CITY OF NORTH LAUDERDALE

COMMISSION MEETING

TUESDAY, JANUARY 29, 2019

REGULAR MEETING – 6:00 p.m.

WATER CONTROL DISTRICT
(Immediately following regular meeting)

AGENDA

1. INVOCATION AND PLEDGE OF ALLEGIANCE – Commissioner Rich Moyle

2. ROLL CALL

   Mayor Ana M. Ziade
   Vice Mayor Samson Borgelin
   Commissioner Rich Moyle
   Commissioner Lorenzo Wood
   Commissioner Mario Bustamante
   City Manager Ambreen Bhatti
   City Attorney Samuel S. Goren
   City Clerk Patricia Vancheri

3. APPROVAL OF MINUTES
   a. January 15, 2019

4. PRESENTATIONS

5. PROCLAMATIONS
   a. [American Heart Association – Go Red For Women – February 1] – (Robert Hill, Community Impact Director for the American Heart Association)

   b. [The Alliance for Eating Disorders Awareness Week – February 25-March 3] – (Terri Shermett, Outreach & Education Committee Member)

   c. [National African American History Month – February]
6. PUBLIC DISCUSSION

7. QUASI-JUDICIAL ITEMS

*Note: The Quasi-judicial Items 7(a); 7(b) and 7(c) having been duly advertised are on the Agenda. However, the Applicant, Wawa Florida, Inc. has respectfully requested that these items be tabled to a time-certain of February 26, 2019 at 6:00 pm.*

7105 W. McNab Rd

Variance request from City Code Section 106-222 (e) regarding allowing bollards where bumper guards, wheel stops or continuous curbing are required within a Community Business (B-2) zoning district.

APPLICANT: Bohler Engineering Inc. on behalf of Wawa Florida, Inc.

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING A VARIANCE FROM THE NORTH LAUDERDALE CODE OF ORDINANCES, SECTION 106-222(e) REGARDING THE REQUIRED BUMPER GUARDS, WHEEL STOPS OR CONTINUOUS CURBING; PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

7105 W. McNab Rd.

Variance request from City Code Section 106-467 (11) to not completely enclose outdoor dining area and to allow access from outside the building within a General Business (B-2) zoning district.

APPLICANT: Bohler Engineering Inc., on behalf of Wawa Florida, Inc.

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING A VARIANCE FROM THE NORTH LAUDERDALE CODE OF ORDINANCES, SECTION 106-467 (11) REGARDING THE DELINEATION OF THE OUTDOOR SEATING AREA BY MEANS OF A BARRIER; PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.
c. SUBJECT: Site Plan SPR 19-01 Wawa Florida, Inc.
7105 W. McNab Rd.

Final site plan review to allow a new auto filling station, convenience store and restaurant within a Community Business (B-2) zoning district.

APPLICANT: Wawa Florida, Inc.

MOTION: To approve the preliminary site plan subject to the seventeen (17) conditions set forth in staff memorandum.

d. SUBJECT: VAR- 19-02 First Haitian Baptist Church
1350 S. State Road 7
Second Reading and Adoption: To allow an 8 foot landscape buffer where 10 foot is required and to allow 74 parking spaces where 77 are required.

APPLICANT: First Haitian Baptist Church

- All interested parties wishing to speak on this item are sworn in
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission discussion
- Commission motion and vote

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING VARIANCES FROM THE NORTH LAUDERDALE CODE OF ORDINANCES TO PERMIT AN 8 FOOT WIDE LANDSCAPE BUFFER BETWEEN THE BUILDING AND VEHICULAR ACCESSWAYS OR PARKING, WHERE 10 FEET IS REQUIRED BY SECTION 102-59 “LANDSCAPE INTERIOR AREAS” OF THE CITY CODE OF ORDINANCES; AND TO ALLOW THE PROVISION OF 74 PARKING SPACES WHERE 77 PARKING SPACES ARE REQUIRED BY SECTION 106-223 (12) “PARKING REQUIREMENTS” OF THE CITY CODE OF ORDINANCES; PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; AND, PROVIDING AN EFFECTIVE DATE.
e. **SUBJECT:** SPR 18-03 Rock Island Villas

7400 SW 10th Ct
Folio #: 4941-02-02-0130

Final site plan approval to construct 14 attached units (3 buildings) in a Residential Multi-Family Medium Density (RM-10) zoning district.

APPLICANT: Ragnar Magnusson, Rock Island Partners, LLC.

- All interested parties wishing to speak on this item are sworn in
- Staff presentation (Tammy Reed-Holguin)
- Public Hearing opened
- Public comments
- Public Hearing closed
- Commission discussion
- Commission motion and vote

**MOTION:** To approve the final site plan subject to the thirteen (13) conditions outlined in Staff memorandum.

8. **OTHER BUSINESS**

a. **RESOLUTION – Law Enforcement Trust Fund Purchases**

- Motion, second and vote to read
- Attorney reads title
- Staff presentation (Captain Chris McCoy)
- Commission motion and second to adopt
- Commission discussion
- Commission vote

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY ADMINISTRATION AND THE BROWARD SHERIFF’S OFFICE AN EXPENDITURE NOT TO EXCEED $75,191.49, FROM THE LAW ENFORCEMENT TRUST FUND FOR THE PURCHASE OF 20 PORTABLE STOP SIGNS; A STALKER MC360 MOBILE MESSAGE BOARD; VETTER SECURITY SOLUTIONS SPEED TRAILER WITH LPR; TWO STALKER LIDAR UNITS; TWO STALKER DUAL RADARS FOR POLICE VEHICLES; DJI MAVIC 2 ZOOM DRONE; HAMMER STRENGTH LINEAR LEG PRESS; AND HAMMER STRENGTH ISO-LATERAL ROW; AND PROVIDING AN EFFECTIVE DATE.
b. **SUBJECT – The Broadview/Pompano Park 21\textsuperscript{st} Annual Community Bazaar**

- 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 “The Broadview/Pompano Park 21\textsuperscript{st} Annual Community Bazaar”, to be held on Saturday, March 23, 2019, from 2 P.M. to 9:00 P.M. at the Broadview/Pompano Park Community Park subject to the conditions listed in Staff’s memorandum.

c. **RESOLUTION - East Rock Island Road Wall Project – Additional Work**

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN ACCEPTABLE REVISED AGREEMENT WITH PRECAST WALL SYSTEMS INC. IN AN AMOUNT NOT TO EXCEED $43,823.30 DUE TO ADDITIONAL SCOPE OF WORK FOR A NEW BUFFER WALL PROJECT ALONG THE EAST SIDE OF ROCK ISLAND ROAD BRINGING THE TOTAL PROJECT COST TO $384,880.13; AND PROVIDING AN EFFECTIVE DATE.

d. **RESOLUTION - Extension of Audit Agreement with Grau & Associates**

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO AMEND THE ORIGINAL AGREEMENT BETWEEN THE CITY OF NORTH
LAUDERDALE AND GRAU & ASSOCIATES, FOR ANNUAL AUDITING SERVICES
AUTHORIZING THE SECOND EXTENSION OF THE AGREEMENT FOR THE
FISCAL YEAR ENDING SEPTEMBER 30, 2019 AT A COST NOT TO EXCEED $58,000
RESPECTIVELY; PROVIDING FOR CONFLICTS; PROVIDING FOR
SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

e. **SUBJECT - Purchase of Handicap Accessible Shuttle Bus**

i. **RESOLUTION – Authorizing Purchase not to Exceed $63,000**

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

A RESOLUTION OF THE CITY OF NORTH LAUDERDALE AUTHORIZING THE
PURCHASE OF A USED 2016 HANDICAP ACCESSIBLE SCHOOL BUS IN AN
AMOUNT NOT TO EXCEED $63,000 FROM THE PARKS AND RECREATION
DEPARTMENT CAPITAL BUDGET; AND PROVIDING AN EFFECTIVE DATE.

ii. **RESOLUTION – Authorizing Surplus and Method of Disposal**

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

A RESOLUTION OF THE CITY OF NORTH LAUDERDALE AUTHORIZING THE
SURPLUS AND METHOD OF DISPOSAL OF THE PARKS AND RECREATION
DEPARTMENT’S 1999 FORD 25 PASSENGER BUS PR-35; AND PROVIDING AN
EFFECTIVE DATE.

9. **REPORTS**
10. CITY MANAGER COMMENTS
   a. Payment Deferral for Federal Government Employees during Shutdown for Utilities and City Programs
   b. Upcoming Events
      1) Saturday, February 9 – 8:00 am – Valentines 5K Fun Run/Walk – Hampton Pines Park
      2) Saturday, February 9 – 9:45 am – Dedication Ceremony for Fitness Equipment from Safe Parks and Land Preservation Bond Funds Grant
      3) Thursday, February 14 - Marjorie Stoneman Douglas Anniversary Event

11. COMMISSION COMMENTS
   a. Application to Request City Ceremonial Items (Vice Mayor Borgelin)
      i. Kicia Daniel Johnson – Principal Achievement Award
      ii. To recognize 20 Volunteers for participation in the Pinewood Elementary School MLK Event related to the Broward College Social Behavioral Sciences & Human Services Grant

12. CITY ATTORNEY COMMENTS

13. ADJOURNMENT
   CONVENE TO NORTH LAUDERDALE WATER CONTROL DISTRICT
CITY OF NORTH LAUDERDALE

COMMISSION MEETING

TUESDAY, JANUARY 15, 2019

MINUTES

The North Lauderdale City Commission met on Tuesday, January 15, 2019 at the Municipal Complex. The meeting convened at 6:00 pm.

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

2. ROLL CALL – All present

   Mayor Ana Ziade
   Vice Mayor Samson Borgelin
   Commissioner Rich Moyle
   Commissioner Lorenzo Wood
   Commissioner Mario Bustamante
   City Manager Ambreen Bhaty
   City Attorney Samuel S. Goren
   City Clerk Patricia Vancheri

3. APPROVAL OF MINUTES

   a. October 30, 2018 – Mayor Ziade mentioned that she was not in office at this time. City Attorney responded that she could ratify as a matter of public record only, but not subscribing to the content, as other members who were on the Commission can vote as to the substance as well. Vice Mayor Borgelin moved to approve the Minutes as submitted. Seconded by Commissioner Wood. Minutes unanimously approved.

   b. December 11, 2018 - Vice Mayor Borgelin moved to approve the Minutes as submitted. Seconded by Commissioner Borgelin. Minutes unanimously approved.

4. PRESENTATIONS

   Florida House of Representatives Representative Patricia H. Williams – Rep. Williams addressed the Commission and audience advising that in returning to Tallahassee for the legislative session, she has been placed on several Committees, including an Education Committee; Pre-K to 12 Innovation Sub-Committee and the Pre-K to 12 Appropriations Committee, identified as a ranking member. She advised that it is time for appropriations to be
entered and stated the deadline is January 25th, but is requesting all eight of her cities have their appropriation requests put in to her office by January 18th by 5:00 pm. She indicated that she looks forward to working with the City. City Manager Bhatty advised her that the City has prepared their appropriation applications that were sent to the Senate, and will be preparing the packets for her office and Representative Aneka Omphroy’s office as well.

5. PROCLAMATIONS

a. **National Slavery and Human Trafficking Awareness and Prevention Month**

City Clerk read the Proclamation into the record. BSO Captain Chris McCoy accepted the Proclamation on behalf of Law Enforcement who works with State, Federal and local partners to investigate, eradicate and prosecute people who commit human trafficking offenses. Commissioner Wood asked that the Proclamation be shared with the City’s schools.

6. PUBLIC DISCUSSION

**Roselaine Innocent** – 1359 Seaview – spoke about a code issue with her home. Commissioner Wood stated they will address the issue and investigate it.

**Jeff Elman** – 316 SW 76 Terrace – spoke about the school bus situation on his street and would like a “speed limit doubled” sign and commented that the busses are still doing damage to the houses. He also commented on light pollution from Teleperformance. Mayor Ziade stated they will look into these issues. Mr. Elman said he would provide the numbers of the busses.

7. QUASI-JUDICIAL ITEMS

a. **SUBJECT: Final Site Plan – SPR 18-03 Rock Island Villas Townhomes**

7400 SW 10th Court

Final site plan approval to allow construction 14 new townhome within a residential medium (RM-10) zoning district.

**APPLICANT:** Ragnar Magnusson

Commissioner Borgelin moved to table this item to time certain - January 29, 2019 at 6:00 pm. Item was not advertised due to a technical issue that affected the classified listings by Sun-Sentinel. Commissioner Wood seconded the motion. No Commission discussion. Clerk called roll. All yes.

b. **ORDINANCE: First Reading – VAR-19-02 First Haitian Baptist Church**

1350 S State Road 7

To allow an 8 foot landscape buffer where 10 foot is required and to allow 74 parking spaces where 77 are required.
APPLICANT: First Haitian Baptist Church

Attorney Goren read Item 7(b) and 7(c):

AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING VARIANCES FROM THE NORTH LAUDERDALE CODE OF ORDINANCES TO PERMIT A 8 FOOT WIDE LANDSCAPE BUFFER BETWEEN THE BUILDING AND VEHICULAR ACCESSWAYS OR PARKING, WHERE 10 FEET REQUIRED BY SECTION 102-59 “LANDSCAPE INTERIOR AREAS” OF THE CITY CODE OF ORDINANCES; AND TO ALLOW THE PROVISION OF 74 PARKING SPACES WHERE 77 PARKING SPACES ARE REQUIRED BY SECTION 106-223 (12) “PARKING REQUIREMENTS” OF THE CITY CODE OF ORDINANCES; PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDNANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; AND, PROVIDING AN EFFECTIVE DATE.

All persons present to speak on this item were duly sworn by Attorney Goren. Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum and a PowerPoint presentation which is available in the City Clerk’s office. She presented both variance requests, explaining the staff recommendations and the site plan amendment. After presentation Ms. Reed-Holguin opened for questions and advised that the applicant, Pastor Willem Philippi was also present to answer any questions. Pastor Philippi stated he agreed with the conditions set forth in staff memorandum. Vice Mayor Borgelin questioned the landscaping. Tammy Reed-Holguin replied that they do meet the landscape code and are able to plant the required number of trees. Commissioner Wood stated he is happy the church is staying with the original aesthetics and that they will be providing sprinklers to meet the new codes. City Manager Bhatty asked what the time frame is for moving into the old Family Central building. He said he is working with Deputy Fire Chief Sweet on a plan to do some fire department training at the old church site and as soon as they are finished they will begin demolition. Public hearing opened. No one spoke. Public hearing closed. Commissioner Wood moved to approve both variances requested in Item 7(b) on the first reading of the ordinance. Seconded by Vice Mayor Borgelin. Vice Mayor Borgelin thanked staff for the visual presentation and also commented that it is time to stop referring to the location as the “Family Central” building. No further discussion; Clerk called roll. All YES.

ORDINANCE PASSED UNANIMOUSLY ON FIRST READING

c. SUBJECT: Site Plan SPR 18-02 Amending SPR 16-01
1350 S State Road 7 (First Haitian Baptist Church)

Amending site plan (SPR 16-01) to construct a new church within a Community Facilities (CF) zoning district.

APPLICANT: First Haitian Baptist Church
Staff presented this item along with Item 7(b). Commissioner Wood moved to approve the site plan amendment subject to the thirteen (13) conditions set forth in the staff memorandum. Vice Mayor Borgelin seconded. No public discussion. No Commission discussion. Clerk called roll; all YES. Motion passed unanimously.

**d. ORDINANCE – First Reading – VAR 19-01 Wawa Florida, Inc.**

7105 W. McNab Rd

Variance request from City Code Section 106-222 (e) regarding allowing bollards where bumper guards, wheel stops or continuous curbing are required within a Community Business (B-2) zoning district.

APPLICANT: Bohler Engineering Inc. on behalf of Wawa Florida, Inc.

Attorney Goren read Items 7(d), 7(e) and 7(f) and indicated that each item will be considered separately:

**AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING A VARIANCE FROM THE NORTH LAUDERDALE CODE OF ORDINANCES, SECTION 106-222(e) REGARDING THE REQUIRED BUMPER GUARDS, WHEEL STOPS OR CONTINUOUS CURBING; PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.**

All persons present to speak on this item were duly sworn by Attorney Goren. Tammy Reed-Holguin, Community Development Director, presented the items based on backup memorandum and provided a PowerPoint presentation which is available in the City Clerk’s office. She indicated that approval if the site plan is contingent upon approval of the two variances requested. Wawa Florida, Inc. is proposing the construction of a 6,119 square foot convenience store, gas station and restaurant. The store will occupy a currently developed lot which is the existing Walgreens location on the corner of Rock Island Road and McNab Road. This is a permitted use within the B-2 zoning district and meets all the requirements for service stations according to the recently amended Sec. 106-467(8) of the City Code of Ordinances which was put into place in May of 2017 after a moratorium was established by the City Commission for review of gas stations within the City due to a concern of a perceived overwhelming number of gas stations. The site plan has been reviewed against the renewed requirements and the submittal has met all the updated requirements for service stations, including but not limited to the lot size; the number of pumps; the location; the number per intersection and the access points to the site. In terms of new uses coming into the City, this business offers another restaurant option; will bring 15-25 new jobs; and Wawa is an employee owned company that offers stock options and benefits to all employees. Administration has offered to work with Wawa’s management team to host a job fair to assist in seeking employees from the community. The site meets all parking requirements. A color rendering was shown which compliments the existing structures in that shopping center. Staff is continuing to work with the developer on the traffic analysis. In the
backup memo the excerpt from the applicant’s traffic engineer’s study states that this use will increase 516 net new daily trips, broken down from AM to PM hours. The City’s traffic engineer is continuing to work with the developer’s traffic engineer to complete the study to be approved prior to consideration of the final site plan approval. The Development Review Committee met on December 12, 2018 and after considerable review recommended approval of the site plan to the Planning and Zoning Board. The Planning and Zoning Board heard this item on January 8, 2019, along with the two variances. Staff and the applicant made a presentation and there was public input at the meeting. A resident expressed concerns about the traffic, garbage and maintenance issues that will be generated by the proposed use. The Applicant’s representative responded to those issues. The site plan was approved by the Planning and Zoning Board with a 5-1 vote; the dissenting board member was concerned that a gas station was not the highest and best use for the property and she expressed concern about the new ordinance that had been put into place. If the Commission were to concur with regard to staff’s recommendation of the preliminary site plan approval it would be contingent upon the seventeen (17) conditions outlined in staff memorandum. Ms. Reed-Holguin went on to present the variance – Item 7(c) – regarding the outdoor dining area and indicated that it would delineate the area by means of a barrier. Applicant requests not to completely enclose the area to allow access from outside the building. Staff worked with the Applicant to request a variance that will meet the requirements of the code and safety requirements. Ms. Reed-Holguin said there will be an update on that variance with regard to openings. With regard to the second variance, the code requires bumper guards; wheel stops or continuous curbing in the parking lot. Applicant proposes instead to have bollards, without wheel stops or raised curbing, based on safety studies which indicate that bollards are more effective in stopping cars from driving into buildings and wheel stops/curbing are tripping hazards. The Planning and Zoning Board heard both variance items on January 8, 2019 and voted to unanimously to recommend approval. Dwayne Dickerson, Law Firm of Dunay, Miskel, Backman, Applicant’s Counsel, 14 SE 4th Street, Boca Raton, was present and stated staff covered the majority of the items. He briefly touched on some safety aspects of the bollard system and the hazards of the wheel stops as shown in a PowerPoint presentation which is available in the City Clerk’s office. Attorney Dickerson further commented that with respect to the railing system for the outside dining, they have agreed to work with staff on a design to provide gates to two openings in order to address Staff’s concerns before final reading. Also, he said the applicant’s traffic engineer and the City’s traffic engineer have been diligently working on the traffic study, and to clarify for the record, Dickerson stated there are an additional 516 daily trips between the current pharmacy use with a drive through, and the proposed use of a gas station with a convenience store. Of particular note, he stated the in Broward County, they look at peak hour trips, PM and AM to determine levels of service for the rights of way. With regard to the proposed use, there are only 20 new PM peak hour trips and the AM peak hour additional net increase in trips is 47. He agrees that at some times the rights of way may have some congestion and the engineers are working to make sure that the applicant is not over-burdening those existing ways. He discussed pass-by trips which make an intermediate stop while already in the rights of way and continuing on the same route, and provided some Institute of Transportation Engineers data. Attorney Dickerson lastly commented on the City’s moratorium and re-evaluation of the code with regard to these types of facilities, wherein some changes were made and a new ordinance went in to effect. He said this proposed use meets all of the regulations in new approved ordinance and this is a use permitted by right, and they are excited about the project.
Public hearing opened. Former Commissioner, David Hilton, 8201 SW 13 Court, previously sworn, addressed the Commission, stating that he was on the dais at the time the moratorium on this issue was put into place and in his mind, there was a proliferation of gas stations in the City; at the time of the moratorium there were 16 in 5 square miles. Mr. Hilton said although he was not on the dais at the time the new code was adopted, he is still not in favor of adding new gas stations. He said in three miles between the Sawgrass and our City there are 2 gas stations; in 7 ½ miles from the eastern edge of our City to Federal Highway there are 3 gas stations; in the 2.7 miles of McNab Road that runs through North Lauderdale, with Wawa, we will have 5 gas stations on McNab Road. He said he loves Wawa, but we do not need more gas stations on McNab Road. Christine McKay, 303 Forest Blvd, current Vice Chair of the Planning & Zoning Board, addressed the Commission stating that tonight she is present as a resident to voice her concerns about the number of gas stations. Also stated the new ordinance indicates the minimum lot size but may have overlooked the maximum lot size. Ms. McKay said this is a very large corner and there are not a lot of prominent corners in the City and feels it is a shame that something else could be done with this corner other than a gas station. She questioned the new ordinance states that service stations are encouraged to put fuel pumps on the side or back; the fuel pumps would be visible from the front, so she suggested that the restaurant be in the front and the pumps in the back to make it more presentable. She also questioned why we would want more people passing through the City; we should have a restaurant or shop where people could come and stay to enjoy the City and not just pass through. Ms. McKay suggested another look at the ordinance for concerns that may not have come to light at that time. Vincent Schiano – 1405 Broadmoor- was duly sworn. He asked about which road the Wawa would face. Attorney Dickerson replied that the main entrance would be on the south side facing McNab Road, with a secondary entrance on the north side as well, with the gas pumps on the south side. Mr. Schiano asked about the hours and was told it is 24 hours. Mr. Schiano voiced concerns that there would be people sitting in the outside area at 5:00 in the morning and asked why a wall couldn’t be built. Attorney Dickerson replied that a wall is usually built if a property is directly adjacent to a residential property and this is a parcel that is surrounded by commercial development, it should not impact residential and every project is assessed on its own merit and staff reviews every application thoroughly with regard to the code regulations. Attorney Dickerson stated they are not asking for any variances with regard to the site plan, but this is a use that is permitted by right and Wawa is a community oriented company that does not want to negatively impact the residents. Attorney Goren interjected that Mr. Schiano is an affected party that has the right to be heard especially because of his proximity to the project. Attorney Dickerson reiterated that Wawa is more than just a gas station; it is also a convenience store and a restaurant which is a permitted use that meets a need and all the requirements of the ordinance. Wawa has an Employee Stock Ownership Program for all employees to benefit; tuition reimbursement programs and pays more than minimum wage and is vested in community efforts. Attorney Dickerson stated he will continue to work with staff and respectfully requests approval on first reading. Public hearing closed. Attorney Goren stated Commission can consider each of the three items separately. Commissioner Wood moved to approve the Ordinance on first reading for Variance 19-01. Seconded by Vice Mayor Borgelin. Commissioner Wood commented that Walgreens has been a good neighbor but we cannot predict when a company will close up a store and move on and another company has come along. Although he would like to see another use for this parcel, Commissioner Wood stated that if this meets the ordinance and zoning then we must look at it from that point of view and we have to strike a balance between
the businesses and the residents; spoke about the wall going up to help the residents as a sound barrier as traffic increases on Rock Island Road; about growing pains while some changes are coming and that these things must be embraced and make sure residents are aware and said they do have to look at the study with regard to traffic flow and the lights at that intersection. Mayor Ziade thanked everyone for the comments, but said what is up for discussion is the bollards and asked does anyone have any specifically to say about that. Vice Mayor Borgelin said he likes the bollards. **No further discussion; Clerk called roll. All YES.**

**ORDINANCE PASSED UNANIMOUSLY ON FIRST READING**

e. **ORDINANCE – First Reading – VAR 19-03 Wawa Florida, Inc.**
   7105 W. McNab Rd.

   Variance request from City Code Section 106-467 (11) to not completely enclose outdoor dining area and to allow access from outside the building within a General Business (B-2) zoning district.

   **APPLICANT:** Bohler Engineering Inc., on behalf of Wawa Florida, Inc.

   **AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING AND GRANTING A VARIANCE FROM THE NORTH LAUDERDALE CODE OF ORDINANCES, SECTION 106-467 (11) REGARDING THE DELINEATION OF THE OUTDOOR SEATING AREA BY MEANS OF A BARRIER; PROVIDING FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.**

   Commissioner Wood moved to approve Variance 19-03 on first reading. Seconded by Vice Mayor Borgelin. Attorney Goren reiterated that the Applicant committed to continuing to work with staff between first and second reading. Attorney Dickerson replied that is correct, with respect to gates on the two east side openings. City Manager stated she will go over all the details with the applicant. **No further discussion; Clerk called roll. All YES.**

**ORDINANCE PASSED UNANIMOUSLY ON FIRST READING**

f. **SUBJECT: Site Plan SPR 19-01 Wawa Florida, Inc.**
   7105 W. McNab Rd.

   Preliminary site plan review to allow a new auto filling station, convenience store and restaurant within a Community Business (B-2) zoning district.

   **APPLICANT:** Wawa Florida, Inc.
Commissioner Wood moved to approve the preliminary site plan subject to the seventeen (17) conditions set forth in staff memorandum and the submission of the traffic study in advance of the second reading. Seconded by Vice Mayor Borgelin. City Manager Bhatty interjected that although the City did have a moratorium in place with regard to gas stations, it could not ban or prohibit a use that was permitted per the zoning code; it could just allow the City to look at it and perhaps apply restrictions for that use and Staff worked extensively on this review and the new ordinance. Vice Mayor Borgelin said he heard the residents and has concerns about the traffic and how it would impact the residents. Mayor Ziade reiterated that staff and applicant would be further looking at the traffic pattern and the light sequencing. Attorney Dickerson stated that their consultant team presented an analysis memorandum that states “Once the Wawa is open for business it is possible that some signal time modifications at the intersection of McNab Road and Rock Island Road may be warranted; therefore, the project team will commit to coordinating with Broward County Traffic Engineering upon opening this facility to request a review of this intersection”. Attorney Dickerson stated that the County has jurisdiction over that intersection, and they have been successful in working with the County to review traffic as they work on new business projects and they are committed to synchronizing the traffic lights. He also stated that as part of the site plan approval a photometric lighting plan will be presented and thoroughly reviewed by staff. Vice Mayor Borgelin asked if there will be another meeting regarding this. City Attorney Goren replied that tonight’s presentation is for a preliminary site plan and there will be a final site plan which will come back to Commission in conjunction with the issues and conditions that have been approved thus far. Mayor Ziade also reiterated that this is first reading at the beginning stages and pending a lot of the questions presented tonight. Vice Mayor Borgelin asked if he is voting for the new business. Mayor Ziade replied he would be voting on the motion just presented by Commissioner Wood. Vice Mayor Borgelin voiced concerns about the 17 conditions; Mayor Ziade assured him it will come back again. Attorney Goren confirmed that the applicant will be back for a final site plan approval which has to include any of the conditions, requirements or modifications that were discussed this evening, and that both variances and the site plan are inter-related. No further discussion; Clerk called roll. MOTION TO APPROVE THE PRELIMINARY SITE PLAN PASSED ON A 3-1 VOTE; VICE MAYOR BORGELIN DISSENTING.

8. OTHER BUSINESS

a. RESOLUTION - Sign Waiver SWAV 18-03 - Dutch Pot Jamaican Restaurant

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

Attorney read:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING A SIGN WAIVER REQUEST FOR ONE WALL SIGN FOR DUTCH POT JAMAICAN RESTAURANT, LOCATED AT FOLIO # 4941 01 06 2411 6029 KIMBERLY BOULEVARD NORTH LAUDERDALE, FLORIDA, 33068 THEREBY PERMITTING THE INSTALLATION AND MAINTENANCE OF ONE MAIN WALL SIGN WITH THE 27 INCH HIGH LETTERING “DUTCH POT” AND 10 INCH HIGH LETTERING “JAMAICAN RESTAURANT” WHEREAS SECTION 94-
Tammy Reed-Holguin, Community Development Director, presented the items based on backup memorandum and a PowerPoint presentation which is available in the City Clerk’s office. Applicant Dutch Pot is an existing business located in the Kimberly Plaza which wishes to change the letter size and design of their sign to make it consistent with their franchise and to increase visibility from Kimberly Boulevard and State Road 7. The Planning and Zoning Board heard the item on January 8, 2019 and unanimously approved the recommendation to the City Commission for consideration of this sign waiver. Morris Johnson, representing Applicant and Majek Signs and Graphics was present for any questions. He said Dutch Pot has been in this location since 2005 and his company was hired to do all the graphics and artwork for all their locations. Mr. Johnson explained the need for the larger letters in relation to the wall space and distance from the roads. Commissioner Wood moved to approve the sign waiver, along with the recommendations in staff memorandum. Seconded by Commissioner Bustamante. No discussion; Clerk called roll. All YES.

The Planning and Zoning Board heard the item on January 8, 2019 and unanimously approved the recommendation to the City Commission for consideration of this sign waiver. Morris Johnson, representing Applicant and Majek Signs and Graphics was present for any questions. He said Dutch Pot has been in this location since 2005 and his company was hired to do all the graphics and artwork for all their locations. Mr. Johnson explained the need for the larger letters in relation to the wall space and distance from the roads. Commissioner Wood moved to approve the sign waiver, along with the recommendations in staff memorandum. Seconded by Commissioner Bustamante. No discussion; Clerk called roll. All YES.

RESOLUTION NO. 19-01-6585 PASSED AND APPROVED UNANIMOUSLY

b. SUBJECT: Amendment to Broward Historic Preservation Ordinance

Attorney Goren read the item. Tammy Reed-Holguin, Community Development Director, presented the item based on backup memorandum, indicating that Broward County has provided services to municipalities for the designation and preservation of historic resources through the Broward County Historical Commission. They have been working on an amendment to their ordinance since 2017, which will reassign the duties of the Board to a new entity called the Broward County Historic Preservation Board. Administration has reviewed the Ordinance and the requirements for creating its own board, and recommends the City’s continued participation in the County program and also recommends Commission’s consideration and approval of a motion supporting the proposed amendments with authorization to transmit the five (5) comments, outlined by staff in the backup memorandum, to the County regarding the ordinance. Commissioner Wood moved to endorse the proposed amendments by Broward County to the Historic Preservation Ordinance and authorization to forward the comments prepared by Staff. Seconded by Vice Mayor Borgelin. No Commission discussion; Clerk called roll. MOTION PASSED UNANIMOUSLY.

c. RESOLUTION – Florida Sports Foundation Dominoes Tournament Sponsorship

Vice Mayor Borgelin moved to read. Seconded by Commissioner Wood. Attorney read:
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, RECOGNIZING A SPONSORSHIP OR CO-SPONSORSHIP RELATIONSHIP BETWEEN THE CITY OF NORTH LAUDERDALE AND THOSE CHARITIES AND ORGANIZATIONS LISTED IN EXHIBIT “A”, ATTACHED HERETO AND INCORPORATED HEREIN, AS MAY BE AMENDED FROM TIME TO TIME, FOR THE EXPRESSED PURPOSE OF COMPLIANCE WITH SECTION 1-19(C)(5)(A)(4) OF THE BROWARD COUNTY CODE OF ORDINANCES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

Mike Sargis, Parks and Recreation Director, presented the item based on backup memorandum and stated that the City has been a sponsor of this program since its inception in 2015. He commented that this is the only sports event that offers cash prizes. Also, the City has always made a donation and hosted it last year.

i. **MOTION** – To Motion to approve an expenditure of an amount not to exceed $400.00 for the Dominoes Tournament Food and Drinks, which will be held at the Tamarac Community Center on Saturday, February 2, 2019.

Vice Mayor Borgelin moved to approve. Commissioner Wood seconded. No discussion; Motion passed unanimously.

ii. **MOTION** - Motion to adopt the attached resolution for disclosure purposes per Broward Code of Ethics for elected municipal officials.

Vice Mayor Borgelin asked for an explanation of the Ethics Code and stated that he works with this organization to promote it. City Attorney Goren stated that adoption of this resolution allows the Commission to do so as a co-sponsor. Vice Mayor Borgelin moved to approve. Commissioner Wood seconded. All in favor by voice vote.

RESOLUTION NO. 19-01-6586 PASSED AND APPROVED UNANIMOUSLY

d. **RESOLUTION** – Amendment to Contract with the Staffing Connection for Crossing Guard Services to provide for Florida Statutory Minimum Wage Increase

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

Attorney read:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER TO SIGN AN AMENDMENT TO THE ORIGINAL AGREEMENT FOR CROSSING GUARD SERVICES WITH STAFFING CONNECTION TO INCREASE THE HOURLY RATE BY $0.21 EFFECTIVE JANUARY 1, 2019 DUE TO A CHANGE IN THE FLORIDA STATUTORY MINIMUM WAGE; AND PROVIDING FOR AN EFFECTIVE DATE. BE
IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA:

Susan Nabors, Finance Director, presented the item based on backup memorandum. She indicated that the City has contracted with Staffing Connection for crossing guard services since September 2013, piggybacking off the City of Tamarac contract. Section 5.1 of the Contractor’s Agreement provides for direct pass-through when there is a change in the minimum wage at the State level. On January 2 the City received a letter from Staffing Connection advising of an upcoming change in the Florida Minimum Wage from $8.25 to $8.46 per hour, for an increase of $.21 per hour. This increase will be passed on to employees, increasing the current hourly contract rate from $11.31 to $11.52 based upon the Florida Minimum Wage change. Ms. Nabors advised that the anticipated change was sufficiently budgeted and noted that the contract will expire on August 31, 2019, and the services will be re-bid this year. Commissioner Wood moved to approve the attached resolution authorizing the change. Seconded by Vice Mayor Borgelin. All in favor by voice vote.

RESOLUTION NO. 19-01-6587 PASSED AND APPROVED UNANIMOUSLY

e. RESOLUTION - Phase II – Field Light Project at Jack Brady Sports Complex – Cost Overrun

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

Attorney read:

A RESOLUTION OF THE CITY OF NORTH LAUDERDALE AUTHORIZING THE EXPENDITURE OF $2,904.08 FOR A SPECIAL INSPECTION FOR THE JACK BRADY SPORTS COMPLEX MUSCO LIGHTING PROJECT BRINGING THE TOTAL COST OF THE PROJECT TO $932,904.08. FUNDING IS AVAILABLE IN THE PARKS AND RECREATION DEPARTMENT’S CAPITAL BUDGET 3117071-563100; AND PROVIDING FOR AN EFFECTIVE DATE.

Mike Sargis, Parks and Recreation Director, presented the item based on backup memorandum. On January 30, 2018 the City Commission approved an expenditure of $930,000 to MUSCO Lighting for the Phase II Park Lighting Project for the Sports Complex lights. MUSCO is the leader in sports complex lighting throughout the world. The project cost was $925,000 for 22 new poles; underground wiring and new lighting fixtures to 26 poles and a new computer driven system. At that time there was a contingency fund of $5,000 approved for the costs of state permitting fees; however Staff needed to hire a special inspector to inspect the installation of the poles because of the height. The cost of this service required an additional $2,904.08 to complete the project. Commissioner Wood moved to approve the additional cost. Seconded by Vice Mayor Borgelin. Clerk called roll. All YES.

RESOLUTION NO. 19-01-6588 PASSED AND APPROVED UNANIMOUSLY
9. REPORTS – None.

10. CITY MANAGER COMMENTS

   a. Fitness Equipment Grant- Safe Parks and Land Preservation Bond Funds
      Dedication Ceremony as part of our Valentine’s Day 5K Walk at Hampton Pines
      Park – February 9, 2019

      City Manager Bhatty commented that County Commissioner Michael Udine was very
      instrumental in helping the City to acquire this grant for new fitness equipment at Hampton Pines
      Park and the equipment will be in place by February 9th and there will be a dedication about
      9:30-9:45 after the 5K race.

   b. Upcoming Events
      - Friday, January 18 – 7:00 pm – Martin Luther King Jr. Day Ceremony
      - Saturday, January 19 – 10am -1 pm – Mayor’s Chess Challenge

11. COMMISSION COMMENTS

      Leadership Retreat – January 25-27, 2019

      Commissioner Borgelin requested approval of Commission for travel expenses to attend at this
      retreat. There was discussion regarding how this organization benefits the residents as a whole
      community; what the program agenda is; the Commission budget allowance and Commission
      memberships. After discussion it was suggested that a motion would be in order to approve
      attendance for an amount not to exceed $750.00. **Mayor Ziade passed the gavel and made a
      motion to approve.** Vice Mayor Borgelin seconded the motion. Commissioner Wood
      commented that historically travel was limited to organizations that all the Commissioners were
      members of not to burden the budget. **Clerk called roll. Commissioner Borgelin – NO
      Commissioner Bustamante – YES; Commissioner Wood – NO; Mayor Ziade – YES. The
      motion failed due to a tie vote.**

      Commissioner Borgelin – Commented that there are still the same speeding issues at the area on
      81st near Mr. Bills and said something needs to be done also about illegal left turns. Mayor
      Ziade suggested an open house to talk to residents about the speeding. City Manager replied that
      they will look at the study regarding the left turns and asked Captain to run a report on the
      speeding citations issued.

   b. Letter in Support of Broward League of Cities request for naming two
      courthouse wings after former Mayor Skip Campbell and late Thomas J.
      Reddick Jr.,

      Commissioner Wood gave an update on the Broward League of Cities Board of Directors
      meeting stating that cities were asked to support this item which also has the full support of the
County Commission. After discussion, Commission consensus was to prepare and sign a letter of support.

**Commissioner Wood** – Thanked everyone who was able to attend the recent Principals meeting and said the meeting was full of information. Also thanked Public Works for their work on working with the contractor on a water break cleanup in a plaza in his district at the corner of the Blvd of Champions. Also thanked everyone who was able to attend the ribbon cutting at NAPA on 441 in December.

**Mayor Ziade** – Commented on everyone who stays for the whole meeting and appreciates the open communication of the residents, staff and first responders.

12. **CITY ATTORNEY COMMENTS**

Attorney Goren commented on the report his office distributes regarding the bills that have implication for open government that is in the legislative session. Attorney Goren also commended the City’s BSO Captain Chris McCoy for his efforts and commitment which he witnessed while passing a serious traffic accident recently.

13. **ADJOURNMENT:** There being no further business, the meeting adjourned at 9:06 pm.

Respectfully submitted,

Patricia Vancheri, City Clerk
WHEREAS, cardiovascular diseases kill one in three women in the U.S., yet eighty percent of cardiovascular diseases may be prevented; and

WHEREAS, cardiovascular diseases and stroke kill one woman every 80 seconds in the U.S. and an estimated 44 million women in the U.S. are affected by cardiovascular diseases; and

WHEREAS, ninety percent of women have one or more risk factors for developing heart disease or stroke; and

WHEREAS, women are less likely to call 911 for themselves when experiencing symptoms of a heart attack than they are if someone else were having a heart attack; and

WHEREAS, only 36% of African American women, 34% of Hispanic women and 65% of Caucasian women know that heart disease is their greatest health risk; and

WHEREAS, the American Heart Association’s Go Red For Women® movement motivates women to learn their family history and to meet with a healthcare provider to determine their risk for cardiovascular diseases and stroke; and

WHEREAS, women involved with the Go Red For Women movement live healthier lives; and

WHEREAS, Go Red For Women encourages women to take control of their heart health by knowing and managing these five numbers:

1. Total Cholesterol
2. HDL (good) Cholesterol
3. Blood Pressure
4. Blood Sugar
5. Body Mass Index (BMI)

NOW, THEREFORE, the Mayor and Commission, in recognition of the importance of the ongoing fight against heart disease and stroke, do hereby proclaim February to be American Heart Month

in the City of North Lauderdale and urge all citizens to show their support for women and the fight against heart disease by commemorating this day by wearing the color red on Friday, February 1, 2019. By increasing awareness, speaking out about heart disease, and empowering women to reduce their risk for cardiovascular diseases, we can save thousands of lives each year.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the City of North Lauderdale this 29th day of January, 2019.

_______________________________
MAYOR ANA M. ZIADE
PROCLAMATION

EATING DISORDERS AWARENESS WEEK
February 25, 2019 – March 3, 2019

WHEREAS, eating disorders affect 30,000,000 individuals in the United States during their lifetimes; with more than 600,000 individuals in the State of Florida alone; and

WHEREAS, eating disorders, including the specific disorders of anorexia nervosa, bulimia nervosa, binge eating disorder, avoidant/restrictive food intake disorder, and other specified feeding or eating disorders, are complex, biologically based illnesses; and

WHEREAS, eating disorders are associated with serious physical health consequences, including irregular heartbeats, heart disease and heart failure, kidney failure, osteoporosis, gastric rupture, tooth decay, obesity, gall bladder disease, diabetes, and death; and

WHEREAS, at least once every 62 minutes, someone dies due to their struggle with an eating disorder, and anorexia nervosa has the highest mortality rate of any mental illness; and

WHEREAS, eating disorders know no boundaries with respect to genders, ages, races, ethnicities, body shapes and weights, sexual orientations, and socioeconomic statuses; and

WHEREAS, eating disorders have a high prevalence amongst active military service members and veterans; and

WHEREAS, with early detection and intervention, full recovery from an eating disorder is possible; and

WHEREAS, The Alliance for Eating Disorders Awareness, a 501(c)(3) non-profit organization, is the premier eating disorders organization in the State of Florida dedicated to providing programs and activities aimed at outreach, education, and early intervention for all eating disorders

NOW THEREFORE, the Mayor and Commission of the City of North Lauderdale do hereby proclaim February 25, 2019 – March 3, 2019 as:

EATING DISORDERS AWARENESS WEEK

Dated this 29th day of January, 2019

___________________________________
MAYOR ANA M. ZIADE
Proclamation

National African American History Month

WHEREAS, when Carter G. Woodson established Negro History week in 1926, he realized the importance of providing a theme to focus the attention of the public; and

WHEREAS, the intention has never been to dictate or limit the exploration of the Black experience, but to bring to the public’s attention important developments that merit emphasis; and

WHEREAS, the Association for the Study of African American Life and History’s theme for 2019 is Black Migrations and emphasizes the movement of people of African descent to new destinations and subsequently to new social realities; and

WHEREAS, while inclusive of earlier centuries, this theme focuses especially on the twentieth century through today, and

WHEREAS, beginning in the early decades of the twentieth century, African American migration patterns included relocation from southern farms to southern cities; from the South to the Northeast, Midwest, and West; from the Caribbean to US cities as well as to migrant labor farms; and the emigration of noted African Americans to Africa and to European cities, such as Paris and London, after the end of World War I and World War II; and

WHEREAS, such migrations resulted in a more diverse and stratified interracial and intra-racial urban population amid a changing social milieu, such as the rise of the Garvey movement in New York, Detroit, and New Orleans; the emergence of both black industrial workers and black entrepreneurs; the growing number and variety of urban churches and new religions; new music forms like ragtime, blues, and jazz; white backlash as in the Red Summer of 1919; the blossoming of visual and literary arts, as in New York, Washington, D.C., Chicago, and Paris in the 1910s and 1920s., and

WHEREAS, the theme Black Migrations equally lends itself to the exploration of the century’s later decades from spatial and social perspectives, with attention to “new” African Americans because of the burgeoning African and Caribbean population in the US; Northern African Americans’ return to the South; racial suburbanization; inner-city hyperghettoization; health and environment; civil rights and protest activism; electoral politics; mass incarceration; and dynamic cultural production.

NOW, THEREFORE, the Mayor and Commission of the City of North Lauderdale, Florida do hereby proclaim the month of February 2019 to be

National African American History Month

in North Lauderdale and urge all residents to join in the celebration of this significant and historical observance.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of North Lauderdale to be affixed this 29th day of January, 2019.

_______________________
MAYOR ANA M. ZIADE
CITY OF NORTH LAUDERDALE
COMMUNITY DEVELOPMENT DEPARTMENT

TO: Mayor and City Commission

FROM: Ambreen Bhatti, City Manager

BY: Tammy Reed-Holguin, Community Development Director

DATE: January 29, 2019

SUBJECT: VAR- 19-02  First Haitian Baptist Church  
1350 S. State Road 7

Second Reading and Adoption: To allow an 8 foot landscape buffer where 10 foot is required and to allow 74 parking spaces where 77 are required.

APPLICANT: First Haitian Baptist Church

Tonight we are requesting Commission’s consideration of adoption of two variances on second reading to accommodate the new construction of the First Haitian Baptist Church located at 1350 S. State Road 7. The applicant has also submitted an amendment to their current site plan (16-01) and the approval of the amendment is contingent on the approval of the requested variances.

BACKGROUND

The applicant, First Haitian Baptist Church, is currently seeking to revise a formerly approved site plan (16-01) to build a new church at their existing location, 1350 S. State Road 7. Although they have reduced the footprint of the building, two variances are needed to accommodate the parking and landscaping of the new building on the site. The site plan amendment will be considered by the City Commission tonight and is contingent upon approval of the requested variances as outlined in the table below:

<table>
<thead>
<tr>
<th>TYPE OF VARIANCE</th>
<th>OF REQUIREMENTS</th>
<th>PROPOSED</th>
<th>VARIANCE REQUESTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>Section 102-59</td>
<td>10 ft wide landscape strip</td>
<td>8 ft. wide landscape strips</td>
<td>2.0 ft. wide landscape strips</td>
</tr>
<tr>
<td>Landscaping</td>
<td>area</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Section 106-223 (12)</td>
<td>77 Parking Spaces</td>
<td>74 Parking Spaces</td>
<td>3 parking Spaces</td>
</tr>
<tr>
<td>Parking</td>
<td></td>
<td></td>
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</tr>
</tbody>
</table>

According to City Code Section 106-223 (12) “Parking Requirements”, the attached floor plan and use requires 77 spaces where 74 are provided.
During the Development Review Committee (DRC) meeting the City’s landscape consultant also identified the lack of sufficient width in the landscape buffer on the north parking lot along 13th Street. Although there is ten feet between the parking space and the street pavement for landscaping, the two foot overhang of parked cars encroaches into the landscape strip, necessitating a two foot variance.

Staff has reviewed available variance cases for previous years and identified one similar case where a variance was granted. Ordinance No. 12-10-1280 of the City of North Lauderdale, Florida approved a variance for the property located at 1400 Avon Lane in the Hampton Lakes Community for a 6 foot wide landscape buffer. The Commission more recently considered and approved a similar variance for landscaping for the proposed Aldi grocery store located north of this project on State Road 7.

**ANALYSIS AND FINDINGS**

There are two minimal variances being requested by the applicant; parking and landscaping. Staff has reviewed the request in relation to the City Code and finds the following:

- **Section 106-223 (12) of the City’s Code of Ordinances** requires that churches provide one parking space for each 35 square feet of auditorium or chapel area, plus one parking space for each 200 square feet of classroom and meeting area and 1 parking space for each 250 square feet of office use. Using these parking criteria and based on the floor plan provided by the applicant, the church requires 77 spaces where 74 are provided.

- **Section 102-59 of the City’s Code Ordinances** requires a 10 foot wide landscape buffer between the property line and the parking areas. The applicant has provided a 10’ landscape buffer but that includes the 2 foot vehicle overhang that reduces the buffer by two feet. Therefore, creating a two foot variance from the Code requirement.

Per the guidelines and criteria contained in Section 106-79 of the City Code, a variance shall not be granted unless the City’s governing body determines the following:

1. That special circumstances exist affecting the land involved preventing the reasonable use of such land.
2. That the circumstances, which cause the hardship, are peculiar to the property, such that they clearly constitute marked exceptions to other properties in the district.
3. That the literal interpretation of the provisions of this chapter would deprive the applicant of a substantial property right that is enjoyed by other property owners in the district. It is of no importance whatever that the denial of the variance might deny to the property use in a more profitable way, or to sell it at a greater profit than is possible under the terms of this chapter.
4. That the hardship is not self-created or the result of mere disregard for, or ignorance of, the provisions of this chapter.
5. That the variance is the minimum variance that will make possible the reasonable use of the property and will not be injurious to the neighborhood or otherwise detrimental to the public welfare.

Staff has reviewed the application in light of the guidelines and criterion listed above and determined that it reasonably meets the guidelines established for granting a variance, and will enable the reasonable use of this property. This determination is based upon the following facts:

- The applicant is rebuilding on the property where their church is currently located and on land they have owned for over 15 years. They are limited by the dimensions of the property and the various utility easements that run through the property. This creates a circumstance unique to this property.
- The property’s zoning and land use designations are Community Facilities, which are compatible with the proposed use and the other properties in the area that include commercial and residential medium zoning districts. Denial of the variances could potentially impede the property owner’s rights to reasonable use of their land.
- The hardship is not self-created. The applicant has revised their site plan to build a structure that will fit on this parcel with minimal variances and still accommodate the current and future needs of the parishioners.
- The owner is requesting the minimum variance to accommodate the new construction. They have taken steps to minimize the variance by providing transportation services for their members to alleviate parking needs. The applicant has stated in their justification letter that many of their parishioners are from the neighborhood and walk to church and the church will provide van service for those who are unable to drive.

Taking this analysis into consideration, staff is confident that these are minimal variance requests and that the hardship is not self-created, and is not an economic hardship.

The Planning and Zoning Board met and heard this item on Tuesday, January 8, 2019. The Board unanimously (5-0) approved the variance.

The City Commission approved the variances on first reading of the Ordinance on January 15, 2019 by a 4-0 vote.

Tonight we are presenting both variances to the Commission with a recommendation from Administration, concurrent with the Board’s recommendation, to adopt the attached Ordinance on second reading.

**RECOMMENDATION:**

If the City Commission concurs with this request and the recommendation of the Planning and Zoning Board and Administration, a motion is in order to adopt the attached Ordinance on second reading granting the variance to allow an 8 foot landscape buffer where 10 foot is
required and to allow 74 parking spaces where 77 are required, subject to the following conditions:

1. That all applicable approvals by the City, County, State and other regulatory agencies be provided to the City of North Lauderdale prior to the issuance of permits.

2. That the applicant provides documentation of vans and commit to making them available for transport on a continuous basis.

3. That applicant complies with other requirements of the City Code per Section 102 “Vegetation” and Section 106-223 “Off-street Parking.”
AN ORDINANCE OF THE CITY OF NORTH LAUDERDALE, FLORIDA, APPROVING
AND GRANTING VARIANCES FROM THE NORTH LAUDERDALE CODE OF
ORDINANCES TO PERMIT AN 8 FOOT WIDE LANDSCAPE BUFFER BETWEEN THE
BUILDING AND VEHICULAR ACCESSWAYS OR PARKING, WHERE 10 FEET IS
REQUIRED BY SECTION 102-59 “LANDSCAPE INTERIOR AREAS” OF THE CITY
CODE OF ORDINANCES; AND TO ALLOW THE PROVISION OF 74 PARKING
SPACES WHERE 77 PARKING SPACES ARE REQUIRED BY SECTION 106-223 (12)
“PARKING REQUIREMENTS” OF THE CITY CODE OF ORDINANCES; PROVIDING
FOR STIPULATIONS AND CONDITIONS; PROVIDING THAT PROVISIONS NOT
VARIED BY THIS ORDINANCE REMAIN IN FULL FORCE AND EFFECT;
PROVIDING FOR CONFLICTS; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, the First Haitian Baptist Church (FHBC) proposes to build a new structure at 1350 S. State
Road 7; and

WHEREAS, to accommodate the new church, the applicant has identified the need for two variances; and

WHEREAS, FHBC has applied for variances for both the landscape buffer and parking requirements; and

WHEREAS, Section 102-59 of the City Code “Landsaping” requires a minimum 10 feet wide landscape
buffer between the building and the access way or parking area; and

WHEREAS, FHBC has applied for a variance to allow an 8 foot wide landscape buffer on the north end
of the property between the parking area and an access way (SW 12th Street); and

WHEREAS, Section 106-223 (12) City Code of Ordinances “Off Street Parking” requires 77 parking
spaces; and

WHEREAS, FHBC has applied for a variance to provide 74 parking spaces; and

WHEREAS, the Planning and Zoning Board recommended approval of said variance request on January
8, 2019; and

WHEREAS, the City Commission finds that the variances requested are the minimal to allow use of the
property and are not injurious to the neighbors or otherwise detrimental to the public welfare; and

WHEREAS, the City Commission is desirous of granting the requested variances from the requirements
of the aforecited Ordinance and associated Landscape and Parking Regulations and/or applicable provisions
thereof to said legal titleholder(s) as they apply to the property in question.

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

Section 1: That pursuant to an application properly filed for a variance from the requirements of Section 102-
59 of the North Lauderdale Code, variances are and the same are hereby granted from the
requirements for the project located at 1350 S SR 7, North Lauderdale, Florida.
Section 2: That pursuant to an application properly filed for a variance from the requirements of, Section 106-223 (12) of the North Lauderdale Code, variances are and the same are hereby granted from the requirements for the project located at 1350 S SR 7, North Lauderdale, Florida.

Section 3: That the petitions for variances filed by the City of North Lauderdale are hereby granted to the City the same to inure to the benefit of the present and future titleholder(s) to said property.

Section 4: That all other requirements of the North Lauderdale Code of vegetation and landscape regulations are not otherwise varied by the terms of this Ordinance and shall be in full force and effect and fully applicable to the property.

Section 5: That all applicable approvals by the City, County, State and other regulatory agencies are provided to the City of North Lauderdale prior to the issuance of permits and that the applicant meets all conditions set forth by said regulatory agencies, including but not limited to the City engineer and Broward County Traffic Engineering Department.

Section 6: 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: That this Ordinance shall take effect immediately upon adoption.

PASSED on first reading by the City Commission of the City of North Lauderdale, Florida, the 15th day of January, 2019.

PASSED on second reading by the City Commission of the City of North Lauderdale, Florida, this __________ day of ____________, 2019.

APPROVED AS TO FORM:

_________________________________  ________________________________________
CITY ATTORNEY SAMUEL S. GOREN  MAYOR ANA M. ZIADE

_________________________________
VICE MAYOR SAMSON BOREGLIN

ATTEST:

_________________________________
PATRICIA VANCHERI, CITY CLERK
From: First Haitian Baptist Church of North Lauderdale
1350 S. State Rd. 7 North Lauderdale, FL 33068
Date: Jan 10th 2019
Subject: Variance Letter
To: City of North Lauderdale Community Development

To Whom It May Concern,

The First Haitian Baptist Church of North Lauderdale is requesting 2 minimal variances from the current City Zoning regulations.

First, we are in need of a parking variance because extreme site conditions limit the number of feasible physical parking spaces to 74 in lieu of the required 77 parking spaces.

Second, we are also in need of a landscape variance required to reduce the North buffer from the prescribed 10’ dimension to that of 8’.

The current site is a fairly unique location. First, because it is a corner lot, the applicable City regulations affects 2 of its frontages; namely the North and West boundaries. Moreover, the lot is cross-erossed by no less than 7 utility easements strips making the placement of trees and permanent above ground structures an extreme challenge. The final site and landscape proposed offer the best technical solution comply with City code of ordinances chapters 102 article II and 106 article V1. Both variances are minimal and are mitigated by the Church which is providing a very attractive landscape design and 3 15 passenger vans will be utilized to transport many of its members who are non-driving senior citizens.

We are asking for your approval because this hardship would prevent the Church, which is firmly rooted in the community, to provide vital services to its members.

Respectfully,

[Signature]
CITY OF NORTH LAUDERDALE  
COMMUNITY DEVELOPMENT DEPARTMENT  

TO: Mayor and City Commission  
FROM: Ambreen Bhatty, City Manager  
BY: Tammy L. Reed-Holguin, Community Development Director  
DATE: January 29, 2019  
SUBJECT: SPR 18-03 Rock Island Villas  
7400 SW 10th Ct  
Folio #: 4941-02-02-0130  

Final site plan approval to construct 14 attached units (3 buildings) in a Residential Multi-Family Medium Density (RM-10) zoning district.  

APPLICANT: Ragnar Magnusson, Rock Island Partners, LLC.  

Tonight we are presenting the site plan for Rock Island Villas located at 7400 SW 10th Court for consideration of final approval by the City Commission. Rock Island Partners, LLC is proposing to build 14 rental units on 1.42 acres of land. This item was tabled to time certain for tonight during the last Commission meeting due to a technical issue at the Sun Sentinel that affected the classified listings regarding notification requirements. The City’s zoning designation for this parcel is RM-10, which permits up to 10 units per gross acre. This is consistent with the City’s land use plan that designates the property as Residential Medium Density (R-MD 10-16 du/a). This project seeks to improve an undeveloped parcel and add market rate rental housing to North Lauderdale’s housing stock.

The proposed dwellings are within three individual single story buildings. Each unit has two bedrooms and two full bathrooms with an open concept floor plan. The development boasts a striking metal roof and architectural features similar to the single family character of the area. The site meets all parking requirements by providing 33 spaces in the form of two per unit and 5 visitor spaces. There is one centralized mail cabinet and a dumpster is included on site for the residents’ convenience. The property will be landscaped to enhance the building features and two main entry signs will be constructed at the entrance of the property. All accessways are located off SW 10 Court. The existing wood and chain link fences will provide a buffer to all sides of the property. The developer will manage the rental properties once constructed.

The Development Review Committee met twice, once on August 23, 2018, and on October 22, 2018. After the second review and discussion, staff recommended approval of the site plan to the Planning and Zoning Board subject to the conditions listed below.

The Planning and Zoning Board met on December 5th, 2018 and after some public input, discussion and motion voted to approve the item with the added condition #13. This addressed...
concerns from members of the public who spoke at the hearing regarding the condition of the existing fencing and tree overgrowth due to the property being vacant for quite some time.

After staff presentation, public input, presentation by the developer and considerable discussion, the Commission approved the preliminary site plan on December 11, 2018 with the direction to ascertain the ownership of the fence between the development and the townhomes to the south. There was also a request for the developer to look into a legal method to insure that in the event, the property was sold there was adequate safeguards for the continued management and maintenance of the overall site.

Upon investigation of City and County records and discussion with resident, it was determined that the existing fence is the responsibility of each of the individual property owners in the townhomes of Highland Lakes Townhomes to the south. We reviewed the Deeds and Restrictions recorded in the public records at ORBK 13497/PG 202 and found that the HOA is not responsible for the fence. The document states in Section 4.02 that included in the responsibility of the owner shall be (iii) all fences on the lot. Therefore, the developer of the new project is not responsible for the condition, repair or replacement of the existing fence. Additionally, there is permit on file from 2008 for a shadowbox fence to the west of the subject property which was installed by the four-plex. There is no record of the chain link fence. The City’s zoning code does not require a fence or wall between residential properties. However, the developer of Rock Island Villas stated his plan to have a presentable fence between the two properties and that he will work with the existing residents of both complexes and their HOA.

RECOMMENDATION:

If the City Commission concurs with the Planning and Zoning Board and City staff regarding this request then a motion is in order for approval by the City Commission of the final site plan subject to the following conditions:

1. The applicant shall comply with applicable City Codes and Florida Building Codes.
2. All terms, conditions and provisions imposed by the Planning and Zoning Board, City Commission, DRC and Staff including all life, health and safety Codes pertaining to this development shall be met prior to the issuance of building permits.
3. The DRC, Planning and Zoning Board and City Commission reserve the right to impose any additional requirements deemed necessary during subsequent approval reviews.
4. Copies of all applicable permits and approvals by other regulatory agencies shall be provided to the City prior to issuance of building permits.
5. All conditions required by Code and/or set forth by the City engineer shall be met.
6. In the event that any problems arise, as a result of the operation of this establishment, such as noise, parking, traffic, and/or other nuisances, the applicant shall make all improvements required to mitigate these nuisances so as not to negatively impact adjacent areas.
7. Photometric Plan approval by staff is required.
8. The applicant shall comply with all provisions contained in Chapter 102 “Vegetation” of the City Code and shall submit detailed landscaping plans for landscaping permit.
9. Prior to the issuance of building permits, the applicant shall provide a written verification that all County impact fees associated with this project have been paid.

10. Prior to the issuance of the Certificate of Occupancy by the City Building Department, the applicant shall pay all applicable assessment and impact fees to the City.

11. If necessary, proper easements will be dedicated to the City of North Lauderdale.

12. Park and Recreation Impact Fees shall be paid pursuant to Section 98-82 of the City Code, prior to issuance of any building permits.

13. Applicant agrees that the existing fence be repaired where needed around the property boundary and trees that need to be cleared of the fence are trimmed, relocated or removed as per direction from City landscape consultant. Applicant is to revise the landscape plan as needed.
INTERNAL MEMO

To: Honorable Mayor and City Commission

From: Ambreen Bhaty, City Manager

By: Captain Chris McCoy, District Chief

Date: January 29, 2019

Subject: LAW ENFORCEMENT TRUST FUND PURCHASES

The City Administration and the Broward Sheriff’s Office (BSO), North Lauderdale District, are requesting to utilize funding from the City’s Law Enforcement Trust Fund to purchase the following items in accordance with Section 932.7055 of Florida Statutes and the City of North Lauderdale purchasing policies.

**Traffic Management and Enforcement Equipment:**

- **Twenty 24” Portable Stop Signs** - $3,328.40 (shipping included)
  
  The District currently has 20 portable stop signs which have provided invaluable service to both Public Works and BSO. Most notably was their effectiveness in past hurricanes when most or all of the traffic lights became disabled and the signs provided motorists with guidance and safety. Because of their success, we are requesting the use of the LETF to purchase additional 20 portable signs for Public Works’ and BSO’s use. These additional units will definitely assist in a myriad of situations in which normal traffic control devices (traffic lights) are inoperable and allow us to keep traffic following safely.

- **Stalker MC360 Mobile Message Board** (4’X8’ display and 3’X6’ letter display) - $15,601.00
  
  This message board will update our present message board that has to be dead-lined recently because it is beyond repair. The Stalker MC360 board can alert of hazards, road closures, traffic enforcement areas and upcoming events. Additionally, it also has traffic analysis ability by counting the number of vehicles and their speed in a designated area during a specific time frame.
The Vetter Speed Trailer measures vehicle speed in the manner of previous speed trailers used in the district. The LPR adds the new dimension of being able to run vehicle tags for stolen vehicles, stolen tags and warrants. The information is sent directly to deputies’ laptop computers to ensure a more expedited response.

**Two (2) Stalker Lidar - $4,345**

These units have the most current technology on the market and use laser technology to measure speed. The purchase of these two (2) units are intended for our motorcycle (traffic enforcement) deputies and allow their current lasers speed measuring devices to be passed to patrol deputies to further enhance traffic safety and enforcement.

**Two (2) Stalker Dual Radars for Police Vehicles - $4,145.00**

The radar speed measurement systems currently in use were purchased in 2002. As with the lasers speed measuring devices, updating the radar speed measuring systems for the motorcycle (traffic enforcement) deputies will allow the older radar speed measuring systems to be given to patrol deputies to further enhance our safety and enforcements efforts.

**Aeronautical Drones:**

**One (1) Drone Nerds DJI Mavic 2 Zoom Drone - $1,824.00**

The North Lauderdale district has two deputies that have been licensed and approved by the Federal Aviation Administration (FAA) to operate drones. The DJI Mavic drone is a portable unit that can be used to address numerous concerns, such as: searching crime areas; recording crime scenes; entering buildings where subjects have barricaded themselves, searching for missing people, etc.

**Fitness Equipment:**

- **Hammer Strength Linear Leg Press - $3,375.87**
- **Hammer Strength Iso-Lateral Row - $1,522.22**

These exercise machines will further enhance the quality of our BSO/City gym, giving employees the resources needed to maintain their physical fitness for employment and life.

All of the requested items come with instruction manuals, power sources, equipment and warranties. All items are ready for immediate use and there are no recurring costs. Please be advised that all items purchased with Law Enforcement Trust Funds shall remain as the property of the City of North Lauderdale.

**RECOMMENDATION**

The City Administration and the Broward Sheriff’s Office are recommending the Commission’s consideration and approval of the attached resolution authorizing expenditure in an amount not to exceed $75,191.49, for the purchase of the items listed above.
RESOLUTION NO.___________________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY ADMINISTRATION AND THE BROWARD SHERIFF’S OFFICE AN EXPENDITURE NOT TO EXCEED $75,191.49, FROM THE LAW ENFORCEMENT TRUST FUND FOR THE PURCHASE OF 20 PORTABLE STOP SIGNS; A STALKER MC360 MOBILE MESSAGE BOARD; VETTER SECURITY SOLUTIONS SPEED TRAILER WITH LPR; TWO STALKER LIDAR UNITS; TWO STALKER DUAL RADARS FOR POLICE VEHICLES; DJI MAVIC 2 ZOOM DRONE; HAMMER STRENGTH LINEAR LEG PRESS; AND HAMMER STRENGTH ISO-LATERAL ROW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Broward Sheriff’s Office and the City Administration recommend the use of the Law Enforcement Trust Fund for the purchase of equipment as set forth in Section 1

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

Section 1: That the City Commission of the City of North Lauderdale, Florida, is and the same does hereby approves the recommendation of the City Administration and the Broward Sheriff’s Office and authorizes the expenditure of $75,191.49, for the purchase of 20 Portable Stop Signs; a Stalker Mc360 Mobile Message Board; a Vetter Security Solutions Speed Trailer With Lpr; two Stalker Lidar Units; two Stalker Dual Radars for Police Vehicles; a Dji Mavic 2 Zoom Drone; a Hammer Strength Linear Leg Press; and a Hammer Strength Iso-Lateral Row.

Section 2: That the total cost shall come from available funds held within the City’s Law Enforcement Trust Fund in accordance with Section 932.705 Florida Statutes.

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

PASSED and ADOPTED by the Commission of the City of North Lauderdale, Florida, this _____ day of ________________________, 2019.

APPROVED AS TO FORM:

___________________________________
CITY ATTORNEY, SAMUEL S. GOREN

___________________________________
MAYOR, ANA M. ZIADE

___________________________________
VICE MAYOR, SAMSON BORGELIN

ATTEST:

___________________________________
CITY CLERK, PATRICIA VANICHERI
The Broadview/Pompano Park Civic Association is requesting permission to hold their annual bazaar featuring rides, exhibits and a food drive, on Saturday, March 23, 2019, from 2 P.M. to 9:00 P.M., in Broadview/Pompano Park Community Park located at 4100 Bailey Road in North Lauderdale. Specific details of the proposed event are set forth in Attachment A, which is made a part of this report.

The carnival will include the following attractions: various rides, bounce house, food trucks, and wrestling show. The city will require submission of the State rides inspection report if three or more mechanical rides are proposed. Food items will also be available for sale at the event. The Association has agreed to abide by all applicable health and fire codes, with regards to the cooking tent. A movie in the park will be the finale similar to last year’s event.

As in the past years since the annexation of this area into the City in 2003-04, the City continues to be a co-sponsor of the event and will waive all associated fees, including use of City equipment and permitting. In addition, the Association has invited the City to display information about various City programs and services at a booth. As the City budget constraints mandate that City’s involvement be minimal, the park will be closed on Sunday to reduce overtime costs of staff. The stage and other event items will be left in the park after the event and removed on Monday.

At this time, the applicant is confident that all permits/items necessary to conduct a safe and successful special event can be secured in a timely manner. City Commission approval will be subject to compliance with all City and County codes, including the conditions associated with the application, such as submission of an indemnity agreement and obtaining certificates of insurance.

The applicant understands that under no circumstances would the City permit the event to proceed unless and until all applicable codes are met. These codes must be met prior to the event’s opening and shall be continually adhered to while the event is open to the public.
This request has been reviewed by Parks and Recreation, Community Development, Fire Department and BSO. The applicant is continuing to coordinate with each department.

**RECOMMENDATION**

Based on the foregoing, it is recommended that the City Commission approve a motion authorizing this event subject to the following conditions:

1. Submission of State rides inspection report for mechanical rides if three or more such rides are being proposed for use at the bazaar.

2. City inspectors shall be present if/when the state inspector conducts ride inspections.

3. Applicant will apply for and secure all applicable permits.

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

5. Fully executed indemnification/hold harmless agreement.

6. Adequate liability insurance of $1,000,000/$3,000,000 for the amusement ride company naming the City of North Lauderdale as an additional insured.

7. 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, a motion is in order to approve the following motion:

**MOTION:**

To approve “The Broadview/Pompano Park 21st Annual Community Bazaar”, to be held on Saturday, March 23, 2019, from 2 P.M. to 9:00 P.M. at the Broadview/Pompano Park Community Park subject to the conditions listed in Staff’s memorandum.
January 7, 2019

Ambreen Bhatti, City Manager
City of North Lauderdale
701 SW 71 Avenue
North Lauderdale, FL 33068

Subject: 21st Annual Community Bazaar Request

Dear Ms. Bhatti,

The Broadview/Pompano Park Civic Association is holding its 21st Annual Bazaar on Saturday, March 23, 2019. The Bazaar will be held at the Pompano Park Community Park, which is located at 4100 Bailey Road in North Lauderdale. The Bazaar will be in operation from 2 pm to 9 pm. Games and rides from 2-6 pm with a wrestling event from 6-7:30 pm. Again, this year we will work with the Parks and Recreation Department to show a free movie after the Wrestling event. We would like to extend an open invitation to you, your staff, the mayor, city commissioners, and employees to participate. We also want to thank you and the various departments within the City of North Lauderdale for all the previous assistance they have provided our Association at our Annual Bazaar events.

We welcome the City of North Lauderdale to bring any flyers that they would like to share for the residents to pick up. We will provide a table for the set up and distribution of flyers promoting any city events or for public information.

The Officers, Board of Directors and members of our Civic Association look forward to having the City of North Lauderdale participate in our Community Bazaar, to help make it truly a community event. We are planning to have a variety of rides and bounce houses again this year, all of which are very popular with the children. We will have local businesses in attendance and hope to have some food trucks on site to supplement the traditional hot dogs that are sold each year. This year we will be selling unlimited use arm bands for the rides for $10.00 or individual ride tickets for $.50 cents each. We will be collecting can foods in conjunction with the Parks and Recreation Department for a community food bank. This should be a very nice Bazaar event.

We will be contacting BSO Chief Chris McCoy, Parks and Recreation Director Mike Sargis, and Fire Chief Rodney Turpel, for the participation of their departments in our Bazaar, with the variety of services that they have provided in the past. Should you have any questions, or need any additional information, please do not hesitate to contact me at 954-974-7331 (home) or 954-881-3669 (cell). Please mark your calendar now.

Sincerely,

[Signature]

Jerry Gazziose, President
Broadview/Pompano Park Civic Association

1560 SW 63 Avenue, North Lauderdale, FL 33068
Broadview/Pompano Park
21st Annual Community Bazaar
Saturday, March 23, 2019, 2-9 PM
2-6 PM - Rides/Games
6-7:30 PM - Free Wrestling Match
7:30-9 PM - Free Movie
Pompano Park Community Park
4100 Bailey Road
Sponsored by: Broadview/Pompano Park Civic Association & City of North Lauderdale

Redeemable
Food Drive - Canned Goods
Receive a Free Ride Ticket for each can (up to 5 cans) of food donated to the Food Drive

Coupon

Demonstrations & Information
BSO & North Lauderdale Fire Rescue

Blood Mobile
Billy the Balloon Man
Fire Safety Trailer
Cupcake Confections
Kona Ice

Live Band 2-6 PM
FREE Face Painting
Food Trucks
Arm bands $10.00 each Tickets still 50¢ each
RELEASE AND INDEMNITY AGREEMENT

THIS INDEMNITY AGREEMENT is dated this 1st day of January, 2019 by and between “Requestor” whose address is 1860 SW 63rd Ave, North Lauderdale, and the City of North Lauderdale, Florida, a Florida municipal corporation, whose post office address is 701 SW 71st Avenue, North Lauderdale, Florida 33068 (hereinafter referred to as “City”).

RECITALS

WHEREAS, the Requestor has requested that the City provide documents in the City’s possession to a third party in order to make copies for the Requestor’s use; and

WHEREAS, due to the fact that the documents are subject to a copyright, the Requestor has agreed to indemnify and hold harmless the City of North Lauderdale (the “City”), its agents, servants, and employees for any and all liability that might inure to it as a result of the reproduction of the documents requested;

NOW THEREFORE, in consideration of TEN AND NO/100 ($10.00) DOLLARS and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

1. The above recital is true and correct and is incorporated herein by reference.

2. In consideration of the City permitting the Requestor to retain a third party to reproduce or copy the documents requested and other good and valuable consideration, the Requestor agrees to indemnify, save harmless, and defend the City, the City’s elected and appointed officials, directors, managers, officers, employees, agents, and patients (collectively, the “Indemnified Parties”), from and against any and all losses, liabilities, costs, expenses, suits, actions, claims and all other obligations and proceedings whatsoever including, without limitation, all judgments rendered against, all fines and penalties imposed upon any Indemnified Party, and any reasonable attorney’s fees and any other cost of litigation (hereinafter collectively referred to as “liabilities”) arising directly or indirectly out of any action that may result by reason of any infringement or claim of infringement of any patent, trademark, copyright, trade secret or other proprietary right relating to services furnished pursuant to this Agreement.

3. The terms of this Indemnity Agreement shall be binding upon the Requestor, their successors, and assigns and shall inure to the benefit and be available to the City, its successors, and assigns.

4. This Indemnity Agreement shall be governed by the laws of the United States, the State of Florida, and any action hereunder shall be had in state court located in Broward County, Florida.
IN WITNESS WHEREOF, the requestor has executed this Agreement in North Lauderdale, Broward County, Florida, the day and year first above written.

GEORGE J. GRAZIOSI

Printed Name

Signature

STATE OF FLORIDA )

COUNTY OF Broward )

The foregoing instrument was acknowledged before me this 9th day of January, 2019, by

GERARD GRAZIOSI who is/are personally known to me or has/have produced

as identification.

My Commission Expires: Sep 11, 2022

Notary Public

Print Name

SSG: DNT: SRW

11/27/2018 MIA/AIA/ASID/AIA/Architectural Drawings Indemnity Exception done
TO: Mayor and City Commission

FROM: Ambreen Bhatty, City Manager

BY: George Krawczyk, Public Works/Utilities Director

DATE: January 29, 2019

SUBJECT: East Rock Island Road Wall Project – Additional Work

On October 18, 2019, the City Commission approved resolution 18-10-6567 to award a contract to Pre Cast Wall Systems Inc. for the construction of East Rock Island Wall at a cost of $341,056.80 as part of City’s beautification initiatives around the City. The scope of work area started from McNab Road up to Tam O’Shanter Boulevard.

This wall project stared on November 28th, 2018 and as of now all concrete panels and columns have all been installed. As this project was moving along, staff determined that some additional work needs to be included in the original scope of work to address some field conditions and ADA compliance regulations.

The additional scope of work is listed below and the vendor, Precast Walls Inc., has submitted the attached proposal accordingly.

- Additional concrete between sidewalk and wall from McNab to Doral was needed.
  The location of the wall had to be moved four feet to the west to avoid a force main in that area. This triggered the need to expand the sidewalk by 4 feet to make this area safer and provide maintenance

- An additional driveway and gate had to be included to provide better access for FPL.
  (This was not in the original bid prints)

- Repairs of existing sidewalks that did not meet ADA compliance.

- Additional MOT costs for the days when the sidewalks were being repaired to meet ADA regulations

- Painting the West side existing wall to match the new East side color
  The paint on existing walls throughout the City is 7-8 years old and will need to be repainted in the next year or so. In order to give the walls a new and a fresh look, staff is proposing to change the peachy color on the walls to a more modern color. Keeping this in mind, it makes sense to paint the west side at the same time to match the new east side wall and carry the same color scheme for the rest of the walls next year. By doing both sides at the same time will also generate some savings as the vendor will already be in the City painting the east side of the wall.

The vendor has submitted a revised proposal (attached) based on the new scope of work requested by the City staff. The total proposal cost that includes all projects listed above is
$43,823.30. This additional cost to complete the project will bring the total project cost to $384,880.10.

**RECOMMENDATION:**
The City Administration recommends Commission’s consideration and approval of the attached resolution authorizing the City Manager to enter into an acceptable revised agreement with the Precast Wall Systems, Inc. in an amount not to exceed $43,823.30 due to additional scope of work for the new buffer wall project along the east side of Rock Island Road bringing the total project cost to $384,880.10.
RESOLUTION NO. ________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN ACCEPTABLE REVISED AGREEMENT WITH PRECAST WALL SYSTEMS INC. IN AN AMOUNT NOT TO EXCEED $43,823.30 DUE TO ADDITIONAL SCOPE OF WORK FOR A NEW BUFFER WALL PROJECT ALONG THE EAST SIDE OF ROCK ISLAND ROAD BRINGING THE TOTAL PROJECT COST TO $384,880.13; AND PROVIDING AN EFFECTIVE DATE.

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

Section 1: That the City Commission authorized the City Manager or her designee to enter into an agreement with Precast Wall Systems Inc. in an additional amount not to exceed $43,823.30 for the additional scope of work added to the new buffer wall project along the east side of Rock Island Road totaling $384,880.13.

Section 2: That the funding for this project is available in the Public Works Department’s Capital Budget.

Section 3: That the Pre-Cast Wall Systems Inc. is the sole source vendor and has the exact mold for the City of North Lauderdale Wall system.

Section 4: That this Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the City Commission of the City of North Lauderdale, Florida this 29th day of January, 2019.

APPROVED AS TO FORM:

CITY ATTORNEY SAMUEL S. GOREN

_____________________________
MAYOR ANA M. ZIADE

_____________________________
VICE MAYOR SAMSON BORGELIN

ATTEST:

_____________________________
CITY CLERK PATRICIA VANCHERI
CHANGE ORDER
A1A DOCUMENT G701

PROJECT: Rock Island Road

CHANGE ORDER NUMBER: 1
INVITATION DATE: 1/25/2019

TO (CONTRACTOR):
City of North Lauderdale
701 SW 71st Ave
North Lauderdale, FL 33068

CONTRACT FOR: PRECAST CONCRETE FENCE

ARCHITECTS PROJECT NO:

You are directed to make the following changes in this Contract:

<table>
<thead>
<tr>
<th>Item Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>600 LF of Fill in Concrete</td>
<td>$9,999.60</td>
</tr>
<tr>
<td>Driveway #5</td>
<td>$7,865.00</td>
</tr>
<tr>
<td>1,100 SF of Sidewalls</td>
<td>$14,300.00</td>
</tr>
<tr>
<td>35&quot; F Curb</td>
<td>$1,137.50</td>
</tr>
<tr>
<td>Gate #5</td>
<td>$2,600.00</td>
</tr>
<tr>
<td>Additional MOT</td>
<td>$5,200.00</td>
</tr>
<tr>
<td>Paint: West Side of Rock Island of 1,530 LF including MOT</td>
<td>$14,652.00</td>
</tr>
<tr>
<td>Credit - Less Footage - Wall &amp; Paint</td>
<td>-$11,280.80</td>
</tr>
<tr>
<td>Credit - Wooden Gate</td>
<td>-$650.00</td>
</tr>
</tbody>
</table>

Total $43,823.30

Not valid until signed by both the Owner and Architect.

Signature of the Contractor indicates agreement herein, including any adjustments in the Contract sum or Contract time.

The original (Contract Sum)(Guaranteed Minimum Cost) $341,056.80
Net change by previously authorized Change Orders $0.00
The (Contract Sum)(Guaranteed Minimum Cost) prior to this Change Order was $341,056.80
The (Contract Sum)(Guaranteed Minimum Cost) will be (increased)(decreased)(unchanged) by this Change Order $43,823.30
The new (Contract Sum)(Guaranteed Minimum Cost) including this C.O. will be $384,880.10
The Contract Time will be (increased)(decreased)(unchanged) by ________ days
The Date of Substantial Completion as of the date of this Change Order thereof is ________

Authorized:

City of North Lauderdale

ARCHITECT

PRECAST WALL SYSTEMS, INC

SUB-CONTRACTOR

1888 NW 22nd Court

CONTRACTOR

701 SW 71st Ave

ADDRESS

POMPANO BEACH, FL 33069

ADDRESS

NORTH LAUDERDALE, FL 33068

BY:

DATE: 1/25/2019

BY:

DATE:
To: Honorable Mayor and City Commission

From: Ambreen Bhatti, City Manager

By: Susan Nabors, Finance Director

Date: January 29, 2019

Subject: Extension of Audit Agreement with Grau & Associates

Background:
In accordance with City Charter, Section 3.16, the City Commission shall provide for an independent annual or more frequent audit, if needed, of all City accounts.

On March 31, 2015, City Commission approved resolution #15-03-6159 authorizing a contract with Grau & Associates, Certified Public Accountants, as the City’s external auditor for the three fiscal years ending September 30, 2017. The contract contains an option of two (2) additional one year renewals at a fee that is mutually agreeable to the City and Grau & Associates. The first one-year renewal was approved by Commission on resolution #18-02-6489 dated February 13, 2018. One remaining renewal period is allowable under the contract – for fiscal year 2019.

Grau & Associates has provided an efficient and all-encompassing audit approach that requires them to look carefully at the entire picture, not just one segment of it. Their review has impacted courses of action recommended incorporating the government-wide financial statement assertion, specific audit objectives, and appropriate audit procedures necessary to achieve satisfactory audit results. Furthermore, their emphasis has focused on looking at the City’s procedures and internal controls.

The following table identifies the contracted audit fees for the last four years.

<table>
<thead>
<tr>
<th>Fiscal Year Ending</th>
<th>City Audit Fee</th>
<th>Single Audit Fee</th>
<th>Total City</th>
</tr>
</thead>
<tbody>
<tr>
<td>9/30/2015</td>
<td>$50,400</td>
<td>$3,000</td>
<td>$53,400</td>
</tr>
<tr>
<td>9/30/2016</td>
<td>$50,400</td>
<td>$3,000</td>
<td>$53,400</td>
</tr>
<tr>
<td>9/30/2017</td>
<td>$50,400</td>
<td>$3,000</td>
<td>$53,400</td>
</tr>
<tr>
<td>9/30/2018</td>
<td>$53,000</td>
<td>$5,000</td>
<td>$58,000</td>
</tr>
</tbody>
</table>

In FY 2018, the fees increased slightly for the City Audit and North Lauderdale Recreation Foundation, Inc. because the firm held their pricing stable for three years in a row and they no longer could do so due to rising expenses. The Single Audit fee increased due to additional auditing mandates, requiring additional work by the firm’s staff.

* A Single Audit was not required for FY 2015-2017. Thus, the fee was not paid in those years.

** To be approved and paid directly by the City of North Lauderdale Recreation Foundation, Inc.
The proposed audit fees for the second option year, fiscal year ending 9/30/19, will be held at the same rate as FY 2018 as follows:

<table>
<thead>
<tr>
<th>Fiscal Year Ending</th>
<th>City Audit Fee</th>
<th>Single Audit Fee</th>
<th>Total City</th>
<th>North Lauderdale Recreation Foundation, Inc. **</th>
</tr>
</thead>
<tbody>
<tr>
<td>9/30/2019</td>
<td>$ 53,000</td>
<td>$ 5,000</td>
<td>$ 58,000</td>
<td>$ 1,000</td>
</tr>
</tbody>
</table>

The Finance Department has the primary responsibility to coordinate and facilitate the annual audit. The City wants to maintain the stability of the audit process and is therefore requesting that the services of the present auditors be extended for another year. The proposed increases are reasonable for the work completed by the auditors, additional reporting and auditing requirements.

This will be the fifth and final year allowable under the current contract.

**RECOMMENDATION**

The Administration recommends Commission’s consideration and approval of the attached Resolution authorizing the second extension of the agreement with Grau & Associates, Certified Public Accountants, as the City’s external auditor for the fiscal year ending September 30, 2019 at a total cost not to exceed $58,000 to the City.
RESOLUTION NO. ______________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO AMEND THE ORIGINAL AGREEMENT BETWEEN THE CITY OF NORTH LAUDERDALE AND GRAU & ASSOCIATES, FOR ANNUAL AUDITING SERVICES AUTHORIZING THE SECOND EXTENSION OF THE AGREEMENT FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2019 AT A COST NOT TO EXCEED $58,000 RESPECTIVELY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Charter section, 3.16, states that the Commission shall provide for an independent post audit of all City accounts made by a Certified Public Accountant and/or firm of such accountants; and

WHEREAS, Resolution #15-03-6159 dated March 31, 2015 authorized the execution of an agreement with Grau & Associates (Contractor) providing for annual auditing services; and

WHEREAS, Resolution #18-02-6489 dated February 13, 2018 authorized the renewal of the agreement with Grau & Associates (Contractor) providing for annual auditing services for a period of one year; and

WHEREAS, the City has contracted with Grau & Associates for the past fifteen years to perform the City’s independent annual audit; and

WHEREAS, the City is satisfied with the quality of auditing services provided to the City; and

WHEREAS, an extension of the agreement with Grau & Associates will provide for the necessary continuity required because of their knowledge and extensive past experience with the City of North Lauderdale; and

WHEREAS, the letter of Engagement provides for the second one year extension of the agreement with an annual fee not to exceed $58,000; and

WHEREAS, available funds exist in the current budget for said purpose; and

WHEREAS, Grau & Associates, has provided qualitative auditing services in accordance with the terms of the agreement; and

WHEREAS, the Director of Finance and the Controller recommend that the agreement with Grau & Associates be approved; and
WHEREAS, the City Commission of the City of North Lauderdale, Florida deems it to be in the best interests of the citizens and residents of the City of North Lauderdale to extend the agreement between the City of North Lauderdale, Florida and Grau & Associates, for the audits of the fiscal year ending September 30, 2019, with the option of one (1) additional one year, and to authorize the appropriate City officials to execute Agreement Amendment.

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

SECTION 1: The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

SECTION 2: The appropriate City officials are hereby authorized to execute the agreement between the City of North Lauderdale, Florida, and Grau & Associates, for annual auditing services.

SECTION 3: All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: 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 5: This Resolution shall become effective immediately upon its passage and adoption.


________________________________
ANA M. ZIADE, MAYOR

________________________________
SAMSON BORGE LIN, VICE MAYOR

ATTEST:

________________________________
PATRICIA VANCHERI, CITY CLERK

Approved as to form.

________________________________
SAMUEL S. GOREN, CITY ATTORNEY
TO: Mayor and City Commission

FROM: Ambreen Bhatti, City Manager

BY: Michael Sargis, Parks and Recreation Director

DATE: January 29, 2019

SUBJECT: Purchase of Handicap Accessible Shuttle Bus

The Parks and Recreation Department is fortunate to be one of the few Parks and Recreation Departments in Broward County that has its own fleet of buses for recreation programs and community services. Due to the large number of programs that the City offers and the high registration numbers in these programs, a working bus fleet is needed at all times.

Currently, the Department’s fleet consists of the following seven (7) buses:

- 5 School Buses (ranging from 1999 to 2016)
- 1 - 36 Passenger Handicap Accessible Shuttle Bus (purchased thru a 90% Federal Grant for Seniors)
- 1 – 25 Passenger Shuttle Bus (purchased in 1999 for approximately $45,000)

The 25-passenger bus has exceeded its life cycle with the Department and needs to be replaced for the following reasons:

- 20 Years Old with approximately 80,000 miles
- Transmission and Axel issues
- Roof Hatch and Windows Leak
- Rust in key areas of the bus frame including the frame under the seats
- Interior renovations needed
- Lacks most modern safety devices including a black box that monitors bus systems and speeds.

In the current fiscal year budget, the Parks and Recreation Department has budgeted $70,000 to replace the 25-passenger shuttle bus.

The staff reached out to Atlantic Bus Sales in Pompano Beach, the leader in the area on shuttle bus sales and received quotes for 2 potential buses:

1. 2019 - 25-passenger regular shuttle bus for $70,000
2. 2016 – 25 passenger handicap shuttle bus with the potential to seat 30 passengers for $59,900.
In reviewing both options, staff has determined that the best fit for the Department is the 2016 Eldorado Aerolite Bus. This bus has only 24,000 miles and is in excellent condition. In its current condition, this bus will serve the department for the next 15 years. In addition, since this bus is handicap bus, it will enable the City to meet ADA compliance regulations.

In order to keep the bus fleet the same size, with the approval of the Commission tonight, we will purchase the bus and make arrangements to surplus the 25-passenger old mini bus in the most efficient manner.

RECOMMENDATION:

The City Administration recommends Commission’s consideration and approval of the attached two (2) Resolutions listed below:

1. Authorizing the purchase of a used 2016 handicap accessible shuttle bus from Atlantic Bus Sales in an amount not to exceed $63,000 (which includes the price of the bus plus additional registration and title fees).

2. Authorizing the surplus of a 1999 Ford Aerotech 25-Passenger Mini Bus (PR 35) upon receipt of the new bus, and utilizing the services of an auction vendor, or best option for the City.
RESOLUTION NO. __________________

A RESOLUTION OF THE CITY OF NORTH LAUDERDALE
AUTHORIZING THE PURCHASE OF A USED 2016 HANDICAP
ACCESSIBLE SCHOOL BUS IN AN AMOUNT NOT TO EXCEED
$63,000 FROM THE PARKS AND RECREATION DEPARTMENT
CAPITAL BUDGET; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of North Lauderdale, Florida has
determined that a need exists to purchase an old shuttle bus; and

WHEREAS, the Parks and Recreation Department has budgeted funds to purchase a new
shuttle bus this fiscal year; and

WHEREAS, the City will purchase a Used Handicap Accessible Bus to meet the needs of
the Parks and Recreation Department.

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

Section 1. The cost of this bus is $59,900 and with tags and title will not exceed
$63,000.00 from Atlantic Bus Sales in Pompano Beach, Fl.

Section 2. This Resolution shall become effective immediately upon its passage and
adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF NORTH
LAUDERDALE, FLORIDA, THIS 29th DAY OF JANUARY, 2019.

APPROVED AS TO FORM:

CITY ATTORNEY SAMUEL S. GOREN

______________________________
MAYOR ANA M. ZIADE

______________________________
VICE MAYOR SAMSON BORGELIN

ATTEST:

______________________________
CITY CLERK PATRICIA VANCHERI
RESOLUTION NO. _____________________

A RESOLUTION OF THE CITY OF NORTH LAUDERDALE
AUTHORIZING THE SURPLUS AND METHOD OF DISPOSAL OF THE
PARKS AND RECREATION DEPARTMENT’S 1999 FORD 25
PASSENGER BUS PR-35; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of North Lauderdale, Florida has
determined that a need exists to surplus Parks and Recreation Department Mini Bus PR-35; and

<table>
<thead>
<tr>
<th>Make</th>
<th>Year</th>
<th>Model</th>
<th>VIN</th>
<th>Mileage</th>
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</thead>
<tbody>
<tr>
<td>Ford</td>
<td>1999</td>
<td>240 Aerotech</td>
<td>1FDXE40F5XHB13848</td>
<td>51,981</td>
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WHEREAS, the City Commission authorizes the City Manager to explore methods of
disposal such as trade-in; sell to bus dealer; auction; place sale ad in the newspaper; or sell on
Govdeals.com and choose the best option for the City.

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

Section 1. This Resolution shall become effective immediately upon its passage and
adoption.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF NORTH
LAUDERDALE, FLORIDA, THIS 29th DAY OF JANUARY, 2019.

APPROVED AS TO FORM:

________________________________
CITY ATTORNEY SAMUEL S. GOREN

________________________________
MAYOR ANA M. ZIADE

________________________________
VICE MAYOR SAMSON BORGELIN

ATTEST:

________________________________
CITY CLERK PATRICIA VANCHERI
January 25, 2019

Mayor and City Commissioners,

Please be advised on January 23, 2019 the City of North Lauderdale implemented the following measures to assist those Federal employees who have been negatively impacted by the extended shut down.

First, Federal government workers may request a deferral of payment on their utility accounts with the City until they receive their paychecks. During the deferral period, no late fees will be assessed to the account and service will not be discontinued due to non-payment.

Second, Federal government workers may request a deferral of payments when registering their child(ren) in our City’s Recreation Programs. Normally, a deposit or payment in full is required at the time of registration but the deposit and or payment will be deferred until the workers receive their paychecks.

The City of North Lauderdale will continue to monitor the Federal government shut down status and will consider additional measures that will support our counterparts in the Federal government.

Sincerely,

Ambreen Bhatti
City Manager
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__________ Samson Borgelin City Commission X_____

3. Purpose of Ceremonial Item: “PRINCIPAL ACHIEVEMENT AWARD”

   Please fill in 5 Bullet Points as to why this Ceremonial Item is deserved:
   Mrs. Kicia Daniel Johnson, Principal at Pinewood Elementary School, has:
   - Outstanding leadership with a difference to make in North Lauderdale
   - Exemplary principals for their contributions to her school and community
   - Taken Pinewood Elementary from “D” grade to “A” grade in a very short tenure
   - For making North Lauderdale a better place for educating children.
   - School and Neighborhood Beautification in District D, North Lauderdale

4. Item to be presented at:
   - ___X_ Commission meeting on February 26, 2019
   - _______ Another event
     o Location___ Commission Chambers_____ Date: February 26, 2019

5. Person Attending Meeting to Receive Ceremonial Item

   Name/Phone Number ___Kicia Daniel Johnson, Principal, 954-478-7809 (c) 754-322-7950 (w)
   kicia.daniel@browardschools.com
City of North Lauderdale
Application to Request City Ceremonial Item

Date: 1/24/19

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.

6. 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)

7. Individual, Agency, or Organization Requesting Ceremonial Item:
   Name, Address, Phone__________ Samson Borgelin         City Commission X_____

Purpose of Ceremonial Item: “FOR EXEMPLARY VOLUNTEER SERVICE TO THE CITY OF NORTH LAUDERDALE”

Please fill in 5 Bullet Points as to why this Ceremonial Item is deserved:

   TO: BROWARD COLLEGE SOCIAL BEHAVIORAL SCIENCES & HUMAN SERVICES for:
   - Awarding $ 5000 honoring MLK Day of Service Award at Pinewood Elementary School
   - Coming together on the King Holiday to serve our neighbors and community
   - Providing a meaningful service that meets an identified community need.
   - Recruiting a diverse cross-section of the community as volunteers for the Beautification Project at Pinewood Elementary School on January 18, 2019
   - Making a difference and a positive change in our community of North Lauderdale
   - Supporting the legacy of Dr. Martin Luther King in North Lauderdale

8. Item to be presented at:
   - ___X_ Commission meeting on February 26, 2019
   - ______ Another event
   - Location___ Commission Chambers_____ Date: February 26, 2019

9. Person(s) Attending Meeting to Receive Ceremonial Item

   Name/Phone Number BROWARD COLLEGE SOCIAL BEHAVIORAL SCIENCES & HUMAN SERVICES

<table>
<thead>
<tr>
<th>Phillipa Vassell **</th>
<th>Guirlene P. Felix</th>
<th>Jeremy Krause</th>
<th>Hailey Berman</th>
<th>Gaile Baner</th>
</tr>
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<tr>
<td>2. Claudette Goico-Montes de Oca **</td>
<td>Kayla Rodriguez</td>
<td>Jhaneil Thompson</td>
<td>Matthew Balzora</td>
<td>Kandeice Gibson</td>
</tr>
<tr>
<td>3.Dr. Lulrick Balzora **</td>
<td>Lindel Davidson **</td>
<td>Louren McIntosh</td>
<td>David Balzora</td>
<td>Nichole Vaughan</td>
</tr>
</tbody>
</table>
NOTE for the AWARD:

Title: **FOR EXEMPLARY VOLUNTEER SERVICE TO THE CITY OF NORTH LAUDERDALE**

In recognition of your outstanding contributions to Pinewood Elementary School. The Broward College Social & behavioral Sciences team mobilized Broward College students, faculty, staff and administrators, along with other leaders of the community to help create a beautiful environment that is conducive to student success. The team of volunteers supported Pinewood by painting, planting and parking lot renovations.
1. CALL TO ORDER – Chairman Moyle

2. ROLL CALL
   Chairman Rich Moyle
   Supervisor Samson Borgelin
   Supervisor Mario Bustamante
   Supervisor Lorenzo Wood
   Supervisor Ana M. Ziade
   Administrator George Krawczyk
   City Attorney Samuel S. Goren
   City Clerk Patricia Vancheri

3. APPROVAL OF MINUTES
   a. September 12, 2018

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

5. GENERAL DISCUSSION

6. ADJOURNMENT
North Lauderdale Water Control District
INTEROFFICE MEMORANDUM

TO: Rich Moyle, Chairman
FROM: George Krawczyk, Administrator
DATE: January 29, 2019
RE: Election of Vice Chairman and Secretary

The North Lauderdale City Commission serves as the Board of Supervisors of the North Lauderdale Water Control District.

Due to the General Election of November 6, 2018, The North Lauderdale Water Control District has a vacancy of the Vice Chair position and Secretary position on the Board.

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.
The North Lauderdale Water Control District met at the Municipal Complex on Wednesday, September 12, 2018.

1. **CALL TO ORDER** – Chairman Moyle convened the meeting at 6:00 pm and gave the invocation and led the pledge.

2. **ROLL CALL** – Clerk called roll; all present.
   - Chairman Rich Moyle
   - Secretary Jack Brady *(by teleconference)*
   - Supervisor Jerry Graziose
   - Supervisor Samson Borgelin
   - Supervisor Lorenzo Wood
   - Administrator George Krawczyk
   - City Attorney Samuel S. Goren
   - City Clerk Patricia Vancheri

3. **APPROVAL OF MINUTES**
   a. **June 12, 2018** – Supervisor Wood moved to approve the Minutes as submitted. Seconded by Supervisor Graziose. Minutes unanimously approved by voice vote.
   b. **June 26, 2018** - Supervisor Wood moved to approve the Minutes as submitted. Seconded by Supervisor Graziose. Minutes unanimously approved by voice vote.

4. **RESOLUTION - Water Management System Assessment Annual Rate Resolution and approval of budget for fiscal year October 1, 2018 through September 30, 2019**
   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 $100 FOR WATER MANAGEMENT SYSTEM ASSESSMENTS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2018; APPROVING, CONFIRMING AND ADOPTING THE ASSESSMENT ROLL; APPROVING THE DISTRICT BUDGET FOR FISCAL YEAR 2018-2019 TO BE ADOPTED AS PART OF THE CITY’S BUDGET BY THE CITY COMMISSION;
Susan Nabors, Finance Director, presented the item based on backup memorandum, indicating that on June 26, 2018, the District approved the preliminary resolution for $100 per year. A PowerPoint presentation was provided; a copy of which is attached to these Minutes. Ms. Nabors stated that the rate of $55.15 has remained the same over the last twelve years, and the District fund balance was utilized if necessary without raising the rate. However, over the last year, due to Hurricane Irma, a number of things came to light including 26 canals throughout the City that requires trees and debris to be removed that resulted in additional expenses to offset what the federal government reimburses. Also, there is canal bank deterioration which needs to be addressed, along with some sediment issues that are affecting drainage. Ms. Nabors indicated that approval of this Water Control District assessment rate increase for FY 2019 will address these issues by providing funds to maintain the fund balance at a healthy level and also provide a balanced budget where the revenues equal the expenses of the Water Control District. The new rate of $100 is an increase of $44.85 per year, which is equivalent to $3.74 per month. Staff and administration recommended approval of the increase and adoption of the Water Control District Budget. **Supervisor Graziose moved to approve and adopt. Public hearing opened. No one spoke. Supervisor Wood seconded the motion.** Commissioner Wood also commented that it was commendable that the rate was not increased for 12 years and now the increase is necessary because even if a resident doesn’t live on a canal, everyone is affected and this will offset the costs and replenish the funds so they are available in the event of another event. Commissioner Graziose commented that the canal in Broadview has seen a significant improvement but they still need to make sure the canals flow and drain through the southern part of the City. Commissioner Borgelin asked that information be put on some literature to be distributed to the residents to explain this increase. City Manager Bhatty said that they can work on something to be put on the new website and another way to notify residents. She also explained that these assessments will be on the tax bill and if paid before November, residents will get a 4% discount. **No further discussion; clerk called roll. All yes.**

**WCD RESOLUTION NO. 18-09-04 PASSED AND ADOPTED UNANIMOUSLY**

5. **ADJOURNMENT** – The Water Control District meeting adjourned at 6:17 pm and convened to the regular City Commission meeting.

Respectfully submitted,

Patricia Vancheri, City Clerk