

City of Fort Lauderdale

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



Meeting Minutes - APPROVED

Tuesday, February 5, 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
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 6:09 p.m. by Vice Mayor Roberts.

ATTENDANCE ROLL CALL

Present: Mayor John P. "Jack" Seiler (arrived at 6:12 p.m.), Vice-Mayor Bruce G. Roberts, Commissioner Bobby B. DuBose and Commissioner Romney Rogers

Also Present: City Manager, Lee R. Feldman; City Auditor, John Herbst; City Clerk, Jonda K. Joseph; City Attorney, Harry A. Stewart; Sergeant At Arms, Sergeant Joyce Fleming

Vote Roll Call Order for this Meeting

Commissioner DuBose, Commissioner Rogers, Vice Mayor Roberts, and Mayor Seiler

Invocation

Pastor Bill Knott, Abiding Savior Church

Pledge of Allegiance

Led by Marilyn Mammano, Acting President of the Council of Fort Lauderdale Civic Associations

Approval of MINUTES and Agenda

13-0189 APPROVAL OF MINUTES - October 2, 2012 Joint Conflict Resolution Meeting with Broward County Board of County Commissioners and December 18, 2012 Conference and Regular Meetings

Motion made by Commissioner DuBose and seconded by Commissioner Rogers to approve the minutes of the October 2, 2012 Joint Conflict Resolution Meeting with Broward County Board of County Commissioners and December 18, 2012 Conference and Regular Meetings.

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PRESENTATIONS

PRES-1 13-0170 COMMUNITY APPEARANCE BOARD WOW AWARDS FOR DISTRICTS II AND III

Commissioner DuBose recognized Willie and Gwendolyn Dudley who reside in Melrose Manors as the recipients of the WOW Award for District III.

Commissioner Rogers recognized Tom and Jean Giordano who reside in Riviera Isles as the recipients

of the WOW Award for District II.

PRES-2 13-0177 FINANCE DEPARTMENT - CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING FOR FISCAL YEAR ENDING 2011 - received from Government Finance Officers Association - 35th consecutive year

The City Manager recognized the Finance Director, Douglas R. Wood, for the City’s comprehensive annual financial report receiving the Certificate of Achievement for Excellence in Financial Reporting for fiscal year 2011 from the Government Finance Officers Association. The City has received this award for 35 consecutive years. Mr. Wood thanked the Commission and the City Manager, and acknowledged the following staff members for contributing to this achievement: Laura Garcia, Senior Accountant; Linda Logan-Short, Controller; Marian Dollard, Accountant II; Lucretia Penrow, Accountant II; Martha Romero, Accountant II; Anthony Pantin, Senior Accounting Clerk; and Bruce Freund, Accountant I.

Consent Agenda

(CA)

The following items were listed on the agenda for approval as recommended. The City Manager reviewed each item and observations were made as shown. The following statement was read:

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion; if discussion on an item is desired by any City Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

Motion made by Vice Mayor Roberts and seconded by Commissioner Rogers that Consent Agenda Items M-8, CR-4, and PUR-2 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: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

M-1 13-0191 EVENT AGREEMENTS AND RELATED ROAD CLOSINGS: Rio Vista Campout, Mardi Gras, Galt Mile Wine & Food Festival, Pridefest 2013, CFF Cycle for Life: Wheels in Motion for a Cure, March for Cancer, Yo Yo Fest II, Palm 100 Ultramarathon, 13th Annual Riverwalk Run, Midtown Jazz Mingler and Riverwalk Bluesfest.

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

- M-2 13-0195** PAY PLAN CLASS - addition of one new class to Federation of Public Employees Collective Bargaining Agreement - Assistant Database Administrator
APPROVED
Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- M-3 13-0168** GRANT ACCEPTANCE - GRASSROOTS WHEELCHAIR PROGRAM - \$4,300 - from United States Tennis Association, on behalf of Parks and Recreation Department Tennis Program
APPROVED
Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- M-4 13-0193** U.S. MASTERS SWIMMING MEETS AT AQUATIC COMPLEX - Memorandum of Understanding with Swim Fort Lauderdale Masters Booster Club, Inc. supporting City's competitive sanctioned U.S. Masters Swimming Team, Swim Fort Lauderdale - events scheduled March - December 2013
APPROVED
Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- M-5 13-0194** U.S. MASTERS SWIMMING MEETS AT AQUATIC COMPLEX - Memorandum of Understanding with Swim Fort Lauderdale Booster Club, Inc. supporting City's competitive sanctioned USA Swimming Team, Swim Fort Lauderdale - events scheduled February - December 2013
APPROVED
Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- M-6 13-0129** WORK ORDER 1 - STORM DRAINAGE SERVICES - VICTORIA PARK - GPE Engineering & General Contractor Corp. - \$88,777.47 plus \$6,214.42 engineering administration fees
APPROVED
Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- M-7 13-0228** TASK ORDER 2 - STORM DRAINAGE SERVICES ON HENDRICKS ISLE DRIVE- GPE Engineering & General Contractor Corp. - \$366,708.18 plus \$36,394 engineering administration fees
APPROVED
Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and

Commissioner Rogers

M-8 13-0190 NORTHWEST GARDENS II AND IV - HOUSING AUTHORITY OF THE CITY OF FORT LAUDERDALE - Second Amendment to Declaration of Restrictive Covenants and Second Amendment to Conveyance, Development and Use Agreement.

In response to Charles King of 105 North Victoria Park Road, Greg Brewton, Sustainable Development Director, explained that the City purchased this property with federal funds. The proposed transaction is a land swap. Mayor Seiler indicated that this is 24 units located between NW 10 Terrace and NW 11 Avenue and NW 8 Street and NW 7 Street. Slides depicting photographs of the property and a sketch of the proposed housing units (set forth in Commission Agenda Memorandum 13-0190) were presented. Mayor Seiler indicated that there is existing housing on the property, and additional, more aesthetically pleasing, housing units will be added. In further response, he indicated that this is probably not structured for the Housing Authority to pay property tax.

Motion made by Vice Mayor Roberts and seconded by Commissioner DuBose to approve the item as presented.

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

CONSENT RESOLUTION

CR-1 13-0112 CONSOLIDATED BUDGET AMENDMENT TO FISCAL YEAR 2013 BUDGET - APPROPRIATION

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

CR-2 13-0035 INSTALLATION OF SIDEWALK ON NW 24 AVENUE - Supplemental Agreement 1 with Florida Department of Transportation decreasing original grant amount from \$106,924 to \$72,590 to reflect actual cost of eligible items

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

CR-3 13-0166 LANDSCAPE IMPROVEMENTS FOR STATE ROAD A-1-A (SE 17 STREET CAUSEWAY) FROM FEDERAL HIGHWAY TO MAYAN DRIVE - Joint Participation Agreement and Amendment 5 to Landscape Inclusive Maintenance Memorandum of Agreement with Florida Department of Transportation - not to exceed \$180,000

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and

Commissioner Rogers

CR-4 13-0233 QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM - RECOMMENDING PROJECT NEON as a program applicant and providing for local financial support in the amount of \$35,000 contingent upon approval by State of Florida

In response to Charles King of 105 North Victoria Park Road, Mayor Seiler confirmed that the company's identity cannot be revealed for strategic reasons. The City is working with other entities like the State and the Greater Fort Lauderdale Alliance (GFLA) to attract these businesses. The identity will be revealed upon the company's acceptance, subsequent to approval of this item. In further response, Mayor Seiler noted his membership on the GFLA board where companies are reviewed based on criteria like high paying jobs and a desire to relocate and invest in the City. This applicant is involved in United States government work.

Motion made by Vice Mayor Roberts and seconded by Commissioner DuBose to approve the item as presented.

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

CR-5 13-0081 STATE ROAD A-1-A FLORIDA SCENIC HIGHWAY FIVE-YEAR CORRIDOR MANAGEMENT PLAN UPDATE - supporting efforts of Corridor Management Entity to update Five-Year Corridor Management Plan

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PURCHASING AGENDA

PUR-1 13-0013 AWARD CONTRACT FOR SEWER BASIN A-21 PROGRESSO AND ANNUAL UNIT PRICE SEWER REPAIR in the amount of \$1,689,732.60 from Lanzo Lining Services, Inc.

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PUR-2 13-0051 PURCHASE OF MODEL YEAR 2013 POLICE VEHICLES in the not-to-exceed amount of \$2,493,456 from Maroone Chevrolet, LLC

Charles King of 105 North Victoria Park Road, questioned whether this purchase is necessary. The gasoline cost for the City's fleet is \$2.5 million, and a Sun Sentinel report indicated that only 13 percent of Fort Lauderdale police officers reside in the city and each officer has a personally assigned vehicle. The proposed item is a significant expense. He estimated perhaps about 100 vehicles would be needed if this were restricted to officers who reside in the city. Vice Mayor Roberts clarified that this item strictly relates to the number of vehicles necessary for operational purposes. These vehicles are needed. Pool vehicles are not sufficient for rapid deployment, especially during emergencies. Furthermore, police officers are required to carry a substantial amount of equipment in their vehicles at all times.

Mr. King thought the \$89 per vehicle discount is not substantial. He also questioned the make and model. Frank Adderley, Chief of Police, explained that, according to staff's research, the Chevrolet Caprice is currently the best vehicle on the market for this use. Mr. King noted that North Miami discontinued personally assigned vehicles, and asked whether Fort Lauderdale could purchase their unused vehicles. Mayor Seiler felt staff has a good grasp of this issue. He suggested that Mr. King spend some time with an officer to understand the logistics and how Fort Lauderdale differs from communities cited in the news media. There are eight major roads entering Fort Lauderdale from the east/west and three or four from the north/south. Officers would have to first report to the police headquarters on Broward Boulevard and then followup on a crime on Cypress Creek. Officers are expected to immediately perform upon entering the city limits. In response to Mr. King's comment that officers tend to break speed limits en-route to their homes, he emphasized that Fort Lauderdale has outstanding staff. Mr. King felt officers should reside in Fort Lauderdale. The City Auditor advised that there are significant inefficiencies associated with pool vehicles in terms of payroll costs for overlapping shifts. Exclusively looking at the vehicles fails to consider other important components. Vice Mayor Roberts agreed. He went on to elaborate upon such inefficiencies.

Motion made by Vice Mayor Roberts and seconded by Commissioner DuBose to approve the item as presented.

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PUR-3 13-0141 ONE-YEAR CONTRACT FOR DOCKSIDE MARINE FUELING SERVICES in the estimated annual amount of \$40,000 from The Lauderdale Marina, Inc. and authorize the City Manager or designee to approve renewal options contingent upon approval and appropriation of funds**APPROVED**

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PUR-4 13-0148 PURCHASE OF ROOF REPLACEMENT SERVICES FOR PUBLIC WORKS UTILITIES ADMINISTRATION BUILDING in the amount of \$146,829 from Advanced Roofing, Inc. - Work Order 1**APPROVED**

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PUR-5 13-0151 PROPRIETARY PURCHASE - EIGHTEEN LIMITORQUE VALVE AND GATE ACTUATORS FOR LOHMEYER WASTEWATER TREATMENT PLANT in the amount of \$99,324 from Valve and Actuation Services, LLC d/b/a Chalmers and Kubeck South

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PUR-6 13-0159 PURCHASE OF TWO INTERNATIONAL DURASTAR DUMP TRUCKS in the amount of \$180,111 from Navistar, Inc. c/o Rechten International Trucks, Inc. - Florida Sheriff's Association Contract

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PUR-7 13-0160 CANCEL AWARD FOR LEASE OF FULL COLOR DIGITAL PRESS AND RE-BID

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PUR-8 13-0169 PROPRIETARY PURCHASE - ANNUAL SUPPORT FOR HEWLETT PACKARD HARDWARE AND SOFTWARE in the amount of \$55,651.80 from Hewlett-Packard Company

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

CITIZEN PRESENTATIONS

CIT-1 13-0124 JOHN J. ZULLO - Civil Rights - Municipal Code Enforcement

Mr. Zullo requested a deferral as he was not prepared to deliver his presentation. He confirmed for Mayor Seiler that he met with staff. All of his questions have not been answered however. Mayor Seiler indicated that this can be deferred to March 5, 2013. He asked Mr. Zullo to email him about any issues that staff can address ahead of time.

DEFERRED

CIT-3 13-0305 ART SEITZ - Beach - Blighted Buildings

Mr. Seitz contended that former Commissioner Charlotte Rodstrom opposes the expansion of a local

park, but he thought more green space is needed. He elaborated upon A-1-A repairs and beach renourishment. It would be less costly to truck sand from the (southern end of the beach) to NE 16 Court than to bring it from the center of the state. He mentioned a recent Sun Sentinel article about developer Jorge Perez, which he had provided to the Commission. Fort Lauderdale is one of the top five most dangerous cities in the country for pedestrians and bicycle riders. He thought the City's use of a consultant for this matter is beneficial. He was pleased that the City's Visioning Committee and the Broward County 2020 Vision plan both prioritize bicycles and pedestrians. He thought the Marina Lofts developer should build around the rain tree and leave it in its current place. He hoped the banyan trees located across from City Hall will be protected.

CIT-2 13-0285 JEFF WEINBERGER - Policies Impacting Civil Rights of Homeless People

Mr. Weinberger believed that conditions have worsened for the city's homeless people in the past nine months. Panhandling has been banned, although it is a means of survival for the homeless. Homeless people have been virtually banned from Stranahan Park which violates their civil rights. Landscaping added to the park's shaded areas previously provided the homeless with some relief from the sun. He claimed that over 50 of the 1,600 trespassing affidavits currently on file with the City are for public or governmental institutions, including the Housing Authority. He urged the Commission to stop criminalizing life-sustaining activities; allow homeless people to peacefully occupy public spaces; overturn the panhandling ban; and provide housing for every homeless person. He believed the homelessness is rooted in a system that places profit before human need. He referred to the City's desire to keep tourism dollars flowing. He thought that other people could speak on this item as they are allowed to speak on any other agenda item. He questioned why citizen presentations are not treated equally. He believed it is a violation of democracy principles. Mayor Seiler clarified that all individuals who have wished to speak on an agenda item pertaining to homelessness in which an official action was taken by means of the Commission voting have been given that opportunity. However, this item is merely Mr. Weinberger's comments on the city.

RESOLUTIONS

R-1 13-0295 HOME RULE AUTHORITY TO REGULATE AND/OR PROHIBIT FIREARMS AND AMMUNITION IN PUBLIC PARKS AND OTHER LOCAL GOVERNMENT OWNED FACILITIES AND PROPERTY-Urging Florida Legislature to repeal certain sections of Florida Statutes that prevent local governments from exercising their Home Rule Authority to regulate and/or prohibit firearms and ammunition in public parks and other local government owned facilities and property – supporting repeal of Section 790.33

Vice Mayor Roberts introduced the resolution which was read by title only.

Mayor Seiler noted this recent legislation has impacted the ability of municipalities to regulate firearms and ammunition in public parks and facilities. It is a home rule authority issue. Cities should be allowed to make their own decisions as to the safety and security of their communities.

Mayor Seiler opened the floor for public comment.

Robert Walsh, 401 East Las Olas Boulevard, expressed support of this item.

Charles King, 105 North Victoria Park Road, expressed support of this item. He wanted the gun shows held at War Memorial Auditorium to be discontinued.

Marshall Schnipper, Coalition for Homeless at the Yellow House, believed that most gun owners are responsible individuals. He commented on the issue of homelessness among returning American veterans. Mayor Seiler explained that the City is working with the United Way to help returning veterans.

There being no other individuals wishing to speak on this matter, a **motion** was made by Vice Mayor Roberts and seconded by Commissioner Rogers to close the public hearing. Roll call showed: AYES: Commissioner DuBose, Commissioner Rogers, Vice Mayor Roberts, and Mayor Seiler. NAYS: None.

Commissioner DuBose noted his and the Broward League of Cities' advocacy of home rule authority. Vice Mayor Roberts agreed with Commissioner DuBose and Mayor Seiler's earlier comments. Mayor Seiler believed that decisions relating to the community's safety and security should be made by local authorities.

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

R-2 13-0182 DOCK PERMIT APPLICATION - 1029 CORDOVA ROAD - use, maintenance and repair of existing marginal dock and seawall

Applicant: Lori Jean Marcellino and Miles Austin Forman

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

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

R-3 13-0149 QUASI-JUDICIAL - SITE PLAN LEVEL II DEVELOPMENT PERMIT WITH ALLOCATION OF POST 2003 DWELLING UNITS - 202 units, 7-Story Multiple Family - French Village - Case 63-R-12

Applicant: D. Fredrico Fazio

Location: East of Andrews Avenue, South of SE 8 Street, West of SE 2 Avenue and North of SE 9 Street

Zoning: Regional Activity Center - City Center

Future Land Use: Downtown Regional Activity Center

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

The Commission announced with whom he had spoken with and/or site visits made concerning this matter.

There being no individuals wishing to speak on this matter, a **motion** was made by Vice Mayor Roberts and seconded by Commissioner DuBose to close the public hearing. Roll call showed: AYES: Commissioner DuBose, Commissioner Rogers, Vice Mayor Roberts, and Mayor Seiler. NAYS: None.

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

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

R-4 13-0171 QUASI JUDICIAL - VACATION OF 10 FOOT SANITARY SEWER EASEMENT - Case 1-M-13

Applicant: Housing Authority, City of Fort Lauderdale
Location: Between NW 7 Street and NW 8 Street, East of NW 13 Terrace

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

The Commission announced with whom he had spoken with and/or site visits made concerning this matter.

There being no individuals wishing to speak on this matter, a **motion** was made by Commissioner Rogers and seconded by Commissioner DuBose to close the public hearing. Roll call showed: AYES: Commissioner DuBose, Commissioner Rogers, Vice Mayor Roberts, and Mayor Seiler. NAYS: None.

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

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

R-5 13-0176 QUASI-JUDICIAL - SITE PLAN LEVEL II DEVELOPMENT PERMIT WITH ALLOCATION OF POST 2003 DWELLING UNITS REVIEW - SECOND STREET RESIDENCES - 398 units - 30-Story Multiple Family - Case 77-R-12

Applicant: Edi Ellis Diversified, Inc.
Location: 411 NE 2 Street
Zoning: Downtown Regional Activity Center - City Center
Future Land Use: Downtown Regional Activity Center

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

The Commission announced with whom he had spoken with and/or site visits made concerning this matter.

There being no individuals wishing to speak on this matter, a **motion** was made by Commissioner Rogers and seconded by Commissioner DuBose to close the public hearing. Roll call showed: AYES: Commissioner DuBose, Commissioner Rogers, Vice Mayor Roberts, and Mayor Seiler. NAYS: None.

In response to Commissioner Rogers, Robert Lochrie, representing the Applicant, confirmed that the proposed mitigation shown in the traffic study (Exhibit 2 of Commission Agenda Memorandum 13-0176) will be incorporated into the final plan brought before the DRC (Development Review Committee). He highlighted information set forth in the mitigation plan. The Applicant will also provide a contribution of approximately \$33,000 to the City, contingent upon approval of The Wave, for pedestrian improvements on 3rd Avenue and 3rd Street and 3rd Avenue and 4th Street for Wave connectivity. He explained to Mayor Seiler that the contribution will be used for ADA accessible improvements at the intersection of 3rd Avenue and 3rd Street, as well as new PED (Pedestrian) crossings at both intersections and an additional sidewalk element to the north. Diana Alarcon, Transportation and Mobility Director, confirmed for Mayor Seiler that staff has worked closely with the Applicant to plan the pedestrian improvements which are consistent with the multimodal map and The Wave.

Commissioner Rogers agreed with the second mitigation recommendation pertaining to sidewalk width on NE 2nd Street and NE 3rd Street, but did not see it included on the site plan. Mr. Lochrie explained that the project has been designed to meet the master plan guidelines which require that the face of the building be located 35 feet from the center line of the road. There is eight foot wide parallel parking and sidewalk that includes shade trees. The dimensions may shift slightly, but the building façade will be maintained from the center line. The minimum sidewalk width is about eight feet but the norm is about ten to twelve feet. In further response to Commissioner Rogers, Mr. Lochrie was uncertain if electric vehicle charging stations have been included at this stage of planning, but thought they would be part of the construction drawings.

Mr. Lochrie advised that the Flagler Village Civic Association has reviewed the project and recommends approval.

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

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

R-6 13-0098 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:

- Education Advisory Board William Exemar (Mayor Seiler)
- Marine Advisory Board Erik Johnson (Commissioner Rogers)
- Nuisance Abatement Board Lorraine Saunders (Consensus)
- Parks, Recreation and Beaches Board Karen Polivka (Mayor Seiler)

Vice Mayor Roberts introduced the resolution which was read by title only.

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

ORDINANCES

O-1 13-0163 SECOND READING OF ORDINANCE AMENDING CODE OF ORDINANCES - POLICE AND FIREFIGHTERS RETIREMENT SYSTEM - PARTIALLY ELIMINATING THE SURVIVOR REMARRIAGE PENALTY CLAUSE - Section 20-129 (b)(2), Duration Survivor Benefits

Vice Mayor Roberts introduced the ordinance which was read by title only.

ADOPTED ON SECOND READING

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

O-2 13-0175 SECOND READING OF ORDINANCE - AMENDING PAY PLAN, Schedule I (Supervisory, Professional and Managerial employees - P.E.R.C. Exempt) - adding one new class - Chief Information Security Officer, and title change and revision of one class - Manager of Police Information Technology and Projects

Vice Mayor Roberts introduced the ordinance which was read by title only.

ADOPTED ON SECOND READING

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

O-3 13-0261 FIRST READING OF ORDINANCE AMENDING CODE OF ORDINANCES - ECONOMIC INCENTIVE PROGRAMS AND ECONOMIC INCENTIVE APPLICATION SELECTION CRITERIA - Sections 15-231 and 15-232 - amending time period for job creation

Mayor Seiler opened the floor for public comment.

Nathan Pim, Hollywood resident, thought that people suffering from City policies are suffering and they should be allowed to speak. Harassment and displacement of homeless people in the city is an unacceptable policy.

Brandon Duval, Pembroke Pines resident, supported this item, but felt that citizens are being treated wrongly. City's funds could be better directed to the homeless. Foreclosed housing could be used for the homeless. He was also opposed to a ban on panhandling.

Haylee Becker, City resident, wanted the City to stop endorsing and enforcing policies that criminalize homelessness. She contended that little has changed for Fort Lauderdale's homeless in the past six years other than the anti-panhandling law being passed and landscaping added to Stranahan Park which precludes the homeless from occupying it. She indicated that such harassment will not be tolerated.

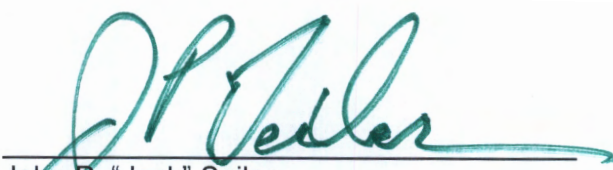
There was no one else wishing to speak.

Vice Mayor Roberts introduced the ordinance which was read by title only.

PASSED FIRST READING

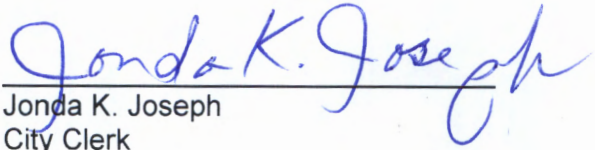
Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

Note: The City Commission adjourned the regular meeting at 7:22 p.m. and returned to the conference meeting agenda, item BD-1, at 7:23 p.m.



John P. "Jack" Seiler
Mayor

ATTEST:



Jonda K. Joseph
City Clerk