________________________________
VICE MAYOR RICH MOYLE

ATTEST:

_________________________________
PATRICIA VANCHERI, CITY CLERK
CITY OF NORTH LAUDERDALE  
COMMUNITY DEVELOPMENT DEPARTMENT  

TO: Mayor and City Commission  
FROM: Ambreen Bhattty, City Manager  
BY: Tammy Reed Holguin, Community Development Director  
DATE: June 12, 2018  
SUBJECT: Special Event (SPEV 18-01) – Caribbean Culture Night.  

APPLICANT: Monique Zilma, Sisters Understanding Naturally, Inc.  

The Sisters Understanding Naturally, Inc is requesting to hold a special event intended to celebrate Caribbean Culture night on June 30th at Riverside Plaza located at 959 SW 71st Ave from 7 – 11 PM. The foundation submitted the SPEV application on Friday, June 1, 2018. According to the letter provided by the applicant, the celebratory event will feature food, music and promote integrity, empowerment, collaboration and equality. The applicant indicates in their letter of intent that 200 people are expected to be in attendance. The applicant has informed staff that they will have tables, food vendors and a sound system on site. Specific details of the proposed event are set forth in Exhibit A, which is made a part of this report.

According to Sections 6-28 through 6-33 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. Upon review of the application, it was found to be incomplete. The applicant was notified of the deficiencies and the revised site plan, updated letter of intent and local business tax receipt application were submitted on Monday, June 11, 2018. Staff has continued to work with them to obtain the necessary information. Staff’s review of the documents determined the following:

- According to Section 6-28, an organization applying for the permit must be “a bona fide civic, religious or charitable organization that must be located within the City”.
  - Non-profit documentation was provided but the non-profit organization using a City residential address requires a City Local Business Tax Receipt as a home-based business.
  The application for a Local Business Tax receipt was submitted on Monday, June 11 and at the time of finalizing this memorandum; it was incomplete and pending issuance. The applicant understands that this event will not proceed without the issuance of Local Business Tax receipt.
According to Section 6-33, “The application for approval filed under this article by the governing body shall contain a detail proposal of the location.” A detailed site plan of the event is required to determine layout of all facilities including sanitary facilities, location of food vendors, tents and any other physical structures (such as requested stage) that will be on-site. The site plan is crucial to show the balance of the parking spaces available for a crowd of 200, ingress/egress to the event site and accessibility for the fire rescue unit and police services.

- **Staff assisted the applicant in providing a detailed Site Plan after a meeting on June 11th to address comments from the meeting. (Appendix D)**

According to Section 6-30 (2) “Temporary toilet facilities shall be provided…” Per the Florida Building Code and based on the number of attendees stated by the applicant, 5 portable toilets are required.

- **The site plan and letter of intent show the required facilities.**

The State of Florida governs food vendors. The applicant must contact the Florida Department of Agriculture and Consumer Services to determine their requirements. The event needs to be 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 and inspection and Fire inspection are required.

- **Food is not being cooked on-site according to the letter of intent. Pre-cooked food will be brought in by restaurants and the applicant was made aware that these vendors would require approval from State agencies. Applicant has informed staff that the food is being provided by licensed vendors. Also according to the letter of intent, no alcohol will be a part of this event.**

Per Section 6-32, Applicant shall provide “Liability Insurance in a policy limit amount of at least $1,000,000/$3,000,000 and fully executed indemnification and hold harmless endorsement.”

- **Indemnification received.**
- **Separate insurance policies listing City of North Lauderdale and Riverside Christian were received.**

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 up within 48 hours.” Upon request, the governing body may in its discretion waive in whole or in part, this requirement.

- **Applicant has not provided the clean-up performance bond. This is a conditional item upon City Commission approval of the event. They have indicated in their letter of intent that they are aware that a clean-up bond is required and they will provide it upon City Commission approval of the event. They have also asked that a cleanup bond fee of $1000 be waived. Applicant provided a letter from Riverside Christian (Exhibit B) consenting to waive the cleanup bond for their property.**
• Fire Detail Application – The Fire Department has determined per Section 55 the cost and number of emergency medical unit(s) needed for this type of event and provided the detailed information to the applicant.
  ○ City has received and listed costs in Exhibit C. Information has been provided to applicant for total cost of $600. Applicant has requested that these fees be waived.

• Police Detail Application – Applicant submitted request for detail to BSO and requested 2 officers. BSO requested a detailed site plan in order to determine the number of deputies to sufficiently cover the event and once received they recommended 4 deputies and that the hours for two deputies be extended to 11:30 PM to assist attendees to safely exit the event.
  ○ Applicant has requested that these fees be waived but understands that the request must be approved by Sheriff and is not in the realm of the City Commission. They have verbally agreed to pay these costs if BSO does not waive these costs.

• Parks and Recreation- Applicant has requested the use of the City stage. The insurance provided by the applicant will cover any damage to the stage. The rental fee and cost to provide staff to set up and remove stage is $780.
  ○ Applicant has requested that these fees be waived.

This request has been reviewed by Community Development, Parks and Recreation, and Fire Departments and BSO. Both Fire and BSO determined that personnel details will be necessary to insure the safety of the attendees. The cost for providing these details is itemized in Exhibit B. **It is incumbent upon the applicant to make arrangements for these details.** Prior to the event being opened to the public, the Fire Department will also inspect location of fire extinguishers, tents (if any) and other safety pre-cautions. Electrical inspectors will perform inspections in accordance with the permits for generators and any other electrical facilities if in use.
  ○ At time of preparation of memorandum, applicant indicated that they will not be using generators or other electrical facilities, only the electric available as part of the City stage.

The applicant in their letter of intent has requested the City provide police and fire department for safety and that the fees be waived. The City staff does not have the authority to waive fees or provide services at no cost. The applicant has also requested that the fees be waived for use of the City stage.
  ○ The costs for Fire and the stage total $1,380 as outlined in Exhibit C. Should a waiver not be approved, payment must be received in full by 5:00 PM on Friday, June 22, 2018.

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. **Therefore, until this event is**
approved by the Commission and all fees and items listed are received by the staff, please refrain from advertising the event.

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. Applying for and obtaining Local Business Tax Receipt prior to event being held.

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

4. Fully executed indemnification/hold harmless agreement.

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

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

7. Payment of all applicable fees and costs not waived must be received by 5:00 PM on Friday, June 22, 2018.

8. 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.

9. Confirmation of BSO detail with required number of officers for the event.

10. 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.

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

“To approve SPEV 18-01 to conduct a Caribbean Culture night by Sisters Understanding Naturally, Inc. at 959 SW 71st Ave to be held on Saturday, June 30th from 7:00 PM to 11:00 P.M. subject to the conditions listed in the staff memorandum and to provide police and fire personnel for the event and waive all associated fees and costs for Fire and Parks and Recreation.”
Sisters Understanding Naturally, Inc.

"We help others shine"

June 5, 2018

City of North Lauderdale
701 Southwest 71st Ave
North Lauderdale, FL 33068

Dear City of North Lauderdale,

On behalf of Sisters Understanding Naturally Foundation, Inc. we would like to introduce our organization to the City of North Lauderdale and look forward to a potential partnership as we assist those in our community.

Sisters Understanding Naturally Foundation, Inc. is a 501c (3) organization that was founded on the principles of integrity, empowerment, collaboration and equality. Our mission is to connect, educate and collaborate with children and families through awareness programs, community service and mentorship.

In efforts to continue our mission, we are hosting our 1st annual Caribbean Culture Night to promote and empower the youth and their families in our community with respect to their heritage; this is a free event to honor our Caribbean families residing in our community during the month of June. The Caribbean Culture Night will take place on Saturday June 30th between the hours of 7:00pm – 11:00pm at 550 SW 71st Avenue North Lauderdale, FL (Riverside Christian Church Parking Lot).

We anticipate about 200 local community residences to come out and celebrate with us. We are aware of the clean up bond and it will be provided once the city approves the event.

The organizer is asking the city to waive the following: Stage rental fee $780 which include the fees for the stage $600 and the labor fee $180 and also the fee for the generator $900. Police department fees $500 and cleanup bond fees $100.

The event will also include food from approved and licensed vendors. (Food will not be cooked on site) Booths will be part of the events and a total of 5 portable toilets will be available. Please note: No Alcoholic beverages will be part of the event.

We invite you to support our organization in making this event a success for our local Caribbean Residences. This night is not about politics but a night for the families to enjoy and commemorate their culture.

Once again, we look forward to working with the City of North Lauderdale on this night and many more events for our community.

If you have any further questions, please contact Monique Jlama at 954-204-5141.

Sincerely


7711 SW 8 Street N. Lauderdale, FL 33068
(954) 204-5141 • sunfoundation17@gmail.com
June 11, 2018

To Whom It May Concern:

This is letter is to acknowledge that Riverside Church will waive the bond for clean up after the Caribbean Heritage Celebration on June 30th, 2018. The Organization will have their own clean up service to perform the cleanup duties after the event.

Thank you.

Adam Greenfield
Executive Pastor
FEES

Parks and Recreation:
Stage - $600 for day
Staff - $180

Total – Parks and Recreation - $780

Fire Rescue Unit per Section 55
$150.00 X 4 hours 7 pm – 11 pm for truck

Total Fire: $600

Broward Sheriff Office
2 detail deputies assigned to work 7:00 pm-11:00 pm - $43.00X4 hours = $344
2 detail deputies assigned to work 7:00 pm – 11:30 pm for traffic control - $43.00 X 4.5
hours=$387.00

Total BSO: $731

TOTAL: $2,111

Requesting $1,380 of City fees be waived
Requests for Ceremonial Items must be submitted 4 weeks prior to the requested Commission meeting date. The City Commission typically meets the 2nd and last Tuesday of each month.

1. **Type of Ceremonial Item Requested:**
   - ______ Key to the City
   - ___X___ Certificate/Plaque of recognition or appreciation
   - ______ Proclamation
   - ______ Letter of Honor (Requires notification to the Commission and no approval)

2. **Individual, Agency, or Organization Requesting Ceremonial Item:**
   Name, Address, Phone________ On behalf of Mayor and Commission
   By:________ Commissioner Samson Borgelin

3. **Purpose of Ceremonial Item:** To honor and receive Certificate/Plaque of Recognition for:
   “POSITIVE COMMUNITY DIFFERENCE MAKER Award”
   Please fill in 5 Bullet Points as to why this Ceremonial Item is deserved:
   - Consistently Demonstrating exceptional qualities of compassion, and service to others
   - Shifting from seeing themselves as jobbers, but as people with a difference to make
   - Passionate about helping others in their community
   - Striving to make the world a better place to live in
   - Outstanding contributions of their time, actions, talents and dedication

4. **Item to be presented at:**
   - ___X___ Commission meeting on June 26, 2018
   - Another event
   - Location: City Hall Date: June 26, 2018

5. **Person Attending Meeting to Receive Ceremonial Item**
   Name/Phone Number: ____________________________ (See below)

<table>
<thead>
<tr>
<th>HONOREES</th>
<th>Area of Contribution</th>
<th>Phone Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Kirk Brown</td>
<td>Community Embracement</td>
<td>954-982-2442/kbrown@handyinc.org</td>
</tr>
<tr>
<td>Junior Dennis</td>
<td>Community Empowerment</td>
<td>954-309-2132/td011ion@aol.com</td>
</tr>
<tr>
<td>Allen Jackson, Rev.</td>
<td>Community Involvement</td>
<td>954-644-2878/ajennajackson@hotmail.com</td>
</tr>
<tr>
<td>Sandra Bernard Bastien</td>
<td>Community Communication</td>
<td>954-377-1000/sbernard@cscbroward.org</td>
</tr>
<tr>
<td>Anika Omphroy</td>
<td>Community Advocacy</td>
<td>954-605-5179/anikaoompphroy@gmail.com</td>
</tr>
<tr>
<td>Nicolas Rivera, Rev.</td>
<td>Community Education</td>
<td>954-947-9379/itcc980@gmail.com</td>
</tr>
<tr>
<td>Corey Shearer</td>
<td>Community Volunteering</td>
<td>954-825-1940/cshearer@bcpa.net</td>
</tr>
<tr>
<td>Calvin Hughes, TV Anchor</td>
<td>Community Information</td>
<td>954-364-2723/chughes@local10.com</td>
</tr>
</tbody>
</table>
City of North Lauderdale
Application to Request City Ceremonial Item

For the June 12
Agenda
Date: 5-30-18

Requests for Ceremonial Items must be submitted 4 weeks prior to the requested Commission meeting date. The City Commission typically meets the 2nd and last Tuesday of each month.

1. Type of Ceremonial Item Requested:
   - ☑ Key to the City
   - ______ Certificate/Plaque of recognition or appreciation
   - ______ Proclamation
   - ______ Letter of Honor (Requires notification to the Commission and no approval)

2. Individual, Agency, or Organization Requesting Ceremonial Item:

   Name, Address, Phone: Jerry Grazioso
   On Behalf of the Mayor & City Commission

3. Purpose of Ceremonial Item: To Honor: Calvin Hughes
   News Anchor - Ch. 10, ABC
   Please fill in 5 Bullet Points as to why this Ceremonial Item is deserved:
   - Mr. Hughes has MC MANY CITY EVENTS
   - Mr. Hughes has shown our City in a positive light.
   - Mr. Hughes considers N. Lauderdale his home.
   - Mr. Hughes has been a Friend to N. Lauderdale.
   - Mr. Hughes is a very influential person and has many followers through his position on local T.V.

4. Item to be presented at:
   - ☑ Commission meeting on [ ] We work during our Commission Mtg.
   - [ ] Another event
     - Location: TBD
     - Date: TBA
   - CC: Mike Sargis

5. Person Attending Meeting to Receive Ceremonial Item

   Name/Phone Number: Calvin Hughes

   Note: I will work with Mike Sargis on a Time - Date - Event to make the presentation to Mr. Hughes. We may have to do it at Ch. 10 studio in Hallandale Beach.
AGENDA

1. CALL TO ORDER – Chairman Moyle

2. ROLL CALL
   Chairman Rich Moyle
   Secretary Jack Brady
   Supervisor Samson Borgelin
   Supervisor Jerry Graziose
   Supervisor Lorenzo Wood
   Administrator George Krawczyk
   City Attorney Samuel S. Goren
   City Clerk Patricia Vancheri

3. APPROVAL OF MINUTES
   a. September 13, 2017

4. ELECTION OF CHAIRMAN & SECRETARY
   • Call from Chair for Board Member nominations
   • Close of nominations
   • Board discussions and vote:
     ▪ Board Secretary
     ▪ Board Chairman

5. RESOLUTION – Water Control District – Approval to amend the budget for fiscal year October 1, 2017 – September 30, 2018

A RESOLUTION OF THE NORTH LAUDERDALE WATER CONTROL DISTRICT, RELATING TO THE PROVISION OF WATER CONTROL AND DRAINAGE SERVICES, FACILITIES AND PROGRAMS (THE “WATER MANAGEMENT SYSTEM”) WITHIN THE GEOGRAPHICAL BOUNDARIES OF THE DISTRICT; AMENDING THE DISTRICT BUDGET FOR FISCAL YEAR 2017-2018 TO APPROPRIATE $325,000 FROM THE FUND BALANCE FOR THE CANAL CLEAN-UP PROJECT RESULTING FROM HURRICANE IRMA; TO BE AMENDED AS PART OF THE CITY’S BUDGET BY THE CITY COMMISSION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

6. GENERAL DISCUSSION

7. ADJOURNMENT
NORTH LAUDERDALE WATER CONTROL DISTRICT
BOARD OF SUPERVISORS MEETING

WEDNESDAY, SEPTEMBER 13, 2017

MINUTES

The North Lauderdale Water Control District met at the Municipal Complex on Tuesday September 13, 2017 prior to the regular City Commission meeting.

1. CALL TO ORDER – Chairman Moyle called the meeting to order at 6:00 p.m.

2. ROLL CALL – Clerk called roll. Supervisor Borgelin was excused.
   Chairman Rich Moyle
   Secretary Jack Brady
   Supervisor Jerry Graziose
   Supervisor Samson Borgelin – Absent.
   Supervisor Lorenzo Wood
   Administrator George Krawczyk
   City Attorney Jim Cherof
   City Clerk Patricia Vancheri

3. APPROVAL OF MINUTES

4. RESOLUTION - Water Management System Assessment Annual Rate Resolution and approval of budget for fiscal year October 1, 2017 through September 30, 2018

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

   A RESOLUTION OF THE NORTH LAUDERDALE WATER CONTROL DISTRICT, RELATING TO THE PROVISION OF WATER CONTROL AND DRAINAGE SERVICES, FACILITIES AND PROGRAMS (THE “WATER MANAGEMENT SYSTEM”) WITHIN THE GEOGRAPHICAL BOUNDARIES OF THE DISTRICT; ESTABLISHING THE ASSESSMENT RATE OF $55.15 FOR WATER MANAGEMENT SYSTEM ASSESSMENTS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2017; APPROVING, CONFIRMING AND ADOPTING THE ASSESSMENT ROLL; APPROVING THE DISTRICT BUDGET FOR FISCAL YEAR 2017-2018 TO BE ADOPTED AS PART OF THE CITY’S BUDGET BY THE CITY COMMISSION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

   Susan Nabors, Finance Director presented the item based on the backup memorandum. She advised this is the twelfth year with no increase in the water assessment rate. Supervisor Wood moved to approve. Seconded by Supervisor Graziose. No discussion. All in favor by voice vote.

   RESOLUTION NO. 17-09-02 PASSED AND APPROVED UNANIMOUSLY.

5. ADJOURNMENT – There being no further discussion, the meeting adjourned at 6:04 p.m.

Respectfully submitted, Patricia Vancheri, City Clerk; Transcribed by Deputy Clerk Elizabeth Garcia-Beckford
TO: Rich Moyle, Chairman
FROM: George Krawczyk, Administrator
DATE: June 12, 2018
RE: Annual Election of Chairman and Secretary

The North Lauderdale Water Control District has the responsibility to hold an annual meeting of the Board of Supervisors during June. At this meeting, the Board shall elect from its members a Chairman and Secretary, who shall serve in said positions until the next annual meeting or until expiration of his or her term, whichever occurs first.
INTERDEPARTMENTAL
MEMORANDUM

TO: Chairman and Board of Supervisors
North Lauderdale Water Control District

FROM: Ambreen Bhatti, City Manager

BY: George Krawczyk, District Administrator
    Susan Nabors, Finance Director

DATE: June 12, 2018

SUBJECT: Water Control District – Amend the FY 2018 budget

On September 13, 2017 the Board of Supervisors of the North Lauderdale Water Control District approved Resolution 17-09-02 which adopted the FY 2017-2018 budget as part of the City’s budget.

Hurricane Irma, in September 2017, created significant debris throughout the City. A large amount of that debris occurred in various canals throughout the city. The National Resources Conservation Service (NRCS), a Division of the United States Department of Agriculture, has approved the City of North Lauderdale for a grant and the Water Control District will be responsible for the 25% match on the grant plus any ineligible expenditures.

Before the project can begin, the budget must be legally appropriated. The current Fund Balance in the Water Control District is estimated to be $1,126,499. Thus, your approval is requested to appropriate $325,000 of the Fund Balance in the Water Control District for the portion of the expenses for the canal clean-up project related to Hurricane Irma.

The Water Control District’s budget is adopted as part of the City’s budget and therefore must be amended in the same manner as adopted. The first reading of the Ordinance to revise the FY 2018 budget will be read on June 12, 2018 by the City Commission and the second reading will be on June 26, 2018.

RECOMMENDATION:

The Administration recommends the Board of Supervisors’ consideration and approval of the attached resolution amending the budget for the fiscal year October 1, 2017 through September 30, 2018 to appropriate $325,000 from the Fund Balance for the canal clean-up projected related to Hurricane Irma.
RESOLUTION NO. _______________

A RESOLUTION OF THE NORTH LAUDERDALE WATER CONTROL DISTRICT, RELATING TO THE PROVISION OF WATER CONTROL AND DRAINAGE SERVICES, FACILITIES AND PROGRAMS (THE “WATER MANAGEMENT SYSTEM”) WITHIN THE GEOGRAPHICAL BOUNDARIES OF THE DISTRICT; AMENDING THE DISTRICT BUDGET FOR FISCAL YEAR 2017-2018 TO APPROPRIATE $325,000 FROM THE FUND BALANCE FOR THE CANAL CLEAN-UP PROJECT RESULTING FROM HURRICANE IRMA; TO BE AMENDED AS PART OF THE CITY’S BUDGET BY THE CITY COMMISSION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on September 13, 2017, the Board of Supervisors of the North Lauderdale Water Control District (the “Board”) approved Resolution 17-09-02 (the Preliminary Resolution”), which adopted the Preliminary Assessment Roll and adopting the fiscal year 2017-2018 budget; and

WHEREAS, the North Lauderdale Water Control District (the “District”) was impacted by Hurricane Irma which created significant debris in various canals throughout the DISTRICT; and

WHEREAS, the District is obligated to pay for the share of expenditures related to the clean-up of the canals that will not be covered by grant awards; and

WHEREAS, the District’s estimated expenditures for the canal clean-up from Hurricane Irma is $325,000; and

WHEREAS, the District’s estimated Fund Balance is $1,126,499 which is sufficient from which to appropriate the $325,000 for the canal clean-up project; and

NOW, THEREFORE, BE IT RESOLVED BY THE DISTRICT:

SECTION 1. RECITALS. The aforementioned WHEREAS clauses are hereby ratified and confirmed as true and correct, and incorporated herein.

SECTION 2. AUTHORITY. This Resolution is adopted pursuant to the provisions of Chapter 2005-316, House Bill 1875 (adopted in 1997), House Bill 1043 (adopted in 2007) (collectively known hereafter as “SPECIAL ACTS”), Chapters 189 and 298, Florida Statutes, and other applicable provisions of law.

SECTION 3. APPROVAL OF BUDGET. The budget estimates were approved as the 2017-2018 Fiscal Year Budget and this change will be adopted as part of the City’s budget by the City Commission at which time it will be in full force and effect for the fiscal year of the
District, commencing on October 1, 2017, and terminating on September 30, 2018. From time-to-time, the District may transfer from one fund, account, or department to another as the necessity for the same may occur without being required to amend the terms and provisions of this Resolution. The provisions of this Resolution shall not be deemed to be a limitation of the power granted to the District by applicable law and which relate to the fiscal management of the District’s funds.

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

SECTION 5. SEVERABILITY. If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

SECTION 6. EFFECTIVE DATE. This Resolution shall become effective immediately upon its passage and adoption.

PASSED, ADOPTED, AND APPROVED THIS 12th DAY OF JUNE 2018.

____________________________________
DISTRICT CHAIRPERSON

____________________________________
DISTRICT SECRETARY

APPROVED AS TO FORM:

____________________________________
SAMUEL S. GOREN
DISTRICT ATTORNEY

ATTEST:

____________________________________
CLERK TO THE BOARD OF SUPERVISORS