

City of Fort Lauderdale

*City Hall
100 N. Andrews Avenue
Fort Lauderdale, FL 33301
www.fortlauderdale.gov*



Meeting Minutes – APPROVED REVISED

Tuesday, May 21, 2013

6:00 PM

City Commission Chambers

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

***JOHN P. "JACK" SEILER Mayor - Commissioner
BRUCE G. ROBERTS Vice Mayor - Commissioner - District I
DEAN J. TRANTALIS Commissioner - District II
BOBBY B. DuBOSE Commissioner - District III
ROMNEY ROGERS Commissioner - District IV***

***LEE R. FELDMAN, City Manager
JOHN HERBST, City Auditor
JONDA K. JOSEPH, City Clerk
HARRY A. STEWART, City Attorney***

Meeting was called to order at 6:05 p.m. by Mayor Seiler.

ATTENDANCE ROLL CALL

Present: 3 - Mayor John P. "Jack" Seiler, Commissioner Dean J. Trantalis and Commissioner Romney Rogers

Absent: 2 - Vice-Mayor Bruce G. Roberts (excused) and Commissioner Bobby B. DuBose (excused)

Also Present: 4 - City Manager, Lee R. Feldman; City Auditor, John Herbst; City Clerk, Jonda K. Joseph; City Attorney, Harry A. Stewart

Vote Roll Call Order for this Meeting

Commissioner Rogers, Commissioner Trantalis, and Mayor Seiler

Invocation

Pastor Dwayne Black, Second Presbyterian Church

Pledge of Allegiance

Commissioner Dean J. Trantalis

Approval of MINUTES and Agenda

APPROVED

Aye: 3 - Mayor John P. "Jack" Seiler, Commissioner Dean J. Trantalis and Commissioner Romney Rogers

Excused: 2 - Vice-Mayor Bruce G. Roberts and Commissioner Bobby B. DuBose

13-0702 APPROVAL OF MINUTES - April 2, 2013 Regular Meeting

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

Motion made by Commissioner Rogers and seconded by Commissioner Trantalis to approve the minutes of the April 2, 2013 Regular Meeting.

PRESENTATIONS - None

Consent Agenda

(CA)

Mayor Seiler announced the procedure for consent items.

Motion made by Commissioner Trantalis and seconded by Commissioner Rogers that Consent Agenda Items M-5, M-6 and CR-1 be deleted from the Consent Agenda and considered separately, and that all remaining Consent Agenda items be approved as recommended.

CONSENT AGENDA

Approval of the Consent Agenda

Approve the Consent Agenda

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-1 13-0653 EVENT AGREEMENTS AND RELATED ROAD CLOSINGS: 1) Great American Beach Party; 2) Farmers Market at Broward Health; 3) PNC Bank Sunrise and Federal Grand Opening Celebration; 4) Sistrunk Neighborhood Outreach; 5) 1st Annual Pops Rock Da Park Summer Family Fest; 6) Dig the Beach Dig Beach Fort Lauderdale (Fort Lauderdale Classic & Jr Series Tour Stop)

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-2 13-0733 AUTHORIZE NO OBJECTION TO DEBTOR'S MOTION TO ASSUME LEASE OF REAL PROPERTY - The Fort Lauderdale Bridge Club, Inc. d/b/a Fort Lauderdale Bridge Club - United States Bankruptcy Court Case 13-14289-RBR - building in Holiday Park

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-3 13-0732 LOCAL OPTION GAS TAX - 2013 AMENDMENTS TO INTERLOCAL AGREEMENTS WITH BROWARD COUNTY - 1) original local option gas tax, 2) local option gas tax on motor fuel and 3) local option gas tax on motor fuel for transit

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-4 13-0621 EXTENSION OF 2010 URBAN AREA SECURITY INITIATIVE GRANT AGREEMENT TO JUNE 30, 2013 - First Amendment to Memorandum of Understanding

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-5 13-0689 PAY PLAN - PAY RANGE ADJUSTMENT - Senior Parking Meter Mechanic - Teamsters bargaining unit

Charles King, 105 N. Victoria Park Road, questioned granting a pay increase at a time when consideration is being given to raising taxes. The City Manager explained as part of the early retirement program, a position was not replaced and an employee was asked to take over the complete job of another individual that was involved in the activity. Based on the increased responsibility, it was determined that an increase is warranted. He responded to Commissioner Trantalis that such changes have been accomplished both ways in the past, that is, during the budget cycle and at the begging of the cycle. The tendency is to accomplish it when the evaluation is completed. In response to Commissioner Rogers, the City Manager advised that based upon the evaluation conducted by Human Resources, this increase is warranted.

Motion made by Commissioner Rogers and seconded by Commissioner Trantalis to approve the item as presented.

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-6 13-0675 RETURN SECURITY FUND DEPOSIT TO COMCAST OF FLORIDA, LLC - \$217,148.79 - PREVIOUS CABLE FRANCHISE AGREEMENT - authorize return of any subsequent interest earned up to date of payment

Commissioner Trantalis requested this item be deferred to June 4, 2013. Victoria Park Tower in Victoria Park has been trying to get Comcast to do something very simple on their property, but Comcast has not been cooperative. He has since spoken with Comcast representatives who are now ready to assist, but he did not think there was any responsiveness until he indicated the item may be removed from the agenda. Commissioner Rogers was also not comfortable that removal of extra utility poles has been attended to.

Derek Cooper, representing Comcast of Florida, LLC, explained this is a performance bond relating to a contract that has been expired for some time. These issues are completely unrelated. He assured that Comcast will respond immediately to any calls from the City Commission. The utility pole issue has been resolved from Comcast's standpoint. He has spoken with both Florida Power & Light Company (FPL) and AT&T representatives. FPL is ready to remove the poles. Concerning Victoria Park, this is an easement that has existed for some eleven years. He spoke with City staff today. A meeting will be set up this week. He elaborated upon some of the particulars. Comcast has some possible solutions to discuss. Comcast has been trying to get the security fund deposit returned for about two years. It is completely unrelated. Regardless of this item, he assured that Comcast will address any issue that the City may have. He provided more detail for Commissioner Trantalis, indicating that there is an easement through the parking lot. He went on to explain a possible communication breakdown that might have previously occurred. Mayor Seiler commented on his experience with Comcast as to their excellent responsiveness. In the future, he asked that issues be raised before the meeting. More discussion followed that it was brought to Comcast's attention on Saturday and Comcast followed up yesterday. Mayor Seiler did not think this should be delayed until the work is actually completed. He did not think the City has the right legally to hold these funds. Commissioner Trantalis indicated he would be satisfied with identifying the task and completion within a certain number of day.

Motion made by Commissioner Trantalis and seconded by Commissioner Rogers to defer the item to June 4, 2013.

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-7 13-0662 SATURDAY NIGHT ALIVE - WIZARD ENTERTAINMENT -
CO-SPONSORSHIP - BANNERS AND POLE SIGNS - May 29, 2013 -
August 5, 2013

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-8 13-0730 DONATION TO FORT LAUDERDALE ZETA CHI CHAPTER OF
OMEGA PSI PHI FRATERNITY, INC. - LAMPLIGHTERS PROGRAM -
\$5,000 from State Law Enforcement Trust Fund

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-9 13-0528 TEMPORARY LOCATION FOR FIRE STATION 54 - EIGHTEEN
MONTH GROUND LEASE AGREEMENT with Cimarron Bay
Investment IV, LLC - corner of NE 30 Avenue and NE 30 Court -
\$2,869.64 quarterly

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-10 13-0666 ADDENDUM NO. 1 TO CONTRACT - RESURFACING STREETS IN
COMMUNITY REDEVELOPMENT AREA - Annual Asphaltic Concrete
Pavement Contract with Weekley Asphalt Paving, Inc. - Community
Development Block Grant Program eligible projects

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-11 13-0745 PEELE DIXIE WELLFIELD - SETTLEMENT AND REMEDIATION
AGREEMENT with Fort Lauderdale Country Club, Inc.

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-12 13-0676 NO OBJECTION TO PLAT NOTE AMENDMENT - JERRY LOBEL
PLAT - Case 14-P-08A - Applicant: Howie Partners, LLC - Location:
1241 W. Sunrise Boulevard - Zoning: Boulevard Business (B-1) -
Land Use: Commercial

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

M-13 13-0594 USE OF CITY RIGHTS-OF-WAY FOR WAVE STREETCAR
PROJECT - Memorandum of Understanding with South Florida
Regional Transportation Authority, Broward County and Florida
Department of Transportation

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

CONSENT RESOLUTION

CR-1 13-0726 WAIVER OF CONFLICT OF INTEREST - CHUCK BLACK AS
MEMBER OF BUDGET ADVISORY BOARD - to continue providing
vendor services to City

The City Attorney announced that this requires 2/3 vote of the appointed body, which is not present this evening.

Charles King, 105 N. Victoria Park Road, believed there is state law prohibiting an individual from doing business with the City and serving on a City board. He was opposed to granting a waiver. Mayor Seiler explained that the state law provides for waivers under certain circumstances. Mr. King questioned why the Commission would want to grant such a waiver. Mr. Black just ran for office. During the campaign he advocated for paying the police and fire unions first and figuring out what to do with the other employees. He did not feel Mr. Black's thinking is needed on the Budget Advisory Board, but rather the opposite. He did not favor appointing individuals who support raising taxes and not balancing the budget. Essentially, he did not feel Mr. Black is impartial. Mayor Seiler commented on the diversity of appointments.

Motion made by Commissioner Rogers and seconded by Commissioner Trantalis to defer the item to June 4, 2013.

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

CR-2 13-0716 GRANT ACCEPTANCE - \$10,000 - GREAT AMERICAN BEACH PARTY - MEMORIAL DAY WEEKEND - BROWARD COUNTY CULTURAL TOURISM PROGRAM - \$10,000 City match, amend 2013 operating budget by appropriating the funds, authorizing City Manager to execute necessary documents to receive grant funds and extend grant term

ADOPTED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

CR-3 13-0667 SECOND AMENDMENT TO AMENDED AND RESTATED LEASE AGREEMENT FOR PARCEL 15 AT EXECUTIVE AIRPORT with FXE Parcel 15, LLC - amending property description, increasing rent and approving amended site plan

ADOPTED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

CR-4 13-0669 ACCEPTANCE OF GRANT FUNDS FOR SECURITY SYSTEM IMPROVEMENTS AT EXECUTIVE AIRPORT - Joint Participation Agreement with Florida Department of Transportation - maximum amount of \$122,800 not to exceed 80% of project costs including contingencies - City funding balance of \$30,700 - authorize City Manager to execute on behalf of City and amend 2013 Community Investment Plan and budget in total amount of \$153,500

ADOPTED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

PURCHASING AGENDA

PUR-1 13-0599 THREE-YEAR CONTRACT FOR PURCHASE OF MISCELLANEOUS ELECTRICAL SUPPLIES in the amount of \$220,000 from Graybar Electric Company

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

PUR-2 13-0631 ONE-YEAR CONTRACT FOR PURCHASE OF VALVE BOXES in the estimated amount of \$50,652.50 from Ferguson Enterprises, Inc. and authorize City Manager to approve renewal options contingent upon approval and appropriation of funds

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

PUR-3 13-0635 ONE-YEAR CONTRACT FOR PURCHASE OF CORPORATION STOPS in the estimated amount of \$151,302.05 from Ferguson Enterprises, Inc. and authorize City Manager to approve renewal options contingent upon approval and appropriation of funds

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

PUR-4 13-0636 ONE-YEAR CONTRACT FOR PURCHASE OF COUPLINGS AND UNIONS in the estimated amount of \$200,007.75 from A&B Pipe and Supply, Inc. and authorize City Manager to approve renewal options contingent upon approval and appropriation of funds

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

PUR-5 13-0637 ONE-YEAR CONTRACT FOR PURCHASE OF CURB VALVES in the estimated amount of \$230,435 from Ferguson Enterprises, Inc. and authorize City Manager to approve renewal options contingent upon approval and appropriation of funds

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

PUR-6 13-0638 AWARD UNIT-PRICED CONTRACT FOR SMALL WATER MAIN IMPROVEMENTS PROJECT in the estimated amount of \$753,375.49 from GPE Engineering & General Contractor Corp. d/b/a Gonzalez Pavement Equipments, Inc.

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

PUR-7 13-0698 PROPRIETARY PURCHASE - FIVE-YEAR CONTRACT EXTENSION FOR ANNUAL RISKMASTER SOFTWARE SUPPORT in the total amount of \$124,926.35 (annually \$24,985.27) from Computer Sciences Corporation and authorize City Manager to approve renewal option contingent upon approval and appropriation of funds

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

PUR-8 13-0717 EIGHTEEN MONTH CONTRACT FOR DISASTER AND DEBRIS MANAGEMENT SERVICES in the estimated amount of \$7,429,385 from DRC Emergency Services, LLC and authorize City Manger to approve renewal options contingent upon approval and appropriation of funds

APPROVED AS AMENDED. Additional Provision: At the time of an emergency declaration, the City Manager will issue a notice to proceed to the contractor. Funding for the initial mobilization will be from City reserve funds. If necessary, and based on funds being expended for the emergency, a budget amendment will be prepared and presented to the City Commission for approval. (See Memorandum 13-0717)

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

PUR-9 13-0720 PURCHASE OF TEMPORARY MODULAR LIVING FACILITY in the amount of \$137,287 from American Custom Modular, Inc.

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

OB 13-0758 WALK-ON MOTION – Attorney fees on Workers' Compensation File WC-04-12358 (Wayne Swenson) - \$77,000

Motion made by Commissioner Rogers and seconded by Commissioner Trantalis to approve the item as presented.

APPROVED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

Mayor Seiler announced that on the evening of July 9, 2013, the City Commission will conduct hearings on the budget, millage and WAVE Streetcar. The fire assessment will be addressed at a hearing on September 12, 2013.

RESOLUTIONS

- R-1 13-0032** UNDERGROUNDING OF OVERHEAD UTILITY LINES - ESTABLISHING SERVICE AREA - AREA "A" IDLEWYLD AND RIVIERA ISLES - Special Assessment Program and setting public hearing for July 2, 2013 concerning initial upfront costs

Commissioner Rogers introduced the resolution, which was read by title only.

ADOPTED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

- R-2 13-0775** UNDERGROUNDING OF OVERHEAD UTILITY LINES - ESTABLISHING SERVICE AREA - AREA "B" LAS OLAS ISLES - Special Assessment Program and setting public hearing for July 2, 2013 concerning initial upfront costs

Commissioner Trantalis introduced the resolution, which was read by title only. Please see City Manager's note of scrivener's error correction under Agenda Item R-3.

ADOPTED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

- R-3 13-0776** UNDERGROUNDING OF OVERHEAD UTILITY LINES - ESTABLISHING SERVICE AREA - AREA "C" SEVEN ISLES - Special Assessment Program and setting public hearing for July 2, 2013 concerning initial upfront costs

Commissioner Trantalis introduced the resolution, which was read by title only.

In response to Howard Steinholz, president of Seven Isles Homeowners Association, the City Manager advised that there was a scrivener's error on this resolution and the resolution for Agenda Item R-2, and those resolutions have been replaced. Mr. Steinholz expressed support of this item.

ADOPTED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

- R-4 13-0687** APPOINTMENT OF CITY BOARD AND COMMITTEE MEMBERS - vacancy information provided under Conference Item BD-2

The City Clerk announced the appointees/re-appointees who were the subjects of this resolution:

Affordable Housing Committee

Jonathan E. Jordan (Mayor Seiler)
Brian Poulin (Mayor Seiler)
Bradley Deckelbaum (Commissioner Trantalis)
Roosevelt Walters (Commissioner DuBose)
Kevin Borwick (Commissioner Rogers)
Rebecca Jo Walter (Commissioner Rogers)
Edwin P. Parke (consensus/Mayor Seiler)
Mandy Spangler Bartle (consensus/Mayor Seiler)

Aviation Advisory Board

Linda Iverson (Commissioner Rogers)
Patrick Kerney (Commissioner Rogers)

Education Advisory Board

Lillian Small (Commissioner DuBose)

Historic Preservation Board

Gretchen Gettemy Thompson (Mayor Seiler)

Parks, Recreation and Beaches Board

Gerald F. Thompson, II “Jed” (Commissioner Rogers)

Commissioner Trantalis introduced the resolution, which was read by title only.

ADOPTED

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

PUBLIC HEARINGS - NONE

ORDINANCES

O-1 13-0634 FIRST READING OF ORDINANCE AMENDING UNIFIED LAND DEVELOPMENT REGULATIONS, SECTION 47-13.20 - DOWNTOWN REGIONAL ACTIVITY CENTER REVIEW PROCESS AND SPECIAL REGULATIONS - SECTION 47-24, DEVELOPMENT PERMITS AND PROCEDURES AND SECTION 47-28 - FLEXIBILITY RULES - to create a process for allocation of flexibility units in Downtown Regional Activity Center - Case 1-T-13

Commissioner Rogers introduced the ordinance, which was read by title only.

In response to Commissioner Trantalis, Greg Brewton, Director of Sustainable Development, advised that here to date that has not been a formal process to allocate flex units within the Downtown Regional Activity Center.

PASSED FIRST READING

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

- O-2 13-0641** FIRST READING OF ORDINANCE AMENDING UNIFIED LAND DEVELOPMENT REGULATIONS, SECTION 47-22.4 - MAXIMUM NUMBER OF SIGNS AT ONE LOCATION AND SPECIAL REQUIREMENTS IN ZONING DISTRICTS - revise and clarify review process for sign approval in Regional Activity Center and Central Beach Districts

Commissioner Trantalis introduced the ordinance, which was read by title only.

In response to Commissioner Trantalis, Anthony Fajardo, Sustainable Development, described this as a result of a communication from the Planning and Zoning Board to the City Commission to streamline this process, eliminating Board review and replacing it with staff level review and approval with a fifteen day callup provision by the Commission.

PASSED FIRST READING

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

- O-3 13-0642** FIRST READING OF ORDINANCE AMENDING UNIFIED LAND DEVELOPMENT REGULATIONS, SECTION 47-19.3, BOAT SLIPS, DOCKS, BOAT DAVITS, HOIST AND SIMILAR MOORING STRUCTURES - providing for property located in annexed areas to apply for waivers of mooring device limitations - Melrose Park and Riverland Road

Mayor Seiler noted that when these areas were annexed, promises were made to grandfather-in these areas. Anthony Fajardo, Sustainable Development, advised that the ordinance will not have any impact on the grandfather status. This ordinance is designed specifically for those areas based on discussions with them. In response to Commissioner Rogers, Mr. Fajardo indicated the ordinance will actually only apply to Riverland Road. He went on to explain that Melrose Park was included because it was listed with Riverland Road for the annexation that occurred. Docks have been included for Melrose Park. Commissioner Rogers suggested the ordinance be amended for clarity in the future. The City Attorney offered to address this for second reading.

Commissioner Trantalis introduced the ordinance, which was read by title only.

PASSED FIRST READING

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

- O-4 13-0643** FIRST READING OF ORDINANCE AMENDING UNIFIED LAND DEVELOPMENT REGULATIONS, SECTION 47-5.60 - RESIDENTIAL OFFICE ZONING DISTRICTS - revising development review and approval process, revising requirements for bufferyard, and allowing alternatives to standard wall requirement

Commissioner Trantails introduced the ordinance, which was read by title only.

Commissioner Rogers asked about including a notice provision for the Development Review Committee (DRC) meeting similar to what is in the public participation ordinance. Greg Brewton, Director of Sustainable Development, advised that the public participation ordinance provides for notice on site plan level III projects. With respect to site plan level II projects, notice is provided by the agenda being mailed to neighborhood association presidents. There has been some discussion about posting signage. Commissioner Rogers thought a one-block radius would be more than sufficient. Signage would also be a good idea. Mr. Brewton mentioned that the Commission had previously discussed the idea of signage for DRC meetings similar to what is done for public hearings. It could be implemented although it would be another step for the applicant. There would need to be a qualifier to distinguish between which cases should have mail notice. He would want to take care to look at the idea carefully. More dialogue between Commissioner Rogers and staff ensued concerning the change. In order to incorporate the change in this ordinance and not interfere with the hearing advertising, the City Attorney suggested it be deferred to a date certain when the ordinance is considered on second reading which has already been advertised for June 4, 2013.

PASSED FIRST READING

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

O-5 13-0677 SECOND READING OF ORDINANCE - CONVENIENCE AND LIQUOR STORE MORATORIUM SIX MONTH EXTENSION - Northwest Progresso Flagler Heights community redevelopment area and authorize proper City Officials to approve renewal option

Charles King, 105 North Victoria Park Road, opposed the ordinance. It singles out one part of the city for special restrictions. Also, he believed it would be completely ineffective. The City Manager noted that the Planning and Zoning Board voted unanimously to move this ordinance forward.

Commissioner Trantails introduced the ordinance, which was read by title only.

ADOPTED ON SECOND READING

Aye: 3 - Mayor Seiler, Commissioner Trantalis and Commissioner Rogers

Excused: 2 - Vice-Mayor Roberts and Commissioner DuBose

Note: There being no other matters to come before the Commission, the meeting was adjourned at 6:59 p.m.

John P. "Jack" Seiler
Mayor

ATTEST:

Jonda K. Joseph
City Clerk