

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 Bhatti
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 Bhatta 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 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 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 Bhatti 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(e) – 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 Bhatti 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-

16(C)(2)(C) OF THE CITY CODE ALLOWS FOR 16 INCH MAXIMUM LETTER HEIGHT, AND 40 SQUARE FEET OF SIGN AREA WHEREAS SECTION 94-16(C)(2)(A) OF THE CITY CODE ALLOWS FOR 30 SQUARE FEET WITHIN A B-2 COMMUNITY BUSINESS DISTRICT.

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.**

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 Bhatti 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

a. National Haitian American Elected Officials Network (NHAEON) 2019 Annual 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