



CITY OF TAMARAC
REGULAR CITY COMMISSION MEETING
City Hall - Commission Chambers
April 9, 2014

CALL TO ORDER:

7:00 P.M.

ROLL CALL:

PLEDGE OF ALLEGIANCE:

Commissioner Diane Glasser

INTRODUCTION

1. PROCLAMATIONS AND PRESENTATIONS:

a. Millennium Middle School Boys Basketball Team Proclamation

Presentation of a Proclamation by Mayor Harry Dressler Commending the Millennium Middle School Boys Basketball Team for Achieving a Perfect 14-0 Season. (Requested by Mayor Harry Dressler)

b. National Volunteer Week Proclamation

Presentation of a Proclamation by Mayor Harry Dressler proclaiming the week of April 6-12, 2014 as "National Volunteer Week". (Requested by Greg Warner)

c. Water Conservation Month Proclamation

Presentation of a Proclamation by Mayor Harry Dressler proclaiming the month of April 2014 as "Water Conservation Month". (Requested by Public Services Director Jack Strain)

2. CITY COMMISSION REPORTS

a. Commissioner Bushnell

b. Vice Mayor Gomez

c. Commissioner Glasser

d. Commissioner Placko

e. Mayor Dressler

3. CITY ATTORNEY REPORT

4. CITY MANAGER REPORT

5. PUBLIC PARTICIPATION

Any member of the public may speak to any issue that is not agendized for public hearing at this meeting. Speakers will be limited to three minutes during this item and at public hearings. There will be a thirty (30) minute

aggregate time limit for this item, and speakers are encouraged to sign up in advance with the City Clerk prior to their participation.

When an issue has been designated as quasi-judicial, public remarks shall only be heard during a quasi-judicial hearing that has been properly noticed for that matter.

ANNOUNCEMENT OF TIME ALLOCATIONS-MOTIONS TO TABLE

The Chair at this time will announce those items that have been given a specific time to be heard, and will entertain motions from the Commission members to table those items that require research. The Commission may agendaize by majority consent matters of an urgent nature which have come to the Commission's attention after publication.

6. CONSENT AGENDA

Items listed under Consent Agenda are viewed to be routine and the recommendation will be enacted by ONE MOTION in the form listed below. If discussion is desired, then, in accordance with Resolution 2003-15, Sec. 4.5, the item(s) will be removed from the Consent Agenda and will be considered separately.

a. Approval of the March 26, 2014 Regular Commission Meeting Minutes

Approval of the March 26, 2014 Regular Commission Meeting Minutes

b. TR12471 - Encroachment Agreement

A Resolution of the City Commission of the City of Tamarac, Florida, approving the Encroachment Agreement between the City of Tamarac and Howard Bird, attached hereto as Exhibit "A" and incorporated herein; authorizing and directing the City Manager, or his designee, to take any and all action necessary to effectuate the intent of this Resolution; providing for conflicts; providing for severability; and providing for an effective date.

c. TR12469 - Authorizing Four Week Vacation for Mayor and City Commission

A Resolution of the City Commission of the City of Tamarac, Florida, authorizing a four-week consecutive period (July 20, 2014 – August 17, 2014) during which time the City Commission will not schedule any regular meetings pursuant to Section 4.06 (a) of the City Charter; providing for conflicts; providing for severability; and providing an effective date.

d. TR12468 - Appointing One Regular Member to the Public Art Committee

A Resolution of the City Commission of the City of Tamarac, Florida, appointing one regular member to the Public Art Committee; providing for conflicts; providing for severability; and providing an effective date.

7. REGULAR AGENDA

8. ORDINANCE(S) - FIRST READING

a. TO 2296 - BUDGET AMENDMENT #1

Motion to adopt an Ordinance of the City Commission of the City of Tamarac, Florida, **on first reading** amending Ordinance 2013-16, which adopted the City of Tamarac Operating Budget, Revenues and Expenditures, the Capital Budget, and the Financial Policies for the Fiscal Year 2014, by increasing the Total Revenues and Expenditures by a total of \$23,183,772 as detailed in Attachment A attached hereto and summarized in Attachment B; providing for conflicts; providing for severability; providing for an effective date.

b. TO 2299 - Code Amendment-Chapter 24 "Zoning"

Motion to adopt an Ordinance of the City Commission of the City of Tamarac, Florida **on first reading** amending Chapter 24 of the City's Code of Ordinances, entitled "Zoning" by amending Article III, Division 13 entitled "Recreational District" by specifically amending Section 24-307 entitled "Purpose and Characteristics", amending Section 24-308 entitled "Permitted Uses", amending Section 24-310 entitled "Landscaping", amending Section 24-311 entitled "Height of Buildings or Structures" to establish public or private elementary, middle or high school as a Special

Exception use in the S-1 Zoning District in conformity with the City of Tamarac Comprehensive Plan; providing for codification; providing for conflicts; providing for severability; and providing for an effective date.

c. TO2295 - Amend Chapter 10 Land Development Regulations, Article II, Section 10-1, Specifically Article II, Section 10-29

Motion to adopt an Ordinance of the City Commission of the City of Tamarac, Florida **on first reading** amending Chapter 10 of the City's Code of Ordinances, entitled "Land Development Regulations" by specifically amending Article II, Section 10-1 entitled "Definitions" to define the terms "Development" and "Redevelopment"; specifically amending Article II, Section 10-29 entitled "Formal Application for Construction, Improvement, Development or Building Permits" to require Code Compliance prior to the issuance of a Building Permit for Development or Re-development; providing for codification; providing for conflicts; providing for severability; and providing for an effective date.

9. PUBLIC HEARING(S)

10. ORDINANCE(S) - SECOND READING

11. QUASI-JUDICIAL HEARING(S)

12. OTHER

The City Commission may consider and act upon such other business as may come before it. In the event this agenda must be revised, such revised copies will be available to the public at the City Commission meeting.

Pursuant to Chapter 286.0105, Florida Statutes, if a person decides to appeal any decision made by the City Commission with respect to any matter considered at such meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made which record includes the testimony and evidence upon which the appeal is based.

The City of Tamarac complies with the provisions of the Americans with Disabilities Act. If you are a disabled person requiring any accommodations or assistance, please notify the City Clerk's Office at (954) 597-3505 of such need at least 48 hours (2 days) in advance. Additionally, if you are hearing or speech impaired and need assistance, you may contact the Florida Relay Service at either of the following numbers: 1-800-955-8770 or 1-800-955-8771.



Patricia Teufel, CMC
City Clerk



Title - 7:00 P.M.

7:00 P.M.

ATTACHMENTS:

Description

Upload Date

Type

No Attachments Available



Title - Commissioner Diane Glasser

Commissioner Diane Glasser

ATTACHMENTS:

Description

Upload Date

Type


No Attachments Available



Title - Millennium Middle School Boys Basketball Team Proclamation

Presentation of a Proclamation by Mayor Harry Dressler Commending the Millennium Middle School Boys Basketball Team for Achieving a Perfect 14-0 Season. (Requested by Mayor Harry Dressler)

ATTACHMENTS:

Description	Upload Date	Type
 Basketball Proclamation	3/25/2014	Proclamation



Requested by Mayor Harry Dressler

WHEREAS, the City of Tamarac recognizes the Millennium Middle School basketball team for achieving a perfect 14-0 season; and

WHEREAS, the basketball team is comprised of students in sixth through eighth grades; and

WHEREAS, this is the first Broward County championship for Millennium in any sport; and

WHEREAS, the Millennium Middle School boys basketball team, in their determination to win this year swept past the competition to finish with an award winning season.

NOW, THEREFORE, I, Harry Dressler, Mayor of the City of Tamarac, Broward County, Florida, do hereby commend

THE MILLENNIUM MIDDLE SCHOOL BOYS BASKETBALL TEAM

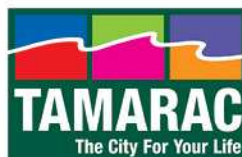
on their outstanding success and congratulate the Team on their exemplary teamwork and championship performance this season.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Tamarac to be affixed this 9th day of April, 2014.

Harry Dressler

Harry Dressler, Mayor





Title - National Volunteer Week Proclamation

Presentation of a Proclamation by Mayor Harry Dressler proclaiming the week of April 6-12, 2014 as "National Volunteer Week". (Requested by Greg Warner)

ATTACHMENTS:

Description	Upload Date	Type
📎 National Volunteer Week Proclamation	3/24/2014	Proclamation



Requested by Mayor Harry Dressler

WHEREAS, all volunteers can connect with local service opportunities through hundreds of community service organizations; and

WHEREAS, individuals and communities are at the center of social change, discovering that volunteers can make a difference; and

WHEREAS, during this week all over the nation, service projects will be performed and volunteers recognized for their commitment to service; and

WHEREAS, the giving of oneself in-service to another empowers the giver and the recipient; and

WHEREAS, our country's volunteer force of over 63 million is a great treasure; and

WHEREAS, City of Tamarac has over 150 volunteers that contribute 12,861 hours per year which is equivalent to an annual savings of \$282,942.00 in hourly wages.

WHEREAS, volunteers contribute to the City by giving their time to serve on various Boards and Committees, and assist at Parks and Recreation facilities and events, Fire Rescue and the Building Department; and

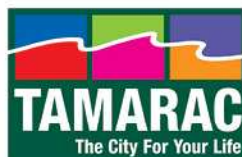
WHEREAS, volunteers are vital to our future as a caring and productive nation; and

NOW, THEREFORE, I, HARRY DRESSLER, Mayor of the City of Tamarac, do hereby proclaim April 6-12, 2014, as

“NATIONAL VOLUNTEER WEEK”

and note that by volunteering and recognizing those who serve, we can come together to make a difference.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Tamarac to be affixed this 9th day of April, 2014.



Harry Dressler

Harry Dressler, MAYOR



Title - Water Conservation Month Proclamation

Presentation of a Proclamation by Mayor Harry Dressler proclaiming the month of April 2014 as "Water Conservation Month". (Requested by Public Services Director Jack Strain)

ATTACHMENTS:

Description	Upload Date	Type
📎 Water Conservation Proclamation	3/12/2014	Proclamation



Requested by Public Services Director Jack Strain

WHEREAS, *water is a basic and essential need of every living creature; and*

WHEREAS, *The State of Florida, Water Management Districts and the City of Tamarac are working together to increase awareness about the importance of water conservation; and*

WHEREAS, *the City of Tamarac and the State of Florida has designated April, typically a dry month when water demands are most acute, Florida's Water Conservation Month, to educate citizens about how they can help save Florida's precious water resources; and*

WHEREAS, *the City of Tamarac has always encouraged and supported water conservation, through various educational programs and special events; and*

WHEREAS, *every business, industry, school and citizen can make a difference when it comes to conserving water; and*

WHEREAS, *every business, industry, school and citizen can help by saving water and thus promote a healthy economy and community.*

NOW, THEREFORE, *I, Harry Dressler, Mayor of the City of Tamarac, Broward County, Florida do hereby proclaim the month of April 2014 as*

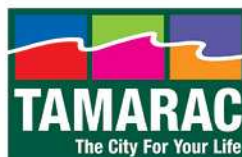
“WATER CONSERVATION MONTH”

and call upon each citizen and business in Tamarac to help protect our precious resource by practicing water saving measures and becoming more aware of the need to save water.

IN WITNESS WHEREOF, *I have hereunto set my hand and caused the Seal of the City of Tamarac to be affixed this 9th day of April, 2014*

Harry Dressler

Harry Dressler, MAYOR






Title - Approval of the March 26, 2014 Regular Commission Meeting Minutes

Approval of the March 26, 2014 Regular Commission Meeting Minutes

ATTACHMENTS:

Description	Upload Date	Type
 March 26, 2014 Commission Meeting Minutes	4/2/2014	Backup Material

CITY OF TAMARAC
REGULAR CITY COMMISSION MEETING
WEDNESDAY, MARCH 26, 2014

CALL TO ORDER: Mayor Harry Dressler called the Regular Commission Meeting of the City of Tamarac to order at 9:04 a.m. on Wednesday, March 26, 2014 in City Commission Chambers, Tamarac City Hall, 7525 NW 88th Avenue, Tamarac, FL 33321.

ROLL CALL: Mayor Harry Dressler, Vice Mayor Michelle J. Gomez, Commissioner Pamela Bushnell, Commissioner Diane Glasser and Commissioner Debra Placko were in attendance.

Also in attendance were Assistant City Manager Diane Phillips, City Attorney Samuel Goren and City Clerk Patricia Teufel.

PLEDGE OF ALLEGIANCE: Vice Mayor Gomez led the Pledge of Allegiance.

1. PROCLAMATIONS AND PRESENTATIONS:

a. Presentation of a proclamation by Mayor Harry Dressler proclaiming March 2014 as "March for Meals Month". (Requested by Mayor Harry Dressler)

2. CITY COMMISSION REPORTS:

a. Commissioner Bushnell: Commissioner Bushnell said that thirty years ago she delivered Meals on Wheels and brought her daughter with her to introduce her to people who were in need of company. Commissioner Bushnell noted that last week was the first class for Tamarac University after which she received a call from one of the participants who said it was a great experience. Commissioner Bushnell reported that the 1st District Neighborhood meeting was held on March 19th and 160 people were in attendance; attended the Bike Rodeo at the Community Center last Saturday and a ribbon cutting ceremony at the Alzheimer Unit at Horizon Bay.

b. Vice Mayor Gomez: Vice Mayor Gomez said she met Meals on Wheels Executive Director Mark Adler a few months ago where they talked about also bringing food for pets and hoped that the Kiwanis Club is encouraging people to donate pet food as well. Vice Mayor Gomez said she missed the last meeting because she was in Washington, D.C. attending the National League of Cities National Conference as well as other meetings with Congressman Hastings and Senator Nelson. Vice Mayor Gomez mentioned that she is also on the National Transportation Steering Committee. Vice Mayor Gomez said she attended the State of the County address last week, the Bike Rodeo, the 2014 Miss Broward County Scholarship Pageant, the Emerald Society Breakfast and Career Day at Millennium Middle School. Vice Mayor Gomez welcomed Commissioner Placko to the dais. Vice Mayor Gomez said the next Coffee with the Vice Mayor will be on Sunday, March 30th from 2:00 p.m. to 4:00 p.m. at the Tamarac Diner, McNab and Nob Hill Rds. Vice Mayor Gomez encouraged people to contact the Commission with any questions or concerns they may have and also invited people to attend the District 2 Neighborhood Meeting on April 30th at 6:30 p.m. at the Lime Bay Auditorium.

c. Commissioner Glasser: Commissioner Glasser said people think that nothing is going on at the Tamarac Village site, however, a lot of work has to be done before the first shovel goes

into the ground and people need to be patient. Commissioner Glasser said if anyone has questions to please contact her.

Commissioner Dressler asked if Tamarac Village was discussed at the District 1 Neighborhood meeting and Assistant City Manager Phillips replied that it had not been discussed. Mayor Dressler said Tamarac Village, as well as the Community Development District, should be brought up at future meetings and an article should appear in the Tam-A-Gram.

d. Commissioner Placko: Commissioner Placko noted that the District 4 Neighborhood Meeting is scheduled for May 7th at 6:30 p.m. at the Community Center. Commissioner Placko reported that on Monday evening she attended the WPOA meeting and the guest speaker was Planning & Zoning Manager Frank Zickar where he discussed the new signage that will be used throughout Tamarac. Commissioner Placko said the City has invested a lot of time in her education by meeting with each department head and found them to be very professional and progressive. Commissioner Placko noted that she had no idea of what goes on behind the scenes and looks forward to meeting with the rest of the Executive Team next week.

e. Mayor Dressler: Mayor Dressler said he found it interesting that we did a proclamation for Meals on Wheels because he just wrote an article for Sunday's Sun-Sentinel's South Florida 100 feature about the surge in the price of food and the impact of inflation on families. Mayor Dressler spoke about manufacturer's reducing the quantity of their products. Mayor Dressler said by Tamarac supporting organizations like Meals on Wheels it helps bring dignity to people. Mayor Dressler added that people need to get involved in their community as the need will be increasing.

3. CITY ATTORNEY REPORT: City Attorney Goren reported that on Friday, April 4th at 9:00 a.m. at the Governmental Center, Suite 122, the Broward League of Cities (BLC) will be conducting an ethics seminar for all elected officials which will earn attendees 2 hours of ethics credits. Jamie Cole will give an overview of the Ethics Ordinance, Patricia McDougal, who is a parliamentarian, will talk about Roberts Rules of Order and City Attorney Goren said he will be talking about the Sunshine Law and public records.

City Attorney Goren said Commissioner Bushnell is on the Ethics Task Force which made a recommendation to the BLC that the BLC Directors send a letter to the Mayor of Broward County seeking collaboration between the BLC and the Board of County Commissioners on a review of the Ethics Code itself and to look at aspects and areas within the Code that could be changed. The County Liaison attended the last Ethics Task Force meeting and put it on the record that the County Administrator is committed to this process. City Attorney Goren said that on Wednesday, April 16th at 10:00 a.m. in Room 430 of the Governmental Center the Inspector General Selection and Oversight Committee (IGSOC) will meet to review the existing ethics structure in Broward County and its municipalities. The Inspector General report that was issued earlier this year is on their agenda and there will be an initial discussion by the committee members, further input from the Inspector General John Scott, presentation by BLC President Susan Starkey, comments and questions from the general public and the final discussion by committee members and promulgation and/or adoption of the committees position. City Attorney Goren said the IG is a Charter Officer and the IGSOC oversees his performance.

City Attorney Goren said his firm has been tracking some legislation that deals with local government issues and they have a 42 page document, which is different than the lobbyist's report, which he will share with the Commission next week. City Attorney Goren talked briefly about some of the legislation that is being tracked.

Commissioner Bushnell said the last recommendation of the Ethics Task Force was to meet with the Broward County Commission and has not heard anything about a meeting being scheduled. Commissioner Bushnell asked City Attorney Goren if he thought they were also waiting for the outcome of the meeting on April 16th. City Attorney Goren responded that as of yesterday the County Commission has not yet responded but what is important is that on the agenda for the April 16th ISGOC meeting there are two potential speakers: Joseph Centorino, Executive Director of Miami-Dade Ethics Commission, and Robert Meyers, Partner in the law firm of Weiss Serota and a member of the Ethics Task Force. City Attorney Goren said he will be in attendance at that meeting.

4. ASSISTANT CITY MANAGER REPORT: Assistant City Manager Phillips said the Building Department launched the E-Permits System on March 3rd which allows customers to submit, and staff to review, building permits electronically and out of the 321 permits received 246 were submitted electronically. Assistant City Manager Phillips said the City Clerk's Office is pleased to announce that Acting Assistant City Clerk Lillian Pabon has earned the designation of Certified Municipal Clerk awarded by the International Institute of Municipal Clerks.

Assistant City Manager Phillips said Information Technology reports that the Building Inspectors, Code Enforcement Officers, Public Services and Fire Rescue Staff now have full access to the City's network from the field via any laptop or tablet with an internet connection. This removes the obstacles in accessing information and enables a true mobile office environment during routine and emergency operations. Assistant City Manager Phillips noted that multiple Tamarac technology projects are being showcased by the Florida League of Cities Innovations Showcase which highlights the use of technology within local governments. This information can be viewed on the Innovation Showcase Website.

Upcoming Events: The Concert in the Park featuring "Shadow Creek" will be held on Friday, March 28th at the Sports Complex from 7:00 p.m. to 9:00 p.m.; the Community Garage Sale will be held on Saturday, April 5th at Tamarac Park from 7:30 a.m. to noon and the Springfest will take place on Saturday, April 12th at the Sports Complex from 10:00 a.m. to noon with the Egg Hunt starting promptly at 10:00 a.m.

5. PUBLIC PARTICIPATION: Mayor Dressler opened Public Participation and the following individuals spoke: Patti Lynn, 641 NW 58th St., welcomed Commissioner Placko; thanked the Commission for the proclamation for Women's History Month; supports red light cameras; asked staff to remind residents that charges for stormwater are now on their tax bills; asked staff to look into the tractor trailers that are parking on a lot on 57th Street east of University and said she is not happy that people who have opened campaign accounts are not attending the meetings. Joel Davidson, 4608 Norfolk Island Pine Dr., said the Kiwanis Club will have a booth at the Garage Sale on April 5th where they will be selling items to benefit the "Eliminate Project" and they will also be collecting food. Mr. Davidson thanked Vice Mayor Gomez for being a member of the Kiwanis Club and welcomed Mayor Dressler as a new

member. Mr. Davidson said the Democratic Club and the Historical Society will also have booths at the Garage Sale and asked people to donate any Tamarac memorabilia to the Historical Society that they might have. With no one else wishing to speak, Mayor Dressler closed Public Participation

6. CONSENT AGENDA: Mayor Dressler asked Assistant City Manager Phillips if there were any changes/additions to the Consent Agenda and Assistant City Manager Phillips responded that there were no changes/additions to the Consent Agenda. Vice Mayor Gomez seconded by Commissioner Glasser moved approval of the Consent Agenda as presented. Motion passed unanimously (5-0)

a. Approval of the March 12, 2014 Regular Commission Meeting Minutes - **APPROVED**

b. TR12467 - Grant Application - Florida Division of Emergency Management: A Resolution of the City Commission of the City of Tamarac, Florida authorizing the appropriate City Officials to submit an application to the Florida Division of Emergency Management for Hazard Mitigation Grant Program funds for the Tamarac Water Treatment Plant retrofit project in an amount up to \$1,100,000; providing for up to a 25 percent match of \$275,000 in local funds in the event of approval of the application; providing for acceptance of the award and execution of documents upon approval; providing for conflicts; providing for severability; and providing for an effective date.

RESOLUTION R-2014-24

c. TR12462 - Award of Bid 14-10B for Colony West Fence Project: A Resolution of the City Commission of the City of Tamarac, Florida, awarding Bid No. 14-10B to and approving an Agreement with Gomez and Son Fence, Corp. Per Bid No. 14-10B for a contract amount of \$98,672.45 and a contingency in an amount of \$7,400.00, will be added to the project for a total project budget of \$106,072.45; authorizing an expenditure in the amount of \$106,072.45 from the appropriate accounts; authorizing an appropriation of \$106,072.45; providing for conflicts; providing for severability; and providing for an effective date.

RESOLUTION R-2014-25

d. TR 12461 - Replacement of Heavy Equipment for Stormwater Division: A Resolution of the City Commission of the City of Tamarac, Florida, authorizing the appropriate City Officials to select, approve and award the purchase of replacement construction equipment to contractors utilizing competitive procurement methods and current agreements available for cooperative purchase at the time of purchase in the best interest of the city; authorizing an expenditure in an amount not to exceed \$243,000 from the appropriate accounts.

RESOLUTION R-2014-26

e. TR12465 - Utility Miscellaneous Fees: A Resolution of the City Commission of the City of Tamarac, Florida, updating other charges for services incidental to the operation of the City's Utility System; providing for conflicts; providing for severability; and providing for an effective date.

RESOLUTION R-2014-27

f. TR12464 - Replacement and Rehabilitation of TV and Sealing Equipment on Board Vehicle 4042, Sewer TV and Sealing Unit for FY14 A Resolution of the City Commission of the City of Tamarac, Florida, authorizing the appropriate City Officials award replacement and

rehabilitation of the Sewer TV and Sealing equipment on board Vehicle 4042 from Atlantic Machinery, Inc., utilizing the National Joint Powers Alliance Cooperative Purchase Agreement for Sewer TV inspection units; authorizing an expenditure in an amount not to exceed \$100,000 from the appropriate accounts; providing for conflicts; providing for severability; and providing for an effective date.

RESOLUTION R-2014-28

g. TR12463 - Replacement of Vehicle 4001, Sewer TV Inspection Unit for FY14: A Resolution of the City Commission of the City of Tamarac, Florida, authorizing the appropriate City Officials award the purchase of a replacement vehicle for Unit 4001 from Atlantic Machinery, Inc., utilizing the National Joint Powers Alliance Cooperative Purchase Agreement for Sewer TV inspection units; authorizing an expenditure in an amount not to exceed \$275,000 from the appropriate accounts; providing for conflicts; providing for severability; and providing for an effective date.

RESOLUTION R-2014-29

h. TR12453 - Field Turf - Purchase and Agreement: A Resolution of the City Commission of the City of Tamarac, Florida, authorizing the appropriate City Officials to approve and execute an Agreement with Field Turf for the purchase and installation of synthetic turf for Field 5 at the Tamarac Sports Complex at a cost not to exceed \$612,627.24, utilizing the Association of Education Purchasing Agencies (AEPA) per IFB #012; approving funding from the appropriate Capital Improvement Account; authorizing Budget Amendments for proper accounting purposes; providing for conflicts; providing for severability; and providing for an effective date.

RESOLUTION R-2014-30

i. TR12427 - Town of Southwest Ranches ILA Amendment 1: A Resolution of the City Commission of the City of Tamarac, Florida authorizing the appropriate City Officials to execute Amendment #1 to the original Inter-Local Agreement (ILA) between the City of Tamarac and the Town of Southwest Ranches to set the billing start date for information technology support services to August 1, 2013; to set the terms and conditions for web hosting services and to set the billing start date for web hosting services to August 1, 2013, subject to verification and availability of budgeted funds for the change; providing for conflicts; providing for severability; and providing for an effective date.

RESOLUTION R-2014-31

j. TR 12466-Authorization of One Time Merit Award: A Resolution of the City Commission of the City of Tamarac, Florida; authorizing payment of a one-time merit award to City Manager Michael C. Cernech, as set forth in Resolution No. R-2011-04; providing for conflicts; providing for severability; and providing for an effective date.

RESOLUTION R-2014-32

7. REGULAR AGENDA: There were no Regular Agenda items scheduled for this meeting.

8. ORDINANCE(S) - FIRST READING: There were no Ordinance(s) – First Reading items scheduled for this meeting.

9. PUBLIC HEARING(S): There were no Public Hearing(s) items scheduled for this meeting.

10. ORDINANCE(S) - SECOND READING: There were no Ordinance(s) – Second Reading items scheduled for this meeting.

11. QUASI-JUDICIAL HEARING(S): There were no Quasi-Judicial Hearing(s) items scheduled for this meeting.

12. OTHER: There being no further business to come before the City Commission, Mayor Dressler adjourned the meeting at 9:58 a.m.

Harry Dressler, Mayor





Patricia Teufel, CMC
City Clerk



Title - TR12471 - Encroachment Agreement

A Resolution of the City Commission of the City of Tamarac, Florida, approving the Encroachment Agreement between the City of Tamarac and Howard Bird, attached hereto as Exhibit "A" and incorporated herein; authorizing and directing the City Manager, or his designee, to take any and all action necessary to effectuate the intent of this Resolution; providing for conflicts; providing for severability; and providing for an effective date.

ATTACHMENTS:

Description	Upload Date	Type
 TR12471 - Encroachment Agreement Memo	4/1/2014	Cover Memo
 TR12471 - Resolution Draft	3/26/2014	Resolution
 TR12471 - Encroachment Agreement - Exhibit A	3/26/2014	Exhibit
 TR12471 - Final Survey	3/26/2014	Backup Material

CITY OF TAMARAC
INTEROFFICE MEMORANDUM 14-03-006m
COMMUNITY DEVELOPMENT

TO: Michael Cernech,
City Manager

DATE: March 26, 2014

FROM: Maxine Calloway, Director
Community Development
Department

RE: Encroachment Agreement
2801 N.W. 51st Place

Temp. Resolution No. TR12471

Recommendation: The Director of Community Development recommends that the Mayor and City Commission approve the proposed Resolution at its April 9, 2014 meeting.

Issue: Property owner, Howard Bird is seeking to sell property located at 2801 N.W. 51st Place, in the City of Tamarac. While the title work for the subject property was being reviewed, Counsel for Mr. Bird was advised that a small portion of the subject property encroached onto the city's public right of way.

Background: The encroachment in question is a sliver of property running adjacent to the property owner's exterior property line (see attachment) beginning on the south side of the property running along the entire easterly property line. Staff estimates that the owner's property line has encroached upon the city's right of way for as long as the structure has been on the property. In an effort to sell the property and deliver "clear title", counsel for the owner is requesting that the City enter into an encroachment agreement with Mr. Bird, to allow Mr. Bird and the prospective buyer to continue to encroach upon the right of way.

Analysis: Staff has reviewed the encroachment and the public right of way in question and finds that there are no impediments or utilities that would prevent continued encroachment upon the right of way. Further, Mr. Bird has agreed to maintain the property consistent with the City's Code of Ordinances.

Summary of Recommendation: Staff recommends that the Mayor and City Commission pass the proposed resolution authorizing the encroachment agreement to allow for the continued encroachment of property located at 2801 N.W 51s Place to encroach unto the City's right of way.

Fiscal Impact: There will be no direct budgetary impact.

Maxine A. Calloway
Director of Community Development

City Manager
Temp. Reso. No. TR12471
Page 2 - March 26, 2014

MAC/alg

Attachment: Temporary Resolution No. TR12471
 Exhibit A - Encroachment Agreement
 Final Survey

City of Tamarac, Florida

Resolution No. R-2014 -

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA, APPROVING THE ENCROACHMENT AGREEMENT BETWEEN THE CITY OF TAMARAC AND HOWARD BIRD, ATTACHED HERETO AS EXHIBIT "A" AND INCORPORATED HEREIN; AUTHORIZING AND DIRECTING THE CITY MANAGER, OR HIS DESIGNEE, TO TAKE ANY AND ALL ACTION NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Howard Bird is seeking to sell the real property located at 2801 N.W. 51st Place, Tamarac, Florida (the "Property"); and

WHEREAS, while reviewing the title work for the property, counsel for Mr. Bird was advised that a small portion of the Property encroached onto the public right-of-way; and

WHEREAS, counsel for Mr. Bird has requested that the City enter into an encroachment agreement with Mr. Bird in an effort to facilitate Mr. Bird's sale of the Property; and

WHEREAS, Mr. Bird has committed to ensure that the Property will be maintained in compliance with the City's Code of Ordinances in the event that he is able to sell the same; and

WHEREAS, the City's professional staff has reviewed the encroachment agreement attached hereto as Exhibit "A", and recommends the execution of the same; and

WHEREAS, the City Commission finds that entering into the encroachment agreement attached hereto as Exhibit "A" and incorporated herein, is in the best interests of the citizens and residents of the City.

NOW, THEREFORE, be it resolved by the City Commission of the City of Tamarac, 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 City Commission hereby approves the encroachment agreement between the City of Tamarac and Howard Bird, attached hereto as Exhibit "A" and incorporated herein.

Section 3. The City Commission hereby further authorizes and directs the City Manager, or his designee, to take any and all action necessary to effectuate the intent of this resolution.

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

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

Section 6. This Resolution shall become effective immediately upon its passage and adoption.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF TAMARAC,
FLORIDA THIS ____ DAY OF _____, 2014.**

CITY OF TAMARAC, FLORIDA

HARRY DRESSLER,
MAYOR

ATTEST:

PATRICIA TEUFEL, CMC
CITY CLERK

RECORD OF COMMISSION VOTE:

MAYOR DRESSLER _____
DIST 1: COMM. BUSHNELL _____
DIST 2: V/M GOMEZ _____
DIST 3: COMM. GLASSER _____
DIST 4: COMM. PLACKO _____

I HEREBY CERTIFY THAT I HAVE
APPROVED THIS RESOLUTION
AS TO FORM:

SAMUEL S. GOREN
CITY ATTORNEY

ENCROACHMENT AGREEMENT

THIS IS AN ENCROACHMENT AGREEMENT ("Agreement"), entered into on or about January ____, 2014, by and between **THE CITY OF TAMARAC**, a Florida municipal corporation with principal offices located at 7525 N.W. 88th Avenue Tamarac, FL 33321, ("City") and **HOWARD BIRD**, an unmarried widower, address: PO Box 18 - W. Nottingham, NH 03291 ("Owner").

In consideration of the mutual covenants and the conditions contained in this Agreement, and other good and valuable consideration, the adequacy and receipt of which are hereby acknowledged, the parties agree as follows:

1. Pursuant to Resolution No. _____, adopted at its meeting of _____, the City of Tamarac City Commission authorized the proper CITY officials to enter into this Agreement.

2. Owner is the owner of certain real property generally located at 2801 N.W. 51st Place, Tamarac, FL 33309, more particularly described as:

LOT 34, BLOCK 8, OF SUBDIVISION TAMARAC LAKES NORTH,
ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT
BOOK 61, Page 7, OF THE PUBLIC RECORDS OF BROWARD
COUNTY (the "Property").

3. A portion of the Property, or the Owner's use thereof, encroaches into the CITY's Right-Of-Way, as more particularly described on Exhibit "A", attached hereto and incorporated herein by reference ("Encroachment Area").

4. The City hereby grants Owner permission to encroach in the CITY's Right-Of-Way described as follows: That portion of the Property boundary along N.W. 51st Place and N.W. 28th Avenue, as more particularly described in Exhibit A.

5. Owner shall maintain the Encroachment Area on the City's right-of-way and pay any and all real estate taxes due and payable thereon. Owner shall comply with any and all City codes, ordinances, rules and regulations and pay any and all liens or fees related to the Encroachment Area.

6. Owner, for themselves and their heirs, successors and assigns agree to indemnify and hold the CITY harmless from any and all liability incurred now or in the future as a result of any claim, injury, death or property damage, directly or indirectly resulting due to the existence of, or the failure to maintain the Encroachment Area or any part of it and for failure to comply with this Agreement. This paragraph shall survive termination or expiration of this Agreement.

7. This Encroachment Agreement may be cancelled by the CITY upon sixty (60) calendar days written notice if it is determined by the CITY that there exists a material risk to the public safety arising from the Owners use of the Encroachment Area. In the event of a material risk to the public safety, prior to termination, CITY shall provide written notice to Owner and Owner

shall have a reasonable time, not to exceed five (5) business days to cure.

8. The City and Owner agree that the Encroachment Area shall not be expanded.

9. This Agreement shall not be effective until it has been executed by all parties and recorded in the Public Records of Broward County, Florida, at Owner's expense.

10. The provisions of this Agreement are covenants running with the land described as the Property above, and are binding upon Owner and their respective heirs, successors and assigns,

IN WITNESS OF THE FOREGOING, the parties have set their hands and seals the day and year first written above.

CITY

BY: _____
HARRY DRESSLER, MAYOR

WITNESSES:

Print Name

Print Name

ATTEST:

PATRICIA TEUFEL, CITY CLERK

APPROVED AS TO FORM.

SAMUEL S. GOREN, CITY ATTORNEY

OWNER

WITNESSES:

Print Name

Print Name

By: _____

Print: _____

STATE OF FLORIDA)
) SS
COUNTY OF BROWARD)

BEFORE ME, an officer duly authorized by law to administer oaths and take acknowledgments, personally appeared _____, and acknowledged that she has executed the foregoing instrument for the use and purposes mentioned in it and that the instrument is the act and deed of _____ who is personally known to me or has produced as identification.

SWORN TO AND SUBSCRIBED BEFORE ME this _____ day of _____ 2014.

NOTARY PUBLIC

My Commission Expires:



Surveyor's Legend

	PROPERTY LINE	FND	FOUND IRON PIPE / PIN AS NOTED ON PLAT	B.R.	BEARING REFERENCE	TEL.	TELEPHONE FACILITIES	
	STRUCTURE	LB#	LICENSE # – BUSINESS		CENTRAL ANGLE OR DELTA	U.P.	UTILITY POLE	
	CONC. BLOCK WALL	LS#	LICENSE # – SURVEYOR	R	RADIUS OR RADIAL	E.U.B.	ELECTRIC UTILITY BOX	
	CHAIN-LINK FENCE OR WIRE FENCE	CALC	CALCULATED POINT	RAD.	RADIAL TIE	SEP.	SEPTIC TANK	
	WOOD FENCE	SET	SET PIN	N.R.	NON RADIAL	D.F.	DRAINFIELD	
	IRON FENCE		CONTROL POINT	TYP.	TYPICAL	A/C	AIR CONDITIONER	
	EASEMENT		CONCRETE MONUMENT	I.R.	IRON ROD	S/W	SIDEWALK	
	CENTER LINE		BENCHMARK	I.P.	IRON PIPE	DWY	DRIVEWAY	
	WOOD DECK	ELEV	ELEVATION	N&D	NAIL & DISK	SCR.	SCREEN	
	CONCRETE	P.T.	POINT OF TANGENCY	PK NAIL	PARKER-KALON NAIL	GAR	GARAGE	
	ASPHALT	P.C.	POINT OF CURVATURE	D.H.	DRILL HOLE	ENCL.	ENCLOSURE	
	BRICK / TILE	P.C.M.	PERMANENT REFERENCE MONUMENT		WELL	N.T.S.	NOT TO SCALE	
	WATER	P.C.C.	POINT OF COMPOUND CURVATURE		FIRE HYDRANT	F.F.	FINNISHED FLOOR	
	APPROXIMATE EDGE OF WATER	P.R.C.	POINT OF REVERSE CURVATURE		M.H.	MANHOLE	T.O.B.	TOP OF BANK
	COVERED AREA	P.O.B.	POINT OF BEGINNING	O.H.L.	OVERHEAD LINES	E.O.W.	EDGE OF WATER	
	TREE	P.O.C.	POINT OF COMMENCEMENT	TX	TRANSFORMER	E.O.P.	EDGE OF PAVEMENT	
	POWER POLE	P.C.P.	PERMANENT CONTROL POINT	CATV	CABLE TV RISER	C.V.G.	CONCRETE VALLEY GUTTER	
	CATCH BASIN	M	FIELD MEASURED	W.M.	WATER METER	B.S.L.	BUILDING SETBACK LINE	
C.U.E.	COUNTY UTILITY EASEMENT	P	PLATTED MEASUREMENT	P/E	POOL EQUIPMENT	S.T.L.	SURVEY TIE LINE	
I.E./E.E.	INGRESS / EGRESS EASEMENT	D	DEED	CONC.	CONCRETE SLAB		CENTER LINE	
U.E.	UTILITY EASEMENT	C	CALCULATED	ESMT	EASEMENT	R/W	RIGHT-OF-WAY	
		L.M.E.	LAKE OR LANDSCAPE MAINT. ESMT.	D.E.	DRAINAGE EASEMENT	P.U.E.	PUBLIC UTILITY EASEMENT	
		R.O.E.	ROOF OVERHANG EASEMENT	L.B.E.	LANDSCAPE BUFFER EASEMENT	C.M.E.	CANAL MAINTENANCE EASEMENT	
				L.A.E.	LIMITED ACCESS EASEMENT	A.E.	ANCHOR EASEMENT	

Property Address:

2801 N.W. 51 PLACE
TAMARAC, FL 33309

Flood Information:

Community Number: 120058
Panel Number: 12011C0208
Suffix: G
Date of Firm Index: 8/18/1992
Flood Zone: AE
Base Flood Elevation: 6.0
Date of Field Work: 8/19/2013
Date of Completion: 8/21/2013

General Notes:

1. The Legal Description used to perform this survey was supplied by others. This survey does not determine or is not to imply ownership.
2. This survey only shows above ground improvements. Underground utilities, footings, or encroachments are not located on this survey map.
3. If there is a septic tank, well, or drain field on this survey, the location of such items was shown to us by others and the information was not verified.
4. Examination of the abstract of title will have to be made to determine recorded instruments, if any, effect this property. The lands shown herein were not abstracted for easement or other recorded encumbrances not shown on the plat.
5. Wall ties are done to the face of the wall.
6. Fence ownership is not determined.
7. Bearings referenced to line noted B.R.
8. Dimensions shown are platted and measured unless otherwise shown.
9. No identification found on property corners unless noted.
10. Not valid unless sealed with the signing surveyors embossed seal.
11. Boundary survey means a drawing and/or graphic representation of the survey work performed in the field, could be drawn at a shown scale and/or not to scale.
12. Elevations if shown are based upon NGVD 1929 unless otherwise noted.
13. This is a BOUNDARY SURVEY unless otherwise noted.
14. This survey is exclusive for the use of the parties to whom it is certified. The certifications do not extend to any unnamed parties.

Legal Description:

LOT 34, BLOCK 8, OF SUBDIVISION TAMARAC LAKES NORTH, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 61, PAGE 7, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA

PRINTING INSTRUCTIONS:

While viewing the survey in any Acrobat Reader, select the File Drop-down and select “Print”
Select a color printer, if available, or at least one with 8.5” x 14” paper.
Select ALL for Print Range, and the # of copies you would like to print out.
Under the “Page Scaling” please make sure you have selected “None.”
Do not check the “AutoRotate and Center” button.
Check the “Choose Paper size by PDF”checkbox.
Click OK to Print.

Certified To: MARGARETTE ALEXANDER AND WILSON ANDREW; CAPSTONE TITLE PARTNERS, LLC; OLD REPUBLIC NATIONAL TITLE INSURANCE COMPANY; ; .
its'successors and/or assigns as their interest may appear.



AFFILIATE
MEMBERS



M.E. LAND SURVEYING, INC.
10665 SW 190TH Street, Suite 3110 MIAMI, FL 33157
PHONE:(305) 740-3319 FAX #:(305) 669-3190 LB # 6463

WWW.MELANDSERVICES.COM







Title - TR12469 - Authorizing Four Week Vacation for Mayor and City Commission

A Resolution of the City Commission of the City of Tamarac, Florida, authorizing a four-week consecutive period (July 20, 2014 – August 17, 2014) during which time the City Commission will not schedule any regular meetings pursuant to Section 4.06 (a) of the City Charter; providing for conflicts; providing for severability; and providing an effective date.

ATTACHMENTS:

Description	Upload Date	Type
 TR12469 Memo	3/19/2014	Cover Memo
 TR12469 Resolution	3/19/2014	Resolution

**CITY OF TAMARAC
INTEROFFICE MEMORANDUM
CITY CLERK**

TO: Michael C. Cernech, City Manager DATE: March 19, 2014

**FROM: Patricia Teufel, CMC
City Clerk**

**RE: Temporary Resolution 12469–
Authorizing Four-Week Vacation
for Mayor and City Commission**

Recommendation: Approval of Temporary Resolution 12469 authorizing a four-week vacation for the Mayor and City Commission and that this item be placed on the April 9, 2014 agenda.

Issue: Four consecutive weeks during which the Mayor and City Commission will not schedule regular commission meetings.

Background: Section 4.06 (a) of the Tamarac Charter provides for determination of a four-week consecutive period during which the Mayor and City Commission will not hold regular city commission meetings. In order for the Mayor and City Commission to have ample time to review the budget it is suggested that the four-week period during which the Mayor and City Commission not hold regular meetings be scheduled from July 20, 2014 – August 17, 2014.

FISCAL IMPACT: There is no fiscal impact to the City.

CITY OF TAMARAC, FLORIDA

RESOLUTION NO. R-2014-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA, AUTHORIZING A FOUR-WEEK CONSECUTIVE PERIOD (July 20, 2014 – August 17, 2014) DURING WHICH TIME THE CITY COMMISSION WILL NOT SCHEDULE ANY REGULAR MEETINGS PURSUANT TO SECTION 4.06 (a) OF THE CITY CHARTER; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Tamarac Charter provides that the City Commission shall meet regularly at least twice a month, except during a four-week consecutive period to be determined by the City Commission; and

WHEREAS, the City Manager recommends that the vacation schedule of the City Commission be July 20, 2014 – August 17, 2014; and

WHEREAS, in order to comply with the City Charter, the City Commission of the City of Tamarac, Florida, deems it to be in the best interests of the citizens and residents of the City of Tamarac to approve the City Manager's recommendation to designate July 20, 2014 – August 17, 2014 as the four-week consecutive period during which the City Commission will not schedule any regular meetings.

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

SECTION 1: That 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: That pursuant to Section 4.06(a) of the Tamarac City Charter, the Tamarac City Commission hereby determines that the Commission will not schedule any regular meetings during the four-week consecutive period of_ July 20, 2014 – August 17, 2014.

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 adoption.

PASSED, ADOPTED AND APPROVED this day of , 2014.

Harry Dressler, Mayor

ATTEST:

Patricia Teufel, CMC
City Clerk

I HEREBY CERTIFY that
I have approved this
RESOLUTION as to form.



Samuel S. Goren
City Attorney



Title - TR12468 - Appointing One Regular Member to the Public Art Committee

A Resolution of the City Commission of the City of Tamarac, Florida, appointing one regular member to the Public Art Committee; providing for conflicts; providing for severability; and providing an effective date.

ATTACHMENTS:

Description	Upload Date	Type
 TR12468 - Resolution	3/25/2014	Resolution
 TR12468 Memo & Attachment	3/26/2014	Cover Memo

CITY OF TAMARAC, FLORIDA
RESOLUTION NO. R-2014-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA, APPOINTING ONE REGULAR MEMBER TO THE PUBLIC ART COMMITTEE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on June 8, 2011, the City Commission approved Resolution R2011-58, appointing five regular members to the Public Art Committee; and

WHEREAS, Marilyn Freire, an applicant appointed to serve as a regular member to the Public Art Committee resigned leaving a vacancy of one regular member on the Committee; and

WHEREAS, in accordance with §5-305 of the Tamarac Code, the City Commission shall appoint a qualified individual to the respective position to serve a term of two (2) years or until such time as new appointments are made; and

WHEREAS, the City Commission of the City of Tamarac, deems it to be in the best interest of the citizens and residents of the City of Tamarac to appoint one regular member to the Public Art Committee in accordance with the procedure set out in §5-305 of the Tamarac Code.

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

SECTION 1: That 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: That Brian Zambrano is hereby appointed to serve as a regular member of the Public Art Committee to serve a term of two (2) years or until such time as new appointments are made.

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 adoption.

PASSED, ADOPTED AND APPROVED this _____ day of April, 2014.

Harry Dressler, MAYOR

ATTEST:

RECORD OF CITY COMMISSION VOTE

PATRICIA TEUFEL
CITY CLERK

Mayor Dressler _____
Comm. Bushnell _____
V/M Gomez _____
Comm. Glasser _____
Comm. Placko _____

I HEREBY CERTIFY that I have
Approved this RESOLUTION as to form.

SAMUEL S. GOREN
CITY ATTORNEY

CITY OF TAMARAC
INTEROFFICE MEMORANDUM
CITY CLERK

TO: Michael C. Cernech, City Manager DATE: March 17, 2014

**FROM: Patricia Teufel,
City Clerk**

**RE: TR12468 - Appoint One (1)
Regular member to the Public
Art Committee**

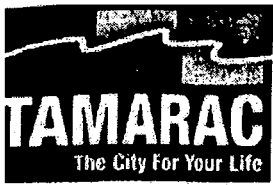
Recommendation: To appoint one (1) regular member to the Public Art Committee in accordance with Section 5-305 of the Code of Ordinances to serve a term of two (2) years or until such time as new appointments are made.

Issue: An appointed regular member to the Public Art Committee resigned, creating a vacancy on the Board.

Background: On September 7, 2010, the City Commission approved Ordinance 2010-017, defining a process for appointments to certain advisory boards and committees. On June 8, 2011 the City Commission approved Resolution R2011-58 appointing five regular members to the Public Art Committee. Marilyn Freire, an applicant appointed to serve as a regular member to the Public Art Committee resigned leaving a vacancy of one regular member on the Committee.

The City Clerk's Office ran two advertisements in the Sun-Sentinel newspaper in February, included detailed information on the City's webpage and sent letters to a targeted group of individuals to solicit interested applicants to serve on the Public Art Committee. Individuals who submitted applications were invited to attend an information session prior to the regular Public Art Committee meeting scheduled for February 18, 2014. Four applications were received and three individuals chose to attend the session. After careful review of the applications in terms of experience with public art programs, qualifications applicable to the requisite categories and responsibilities the staff and the Public Art Committee are recommending Brian Zambrano be appointed to fill the vacancy. Mr. Zambrano's application is attached. Copies of all applications are on file in the Office of the City Clerk.

Fiscal Impact: The appointment of a regular member to the Public Art Committee presents no fiscal impact to the City.



CITY OF TAMARAC APPLICATION FOR BOARD AND COMMITTEE APPOINTMENTS

Service on an advisory Board or Committee provides citizens with an opportunity to help shape future policy and strategic direction for the City of Tamarac. Tamarac residents are cordially invited to apply for appointment by the City Commission to a Board or Committee. Advisory board and committee members are voluntary positions and serve without benefit of compensation.

2011 FEB 14 PM 3:01
RECEIVED
CITY OF TAMARAC
CITY CLERK

Please check Boards/Committees for which you wish to be considered:

☐ Investment Advisory Committee ☐ Parks and Recreation Board
☐ Planning Board ☒ Public Art Committee
☐ Veteran's Affairs Committee ☐ Other (Please specify): _____

Application is for: ☐ Reappointment ☒ New appointment

PERSONAL:

Name: BRIAN ZAMBRANO Telephone Number: 954-249-3888

Home Address: 8120 NW 71 AVE Zip Code: 33321

Length of Residence in Tamarac (If applicable) 8 Years Months

Length of Time as Business Person in Tamarac (If applicable) 2 Years Months

Mail Address: gufster18@gmail.com

Development/Section Name and Number: Westwood 17

Commission District Number: 3 Voting Precinct Number: J012

EDUCATION:

Name and location of High School: BOYD H. ANDERSON HIGH - LAUDERDALE LAKES, FL

College (if appropriate): University of Florida

Years Completed: 4 Degree: Bachelor of Arts

Field of Study: Architecture

Other professional or technical training (Name of school, course name, etc.): Masters degree from
FLORIDA INTERNATIONAL University in Architecture.

EMPLOYMENT:

Current or most recent employer: BUSINESS OWNER - BRIAN ZAMBRANO and ASSOCIATES INC.

Address: 1107 SUSSEX DRIVE N. LAUDERDALE FL 33068

Position: PRESIDENT - Architect Years of Service: 10 years

Duties: PLAN DEVELOPMENT, CONSULTATIONS, PERMIT MANAGEMENT

OTHER QUALIFICATIONS:

Please provide a brief statement outlining why you wish to potentially serve on the applicable advisory boards and/or committees selected. In addition, please feel free to attach a copy of your resume or vita (optional): _____

I believe my experience and education in Architecture, Urban planning, and construction would bring a new perspective to the committee and be a great benefit.

MEMBERSHIPS:

Completion of this section is optional. The information will be helpful to the press if you are appointed; however, it is not a prime factor in making appointments.

Tamarac Organization

Years Member

Office Held (if any)

Outside City of Tamarac

ACKNOWLEDGMENT

I understand that in accordance with the Florida Sunshine Law, this information will be posted for public review and I waive any objection to such publication.

I understand that appointment to any of the positions indicated above is a voluntary service, with no compensation benefits.

If appointed, I agree to faithfully and fully perform the duties of my office, will make every endeavor to serve my full term, and will comply with all laws or ordinances of the City of Tamarac, Broward County and the State of Florida, particularly those pertaining to the conduct of public office and related financial disclosure requirements, if applicable to my position. I further agree to take the applicable statutory oath. I understand that if appointed, I must take the oath of office prescribed in the Florida Statutes.

Section 2-56 of the Tamarac Code provides each member of a board or committee of the City of Tamarac shall be a resident of the city. Failure to be a resident of the city shall result in forfeiture of the position on the board or committee. This section does not apply to staff appointed to a board, committee or commission as part of their work responsibilities. At their discretion, the Tamarac City Commission may waive the requirements of this section.


Signature of Applicant

2-13-14
Date

PLEASE RETURN THIS APPLICATION TO THE CITY CLERK'S OFFICE FOR PROCESSING.
City of Tamarac, 7525 Northwest 88 Avenue, Tamarac, FL 33321-2401 (954) 597-3505

NAME: BRIAN ZAMBRANO

DATE: 2-13-14

**APPLICANT TRAINING AND EXPERIENCE
CITY OF TAMARAC PUBLIC ART COMMITTEE**

Please describe your experience, education and credentials in one or more of the following disciplines:

landscape architecture, urban planning, engineering, or a related design discipline:

With my BA and MA in Architecture and working in the field since 2003, I have experience in landscape architecture, urban planning, engineering, as well as civil engineering, construction, structural engineering, historical conservation, green technologies, and more. I have accumulated these qualifications from hundreds of projects I have been involved or lead.

Describe your experience, education and credentials as a professional artist:

I would not classify myself as a professional artist, However I do paint and have shown work at the local Bear and Bird Gallery. I also have experience in Digital Graphics, Photography, and fiberglass sculpting, airbrushing, and sewing. As for education, I have taken courses in modern arts and art history. I am also knowledgeable in Architectural history and strategies.

Describe your experience, education and knowledge in the field of public art, education, or community affairs:

My experience in the public arts world can be described as helping facilitate local artist to design and construct their displays for events like ART-BASEL. And as for community affairs, ~~the closest~~ I have experience in Hollywood, FL designing and installing bus stop stations for a client.

Describe your association/relationship with the development community:

I have no association with the development community at this time. My projects are a one on one case bases. I did have a relationship with the development community in Hollywood, FL as a Designer and Architect.

Are you able to meet during a weekday?





Yes ☒ No ☐



Title - TO 2296 - BUDGET AMENDMENT #1

Motion to adopt an Ordinance of the City Commission of the City of Tamarac, Florida, **on first reading** amending Ordinance 2013-16, which adopted the City of Tamarac Operating Budget, Revenues and Expenditures, the Capital Budget, and the Financial Policies for the Fiscal Year 2014, by increasing the Total Revenues and Expenditures by a total of \$23,183,772 as detailed in Attachment A attached hereto and summarized in Attachment B; providing for conflicts; providing for severability; providing for an effective date.

ATTACHMENTS:

Description	Upload Date	Type
 TO 2296 - MEMO	3/27/2014	Cover Memo
 TO 2296 - ORDINANCE	3/27/2014	Ordinance
 TO 2296 - ATTACHMENT A	3/27/2014	Backup Material
 TO 2296 - ATTACHMENT B	3/27/2014	Backup Material

CITY OF TAMARAC
INTEROFFICE MEMORANDUM
FINANCE DEPARTMENT
ADMINISTRATION DIVISION

TO: Michael C. Cernech
City Manager

DATE: March 27, 2014

FROM: Mark C. Mason, Director of
Financial Services



RE: TO 2296 Amending
Ordinance 2013-16 FY 2014
Budget

Recommendation:

I recommend approval of TO 2296 amending Ordinance 2013-16 which adopted the FY 2014 Annual Budget, in the amount of \$23,183,772 from \$130,733,093 to \$153,916,865.

Issue:

On September 19, 2013, the City Commission adopted Ordinance 2013-16 which adopted the annual Operating Budget, Revenues and Expenditures, Capital Budget and Financial Policies for Fiscal Year 2014. Pursuant to Section 166.241(3), a municipality may amend its budget at any time during the course of the year or within 60 days following the end of the fiscal year. In addition, if any fund is increased or decreased then the budget amendment must be adopted in the same manner as the original budget unless otherwise specified in the charter of the respective municipality. The original budget was adopted via ordinance and the City of Tamarac's charter is silent on the subject matter.

Background:

Following is a summary of the recommended adjustments to the Fiscal Year 2014 Budget.

FUND TYPE	Adpoted Budget		Amendment #1	
	Ord. 2013-16	Change	TO #2296	
General Fund	\$ 49,996,166	\$ 1,481,609	\$	51,477,775
Special Revenue Funds	\$ 26,186,737	\$ 91,449	\$	26,278,186
Debt Service Funds	\$ 2,744,038	\$ -	\$	2,744,038
Capital Project Funds	\$ 9,620,226	\$ 16,620,000	\$	26,240,226
Enterprise Funds	\$ 35,476,417	\$ 3,690,714	\$	39,167,131
Internal Service Funds	\$ 6,709,509	\$ 1,300,000	\$	8,009,509
Total	\$ 130,733,093	\$ 23,183,772	\$	153,916,865

Amendments to the Budget generally reflect actions approved by the City Commission since the budget was adopted but not included in the original budget due to their unknown nature at the time, allocation of encumbrances, i.e. purchases approved in one fiscal year and being paid in the following fiscal year, transfer of funds from a Non-Departmental account to other departments in the General Fund, and items that have been evaluated for recommended inclusion in the current year budget due to updated information, debt issuances and additional capital improvements that have been identified and recommended to be started in the current year due to timing, pricing, etc.

Since the beginning of the fiscal year, the City Commission has approved a number of resolutions that affect the budget for allocation of grant funding, additional funding for certain operating and capital expenditures, executed two utility developer's agreements for Park Place at Woodmont and Chartwell Memory Care, and authorized a contract for the management of Colony West Golf Club and approving certain start-up and capital expenditures for re-opening the club.

The City also issued a \$20 million Taxable Redevelopment Revenue Note, Series 2013 as a line of credit with PNC Bank. The 2013 line of credit replaces and refunded the Taxable Redevelopment Note, Series 2011 as well as refunding expenditures paid in previous years for the development and redevelopment of Tamarac Village. The line of credit bears a variable interest rate equal to one (1) month LIBOR rate plus 1.10% per annum which is 0.25% less than the 2011. Included in this budget amendment is the debt proceeds and offsetting expenses, increasing the budget by \$16,620,000, or 71.7% of the amendment.

In addition, as noted above, one grant was approved in the amount of \$17,157 for the reallocation of unused or reimbursed funds for the CDBG Program from prior years. Also, a number of items have been evaluated for inclusion in the amendment and are enumerated below.

General Fund adjustments to the budget include the following:

- Transferring the budget for encumbrances from non-departmental to the departmental budgets to which they apply in the amount of \$219,870. In addition, at the end of the year additional encumbrances that exceeded the original estimate of \$175,769, were rolled into FY 2014 and require adjustments to the departmental budgets with an offsetting decrease in contingency.
- Increasing Human Resources for the acquisition of a LiveScan Fingerprint Station with camera in the amount of \$17,000 for the purposes of doing regular and level 2 employee background checks. This acquisition is offset by a donation of \$3,000 from the P.A.R.O.T. Foundation and a decrease in Non-departmental Contingency budget.
- Increase Department of Community Development's Budget in the amount of \$150,000 for the purpose of funding a comprehensive re-write of the City's Land Development Regulations and an update of the City's Comprehensive Plan to fully facilitate and implement the findings and recommendations of the

Commercial Arterial and Redevelopment Studies. The funding for this recommended item is from the Non-Departmental Contingency budget.

- Increase Public Services Department Budget in the amount of \$141,362 to fund, on a partial year, the cost of two additional crews and associated operating expenses for the Curbing and Sidewalk Pressure Cleaning program. The funding for this request is from the Non-Departmental Contingency budget
- Increase transfers out from the Non-Departmental budget in the amount of 1,500,000 to the Golf Course Fund for the purpose of funding the start-up expenses, equipment acquisition, various improvements to the club house, cart barn, maintenance building and other parts of the course, and for golf carts. This is offset by an appropriation from fund balance.
- Decrease the general fund revenue in the amount of \$21,391 as a result of corrections to the PILOT (payments in lieu of taxes) revenue from the Stormwater and Utilities funds.

Fire Rescue Fund adjustment to the budget includes the following:

- Increase revenues and expenditures in the amount of \$2,500 for the Florida Municipal Insurance Trust Matching Safety Grant Fund program.

Law Enforcement Trust Fund adjustment to the budget includes the following:

- Increase revenues and expenditures for an encumbrance in the amount of \$10,000 representing the remaining amount appropriated in FY 2013 for additional specialized training.

Golf Course Fund adjustments to the budget includes the following:

- Increase revenues and expenditures in the amount of \$1,956,710 representing the first year budget for the Colony West Golf Club.
- Increase transfer in and capital and other non-operating expenditures in the amount of \$1,500,000 representing the transfer in from the general fund for one-time expenditures for capital equipment, start-up expenses, and various improvements to the golf course facilities in supporting the effort to re-open Colony West Golf Course.

Stormwater Fund adjustment to the budget includes the following:

- Increase operating expenses, capital outlay and increase appropriation for net assets in the amount of \$116,304 for encumbrances brought forward from FY 2013 for contracts entered into in FY 2013 and completed in FY 2014.

Utilities Fund adjustment to the budget includes the following:

- Increase CIAC (Contribution in Aid of Construction) Revenue and Reserves reflecting Utility Development agreements for Park Place at Woodmont, \$86,500 and Chartwell Memory Care, \$31,200.

Internal Service Funds adjustments to the budget include the following:

- Pursuant to R-2013-121, the Risk Fund is transferring \$650,000 from the Risk Fund to the Health Insurance Fun in support of Health Care Claims for calendar year 2014 as a result in reserve requirements in the second year of the contract. It is anticipated that these funds will be recovered over the remainder of the contract.

Personnel adjustments to the budget include the following:

- Increase Public Services Department – Increase budget to reflect two additional Groundskeeper II positions for the Curb and Sidewalk Pressure Cleaning Program. As noted above, this will be offset by a decrease in Non-Departmental Contingency.
- Building Department – Increase budget to reflect one full-time Structural Inspector in the amount of \$61,792 representing 8 months projection offset by an increase in appropriation from fund balance.

The Attachments to the budget amendment provide detailed information for all adjustments included in the amendment. Specifically, Attachment A provides the information regarding increases and decreases as well as the amended budget amount with a reference to Attachment B that provides the detail associated with each adjustment. A presentation will be made supporting the recommended adjustments.

ORDINANCE NO. 2014- _____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA, AMENDING ORDINANCE 2013-16, WHICH ADOPTED THE CITY OF TAMARAC OPERATING BUDGET, REVENUES AND EXPENDITURES, THE CAPITAL BUDGET, AND THE FINANCIAL POLICIES FOR THE FISCAL YEAR 2014, BY INCREASING THE TOTAL REVENUES AND EXPENDITURES BY A TOTAL OF \$23,183,772 AS DETAILED IN ATTACHMENT A ATTACHED HERETO AND SUMMARIZED IN ATTACHMENT B; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Tamarac, pursuant to Section 200.065, Florida Statutes adopted its Operating Budget, Revenues and Expenditures, the Capital Budget and the Financial Policies for the Fiscal Year 2014 by approving Ordinance 2013-16 on September 19, 2013; and

WHEREAS, the City Commission desires to amend its Operating Budget, Revenues and Expenditures and Capital Budget pursuant to Section 166.241(3).

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA, AS FOLLOWS:

Section 1. The foregoing "WHEREAS" clauses are true and correct and are hereby ratified and confirmed by the City Commission.

Section 2. City of Tamarac Ordinance 2013-16 which adopted the City of Tamarac Operating Budget, Revenues and Expenditures, the Capital Budget and the Financial Policies for the Fiscal Year 2014, is hereby amended as detailed in Attachment "A" and summarized in Attachment "B," both of which are attached hereto and incorporated herein.

Section 3. All ordinances or parts of ordinances, or resolutions or parts of resolutions, in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. If any clause, section, or other part or application of this Ordinance shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part or application shall be considered as eliminated and so not affecting the remaining portions or applications remaining in full force and effect.

Section 5. This Ordinance shall become effective immediately after its adoption by the Tamarac City Commission.

PASSED, FIRST READING this _____ day of _____, 2014.

PASSED, SECOND READING this _____ day of _____, 2014.

ATTEST: BY: _____
MAYOR HARRY DRESSLER

PAT TUEFEL, CMC
CITY CLERK

RECORD OF COMMISSION VOTE: 1ST Reading

MAYOR DRESSLER	_____
DIST 1: COMM. BUSHNELL	_____
DIST 2: V/M. GOMEZ	_____
DIST 3: COMM. GLASSER	_____
DIST 4: COMM. PLACKO	_____

I HEREBY CERTIFY that
I have approved this
ORDINANCE as to form:

SAMUEL S. GOREN
CITY ATTORNEY

RECORD OF COMMISSION VOTE: 2ND Reading

MAYOR DRESSLER	_____
DIST 1: COMM. BUSHNELL	_____
DIST 2: V/M. GOMEZ	_____
DIST 3: COMM. GLASSER	_____
DIST 4: COMM. PLACKO	_____

CITY OF TAMARAC, FLORIDA
FY 2014 BUDGET
ATTACHMENT TO TEMPORARY ORDINANCE 2296

ATTACHMENT A

FUND	FY 2014 BUDGET ORDINANCE TO 2296	BA #1 INCREASE	Reference - Exhibit B	BA #1 (DECREASE)	AMENDED BUDGET #1	BA #1 NET CHANGE
General Fund						
Revenues						
Taxes	\$ 26,090,672				\$ 26,090,672	\$ -
Licenses & Permits	4,980,325				4,980,325	-
Intergovernmental Revenue	7,269,690	(21,391)	#9		7,248,299	(21,391)
Charges for Services	1,527,758				1,527,758	-
Fines & Forfeitures	410,700				410,700	-
Miscellaneous	920,633	3,000	#3		923,633	3,000
Appropriation From Fund Balance	1,663,981	1,500,000	#7		3,163,981	1,500,000
Other Sources	5,551,774				5,551,774	-
Total General Fund Revenue	\$ 48,415,533	\$ 1,481,609		\$ -	\$ 49,897,142	\$ 1,481,609
Expenditures						
City Commission	\$ 585,021				\$ 585,021	\$ -
City Manager	1,517,105	4,271	#1		1,521,376	4,271
City Attorney	590,580	8,490	#1		599,070	8,490
City Clerk	545,039	27,758	#1		572,797	27,758
Finance	2,698,973				2,698,973	-
Human Resources	1,111,724	34,667	#1			
		17,000	#3		1,163,391	51,667
Community Development	1,867,270				1,867,270	-
Police	13,478,058	150,000	#4		13,628,058	150,000
Public Services	6,862,018	11,308	#1			
		141,362	#5		7,014,688	152,670
Parks & Recreation	4,681,359	92,873	#1		4,774,232	92,873
Information Technology	1,731,289	40,503	#1		1,771,792	40,503
Non-Departmental	12,747,097		#1	219,870		
			#3	14,000		
			#5	141,362		
			#4	150,000		
		1,500,000	#7			
			#9	21,391	13,700,474	953,377
Total General Fund Expenditures	\$ 48,415,533	\$ 2,028,232		\$ 546,623	\$ 49,897,142	\$ 1,481,609
Red Light Cameras						
Revenues						
Fines & Forfeitures	\$ 1,502,133				\$ 1,502,133	\$ -
Miscellaneous	78,500				78,500	-
Total Red Light Cameras Revenue	\$ 1,580,633	\$ -		\$ -	\$ 1,580,633	\$ -
Expenditures						
Personal Services	\$ 50,000				\$ 50,000	\$ -
Operating Expenses	1,530,633				1,530,633	-
Total Red Light Cameras Expenditures	\$ 1,580,633	\$ -		\$ -	\$ 1,580,633	\$ -
Fire Rescue Fund						
Revenues						
Intergovernmental Revenue	\$ 44,500				\$ 44,500	\$ -
Emergency Service Fees	2,147,030				2,147,030	-
Interest Income	31,000				31,000	-
Special Assessment	10,751,291				10,751,291	-
Contributions & Donations		2,500	#2		2,500	2,500
Interfund Transfers	6,342,109				6,342,109	-
Other Sources	563,580				563,580	-
Total Fire Rescue Fund Revenue	\$ 19,879,510	\$ 2,500		\$ -	\$ 19,882,010	\$ 2,500
Expenditures						
Personal Services	\$ 15,246,672				\$ 15,246,672	\$ -
Operating Expenses	1,273,056				1,273,056	-
Capital Outlay	763,141	2,500	#2		765,641	2,500
Other Uses	2,344,511				2,344,511	-
Debt Service	252,130				252,130	-
Total Fire Rescue Fund Expenditures	\$ 19,879,510	\$ 2,500		\$ -	\$ 19,882,010	\$ 2,500
Law Enforcement Trust-State Fund						
Revenues						
Charges for Service	\$ 10,000		#1		\$ 10,000	\$ 10,000
Total Law Enforcement Trust-State Fund Revenues	\$ -	\$ 10,000		\$ -	\$ 10,000	\$ 10,000
Expenditures						
Operating		10,000	#1		\$ 10,000	\$ 10,000
Total Law Enforcement Trust-State Fund Expenditures	\$ -	\$ 10,000		\$ -	\$ 10,000	\$ 10,000

CITY OF TAMARAC, FLORIDA
FY 2014 BUDGET
ATTACHMENT TO TEMPORARY ORDINANCE 2296

ATTACHMENT A

FUND	FY 2014 BUDGET ORDINANCE TO 2296	BA #1 INCREASE	Reference - Exhibit B	BA #1 (DECREASE)	AMENDED BUDGET #1	BA #1 NET CHANGE
Public Art Fund						
Revenues						
Charges for Service	\$ 50,000				\$ 50,000	\$ -
Interest Income	15,000				15,000	-
Appropriation From Fund Balance	1,435,000				1,435,000	-
Total Public Art Fund Revenues	\$ 1,500,000	\$ -		\$ -	\$ 1,500,000	\$ -
Expenditures						
Contingency	\$ 1,497,400				\$ 1,497,400	\$ -
Reserve	2,600				2,600	-
Total Public Art Fund Expenditures	\$ 1,500,000	\$ -		\$ -	\$ 1,500,000	\$ -
Local Option Gas Tax 3-Cents Fund						
Revenues						
Taxes	\$ 364,367				\$ 364,367	\$ -
Appropriation From Fund Balance	1,117,114				1,117,114	-
Total Local Option Gas Tax Revenue	\$ 1,481,481	\$ -		\$ -	\$ 1,481,481	\$ -
Expenditures						
Reserve	\$ 1,481,481				\$ 1,481,481	\$ -
Total Local Option Gas Tax Expenditures	\$ 1,481,481	\$ -		\$ -	\$ 1,481,481	\$ -
Building Fund						
Revenues						
Licenses & Permits	\$ 2,062,000				\$ 2,062,000	\$ -
Charges for Services	8,500				8,500	-
Fines & Forfeitures	201,000				201,000	-
Interest Income	2,000				2,000	-
Appropriation From Fund Balance	72,811	61,792	#5		134,603	61,792
Total Building Fund Revenues	\$ 2,346,311	\$ 61,792		\$ -	\$ 2,408,103	\$ 61,792
Expenditures						
Personal Services	\$ 1,708,689	\$ 61,792	#5		\$ 1,770,481	\$ 61,792
Operating Expenses	153,765				153,765	-
Capital Outlay	12,375				12,375	-
Other Uses	471,482				471,482	-
Total Building Fund Expenditures	\$ 2,346,311	\$ 61,792		\$ -	\$ 2,408,103	\$ 61,792
RCMP Grant Fund						
Revenues						
Intergovernmental Revenue	\$ 150,000				\$ 150,000	\$ -
Total RCMP Revenues	\$ 150,000	\$ -		\$ -	\$ 150,000	\$ -
Expenditures						
Operating Expenses	\$ 150,000				\$ 150,000	\$ -
Total RCMP Expenditures	\$ 150,000	\$ -		\$ -	\$ 150,000	\$ -
Community Development Block Grant (CDBG) Fund						
Revenues						
Intergovernmental Revenue	\$ 369,060	\$ 12,306	01/08/2014 C		\$ 381,366	\$ 12,306
Miscellaneous		4,851	01/08/2014 C		4,851	4,851
Total CDBG Revenues	\$ 369,060	\$ 17,157		\$ -	\$ 386,217	\$ 17,157
Expenditures						
Personal Services	\$ 127,227				\$ 127,227	\$ -
Operating Expenses	211,833	17,157	01/08/2014 C		228,990	17,157
Capital Outlay	30,000				30,000	-
Total CDBG Expenditures	\$ 369,060	\$ 17,157		\$ -	\$ 386,217	\$ 17,157
State Housing Initiative Program Fund						
Revenues						
Intergovernmental Revenue	\$ 85,626				\$ 85,626	\$ -
Total State Housing Initiative Revenues	\$ 85,626	\$ -		\$ -	\$ 85,626	\$ -
Expenditures						
Personal Services	\$ 2,570				\$ 2,570	\$ -
Other Uses	83,056				83,056	-
Total State Housing Initiative Expenditures	\$ 85,626	\$ -		\$ -	\$ 85,626	\$ -

CITY OF TAMARAC, FLORIDA
FY 2014 BUDGET
ATTACHMENT TO TEMPORARY ORDINANCE 2296

ATTACHMENT A

FUND	FY 2014 BUDGET ORDINANCE TO 2296	BA #1 INCREASE	Reference - Exhibit B	BA #1 (DECREASE)	AMENDED BUDGET #1	BA #1 NET CHANGE
Home (HUD) Fund						
Revenues						
Intergovernmental Revenue	\$ 74,749			\$ 74,749	\$ -	
Total Home (HUD) Revenues	\$ 74,749	\$ -		\$ - \$ 74,749	\$ -	
Expenditures						
Operating Expenses	\$ 69,749			\$ 69,749	\$ -	
Reserves	5,000			5,000	-	
Total Home (HUD) Expenditures	\$ 74,749	\$ -		\$ - \$ 74,749	\$ -	
Neighborhood Stab. Grant 3						
Revenues						
Intergovernmental Revenue	\$ 300,000			\$ 300,000	\$ -	
Total Neighborhood Stab. Grant 3 Revenues	\$ 300,000	\$ -		\$ - \$ 300,000	\$ -	
Expenditures						
Personal Services	\$ 29,769			\$ 29,769	\$ -	
Operating Expenses	270,231			\$ 270,231	-	
Total Neighborhood Stab. Grant 3 Expenditures	\$ 300,000	\$ -		\$ - \$ 300,000	\$ -	
General Obligation (GO) Debt Service						
Revenues						
Taxes	\$ 263,138			\$ 263,138	\$ -	
Interest Income	600			600	-	
Total GO Debt Service Revenues	\$ 263,738	\$ -		\$ - \$ 263,738	\$ -	
Expenditures						
Debt Service	\$ 263,738			\$ 263,738	\$ -	
Total GO Debt Service Expenditures	\$ 263,738	\$ -		\$ - \$ 263,738	\$ -	
Revenue Bond Fund						
Revenues						
Interest Income	\$ 5,000			\$ 5,000	\$ -	
Interfund Transfers	2,475,300			2,475,300	-	
Total Revenue Bond Fund Revenues	\$ 2,480,300	\$ -		\$ - \$ 2,480,300	\$ -	
Expenditures						
Debt Service	\$ 2,480,300			\$ 2,480,300	\$ -	
Total Revenue Bond Fund Expenditures	\$ 2,480,300	\$ -		\$ - \$ 2,480,300	\$ -	
Capital Equipment Fund						
Revenues						
Interfund Transfers	\$ 297,000			\$ 297,000	\$ -	
Appropriation From Fund Balance	706,000			706,000	-	
Total Capital Equipment Fund Revenues	\$ 1,003,000	\$ -		\$ - \$ 1,003,000	\$ -	
Expenditures						
Capital Outlay	\$ 1,003,000			\$ 1,003,000	\$ -	
Total Capital Equipment Fund Expenditures	\$ 1,003,000	\$ -		\$ - \$ 1,003,000	\$ -	
Golf Course CIP Fund						
Revenues						
Miscellaneous	\$ 125,000			\$ 125,000	\$ -	
Total Golf Course CIP Fund Revenues	\$ 125,000	\$ -		\$ - \$ 125,000	\$ -	
Expenditures						
Reserves	\$ 125,000			\$ 125,000	\$ -	
Total Golf Course CIP Fund Expenditures	\$ 125,000	\$ -		\$ - \$ 125,000	\$ -	
General Capital Improvements Fund						
Revenues						
Intergovernmental Revenue	\$ 250,000			\$ 250,000	\$ -	
Appropriation From Fund Balance	2,331,000			2,331,000	-	
Total Gen. Capital Improvements Revenues	\$ 2,581,000	\$ -		\$ - \$ 2,581,000	\$ -	
Expenditures						
Capital Outlay	\$ 2,481,000			\$ 2,481,000	\$ -	
Contingency	100,000			100,000	-	
Total Gen. Capital Improvements Expenditures	\$ 2,581,000	\$ -		\$ - \$ 2,581,000	\$ -	

CITY OF TAMARAC, FLORIDA
FY 2014 BUDGET
ATTACHMENT TO TEMPORARY ORDINANCE 2296

ATTACHMENT A

FUND	FY 2014 BUDGET ORDINANCE TO 2296	BA #1 INCREASE	Reference - Exhibit B	BA #1 (DECREASE)	AMENDED BUDGET #1	BA #1 NET CHANGE
Corridor Improvement Fund						
Revenues						
Interfund Transfers	\$ 1,000,000				\$ 1,000,000	\$ -
Total Corridor Improvement Fund Revenues	\$ 1,000,000	\$ -		\$ -	\$ 1,000,000	\$ -
Expenditures						
Capital Outlay	\$ 1,000,000				\$ 1,000,000	\$ -
Total Corridor Improvement Fund Expenditures	\$ 1,000,000	\$ -		\$ -	\$ 1,000,000	\$ -
Public Service Facilities Fund						
Revenues						
Intergovernmental Revenue	\$ 1,216,740				\$ 1,216,740	\$ -
Interest Income	25,000				25,000	-
Appropriation From Fund Balance	418,904				418,904	-
Total Public Service Facilities Revenues	\$ 1,660,644	\$ -		\$ -	\$ 1,660,644	\$ -
Expenditures						
Operating Expenditures	\$ 40,144				\$ 40,144	\$ -
Capital Outlay	1,620,500				1,620,500	-
Total Public Service Facilities Expenditures	\$ 1,660,644	\$ -		\$ -	\$ 1,660,644	\$ -
CIP 05 Revenue Bond Fund						
Revenues						
Appropriation From Fund Balance	\$ 3,000,000				\$ 3,000,000	\$ -
Total CIP 05 Revenue Bond Fund Revenues	\$ 3,000,000	\$ -		\$ -	\$ 3,000,000	\$ -
Expenditures						
Capital Outlay	\$ 3,000,000				\$ 3,000,000	\$ -
Total CIP 05 Revenue Bond Fund Expenditures	\$ 3,000,000	\$ -		\$ -	\$ 3,000,000	\$ -
Tamarac Village Fund						
Revenues						
Other Sources		\$ 16,620,000	#8		\$ 16,620,000	\$ 16,620,000
Appropriation From Fund Balance	250,582				250,582	-
Total Tamarac Village Fund Revenues	\$ 250,582	\$ 16,620,000		\$ -	\$ 16,870,582	\$ 16,620,000
Expenditures						
Debt Service	\$ 250,582	\$ 16,620,000	#8		\$ 16,870,582	\$ 16,620,000
Total Tamarac Village Fund Expenditures	\$ 250,582	\$ 16,620,000		\$ -	\$ 16,870,582	\$ 16,620,000
Stormwater Management Fund						
Revenues						
Stormwater Drainage Fees	\$ 5,005,098				\$ 5,005,098	\$ -
Investment Income & Misc Rev	55,000				55,000	-
Interfund Transfers	320,249				320,249	-
Appropriation From Fund Balance	966,611	116,304	#1		1,082,915	116,304
Total Stormwater Management Revenues	\$ 6,346,958	\$ 116,304		\$ -	\$ 6,463,262	\$ 116,304
Expenses						
Personal Services	\$ 1,614,664				\$ 1,614,664	\$ -
Operating Expenses	2,119,616	2,125	#1		2,121,741	2,125
Capital Outlay	812,500	114,179	#1		926,679	114,179
Other Uses	1,366,611				1,366,611	-
Debt Service	399,400				399,400	-
Contingency	34,167				34,167	-
Total Stormwater Management Expenditures	\$ 6,346,958	\$ 116,304		\$ -	\$ 6,463,262	\$ 116,304
Stormwater Capital Project						
Revenues						
Interfund Transfers	\$ 1,366,611				\$ 1,366,611	\$ -
Total Stormwater Capital Project Fund Revenues	\$ 1,366,611	\$ -		\$ -	\$ 1,366,611	\$ -
Expenditures						
Capital Outlay	\$ 1,366,611				\$ 1,366,611	\$ -
Total Stormwater Capital Project Fund Expenditures	\$ 1,366,611	\$ -		\$ -	\$ 1,366,611	\$ -

CITY OF TAMARAC, FLORIDA
FY 2014 BUDGET
ATTACHMENT TO TEMPORARY ORDINANCE 2296

ATTACHMENT A

FUND	FY 2014 BUDGET ORDINANCE TO 2296	BA #1 INCREASE	Reference - Exhibit B	BA #1 (DECREASE)	AMENDED BUDGET #1	BA #1 NET CHANGE
Utilities Fund						
Revenues						
Charges for Services	\$ 23,900,348				\$ 23,900,348	\$ -
Interest Income	65,000				65,000	-
Miscellaneous	7,000				7,000	-
Total Utilities Fund Revenues	\$ 23,972,348	\$ -		\$ -	\$ 23,972,348	\$ -
Expenses						
Personal Services	\$ 5,330,030				\$ 5,330,030	\$ -
Operating Expenses	12,580,108				12,580,108	-
Capital Outlay	770,900				770,900	-
Other Uses	3,806,844				3,806,844	-
Debt Service	904,000				904,000	-
Contingency	426,866				426,866	-
Reserves	153,600				153,600	-
Total Utilities Fund Expenses	\$ 23,972,348	\$ -		\$ -	\$ 23,972,348	\$ -
Utilities C.I.A.C. Fund						
Revenues						
Interest Income	\$ 500				\$ 500	\$ -
Miscellaneous		86,500	10/23/2013 A 01/08/2014 B		86,500	86,500
		31,200			31,200	31,200
Total Utilities C.I.A.C. Fund Revenues	\$ 500	\$ 117,700		\$ -	\$ 118,200	\$ 117,700
Expenses						
Reserves	\$ 500	86,500	10/23/2013 A 01/08/2014 B		87,000	86,500
		31,200			31,200	31,200
Total Utilities C.I.A.C. Fund Expenses	\$ 500	\$ 117,700		\$ -	\$ 118,200	\$ 117,700
Utilities Construction Fund						
Revenues						
Interfund Transfers	\$ 3,790,000				\$ 3,790,000	\$ -
Total Utilities Construction Fund Revenues	\$ 3,790,000	\$ -		\$ -	\$ 3,790,000	\$ -
Expenses						
Capital Outlay	\$ 3,790,000				\$ 3,790,000	\$ -
Total Utilities Construction Fund Expenses	\$ 3,790,000	\$ -		\$ -	\$ 3,790,000	\$ -
Colony West Golf Course						
Revenues						
Charges for Services	\$ 1,956,710		#6		\$ 1,956,710	\$ 1,956,710
Operating Transfer	1,500,000		#7		\$ 1,500,000	\$ 1,500,000
Total Colony West Golf Course Fund Revenues	\$ -	\$ 3,456,710		\$ -	\$ 3,456,710	\$ 3,456,710
Expenses						
Operating Expenses	\$ 1,956,710		#6		\$ 1,956,710	\$ 1,956,710
Capital Outlay	1,500,000		#7		1,500,000	1,500,000
Total Colony West Golf Course Fund Expenses	\$ -	\$ 3,456,710		\$ -	\$ 3,456,710	\$ 3,456,710
Health Insurance Fund						
Revenues						
Charges for Services	\$ 4,107,250				\$ 4,107,250	\$ -
Transfer in from Risk Fund		650,000	#10		650,000	650,000
Total Health Insurance Fund Revenues	\$ 4,107,250	\$ 650,000		\$ -	\$ 4,757,250	\$ 650,000
Expenses						
Operating Expenses	\$ 3,949,922				\$ 3,949,922	\$ -
Contingency	157,328				157,328	-
Reserves for Claims		650,000	#10		650,000	650,000
Total Health Insurance Fund Expenses	\$ 4,107,250	\$ 650,000		\$ -	\$ 4,757,250	\$ 650,000
Risk Management Fund						
Revenues						
Charges for Services	\$ 1,297,080				\$ 1,297,080	\$ -
Interest Income	50,000				50,000	-
Miscellaneous	15,000				15,000	-
Appropriation from Net Assets	1,240,179	650,000	#10		1,890,179	650,000
Total Risk Management Fund Revenues	\$ 2,602,259	\$ 650,000		\$ -	\$ 3,252,259	\$ 650,000
Expenses						
Personal Services	\$ 381,235				\$ 381,235	\$ -
Operating Expenses	1,971,024				1,971,024	-
Transfer Out to Health Fund		650,000	#10		650,000	650,000
Contingency	250,000				250,000	-
Total Risk Management Fund Expenses	\$ 2,602,259	\$ 650,000		\$ -	\$ 3,252,259	\$ 650,000
Total FY14 Budget	\$ 130,733,093				\$ 153,916,865	\$ 23,183,772

FY 2014 BUDGET AMENDMENT #1			
BA#	Item	Summary of Adjustments	Dollar Amount
Approved 10/23/2013			
	A	Approved Temporary Resolution 12387 - Acceptance and execution of a Water and Sewer Developer's Agreement with Klemow Park Place at Woodmont for the Park Place at Woodmont Project	
		Increase revenue and reserve	86,500
Approved 01/08/2014			
	B	Approved Temporary Resolution 12435 - Acceptance and execution of a Water and Sewer Developer's Agreement with Tamarac Acquisition, LLC for the Chartwell Memory Care Project	
		Increase revenue and reserve	31,200
Approved 01/08/2014			
	C	Approved Temporary Resolution 12420 - Approval for reallocation of funding for projects approved through the US Dept. of HUD FY 2013/14 CDBG Program	
		Increase revenue and expenditures	17,157
SUBTOTAL ITEMS PREVIOUSLY APPROVED BY CITY COMMISSION AT THE ABOVE INDICATED MEETINGS			\$ 134,857
#1	Encumbrance Roll		
	General Fund:		
	Increase appropriation from fund balance and expenditures		
		City Manager	4,271
		City Attorney	8,490
		City Clerk	27,758
		Human Resources	34,667
		Public Services	11,308
		Parks and Recreation	92,873
		Information Technology	40,503
		Decrease Non-Departmental contingency	(44,101)
		Decrease Non-Departmental encumbrances	(175,769)
	Law Enforcement Trust-State Fund:		
		Police Services - Increase appropriation from fund balance and expenditures	10,000
	Stormwater Management Fund:		
		Increase appropriation from fund balance and expenditures	116,304
#2	Fire Rescue - Florida Municipal Insurance Trust Matching Safety Grant Fund Program		
		Increase revenue and expenditures	2,500
#3	Human Resources - Fingerprint LiveScan Station		
		Increase operating expenditures - Fingerprint LiveScan Station for Human Resources to do background check	17,000
		Decrease Non-Departmental contingency	(14,000)
#4	Community Development - Land Development Regulations Rewrite/Comprehensive Plan Update		
		Increase operating expenditures	150,000
		Decrease Non-Departmental contingency	(150,000)
#5	Personnel Adjustments		
		Building Department - (1) Full-time Structural Inspector to the department authorized positions, salary/benefits budget based on 8 months projection	
		Increase appropriation from fund balance and expenditures	61,792
		Public Services - Pressure Cleaning Crews, (2) Full-time Groundskeeper II, (4) Contract Laborers & operating expenditures allocation is based on 6 months budget projection	
		Increase personnel and operating expenditures	141,362
		Decrease Non-Departmental - contingency	(141,362)
#6	Colony West Golf Course FY 2014 Budget - New Colony West Golf Courses Fund 450		
		Increase revenue and expenditures	1,956,710
#7	City of Tamarac Contribution to Colony West Golf Course		
		Increase revenues and expenditures to setup new fund 450 for maintenance and operation of the Colony West Golf Course	
		General Fund 001 - Increase appropriation from fund balance and transfer to fund 450	1,500,000
		Colony West Golf Course Fund 450 - Increase revenues and expenditures	1,500,000

FY 2014 BUDGET AMENDMENT #1			
BA#	Item	Summary of Adjustments	Dollar Amount
	#8	Tamarac Village Fund	
		The City issued a \$20M Taxable Redevelopment Revenue Note, Series 2013 initially as a line of credit. The 2013 line of credit replaces and refunded the Taxable Redevelopment Note, Series 2011	
		Increase revenue and interest/capital expenditure	16,620,000
	#9	Payments In Lieu of Taxes, PILOT - Amend budget for PILOT from Enterprise Fund	
		General Fund	
		Decrease revenue and expenditures	(21,391)
	#10	Risk Fund/Health Insurance Fund - R-2013-121	
		Risk Fund	
		Increase appropriation from net assets and transfer out to Health Insurance Fund	650,000
		Health Insurance Fund	
		Increase Transfer In and reserves for claims	650,000
		Total Budget Changes	\$ 23,183,772
		Total Ordinance	\$ 23,183,772
		Difference	\$ -



Title - TO 2299 - Code Amendment-Chapter 24 "Zoning"

Motion to adopt an Ordinance of the City Commission of the City of Tamarac, Florida **on first reading** amending Chapter 24 of the City's Code of Ordinances, entitled "Zoning" by amending Article III, Division 13 entitled "Recreational District" by specifically amending Section 24-307 entitled "Purpose and Characteristics", amending Section 24-308 entitled "Permitted Uses", amending Section 24-310 entitled "Landscaping", amending Section 24-311 entitled "Height of Buildings or Structures" to establish public or private elementary, middle or high school as a Special Exception use in the S-1 Zoning District in conformity with the City of Tamarac Comprehensive Plan; providing for codification; providing for conflicts; providing for severability; and providing for an effective date.

ATTACHMENTS:

Description	Upload Date	Type
📎 TO2299 - Code Amendment - Chapter 24 Zoning	4/1/2014	Cover Memo
📎 TO2299 - Legislative Draft	3/26/2014	Ordinance

CITY OF TAMARAC
INTEROFFICE MEMORANDUM
COMMUNITY DEVELOPMENT

TO: Michael Cernech,
City Manager

DATE: March 26, 2014

FROM: Maxine Calloway, Director
Community Development
Department

RE: Amendment to Chapter 24
Article III, Division 13
Entitled Recreational District

Temp. Ordinance No. 2299

Recommendation: The Director of Community Development recommends that the Mayor and City Commission adopt on First Reading the proposed text amendments to Chapter 24, Article III, Division 13 of the City's Code of Ordinances, entitled "Recreational District", at its April 9, 2014 meeting and on Second Reading at its April 23, 2014 meeting.

Issue: The permitted uses enumerated in the Recreational District (S-1), under Section 24-308, Chapter 24 of the Code of Ordinances is not consistent with the allowable uses contained in the underlying Recreation land use designation of the City's adopted Comprehensive Plan. The Recreation land use designation of the Future Land Use Element of the Comprehensive Plan specifically allows "educational and civic facilities" which are not supported by the existing S-1 zoning designation. As such, the Community Development Department proposes to amend Chapter 24, specifically Division 13, of the City Code of Ordinances to establish public and private elementary, middle and high schools in the S-1 zoning district, consistent with the permissible uses allowed under the Recreation land use of the City's Comprehensive Plan.

Background: The City's Land Development Regulations is antiquated and outdated with portions not updated since 1975. Several key components of the Land Development Regulations, such as uses and height of buildings are not consistent with the intent and purpose of the Comprehensive Plan. Staff has systematically, where applicable, brought portions of the Code before the City Commission for revision in an effort to maintain consistency with the Comprehensive Plan.

The proposed amendment to establish public and private elementary, middle and high schools in the R-1 district will provide consistency with the Comprehensive Plan which currently allows educational and civic facilities in the underlying Recreation land use category. In addition, the current height restriction of four (4) stories contained in the existing S-1 district is not compatible with new urban designs relative to height, which are typical for elementary, middle and high schools.

Analysis: The following summarizes the proposed changes in the Legislative Draft Ordinance (attached):

Section 24-307 Purpose and characteristics - This portion of the proposed ordinance adds "schools" as one of the functional characteristics of the S-1 zoning district.

Section 9-24-308 Permitted uses – This section of the existing code was amended to add public and private elementary, middle and high schools as a special exception use on properties greater than 6.5 acres, with an underlying land use designation of Recreation, in the S-1 zoning district. The addition of the new use brings this section into compliance with the supporting uses of the Recreation Land Use designation of the Comprehensive Plan which allows educational and civic facilities as allowable uses in the Recreation land use category.

9-24-310 – Landscaping – This section was amended to include the standard requirement for special exception applications seeking relief under the code to provide for compliance with the City's landscaping and vehicular code, to the greatest extent possible.

Section 24-311 – Height of buildings and structures – This Section was amended to provide a height restriction of six (6) stories as opposed to four (4) which is more consistent with new urban designs of middle and high school buildings that are being built on smaller land areas.

Summary of Recommendation: Staff recommends that the Mayor and City Commission adopt on First Reading the proposed text amendments to the City's Code of Ordinances. The proposed Recreational District amendment is consistent with City of Tamarac Comprehensive Plan Future Land Use Element Policy 1.2a, by bringing the uses permitted in the zoning district into strict compliance with the allowable uses of the Recreation underlying land use designation. The proposed code amendment also supports the City's Strategic Goal #5 "A Vibrant Community" by addressing the compatibility of the zoning code with the City's Comprehensive Plan.

Fiscal Impact: There will be no direct budgetary impact.

Maxine A. Calloway
Director of Community Development

MAC/alg

Attachment: Temporary Ordinance No. 2299/ Legislative Draft Ordinance

CITY OF TAMARAC, FLORIDA

ORDINANCE NO. 2014 -

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA AMENDING CHAPTER 24 OF THE CITY'S CODE OF ORDINANCES, ENTITLED "ZONING" BY AMENDING ARTICLE III, DIVISION 13 ENTITLED "RECREATIONAL DISTRICT" BY SPECIFICALLY AMENDING SECTION 24-307 ENTITLED "PURPOSE AND CHARACTERISTICS", AMENDING SECTION 24-308 ENTITLED "PERMITTED USES", AMENDING SECTION 24-310 ENTITLED "LANDSCAPING", AMENDING SECTION 24-311 ENTITLED "HEIGHT OF BUILDINGS OR STRUCTURES" TO ESTABLISH PUBLIC OR PRIVATE ELEMENTARY, MIDDLE OR HIGH SCHOOL AS A SPECIAL EXCEPTION USE IN THE S-1 ZONING DISTRICT IN CONFORMITY WITH THE CITY OF TAMARAC COMPREHENSIVE PLAN; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Tamarac (the "City") seeks to amend its regulations to establish public or private elementary, middle or high school as a special exception use in the Recreational Zoning District (R-1); and

WHEREAS, Policy 1.2a of the Future Land Use Element of the City's Comprehensive Plan allows educational facilities as a permitted use in the corresponding Recreation Land Use designation; and

WHEREAS, the City recognizes that the uses enumerated in S-1 zoning district under Section 24-308 of the City Code is not consistent with the allowed uses in the Recreation Land Use designation of the Comprehensive Plan; and

WHEREAS, the City Commission finds that amending the code to establish public and private elementary, middle or high school in the R-1 zoning district is consistent with the goals, objectives and policies of the Comprehensive Plan;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE
CITY OF TAMARAC, FLORIDA, AS FOLLOWS:**

SECTION 1. The foregoing recitals are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

SECTION 2. Chapter 24, Article III, Division 13, Section 24-307 entitled “Purposes and characteristics” of the City of Tamarac Code of Ordinances is hereby amended as follows:

Sec. 24-307. – Purposes and characteristics.

The S-1 recreational district is intended for outdoor sports and recreational activities in which participants may be actively or passively engaged. The activities for which the S-1 district is provided are normally and primarily conducted in the open air, while related accessory uses may be in the open air or in a building or structure. The functional characteristics of an S-1 district may require its location within, or in close relationship to, residential areas, schools, public recreational areas or scenic areas. Because of the nature of uses involved and the variety of arrangement of uses and facilities on the site plan of development, broad general regulations for plot size, yards, setbacks and height must be adequate for any location at which an S-1 district may be established.

SECTION 3. Chapter 24, Article III, Division 13, Section 24-308 entitled “Permitted uses” of the City of Tamarac Code of Ordinances is hereby amended as follows:

Sec. 24-308. – Permitted uses.

In S-1 districts , no building or structure or part thereof shall be erected , altered or used, or land or water used, in whole or in part, for other than one (1) or more of the following specified uses:

- (1) Public or private country club. A dining room, bar and grill and snack bar may be operated at a public or private country club through special exception approval of the city commission. Such special exception approval shall be consistent with the provisions governing special exceptions as set out in this Code and consistent with the regulations concerning restaurants in section 24-434. No external advertising of the dining room, bar and grill and snack bar shall be permitted.
- (2) Golf course.
- (3) Shuffleboard court.
- (4) Swimming pool.
- (5) Tennis courts.
- (6) Neighborhood or community club operated by nonprofit or public corporation.
- (7) Public parks and open spaces.
- (8) Public and private elementary, middle or high schools on properties greater than 6.5 acres in size with a Land Use designation of "Recreation", subject to the special exception procedures set forth in Chapter 24, Article IV of the City's Code of Ordinances. Private schools shall offer curricula substantially equivalent to public schools of comparable grades and shall meet the academic requirements of the state department of education.

The operation of any recreation area shall, regardless of anything else in this chapter, be subject to the reasonable control and direction of the city and the city commission as regulatory authorities.

SECTION 4. Chapter 24, Article III, Division 13, Section 24-310 entitled "Landscaping" of the City of Tamarac Code of Ordinances is hereby amended as follows:

Sec. 24-310. – Landscaping.

- (a) In S-1 districts, all required yards and open spaces adjacent to streets and contiguous to residential property shall be planted and properly maintained with suitable planting in the form of grass, shrubs, hedges and trees to present an attractive appearance appropriate to the neighborhood.

- (b) Any site upon which a golf course is developed shall be landscaped and maintained in a neat and clean, live, healthy and growing condition, properly watered and trimmed, free of any structure, refuse or debris, for a distance of not less than one hundred (100) feet from any abutting property zoned for residential use.
- (c) Any use that seeks relief by a special exception must ensure the following actions are completed or are proposed to be completed through a site plan revision or building permit prior to approval by the city commission:
- (1) The entire site in which the proposed use is located shall be in compliance with current landscaping requirements to the greatest extent possible as stated in Chapter 11, Landscaping.
 - (2) All vehicular use areas shall be in compliance with current requirements to the greatest extent possible as stated in Chapter 9, Health, Sanitation and Nuisances, Chapter 24, Zoning and in the city's engineering standards.

SECTION 5. Chapter 24, Article III, Division 13, Section 24-311 entitled "Height of buildings or structures" of the City of Tamarac Code of Ordinances is hereby amended as follows:

Sec. 24-311. – Height of buildings or structures.

In S-1 districts, no building or structure, or part thereof, shall be erected or altered to a height exceeding sixty (60) feet. This requirement shall not include wireless or light poles and antennas installed by the city for government use or a city related purpose.

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

SECTION 7. Conflicts. That all Ordinances or parts of Ordinances, Resolutions or

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Words in underlined type are additions.

parts thereof in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

SECTION 8. Severability. Should any section, provision, paragraph, sentence, clause or word of this Ordinance or portion hereof be held or declared by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall be considered as eliminated and shall not affect the validity of the remaining portions or applications of this Ordinance.

SECTION 9. Effective Date. This Ordinance shall become effective upon adoption.

THE REST OF THIS PAGE HAS BEEN INTENTIONALLY LEFT BLANK.

PASSED, FIRST READING this ____ day of _____, 2014.

PASSED, SECOND READING this ____ day of _____, 2014.

ATTEST: BY: _____
MAYOR HARRY DRESSLER

PATRICIA TUEFEL, CMC
CITY CLERK

RECORD OF COMMISSION VOTE: 1ST Reading

MAYOR DRESSLER	_____
DIST 1: COMM. BUSHNELL	_____
DIST 2: V/M GOMEZ	_____
DIST 3: COMM. GLASSER	_____
DIST 4: COMM. PLACKO	_____

I HEREBY CERTIFY that
I have approved this
ORDINANCE as to form:

RECORD OF COMMISSION VOTE: 2ND Reading

SAMUEL S. GOREN
CITY ATTORNEY

MAYOR DRESSLER	_____
DIST 1: BUSHNELL	_____
DIST 2: V/M GOMEZ	_____
DIST 3: COMM. GLASSER	_____
DIST 4: COMM. PLACKO	_____



**Title - TO2295 - Amend Chapter 10 Land Development Regulations, Article II, Section 10-1,
Specifically Article II, Section 10-29**

Motion to adopt an Ordinance of the City Commission of the City of Tamarac, Florida **on first reading** amending Chapter 10 of the City's Code of Ordinances, entitled "Land Development Regulations" by specifically amending Article II, Section 10-1 entitled "Definitions" to define the terms "Development" and "Redevelopment"; specifically amending Article II, Section 10-29 entitled "Formal Application for Construction, Improvement, Development or Building Permits" to require Code Compliance prior to the issuance of a Building Permit for Development or Redevelopment; providing for codification; providing for conflicts; providing for severability; and providing for an effective date.

ATTACHMENTS:

Description	Upload Date	Type
📎 TO#2295 MEMO Amend CH10 Land Dev Regulations	4/3/2014	Cover Memo
📎 TO2295 Ordinance	4/3/2014	Ordinance

**CITY OF TAMARAC
INTEROFFICE MEMORANDUM
BUILDING DEPARTMENT**

**TO: Michael C. Cernech, City Manager DATE: March 19, 2014
March 31, 2014 Revised**

**FROM: Claudio Grande, Chief Building RE: Chapter 10 Land Development
Official/Director Regulations
Temp. Ord. # 2295**

Recommendation:

The Building Department Director recommends approval of the Ordinance amending Chapter 10 of the City's Code of Ordinances, Entitled "Land Development Regulations" by specifically amending Article II, Section 10-1 entitled "Definitions" to define the terms "Development" and "Redevelopment"; specifically amending Article II, Section 10-29 entitled "Formal Application for construction, improvement, development or building permits" to require code compliance prior to the issuance of a building permit for development or re-development.

Issue:

The City of Tamarac should amend Chapter 10, Land Development Regulations" by specifically amending Article II, Section 10-1 entitled "Definitions" to define the terms "Development" and "Redevelopment"; specifically amending Article II, Section 10-29 entitled "Formal Application for construction, improvement, development or building permits" to require code compliance prior to the issuance of a building permit for development or re-development.

Background:

In recent years, the City of Tamarac has experienced an increase in property maintenance and building code violations. The Code Enforcement Division of the Community Development Department has issued an average of 8,850 code violations per year, in addition to an average of 694 building code violations issued by the Building Department. These numbers reflect all violations issued on residential, multi-family and commercial properties in the City.

Due to the increase in Development and Re-development experienced in the City of Tamarac, some of which occurs with outstanding violations on the property, it is the intent of the Building and Community Development Departments to insure that all properties that are pursuing a building permit for Development or Re-development, comply with the requirements of the proposed City Ordinances and the Florida Building Code. The proposed Ordinance will require the property owner or developer to cure any existing code compliance issues or violations on the property or site consistent with the definition in the Ordinance and State Statute for Development and Re-development, prior to the issuance of a building permit.

In addition to the definition of Development as outline in the proposed Ordinance and State Statutes, Redevelopment is defined as: ***"a substantial change in the use or character of an existing developed property, including, but not limited to, the demolition and***

reconstruction of buildings on an existing developed site; or substantial renovations, repairs or improvements of existing buildings or infrastructures in the excess of 50% of the assessed value of the property or structure”

The intent of this revised Ordinance is therefore not directed to a residential or commercial property seeking to do minimal or minor renovations, that have one or multiple building or maintenance code violations, since these properties and the proposed renovations would not fit within the definition of redevelopment. However, any new construction, substantial changes to existing developed property or substantial renovations or improvements in excess of 50% of the assessed value of the property or structure would warrant the Chief Building Official or his designee to require verification in writing from the Code Compliance Manager that the property for which the permit is requested, is in compliance with the City’s property maintenance requirements prior to the issuance of the building permit.

Once the proposed Ordinance is approved by the Commission, the Building and Community Development Departments will revise all notifications used in their preliminary meetings with Developers and building site owners in the Development Review Committee (DRC) meetings to make them aware of the new requirements of the Ordinance. By addressing this requirement during the DRC process, developers and owners will be aware early enough in the process before they apply for any type of permit on the site or property. In addition, during the plan review process, they will also be reminded in writing of these requirements.

By requiring code compliance prior to the issuance of a building permit to develop or re-develop a property, it improves the appearance of our communities and the City will serve the best interest of the residents of the City of Tamarac by making sure that the public health, safety, welfare of the community and the built environment is protected. The proposed changes also adheres to Goal #5, of the City’ Strategic Plan of having “A Vibrant Community”

Fiscal Impact:

No fiscal impact is anticipated by amending Chapter 10 of the City’s Code of Ordinances.

CITY OF TAMARAC, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA AMENDING CHAPTER 10 OF THE CITY'S CODE OF ORDINANCES, ENTITLED "LAND DEVELOPMENT REGULATIONS" BY SPECIFICALLY AMENDING ARTICLE II, SECTION 10-1 ENTITLED "DEFINITIONS" TO DEFINE THE TERMS "DEVELOPMENT" AND "REDEVELOPMENT"; SPECIFICALLY AMENDING ARTICLE II, SECTION 10-29 ENTITLED "FORMAL APPLICATION FOR CONSTRUCTION, IMPROVEMENT, DEVELOPMENT OR BUILDING PERMITS" TO REQUIRE CODE COMPLIANCE PRIOR TO THE ISSUANCE OF A BUILDING PERMIT FOR DEVELOPMENT OR RE-DEVELOPMENT; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Tamarac (the "City") seeks to ensure that properties within the City are maintained in accordance with the City's general property maintenance standards set forth in the City Code of Ordinances; and

WHEREAS, the failure to maintain property can lead to decline in property value, create attractive nuisances and lead to a general decrease in the neighborhood and community aesthetic; and

WHEREAS, property maintenance is the responsibility of the property owner; and

WHEREAS, Article VIII of the State Constitution and Chapter 166, Florida Statutes, provide that municipalities shall have the governmental, corporate, and proprietary powers to enable them to conduct municipal government, perform municipal functions and render municipal services, and may exercise any power for municipal purposes, except when expressly prohibited by law; and

WHEREAS, the City recognizes the constraints on inspections of buildings, structures, or real property set forth in Section 553.79(17)(a), Florida Statutes; and

WHEREAS, code compliance violations that are readily observable and in plain view, are exempt from the constraints of Section 553.79(17)(a); and

WHEREAS, in addition to code compliance issues at existing properties, the City is experiencing an increase in development and redevelopment proposals, and has observed property maintenance violations, such as outdoor storage of materials and landscape maintenance violations on vacant parcels of land; and

WHEREAS, the Building Department and Community Development Department recommend that a property owner be required to cure existing code compliance issues on the property or site prior to the issuance of a building permit to develop or redevelop a property; and

WHEREAS, requiring code compliance prior to the issuance of a building permit to develop or redevelop a property serves a legitimate public purpose; and

WHEREAS, by requiring code compliance prior to the issuance of a building permit to develop or redevelop, the City will be better able to remedy the current conditions on properties that present a serious threat to the public health, safety and welfare of the community; and

WHEREAS, the City Commission finds that mandating code compliance prior to the issuance of a building permit to develop or redevelop property is in the best interests of the citizens and residents of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA, AS FOLLOWS:

SECTION 1. The foregoing recitals are hereby ratified and confirmed as being

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Words in underlined type are additions.

true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

SECTION 2. Chapter 10, Article II, Section 10-1 entitled “Definitions” of the City of Tamarac Code of Ordinances is hereby amended as follows:

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Abutting property means any property that is immediately adjacent or contiguous to the development.

Bench mark means a securely set concrete or stone monument having a minimum cross-sectional dimension of four (4) inches and a minimum length of twenty-four (24) inches, into which a brass marker has been secured on which its elevation above mean sea level has been stamped or engraved and bearing the registration number of its surveyor or engineer.

Building permit means:

(1) Any permit for the erection, construction, relocation or demolition of a building required by Florida Building Code, Broward County Amendments, and other regulatory codes of the State of Florida.

(2) Any permit for an addition to an existing building which would:

- a. Create one (1) or more additional dwelling units; or
- b. Involve a change in the occupancy of a building as described in the Florida Building Code, Broward County Amendments, and other regulatory codes of the State of Florida.

Collector street means a street which, in addition to giving access to abutting properties, carries traffic from minor streets to the major system of arterial streets and highways, including the principal entrance street of a residential development.

Construction or development means any improvement, development or change of the land from its present state, or building, repairing, relocating or demolishing a structure. A permit shall be obtained before any of the above actions or uses are begun.

Developer means a person, or his agent, who is responsible for the planning, subsequent land improvements, or any other development of a parcel of land.

Development means the carrying out of any building activity or mining operation.

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Words in underlined type are additions.

the making of any material change in the use or appearance of any structure or land that would impact concurrency public facilities including all acts and activities included in the definition of development set forth in Section 380.04, Florida Statutes, or its successor provision.

Development order means an order issued by the city commission authorizing the granting, denying or granting with conditions of an application for a development permit.

Development permit means any engineering permit, building permit, zoning permit, subdivision or plan approval, site plan approval, rezoning, special exception, variance or other official action of a unit of local government having the effect of permitting the development of land, but does not include any variance or other official action necessary solely for the purpose of issuing a permit, other than a building permit, pursuant to the Florida Building Code, Broward County Amendments, and other regulatory codes of the State of Florida.

Director means the director of the department of community development, or such other person as designated in writing by the city manager.

Engineering drawings, final means drawings, specifications and calculations prepared and sealed by an engineer registered in the state which specifically describes parameters required for construction of all on-site and off-site improvements necessary for the ultimate development of land for the project.

Engineering drawings, schematic means diagram of wastewater collection and transmission, water distribution, storm drainage systems, designating direction of flow and connections with existing facilities, ground floor elevations, fire hydrants and street and parking area paving.

Fire protection water supply, private means water used as part of the fire protection system which is not a part of the potable water supply, but which requires positive pressure from such sources as canals, deep wells or lakes.

Improvements, private means development of the land in private ownership for any use, including without limitation the construction of a golf course, waterway, lake, rockpit, canal, filling, grading, dredging and building and landscaping.

Improvements, public means construction or development work in the public rights-of-way or easements.

Local street means a street used primarily for access to abutting property.

Parcel of land or tract means any quantity of land capable of being described with such definiteness that its location and boundaries may be established, which is designated by its owner or developer as land to be used or developed as a unit or which

has been used or developed as a unit.

Plot plan means a plan indicating identification of lots and blocks or buildings and units in a fee simple subdivision intended for transfer of ownership, use or improvement.

Redevelopment: In addition to the definition of “development” provided in Section 380.04, Fla. Stat., this term shall mean a substantial or material change in the use or character of an existing developed property, including, but not limited to, the demolition and reconstruction of buildings on an existing developed site; or substantial renovations, repairs or improvements of existing buildings or infrastructure in excess of 50% of the assessed value of the property or structure.

Setback means the minimum street front, side or rear yard open space as measured between a building and the boundary lines of the lot on which the building is located, or edge of roadway easement at right angles to the boundary line.

Sidewalk means a pedestrian walkway within the public road right-of-way, easement or on private property.

Site area, gross means the total area of a proposed development, including public rights-of-way. Maximum residential densities are based on this area in relation to permitted density in the city land use element.

Site area, net means the area of the parcel excluding public rights-of-way.

Site development plan concept means an instrument for discussing the feasibility of a proposed project, with minimum drawings required.

Site development plan, final or *final site plan* means a complete technical submission reviewed by the planning board and approved by the city commission prior to filing for any development permit except as may be excluded in section 10-47.

Site development plan, preliminary or *preliminary site plan* means a tentative development plan, to scale and dimension, which shall be submitted to and reviewed by the staff prior to submission of final site development plans.

Site development plan, revised means a modification to an approved final site development plan or development order.

Structure means anything built or constructed, installed or portable, the use of which requires a location on a parcel of land, including but not limited to buildings, trailers, fences, swimming pools, poles, pipelines, transmission lines, tracks and advertising signs.

Subdivision means a division of land into one (1) or more lots, parcels or tracts adjacent to a public street or requiring the creation of a new street.

Trafficway means any one (1) of the expressways, principal arterials, minor arterials or collector streets shown on the county trafficways plan, promulgated by the county planning council pursuant to Chapter 59-1154, Laws of Florida, as amended, and the county charter, or any delineated trafficway shown on the county delineated trafficways plan.

SECTION 3. Chapter 10, Article II, Section 10-29 entitled “Formal Application for Construction, Improvement, Development or Building Permits” of the City of Tamarac Code of Ordinances is hereby amended as follows:

Section 10.29 – Formal Application for Construction, Improvement, Development or Building Permits

- (a) The chief building official, upon receiving a request for a permit, shall request verification in writing from the finance director that all applicable fees have been received by the city before issuing any construction, improvement, development or building permit.
- (b) The city engineer and chief building official shall be responsible, before issuing any new permits, to verify that the applications for such permits are for construction and development according to the approved site development plan; and they shall see that either the approved site plan time limit has not expired or that the city commission has granted an extension of time. No permit of any nature shall be issued for development which is inconsistent with approved site development plan or the plat approved by the commission. A requirement for issuance of the first permit shall be the submission of the plats as recorded in the public records of the county.
- (c) ~~The city planner~~ Community Development Department shall be responsible for inspection of the premises to see that the physical site improvements are in conformance with the approved final site development plan and development order prior to the issuance of a certificate of occupancy. No building shall receive a certificate of occupancy until the chief building official certifies that the project is in accordance with the provisions of the ~~South~~ Florida Building Code, as may be amended (section 307.1) and all other laws and ordinances applicable thereto.
- (d) The chief building official, upon receiving a request for a permit for development or redevelopment of a property or site, shall request verification in writing from the code compliance manager that the property or site, for which the permit is requested, is in compliance with the City’s property maintenance requirements set forth in the City’s Code of Ordinances. Properties or sites in violation of the City’s property maintenance requirements, or with outstanding unresolved code

enforcement violations, or expired permits, shall be required to satisfactorily resolve the violations and close outstanding permits, prior to any new permits being issued to develop or redevelop the property. In the event a permit is applied for to perform phased development/redevelopment or construction on a site, the entire site must be in compliance prior to the issuance of a permit.

SECTION 4. Codification. It is the intention of the City Commission of the City of Tamarac that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Tamarac, Florida, and that the Sections of this ordinance may be renumbered, re lettered and the word "Ordinance" may be changed to "Section", "Article" or such other word or phrase in order to accomplish such intention

SECTION 5. Conflicts. That all Ordinances or parts of Ordinances, Resolutions or parts thereof in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

SECTION 6. Severability. Should any section, provision, paragraph, sentence, clause or word of this Ordinance or portion hereof be held or declared by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall be considered as eliminated and shall not affect the validity of the remaining portions or applications of this Ordinance.

SECTION 7. Effective Date. This Ordinance shall become effective upon adoption.

THE REST OF THIS PAGE HAS BEEN INTENTIONALLY LEFT BLANK.

PASSED, FIRST READING this ____ day of _____, 2014.

PASSED, SECOND READING this ____ day of _____, 2014.

ATTEST: BY: _____
MAYOR HARRY DRESSLER

PATRICIA TUEFEL,
CMC
CITY CLERK

RECORD OF COMMISSION VOTE: 1ST Reading

MAYOR DRESSLER	_____
DIST 1: COMM BUSHNELL	_____
DIST 2: V/M GOMEZ	_____
DIST 3: COMM. GLASSER	_____
DIST 4: COMM. PLACKO	_____

I HEREBY CERTIFY that
I have approved this
ORDINANCE as to form:

RECORD OF COMMISSION VOTE: 2ND Reading

MAYOR DRESSLER	_____
DIST 1: BUSHNELL	_____
DIST 2: V/M GOMEZ	_____
DIST 3: COMM. GLASSER	_____
DIST 4: COMM. PLACKO	_____

SAMUEL S. GOREN
CITY ATTORNEY