



CITY OF TAMARAC
NOTICE OF WORKSHOP MEETING
CITY COMMISSION OF TAMARAC, FL
City Hall - Conference Room 105
June 22, 2015

CALL TO ORDER:

9:30 a.m.

ROLL CALL:

PLEDGE OF ALLEGIANCE:

Commissioner Diane Glasser

1. TR12654 - Approval of CDBG 5-Year Consolidated Plan & Action Plan

Item No. 9 (a) on Public Hearing(s). (TR12654) A Resolution of the City Commission of the City of Tamarac, Florida, adopting the City of Tamarac Consolidated Plan; authorizing the appropriate City officials to submit said Consolidated Plan program funds for HUD's fiscal years 2015/2016 - 2019/2020; together with the fiscal year 2015 (City's Sixteenth Program Year) Annual Action Plan to the U.S. Department of Housing and Urban Development ("HUD") for the Community Development Block Grant ("CDBG"); Case No. 2-MI-15; providing for conflicts; providing for severability; and providing for an effective date. - ***Community Development Director Maxine Calloway and Housing & Neighborhood Programs Manager Angela Bauldree***

2. TR12655 - BSO K9 Training Facility Lease Agreement

Item No. 6 (d) on the Consent Agenda. (TR12655) A Resolution of the City Commission of the City of Tamarac, Florida, approving the lease of the property located at 7515 NW 88 Ave., Tamarac FL 33321 to the Broward Sheriff's Office for use as a K-9 Training Facility; authorizing the City Manager to enter into a Lease Agreement with the Broward Sheriff's Office; providing for conflicts; providing for severability; and providing for an effective date. - ***BSO Captain Neal Glassman and Lieutenant Dennis Addison***

3. TO2324 - Right of Way Solicitation

Item No. 8 (b) on Ordinances - First Reading. (TO2324) Motion to adopt an Ordinance of the City of Tamarac, Florida, **on first reading** amending Chapter 14 of the City's Code of Ordinances entitled "Motor Vehicles and Traffic" by amending Article I, Section 14-3 entitled "Activity Restricted on Certain Streets"; prohibiting solicitations in and upon certain roadways and rights-of-way within the City; providing for definitions; providing for findings and intent; providing for penalties; providing for codification; providing for conflicts; providing for severability; and providing for an effective date. - ***BSO Captain Neal Glassman***

4. TO2323 - Water Utility Tax

Item No. 8 (a) on Ordinances - First Reading. (TO2323) Motion to adopt an Ordinance of the City Commission of the City of Tamarac, Florida, **on first reading** amending Article VI "Public Service Tax" of Chapter 6, "Finance and Taxation of the Code of Ordinances of the City of Tamarac by amending Sections 6-157 through 6-159 to provide for the implementation of a public service tax on water service pursuant to Section 166.231, Florida Statutes; providing for notice to the Department of Revenue; providing for codification; providing for conflicts; providing for severability; providing for an effective date. - ***Financial Services Director Mark Mason and Public Services Director Jack***

Strain

5. Discussion Regarding the Selection of the Voting Delegate for the Florida League of Cities Annual Conference

Discussion Regarding the Selection of the Voting Delegate for the Florida League of Cities Annual Conference - ***City Clerk Patricia Teufel***

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.

A handwritten signature in blue ink, reading "Patricia Teufel". The signature is written in a cursive, flowing style with a large initial "P".

Patricia Teufel, CMC
City Clerk



Title - 9:30 a.m.

9:30 a.m.



Title - Commissioner Diane Glasser




Commissioner Diane Glasser



Title - TR12654 - Approval of CDBG 5-Year Consolidated Plan & Action Plan

Item No. 9 (a) on Public Hearing(s). (TR12654) A Resolution of the City Commission of the City of Tamarac, Florida, adopting the City of Tamarac Consolidated Plan; authorizing the appropriate City officials to submit said Consolidated Plan program funds for HUD's fiscal years 2015/2016 - 2019/2020; together with the fiscal year 2015 (City's Sixteenth Program Year) Annual Action Plan to the U.S. Department of Housing and Urban Development ("HUD") for the Community Development Block Grant ("CDBG"); Case No. 2-MI-15; providing for conflicts; providing for severability; and providing for an effective date. - ***Community Development Director Maxine Calloway and Housing & Neighborhood Programs Manager Angela Bauldree***

ATTACHMENTS:

Description	Upload Date	Type
 Staff Report	6/9/2015	Cover Memo
 TR 12654 Resolution	6/15/2015	Resolution
 CDBG Consolidated Plan & Annual Action Plan	6/10/2015	Backup Material

**CITY OF TAMARAC
INTEROFFICE MEMORANDUM
COMMUNITY DEVELOPMENT**

**TO: City Commission
Meeting of 06/24/2015**

DATE: 4 June 2015

FROM: Maxine Calloway, Director

**RE: Approval of 5-Year Consolidated
Plan 2015/16-2019/20 including
FY 2015/2016 CDBG Annual
Action Plan**

Recommendation: The Director of Community Development recommends the Mayor and City Commission approve the City's Five-Year Consolidated Plan covering fiscal years 2015/16 through 2019/20 as well as the proposed activities under the Annual Action Plan for fiscal year 2015/2016 funded through the U.S. Department of Housing & Urban Development (HUD) Community Development Block Grant (CDBG) Program.

Issue: U.S. Department of Housing and Urban Development (HUD) requires the approval and transmittal of a five (5) year Consolidated Plan and an annual Action Plan outlining funding priorities for entitlement jurisdictions in order to maintain funding.

Background: The City of Tamarac is an entitlement recipient of federal funds from HUD under the CDBG program. The City anticipates receiving \$366,236 in Fiscal Year 2015/2016 funds to address community development, public services or housing needs in Tamarac. In order to receive these funds, the City must develop and adopt an Annual Action Plan that is consistent with a current Five-Year Consolidated Plan. The last Consolidated Plan was completed for FY 2010/11-2014/15. As such, a new Five-Year Consolidated Plan is required for FY 2015/16-2019/20. The Consolidated Plan and Annual Action Plan are to be approved simultaneously.

The Community Development Department's Housing Division conducted an extensive study to determine the needs of the community identifying projects and activities that may be funded over the next five years with federal Community Development Block Grant (CDBG) funds. A Community Needs Survey was sent to various partnering agencies offering an array of services such as housing, social services and transportation to Tamarac residents to identify such needs. Additionally, a 30 day review and comment period is required to allow for input along with two (2) public hearings (Planning Board and City Commission) prior to the submission of the Plan.

The Five Year Consolidated Plan prioritizes need covering issues such as: housing, social services, community development, infrastructure, public facilities improvements, and economic development. The survey for the 2015/16-2019/20 Consolidated Plan identified housing and social services as a top priority. The Consolidated Plan sets the foundation for funding of activities for each Annual Action Plan within the five year period.

In addition to develop the Annual Action Plan, a request for proposals was sent out to all City departments to solicit proposed projects for the grant. Four (4) responses were received, two (2) from Parks and Recreation, and two (2) from Community Development. Program Administration is another automatically funded activity. Each proposal was evaluated to ensure the activity would meet HUD guidelines of a national objective, and provide a direct benefit to

low and moderate-income persons. All five activities, to include administration, satisfactorily met the criteria for inclusion in the Annual Action Plan and are consistent with the proposed Five-Year Consolidated Plan. The activities submitted from Parks and Recreation fall within the public services category. Funding for public service programs is limited to 15% of the CDBG funds and administration is limited to 20% of the CDBG funds.

Public review seeking input is required for the approval of the Consolidated and Annual Action Plans. The public review schedule is as follows:

Beginning of 30-day review period	May 25 2015
Public Hearing at the Planning Board for input of activity proposals and draft Plan	June 3, 2015
City Commission Workshop-Open Public Meeting	June 22, 2015
End of 30-day review period	June 24, 2015
Commission approval and public hearing of Consolidated Plan & Annual Action Plan	June 24, 2015

The Planning Board recommended approval of the Consolidated Plan and fiscal year 2015/16 Annual Action Plan during its June 3, 2015 meeting. No public comments were heard at that time.

FY 2015/2016 Annual Action Plan Staff Recommended Activities

Public Service (Contract Counseling) \$ 9,310.00

This activity will include funding for individual counseling, women's empowerment and youth camp counseling. Approximately 30 clients will be served for multiple sessions. These activities are eligible under 24 CFR section 570.201(e), and will benefit low and moderate income persons as qualified under 570.208(a)(2), limited clientele.

Public Service (Temporary Full-Time Information & Referral Specialist) \$ 44,085.00

This activity will include funding for a temporary full-time Information and Referral Specialist to provide services to residents in need of special counseling, health care, food, shelter, or transportation regarding community-based resource, assist with maintaining the city-wide volunteer program, conduct home visits and support social services health and wellness programs. Approximately one hundred (100) unduplicated clients will be served by this position during this fiscal year. These activities are eligible under 24 CFR section 570.201(e), and will benefit low and moderate income persons as qualified under 570.208(a)(2), limited clientele.

Residential Rehabilitation (Minor Home Repair) \$212,841.00

This activity will provide minor home repairs to a minimum of seven (7) low to moderate-income households who are experiencing conditions in and around the home that pose a threat to health, safety, and welfare of the household occupants. This project will be carried out on a citywide basis. This activity is eligible under 24 CFR Section 570.202(a) and will benefit low and moderate-income households on an area-wide basis.

Rehabilitation Services \$ 40,000.00

This program activity includes marketing, application in-take and review and verification for eligibility, communication with general contractors, specification review and on site problem solving inspections and other services related to the completion of residential rehabilitation

projects.

Program Administration

\$ 60,000.00

This activity will provide general management, oversight, and coordination of the programs. Also, this activity will provide for an annual grant audit, and provide provision of fair housing services designed to further the fair housing objectives of the Fair Housing Act, 42 U.C.C. 3601-20. These activities are presumed to benefit low and moderate-income persons and are eligible under 24 CFR 570.206(a).

TOTAL GRANT

\$366,236.00 (100%)

Maxine Calloway, Director

Attachments:

Five-Year Consolidated Plan FY 2015/16-2019/2020 (including 2015/16 Annual Action Plan)

RESOLUTION NO. R-2015-_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA, ADOPTING THE CITY OF TAMARAC CONSOLIDATED PLAN; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO SUBMIT SAID CONSOLIDATED PLAN PROGRAM FUNDS FOR HUD'S FISCAL YEARS 2015/2016- 2019/2020; TOGETHER WITH THE FISCAL YEAR 2015 (CITY'S SIXTEENTH PROGRAM YEAR) ANNUAL ACTION PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ("HUD") FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG"); CASE NO. 2-MI-15; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the U.S. Department of Housing and Urban Development ("HUD") has notified the City of Tamarac of its HUD Fiscal Year (FY 2015) funding allocation in the estimated amount of \$366,236 under the Community Development Block Grant ("CDBG") Program for the City's Sixteenth Program Year, effective October 1, 2015; and

WHEREAS, as a condition of approval, the City of Tamarac is required to prepare a Consolidated Plan in accordance with HUD requirements which contains a variety of information obtained from the US Census, County, City, and State statistics depicting City-specific housing and population statistics reported in several formats; and

WHEREAS, City staff has completed preparation of the City's Consolidated Plan which includes the Fiscal Year 2015/2016 Annual Action Plan, a copy of which is attached hereto as Exhibit "A"; and

RESOLUTION NO. R-2015-_____

WHEREAS, the Director of Community Development recommends approval of the Consolidated Plan and the submittal of the Action Plan to HUD; and

WHEREAS, the City Commission of the City of Tamarac, Florida, deems it to be in the best interest of the citizens and residents of the City of Tamarac to adopt the Consolidated Plan Fiscal Year 2015/2016-2019/2020, and approve the Fiscal Year 2015 Annual Action Plan for expenditure of the U.S. Housing and Urban Development Community Development Block Grant funds estimated to be \$366,236 for the Sixteenth Program Year.

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. All exhibits referenced herein are hereby incorporated into this Resolution and made a specific part hereof.

SECTION 2: That the City Commission hereby adopts the City of Tamarac Consolidated Plan for Fiscal Years 2015/2016-2019/2020, which is attached hereto as Exhibit "A".

SECTION 3: That the City Commission hereby authorizes the appropriate City Officials to submit the Consolidated Plan together with the City's Action Plan, to the U.S. Department of Housing and Urban Development ("HUD") for the Community

RESOLUTION NO. R-2015-_____

Development Block Grant ("CDBG") Program for funds for HUD's Fiscal Years 2015/2016-2019/2020.

SECTION 4: All resolutions or parts of resolutions on in conflict herewith be, and the same 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.

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RESOLUTION NO. R-2015-_____

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF TAMARAC,
FLORIDA THIS _____ DAY OF JUNE, 2015.**

CITY OF TAMARAC, FLORIDA

HARRY DRESSLER, MAYOR

ATTEST:

PAT TEUFEL,
CITY CLERK

H. DRESSLER	_____
P. BUSHNELL	_____
M. GOMEZ	_____
D. GLASSER	_____
D. PLACKO	_____

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

CITY ATTORNEY

CITY OF TAMARAC

Five Year Consolidated Plan

Fiscal Year 2015/2016 – 2019/2020

&

Annual Action Plan

Fiscal year 2015/2016



Prepared by:

City of Tamarac Community Development Department
Housing Division

Submitted to:

U.S. Department of Housing and Urban Development
The Office of Community Planning and Development
Miami Field Office

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CITY OF TAMARAC

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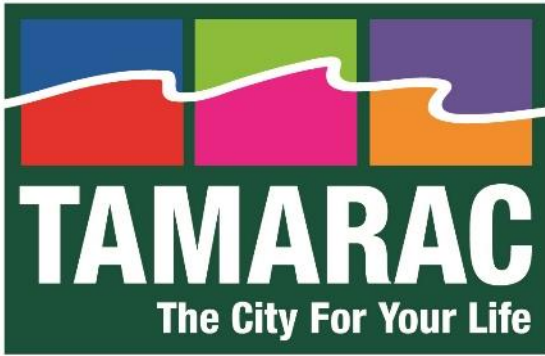
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**CITY OF TAMARAC
Five Year Consolidated Plan
Fiscal Year 2015/2016 – 2019/2020**

Executive Summary

ES-05 Executive Summary - 91.200(c), 91.220(b)

1. Introduction

Officially incorporated on July 19, 1963, the City of Tamarac was founded by developer Kenneth E. Behring. Mr. Behring's vision was to offer the convenience of a condominium with the privacy of a single-family home for active retirees. The homes were one-story, one- or two-bedroom homes that surrounded a common clubhouse providing a great deal of social activities for residents. Today Tamarac is no longer just a retirement destination. With a population that has gotten younger and more diverse over the years, the city boasts an array of activities and services for people of all ages.

The five-member City Commission is the legislative and policy-making branch of the City of Tamarac government.

**Mayor Harry Dressler - At Large
Vice Mayor Pamela Bushnell – District 1
Commissioner Michelle Gomez – District 2
Commissioner Diane Glasser – District 3
Commissioner Debra Placko – District 4
City Manager Michael C. Cernech**

The City of Tamarac has participated in the U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) Program as a direct entitlement grantee since FY 2000. The City is currently embarking on its next five-year Consolidated Planning cycle to receive HUD Federal grant allocations and will provide funds to promote affordable housing initiatives and socio-economic programs to address identified community needs. To receive CDBG funding, the City must assess local housing and community development needs and resources, and socioeconomic impediments toward building

and sustaining viable neighborhoods. The result of the afore referenced assessment is the City of Tamarac Consolidated Plan.

This Plan is a prerequisite to receiving the grant funds. HUD envisions the **5-year Consolidated Plan** to function as:

1. A planning document for the City, which builds on a participatory process including government, residents, businesses, and educational institutions,
2. An application for federal funds under HUD's formula grant programs,
3. A strategy to be followed in carrying out HUD funded activities,
4. An action plan that provides a basis for assessing performance

The **Consolidated Plan** furthers the statutory goals through a collaborative process whereby a community establishes a unified vision for community development actions. This Plan offers local jurisdictions a better chance to shape the various programs into effective, coordinated neighborhood and community development strategies that create a specific course of action for revitalization. It is the means to analyze the City's local context and the linkages to the larger region. It also creates the opportunity for strategic planning and citizen participation to take place in a comprehensive context, and to reduce duplication of effort at the local level. The Plan builds on local assets and coordinates a response to the needs of the community; integrates economic, physical, environmental and human development in a comprehensive coordinated fashion. Once the five-year plan is developed, it sets forth goals, objectives and performance benchmarks for measuring progress.

The Statutes for the CDBG grant program sets forth three basic goals which are closely related to the major commitments and priorities of HUD. Each of these goals must primarily benefit very low, low and moderate income persons within the context described below:

- 1) To provide suitable living environment, 2) to provide decent housing, 3) to expand economic opportunities

This five-year "Consolidated Plan" incorporates priorities and programs addressing these goals.

Vision, Mission & Values

Our Vision:

*The City of Tamarac, Our Community of Choice -
Leading the nation in quality of life through safe neighborhoods,
a vibrant economy, exceptional customer service and recognized excellence.*

Our Mission:

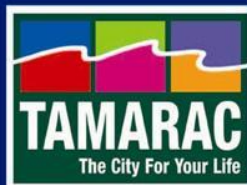
*We are:
"Committed to Excellence . . . Always"*

*It is our job to foster and create an environment that:
Responds to the Customer
Creates and Innovates
Works as a Team
Achieves Results
Makes a Difference*

Our Values:

As Stewards of the public trust, we value:

*Vision
Integrity
Efficiency
Quality Service*



OUR FIVE GOALS

Playing Our PART... The City of Tamarac's Five Strategic Goals. How does your job link with these goals?



STRATEGIC GOAL #1

Inclusive Community

The City of Tamarac is committed to providing programs and services that meet the needs of an increasingly diverse community.



STRATEGIC GOAL #2

Healthy Financial Environment

The City of Tamarac will utilize financial management to develop and maintain a healthy financial environment, encouraging and supporting economic development and redevelopment.



STRATEGIC GOAL #3

Dynamic Organizational Culture

The City of Tamarac will create and sustain a culture conducive to development and retention of a skilled workforce.



STRATEGIC GOAL #4

Clear Communication

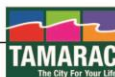
The City of Tamarac will ensure effective communication within the organization and throughout the City, and enhance the visibility of City programs and services.



STRATEGIC GOAL #5

A Vibrant Community

The City of Tamarac will provide resources, initiatives and opportunities to continually revitalize our community and preserve the environment.



Strategic Goals

2. Summary of the objectives and outcomes identified in the Plan

This 5-year Con Plan will focus on projects and activities that support the results of the Community Needs Survey. The survey results are remarkably similar to those of the past five years. Priority continues to be preservation of the City's affordable housing supply. Objectives for the next five years will be to provide home rehabilitation assistance and down payment assistance to income eligible applicants. Additionally, providing public services to meet the needs of Tamarac's rapidly changing demographics continues to be a high priority. The objectives to meet this need will be on-going evaluation of the types of services and the population most in need for such services.

Objectives and quantifiable outcomes will be described in further detail within the Strategic Plan sections as well as in each Annual Action Plan over the next five years.

3. Evaluation of past performance

Over the last five years, U.S Department of Housing and Urban Development (HUD) funds (CDBG & HOME) have assisted with the following:

- Provided home rehabilitation for over 45 owner-occupied homes.
- Installed 2 handicap accessibility doors at Public Facilities.
- Installed and/or repaired sidewalks and accessibility pads at 5 neighborhood locations.
- Provided a full-time temporary social worker that assisted over 420 residents in obtaining referrals, counseling and other social service needs.
- Provided arthritis meditation/tai chi classes to over 270 seniors.
- Provided fitness/jazzercise classes for over 280 seniors.
- Provided nutritional cooking class to over 270 seniors.
- Provided over 170 sessions of individual and group counseling.
- Provided low-flow toilet rebates to 36 households.

Although the City of Tamarac's demographics have changed, specifically with regard to the median age, seniors remain the population that utilizes the City's activities and assistance programs. The City's social services staff continually analyzes classes and activities to be provided based on turn out and response. Decent and affordable housing remains in high demand although with limited funds to meet the need of addressing the age of the City's housing stock. Each year almost 100 households apply for home rehabilitation assistance with funding available to approximately 15-20 households. New housing developments are being constructed in an affordable price range; however, the supply is still limited.

4. Summary of citizen participation process and consultation process

May 12, 2015 Fair Housing Public Outreach and Seminar

May 17, 2015 Advertisement for Public Hearing with City Planning Board

May 24, 2015 Advertisement for 30-day review period and Public Hearing

May 25, 2015 Beginning of 30-day review period

June 3, 2015 Public Hearing at the Planning Board for input of activities

June 24, 2015 End of 30-day review period

June 22, 2015 City Commission Workshop-Open Public Meeting

June 24, 2015 Commission approval and review/public hearing for final approval

5. Summary of public comments

Pending final public hearing June 24, 2015. No comments received to date.

6. Summary of comments or views not accepted and the reasons for not accepting them

Should comments have been received, none would have been rejected.

The Process

PR-05 Lead & Responsible Agencies - 91.200(b)

1. Describe agency/entity responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source

The following are the agencies/entities responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role	Name	Department/Agency
CDBG Administrator	TAMARAC	Community Development Department-Housing Division
HOME Administrator	TAMARAC	Community Development Department-Housing Division

Table 1– Responsible Agencies

Narrative

This Strategic Plan is for the City of Tamarac's next Five Program Years

FY 2015/2016 – FY 2019/2020

CITY'S MISSION STATEMENT

We "Committed to Excellence...Always"

It is our job to foster and create an environment that:

Responds to the Customer

Creates and Innovates

Works as a Team

Achieves Results

Makes a Difference

COMMUNITY DEVELOPMENT/HOUSING MISSION

The City's Community Development/Housing Mission is to help its residents achieve self-sufficiency through decent housing; a suitable living environment; and expanded economic opportunities.

Consolidated Plan Public Contact Information

Community Development Department
Maxine Calloway, Director
7525 NW 88 Avenue
Tamarac, FL 33321
(954) 597-3542
maxine.calloway@tamarac.org

Housing Division
Angela Bauldree, Housing and Neighborhood Programs Manager
7525 NW 88 Avenue
Tamarac, FL 33321
(954) 597-3539
angela.bauldree@tamarac.org

City Clerk's Office
Pat Teufel, City Clerk
7525 NW 88 Avenue
Tamarac, FL 33321
(954) 597-3506
pat.teufel@tamarac.org

PR-10 Consultation - 91.100, 91.200(b), 91.215(l)

1. Introduction

The City of Tamarac is the lead agency for completing the City's Consolidated Plan under the CDBG program. The City receives its HOME funds through the Broward County HOME Consortium. All other grant funds received from other entities are administered by the City Community Development Department, Housing Division.

The City collaborates with several community stakeholders. Private and non-profit providers, advocacy agencies, housing developers, social service providers and other key partners play an instrumental role in addressing the needs of the residents of Tamarac. Not all residents can access services funded via the City's federal and state grants, therefore, external partnerships ensure continuity of resources for all.

City staff is regularly familiarized with the needs of the community via the various professional affiliations, committees, memberships and associations. On-going review and consultation is the primary method of providing the best services to residents of Tamarac.

Provide a concise summary of the jurisdiction's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(l)).

During the development of the Five Year Plan (FY 2015/16-2019/20) the City sent out a "Needs Survey" to local and internal service providers as well as posted the survey on-line for additional public input. These service providers represent a wide range of individuals with expertise in engineering, planning, social services, economic development and parks and recreation. The consultation agencies were utilized to determine feasibility, duplication and consistency with local governmental plans, conformance with local zoning district, environmental impact and cost effectiveness. There are 3 public meetings as well to obtain input for both residents and those with any vested interest in future services to be provided by the City through its federally funded programs.

The "Community Needs Survey" was sent to 15 agencies, in addition to being placed on the City's website for a 30 day period.

All projects must be proven feasible prior to receiving HUD funds, as many require documentation indicating financial feasibility and conformance with applicable regulations and constraints (i.e. zoning, land use, flood plan, etc.). Projects will not be funded if the proposed project duplicates an existing program which the public sector administers.

Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness

The City is a member of the Broward County Homeless Partnership Initiative, which is the lead agency for the regional (Broward County) Continuum of Care. The City supports the Initiative and its efforts to end homelessness. Through regular meetings and reports provided by Broward County, the City is kept up to date with Tamarac's homeless population.

Broward's Continuum of Care addresses all aspects of homelessness including prevention, outreach, emergency shelter, transitional and permanent affordable housing, and supportive services. This work includes:

- Facilitating community, business and governmental involvement in the homeless continuum of care
- Direct oversight of the County's three regional Homeless Assistance Centers
- Creating new and innovative programs to serve Broward's homeless population (such as the County's first homeless medical respite care facility)
- Participation in the creation of applications and requests for proposals

Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards and evaluate outcomes, and develop funding, policies and procedures for the administration of HMIS

The City of Tamarac is not a recipient of ESG funds and therefore does not participate in the development or use of ESG funds.

2. Describe Agencies, groups, organizations and others who participated in the process and describe the jurisdictions consultations with housing, social service agencies and other entities

Table 2– Agencies, groups, organizations who participated

1	Agency/Group/Organization	Daniel Cantor Senior Center
	Agency/Group/Organization Type	Services-Elderly Persons Services-Persons with Disabilities
	What section of the Plan was addressed by Consultation?	Housing Need Assessment
	How was the Agency/Group/Organization consulted and what are the anticipated outcomes of the consultation or areas for improved coordination?	Daniel Cantor Senior Center submitted the Consolidated Plan Needs Assessment sent out by Tamarac staff.
2	Agency/Group/Organization	FIRST CALL FOR HELP OF BROWARD 211
	Agency/Group/Organization Type	Services-homeless Services-Health Services-Education Information & Referral
	What section of the Plan was addressed by Consultation?	Housing Need Assessment
	How was the Agency/Group/Organization consulted and what are the anticipated outcomes of the consultation or areas for improved coordination?	211 Broward submitted the Consolidated Plan Needs Assessment sent out by Tamarac staff.
3	Agency/Group/Organization	Neighborhood Housing Services of S Florida, Inc.
	Agency/Group/Organization Type	Services - Housing Services-homeless Services-Education Service-Fair Housing Foreclosure Prevention
	What section of the Plan was addressed by Consultation?	Housing Need Assessment
	How was the Agency/Group/Organization consulted and what are the anticipated outcomes of the consultation or areas for improved coordination?	Neighborhood Housing Services of South Florida submitted the Consolidated Plan Needs Assessment sent out by Tamarac staff.
4	Agency/Group/Organization	BROWARD COUNTY FAMILY SUCCESS
	Agency/Group/Organization Type	Services - Housing

	What section of the Plan was addressed by Consultation?	Housing Need Assessment
	How was the Agency/Group/Organization consulted and what are the anticipated outcomes of the consultation or areas for improved coordination?	Broward County Family Success submitted the Consolidated Plan Needs Assessment sent out by Tamarac staff.
5	Agency/Group/Organization	BROWARD HOUSING SOLUTIONS
	Agency/Group/Organization Type	Housing Services - Housing Services-Persons with Disabilities Services-homeless
	What section of the Plan was addressed by Consultation?	Housing Need Assessment
	How was the Agency/Group/Organization consulted and what are the anticipated outcomes of the consultation or areas for improved coordination?	Broward Housing Solutions submitted the Consolidated Plan Needs Assessment sent out by Tamarac staff.
6	Agency/Group/Organization	Children's Services Council of Broward
	Agency/Group/Organization Type	Services-Children Services-Education Child Welfare Agency
	What section of the Plan was addressed by Consultation?	Housing Need Assessment
	How was the Agency/Group/Organization consulted and what are the anticipated outcomes of the consultation or areas for improved coordination?	Children's Services Council of Broward submitted the Consolidated Plan Needs Assessment sent out by Tamarac staff.
7	Agency/Group/Organization	TAMARAC
	Agency/Group/Organization Type	Other government - Local Grantee Department
	What section of the Plan was addressed by Consultation?	Housing Need Assessment
	How was the Agency/Group/Organization consulted and what are the anticipated outcomes of the consultation or areas for improved coordination?	The City of Tamarac's Social Services Division submitted the Consolidated Plan Needs Assessment sent out by Tamarac staff.

Identify any Agency Types not consulted and provide rationale for not consulting

All known local organizations that potentially provide services to the residents of Tamarac were sent the Consolidated Plan Needs Survey. Fifteen agencies were sent the survey. Additionally, the survey was posted on the City's website for 30 days. One local business participated in the survey.

Other local/regional/state/federal planning efforts considered when preparing the Plan

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care	Broward County	As a member of the Broward County HOME Consortium, coordination with the Broward County Continuum of Care occurs naturally. Additionally, the County's Point In Time Count (January 2015) was used to assess the homeless population and its needs.
Analysis of Impediments	HOPE Inc	The City of Tamarac partners with HOPE Inc to provide Fair Housing events to the Tamarac residents as well as housing agencies. An Annual Scope of Work consists of monthly outreach, special speaking engagements during Purchase Assistance workshops and other public participation meetings. HOPE Inc was consulted with during the 5-Year Con Plan process in preparation for the City's new Analysis of Impediments.

Table 3– Other local / regional / federal planning efforts

Describe cooperation and coordination with other public entities, including the State and any adjacent units of general local government, in the implementation of the Consolidated Plan (91.215(I))

The City of Tamarac consulted with Broward County and members of the HOME Consortium for input, impact assessment, and consideration of potential coordination of programs.

Narrative

The Community Needs Survey process was utilized to prioritize the City's activities and programs to be funded over the next five years via federal, state and local funding sources. Although a successful exercise, the results were not surprising at all. The City of Tamarac regularly assesses the needs of its residents via annual neighborhood meetings gathering input on District specific needs, resident satisfaction surveys, Open City Hall our newest form of communication with the residents, as well as many more department specific analysis on how best to meet the needs of the community. The input received from the City's partners, adjacent governments and public entities provide sound feedback for the formulation of services.

PR-15 Citizen Participation - 91.401, 91.105, 91.200(c)

1. Summary of citizen participation process/Efforts made to broaden citizen participation

Summarize citizen participation process and how it impacted goal-setting

Fair Housing Outreach Seminar May 12, 2015

Planning Board Con Plan and Action Plan Public Hearing June 3, 2015

30-Day Con Plan and Action Plan Public Review Period May 24, 2015 - June 24, 2015

City Commission Con Plan and Action Plan Approval and Public Hearing June 24, 2015

Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of Response / attendance	Summary of comments received	Summary of comments not accepted and reasons
1	Public Meeting	HOA and Condo Board of Directors	May 12, 2015 Fair Housing Outreach Seminar35 in attendance Speakers: Rita Scott, HOPE Inc and Andrew Black, Kaye Bender Rembaum PA	Interactive discussion between attendees and both speakers. Questions concerning rental properties and guests, service animals versus emotional support animals, delinquencies and proper enforcement, as well as general fair housing rights and responsibilities.	No comments not accepted.
2	Newspaper Ad	Planning Board Public Notice in Sun Sentinel	May 17, 2015 Planning Board Public Hearing Notice	No comments submitted in response to Public Hearing advertisement.	No comments not accepted.

Sort Order	Mode of Outreach	Target of Outreach	Summary of Response / attendance	Summary of comments received	Summary of comments not accepted and reasons
3	Newspaper Ad	30 Day Public Review Period Notice in SunSentinel	May 24, 2015 - June 24, 2015 30 Day Review Public Notice	No comments submitted in response to Public Hearing advertisement.	No comments not accepted.
4	Public Hearing	Planning Board Public Hearing	June 3, 2015 Planning Board Public Hearing Approximately 10 non Board Members in attendance.	Planning Board was interested as to understand how the City allocates its CDBG funds into particular areas as well as to individuals. Planning Board opened a public hearing to NO COMMENTS from the audience. Planning Board recommended approval of Consolidated Plan unanimously (5-0).	No comments not accepted.
5	30 Day Public Comment Period	Non-targeted/broad community	May 24, 2015 - June 24, 2015 30 Day Review period	To date, no comments submitted. Should any be received, they will be included in Plan as well as forwarded to HUD for inclusion into the Plan.	No comments not accepted
6	Public Hearing	Non-targeted/broad community	June 24, 2015 City Commission Meeting	Any comments received during the City Commission meeting for final approval of the Consolidated Plan will be included.	

Table 4– Citizen Participation Outreach

Needs Assessment

NA-05 Overview

Needs Assessment Overview

During the development of the Five Year Plan (FY 2015/16 - 2019/20) the City sent out a “Community Needs Survey” to external and internal service providers, as well as posted the survey on-line for additional public input. These service providers represent a wide range of individuals with expertise in planning, social services, economic development, engineering, parks and recreation, and education.

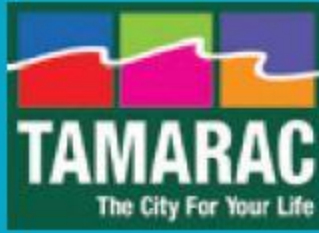
The consulting agencies were utilized to determine feasibility, duplication and consistency with local governmental plans, conformance with local zoning district, environmental impact and cost effectiveness. There were also three (3) opportunities for participation via public meetings, as well as a 30 day review period to obtain input from residents and those with any vested interest in future services to be provided by the City through its federally funded programs.

The “Community Needs Survey” was sent to fifteen (15) surrounding agencies, in addition to being placed on the City’s website for a 30 day period.

The client base for those responding to the needs survey ranged from seniors, to homeless, to children and families. The services they offer include medical, transportation, housing, social service and educational needs. They are partners who represent agencies within the City, or within the City’s service area which residents would seek assistance from. As a whole, these agencies who participated in the assessment of community needs serve over 250,000 people per year.

The survey sought input on the following areas of need:

- Housing Services for underserved groups such as: homeless, transitional housing, and people with special needs
- Condition of Infrastructure: streets, sewers, sidewalks, etc...
- Inadequate supply of “affordable Housing”
- Inadequate financial resources to acquire or remain in housing
- Availability of job training and access to employment
- Availability of social services: health, recreational, educational, etc...



THE CITY for citizen involvement.



Citizen Involvement

NA-50 Non-Housing Community Development Needs - 91.415, 91.215 (f)

Describe the jurisdiction's need for Public Facilities:

A revitalization of Tamarac's older low-income neighborhoods and commercial areas is an on-going concern making community development a high priority. Activities of importance have been improvements to sidewalks, public facilities, and senior centers over the past five years. Public facilities projects have been funded benefiting low-moderate income residents and/or direct benefit limited clientele over the past five years utilizing CDBG funds. The City has an adequate number public facilities, the real need lies with ensuring accessibility and on-going improvements to the existing facilities.

Public facility improvements will continue to be a priority for the next five years as the City's public facilities are aging and require improvement. Projects that provide an area-wide benefit or a direct benefit to limited clientele will be considered each year under the City's Annual Action Plans. As larger projects are identified, the City will seek additional funds from other resources to help fund such projects.

The City's current non-housing, non-administrative inventory consists of a Community Center, Recreation Center, Fitness/Aquatic Center, Fire Stations and several parks.

How were these needs determined?

As part of the "Community Needs Survey", the results stated that improvement to the City's infrastructure and public facilities were the second highest priority. As with the past five years, the City will continue to make such improvements a priority utilizing both public and grant funds.

Describe the jurisdiction's need for Public Improvements:

The City's older low-income areas are the most in need of revitalization and physical improvement. With a large part of the City's population still older in age, many of these public improvements will require accessibility features and other user-friendly improvements.

Activities that provide an area-wide benefit or a direct benefit to limited clientele will be considered each year under the City's Annual Action Plans.

How were these needs determined?

As part of the "Community Needs Survey", the results stated that improvement to the City's infrastructure and public facilities were the second highest priority. As with the past five years, the City will continue to make such improvements a priority utilizing both public and grant funds.

Describe the jurisdiction's need for Public Services:

The City of Tamarac has a very diverse population and an average age which has dropped substantially over the past five to ten years. However, the senior population continues to rely heavily on the City to provide social services to meet their needs or partner with agencies that can provide various services. The current realm of public services includes, but is not limited to:

- Senior services
- Disabled services
- Youth services
- Transportation services
- Single parent family services
- Mental health services
- Crime awareness/prevention
- Health care services

These services are in high demand and well attended by the community. The City takes advantage of the 15% limitation on public services utilizing the funds in full each year.

How were these needs determined?

The need for public services will continue to be a priority for the City due to its on-going demand by the residents. Each new service, class or program is researched prior to funding to ensure need and participation. Services not able to be funded by the City will be identified in surrounding communities such that Tamarac's residents may still have access to such needs.

The survey results showed that with regard to "suitable living environment" to expand and diversify public services to enhance access, over 60% of those surveyed felt this was a "high" priority.

Housing Market Analysis

MA-05 Overview

Housing Market Analysis Overview:

The City latest housing data shows 32,198 housing units compared to 27,732 from the 2000 Census, a 15% increase during that ten-year period. Over the next two to five years the City will develop nearly 700 additional housing units. New housing development and re-development is currently very active within the City.

According to the American Community Survey the median value of a home is \$120,100, and the median mortgage payment is \$1,428. The median rent in the City is \$1,147.

A comparison of the 2000 Census data and the 2010 Census, as well as the American Community Survey (ACS) profile housing tenure type indicates that the City of Tamarac owner occupied housing stock remains stable. There was a slight increase of 2% in owner-occupied housing units up to 84.2%. These figures are similar when comparing with Broward County whose owner occupancy rate is at 81%. The data also shows a 2% decrease in the renter occupied unit rate during the same time period; with 8.9% of the housing units seasonally vacant or vacant year-round.

The median household income according to the 2011-2013 American Community Survey was \$42,548 up from the 2000 Census median household income of \$34,290. With regard to cost burdened households, 56% of owner occupied households have mortgage payments which are over 30% of their monthly income and 60% of renter households pay rent which is over 30% of their monthly income.

Additional market data pertinent to the City of Tamarac:

- Over 40% of Tamarac's residents receive some sort of Social Security
- Over 10% had an income below the poverty level
- Over 17% of Tamarac residents have a disability
- Substandard Housing Units Less than 1%
- Average household size 2.12
- Husband-Wife households 38%
- Average 1,300 delinquent mortgages per month, approximately 450 are REO properties

	2010-2015 Con Plan	2015-2020 Con Plan	Change
Median Home Value	\$175,200	\$120,100	-31%
Total Housing Units	32,181	32,198	.01%
Occupied Housing Units	27,833	26,919	-3%
Owner Occupied Units	22,466	20,237	-10%
Renter Occupied Units	5,367	6,682	19%
Vacant Housing Units	4,348	5,279	18%
Median Mortgage	\$1,485	\$1,428	-4%
Mortgage exceeds 30% of income	61%	56%	-5%
Median Rent	\$1,170	\$1,147	-2%
Rent exceeds 30% of income	64%	60%	-4%

Table 5 - ACS Data Comparison - Tamarac Housing 2010-2015 Con Plan versus 2015-2020 Con Plan

Income Distribution Overview	Owner	Renter	Total
Household Income <= 30% HAMFI	3,515	885	4,400
Household Income >30% to <=50% HAMFI	3,900	1,525	5,425
Household Income >50% to <=80% HAMFI	4,252	1,420	5,945
Household Income >80% to <=100% HAMFI	2,530	785	3,315
Household Income >100% HAMFI	7,340	1,250	8,590
Total	21,810	5,870	27,680

Table 6 - CHAS 2007-2011 Income Distribution Overview

Housing Cost Burden	Owner	Renter	Total
Cost Burden <=30%	10,810	2,510	13,320
Cost Burden >30% to <=50%	5,610	1,695	7,305
Cost Burden >50%	5,100	1,605	6,705
Cost Burden not available	290	65	355
Total	21,810	5,870	27,680
* Cost burden is the ratio of housing costs to household income. For renters- housing cost is gross rent (contract rent plus utilities)			
For owners- housing cost is "select monthly owner costs" which includes mortgage payment; utilities; association fees; insurance; and real estate taxes.			

Table 7 - CHAS 2007-2011 Housing Cost Burden Overview

MA-45 Non-Housing Community Development Assets - 91.410, 91.210(f)

Introduction

The City's non-housing Community Development needs to be considered for funding over the next five years will be from a combination of the Community Needs Survey as well as internal projects planned for by City Management. As previously mentioned, improving the City's infrastructure and public facilities will be the primary non-housing projects over the next five years.

Additionally, economic opportunities for Tamarac businesses will be included in planning for the next five years.

Economic Development Market Analysis

Business Activity

Business by Sector	Number of Workers	Number of Jobs	Share of Workers %	Share of Jobs %	Jobs less workers %
Agriculture, Mining, Oil & Gas Extraction	87	0	0	0	0
Arts, Entertainment, Accommodations	2,499	1,338	14	11	-3
Construction	739	164	4	1	-3
Education and Health Care Services	3,732	2,667	20	22	2
Finance, Insurance, and Real Estate	1,844	1,009	10	8	-2
Information	524	156	3	1	-2
Manufacturing	823	588	4	5	1
Other Services	847	397	5	3	-2
Professional, Scientific, Management Services	2,013	977	11	8	-3
Public Administration	0	0	0	0	0
Retail Trade	3,222	2,611	17	21	4
Transportation and Warehousing	800	783	4	6	2
Wholesale Trade	1,378	1,507	7	12	5
Total	18,508	12,197	--	--	--

Table 8 - Business Activity

Data 2007-2011 ACS (Workers), 2011 Longitudinal Employer-Household Dynamics (Jobs)
Source:

Labor Force

Total Population in the Civilian Labor Force	31,352
Civilian Employed Population 16 years and over	27,680
Unemployment Rate	11.71
Unemployment Rate for Ages 16-24	29.42
Unemployment Rate for Ages 25-65	9.17

Table 9 - Labor Force

Data 2007-2011 ACS

Source:

Occupations by Sector	Number of People
Management, business and financial	6,029
Farming, fisheries and forestry occupations	1,261
Service	3,091
Sales and office	8,340
Construction, extraction, maintenance and repair	2,188
Production, transportation and material moving	1,373

Table 10 – Occupations by Sector

Data 2007-2011 ACS

Source:

Travel Time

Travel Time	Number	Percentage
< 30 Minutes	13,894	54%
30-59 Minutes	10,089	39%
60 or More Minutes	1,649	6%
Total	25,632	100%

Table 11 - Travel Time

Data 2007-2011 ACS

Source:

Education:

Educational Attainment by Employment Status (Population 16 and Older)

Educational Attainment	In Labor Force		Not in Labor Force
	Civilian Employed	Unemployed	
Less than high school graduate	1,619	272	410
High school graduate (includes equivalency)	6,456	1,070	1,583
Some college or Associate's degree	7,943	849	1,588
Bachelor's degree or higher	7,125	590	823

Table 12 - Educational Attainment by Employment Status

Data 2007-2011 ACS
Source:

Educational Attainment by Age

	Age				
	18–24 yrs	25–34 yrs	35–44 yrs	45–65 yrs	65+ yrs
Less than 9th grade	68	161	118	624	1,132
9th to 12th grade, no diploma	459	275	370	753	1,698
High school graduate, GED, or alternative	1,009	2,021	2,290	4,798	7,204
Some college, no degree	932	2,067	1,768	3,382	3,286
Associate's degree	273	1,036	834	1,293	713
Bachelor's degree	206	1,882	1,505	2,932	1,380
Graduate or professional degree	0	429	572	1,230	1,250

Table 13 - Educational Attainment by Age

Data 2007-2011 ACS
Source:

Educational Attainment – Median Earnings in the Past 12 Months

Educational Attainment	Median Earnings in the Past 12 Months
Less than high school graduate	19,035
High school graduate (includes equivalency)	24,987
Some college or Associate's degree	33,622
Bachelor's degree	42,333
Graduate or professional degree	51,135

Table 14 – Median Earnings in the Past 12 Months

Data 2007-2011 ACS
Source:

Based on the Business Activity table above, what are the major employment sectors within your jurisdiction?

The City has an education and healthcare services, and retail trade business sector. The businesses with the highest number of employees are Convergys (call center), City Furniture and University Hospital.

Describe the workforce and infrastructure needs of the business community:

With a large emphasis on economic development in the upcoming years, job placement and job training for residents within the City will be a large component of any type of financial assistance.

Describe any major changes that may have an economic impact, such as planned local or regional public or private sector investments or initiatives that have affected or may affect job and business growth opportunities during the planning period. Describe any needs for workforce development, business support or infrastructure these changes may create.

The City is actively planning for "Tamarac Village", a mixed use development over the next five years. Housing and commercial pre and post development components will have a positive impact on job and business growth opportunities.

How do the skills and education of the current workforce correspond to employment opportunities in the jurisdiction?

The City is an educated community with over 7,000 of the employment population holding a Bachelor's Degree or greater. The professional, scientific, management business sector is steadily growing with major high paying manufacturing employers relocating or opening businesses in the Tamarac Commerce Park.

Describe any current workforce training initiatives, including those supported by Workforce Investment Boards, community colleges and other organizations. Describe how these efforts will support the jurisdiction's Consolidated Plan.

The City partners with Career Source Broward, a federally funded workforce development agency to provide numerous services to employers and job seekers in Broward County.

Does your jurisdiction participate in a Comprehensive Economic Development Strategy (CEDS)?

If so, what economic development initiatives are you undertaking that may be coordinated with the Consolidated Plan? If not, describe other local/regional plans or initiatives that impact economic growth.

No

MA-50 Needs and Market Analysis Discussion

Are there areas where households with multiple housing problems are concentrated? (include a definition of "concentration")

DEFINITION OF CONCENTRATION: a close gathering of people or things

According to the 2011-2013 ACS data, there are less than 1% of households with characteristics which would reflect Substandard Housing Units.

Are there any areas in the jurisdiction where racial or ethnic minorities or low-income families are concentrated? (include a definition of "concentration")

DEFINITION of racial/minority, low income concentration

A neighborhood in which any one of the following statistical conditions exists:

- (1) The percentage of persons of a particular racial or ethnic minority is at least 20 points higher than that minority's percentage in the housing market as a whole;*
- (2) The neighborhood's total percentage of minority persons is at least 20 points higher than the total percentage of minorities for the housing market area as a whole; or*
- (3) In the case of a metropolitan area, the neighborhood's total percentage of minority persons exceeds 50 percent of its population.*

The racial composition within the City of Tamarac mirrors that of the local region, Broward County. Additionally, the racial composition is consistent with that of the entire State of Florida. Based on the definition above, no one race group exceeds a 20% difference than that of the County or the State. Census tracts and block groups within the City may be more diverse, however, they do not necessarily equally reflect similar income levels. The income levels in the census tracts with a racial composition over 20% from the City as a whole are not necessarily the lowest income census tracts within the City. Both census tracts lie within the central portion of the City, and border other cities to the north. There have been substantial infrastructure improvements in both areas as well as more recent new home developments near these areas over the past five years.

The following census tracts showed over 20% difference (over or under) in racial composition from the City as a whole:

Census Tract 0503.09 Population 2,300

RACIAL COMPOSITION: White 35%, Black 42%, Asian 3%, Other 20%, Hispanic 45%

32% LESS White than the City as a whole

22% MORE Hispanic than the City as whole

INCOME LEVEL: 91% Low-Moderate Income

Census Tract 0601.28 Population 5,505

RACIAL COMPOSITION: White 34%, Black 56%, Asian 3%, Other 7%, Hispanic 19%

23% LESS White than the City as a whole

25% MORE Black than the City as a whole

Note: The northern half of this census tract includes of the City of North Lauderdale.

INCOME LEVEL: 64% Low-Mod Income

What are the characteristics of the market in these areas/neighborhoods?

The following characteristics reflect the market in the census tracts which have a concentration of racial ethnicity or low moderate income households.

Census Tract 0503.09 Population 2,300

Housing Units	870
Median Year Built	1980
Average Home Value	\$33,700
Average Household Size	2.94
Median Household Income	\$32,429
Population in Poverty	22%
Ownership Rate	31%
Rental Rate	55%
Vacancy Rate	14%

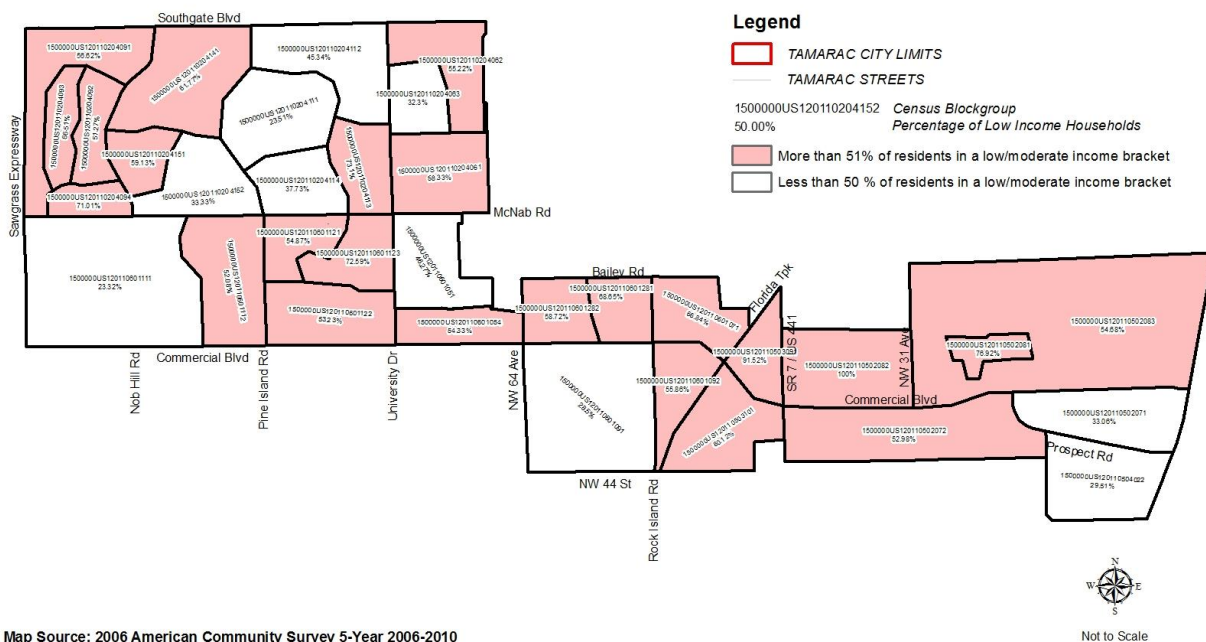
Census Tract 0601.28 Population 5,505

Housing Units	2,777
Median Year Built	1977
Average Home Value	\$62,100
Average Household Size	2.89
Median Household Income	\$39,357
Population in Poverty	18%
Ownership Rate	63%
Rental Rate	21%
Vacancy Rate	16%

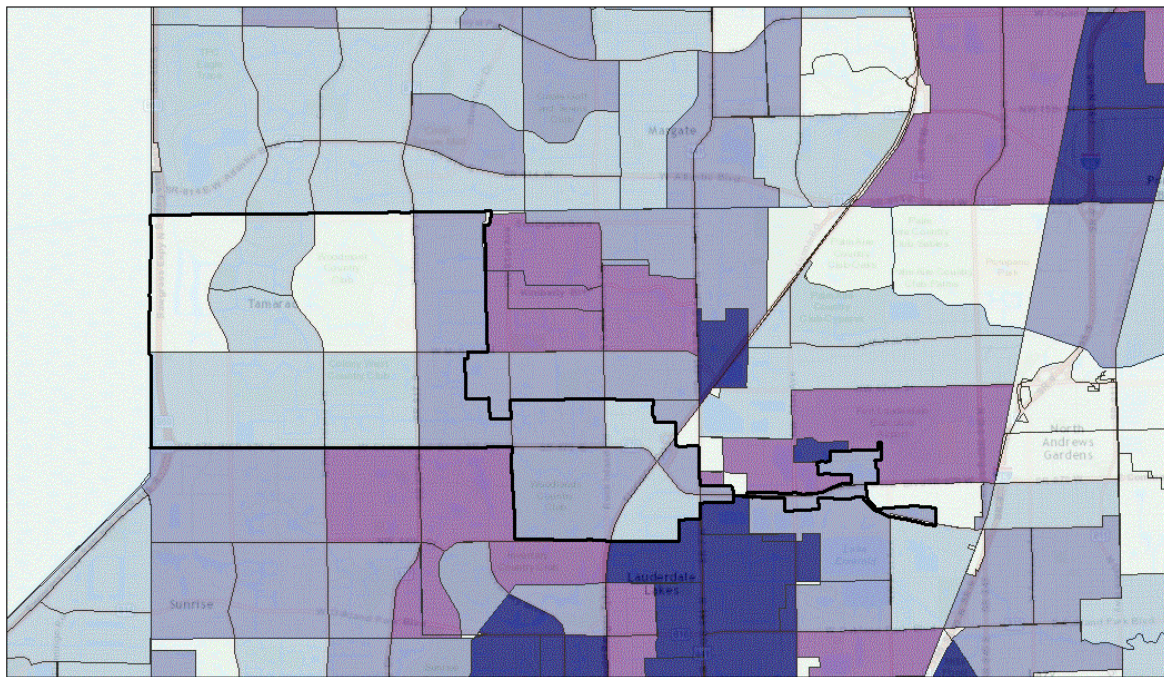
Are there any community assets in these areas/neighborhoods?

In the areas surrounding census tracts 0503-09 and 0601.28 new housing construction is taking place. The new housing in excess of 300 units will be constructed over the next three to five years. The developments will include single-family and multi-family units, new parks, and improved roadways. Additionally, in the upcoming five years the Fire Station which serves these areas will be fully renovated.

ACS 2006-2010 5-Year Low Mod Block Group



CPD Maps-RACE-Black or African American alone - Consolidated Plan and Continuum of Care Planning Tool



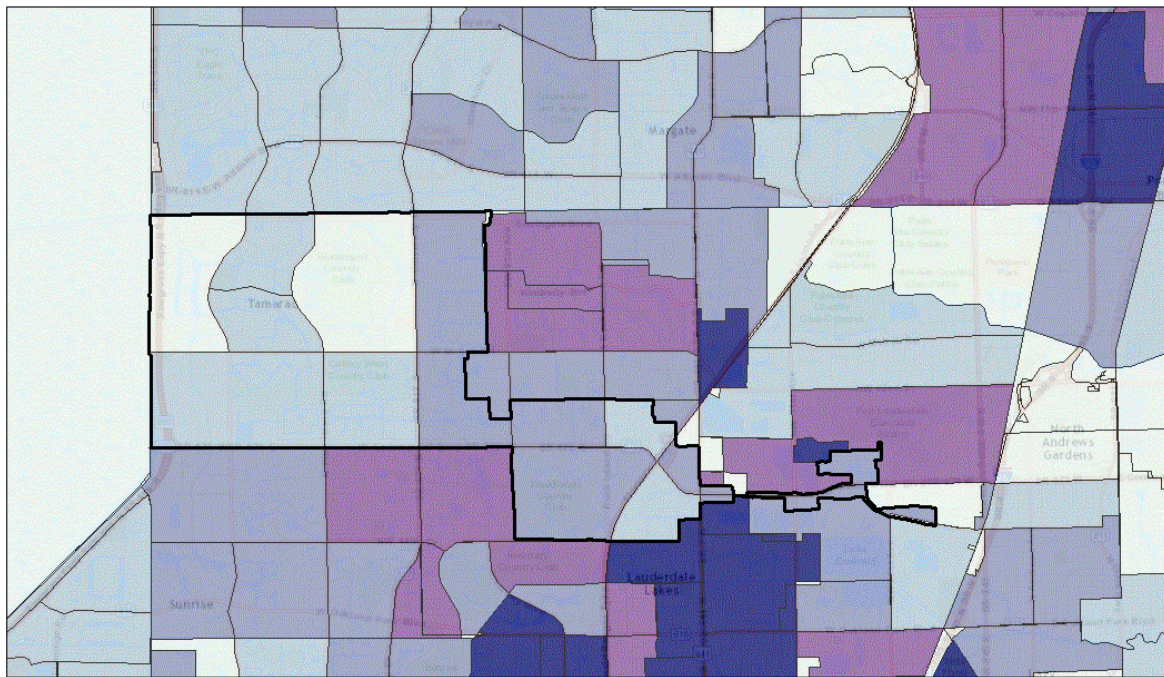
March 5, 2015

Override 1 BlackAfricanAmericanAlone
B03002EST4_PCT
6.85-22.6%
22.6-45.37%
45.37-74.1%
>74.1%

0 0.5 1 2 mi
0 1 2 4 km
Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri Thailand, Swisstopo, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

CPD Maps- RACE-White alone - Consolidated Plan and Continuum of Care Planning Tool

CPD Maps-RACE-Black or African American alone - Consolidated Plan and Continuum of Care Planning Tool



March 5, 2015

Override 1 **BlackAfricanAmericanAlone**
B03002EST4_PCT
 <6.85% 6.85-22.6% 22.6-45.37% 45.37-74.1% >74.1%

0 0.5 1 2 mi
 0 1 2 4 km
 Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, MapmyIndia, © OpenStreetMap contributors, and the GIS User Community

CPD Maps-RACE-Black or African American alone - Consolidated Plan and Continuum of Care Planning Tool

Strategic Plan

SP-05 Overview

Strategic Plan Overview

The five year strategic plan will address the City's needs via goals and related and corresponding priorities/objectives that are summarized below:

Goals

"To arrest and prevent any physical or economic blight through the rehabilitation and/or construction of housing, infrastructure and community facilities, through economic development initiatives."

Objectives

The overall program objective is driven by several factors including (1) the age and condition of the residential developments in the City; (2) the need for community facilities for low/moderate income household's particularly elderly households; (3) the need to provide Public Services; and (4) encourage and promote economic development.

The City of Tamarac continues to insist on high quality housing development, as well as quality maintenance of the City's existing housing stock for residents.

The City's objectives can be achieved over the next five years through consideration of the following strategies:

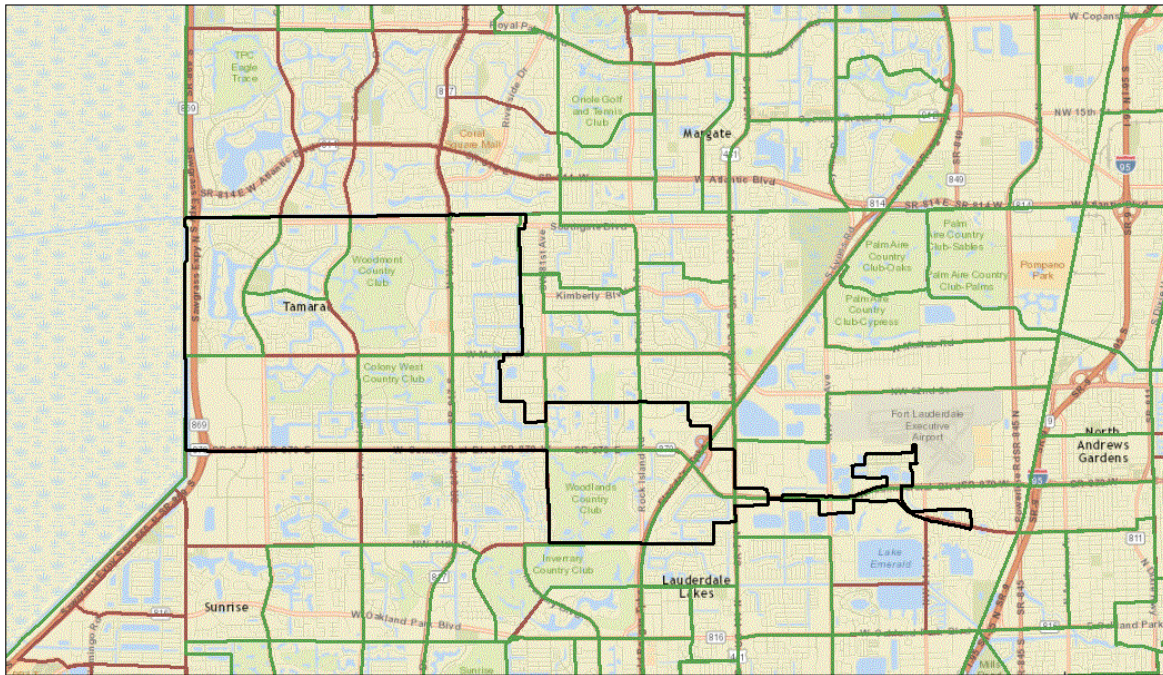
- Provide funding assistance to maintain the supply of affordable housing through rehabilitation of older single family and multi-family units.
- Provide first-time homeownership opportunities for low and moderate income residents.
- Offer public services programs and activities
- Encourage Code Compliance/Neighborhood Revitalization activities
- Deliver Public Facilities Improvements / Low-Mod Area Wide Benefit Improvements
- Provide economic development opportunities

The Five-Year Consolidated Plan will align with the City's Strategic Plan. The goals of the City's Strategic Plan included:

- Inclusive Community
- Healthy Financial Environment
- Dynamic Organizational Structure
- Clear Communication
- Vibrant Community

Much like the Consolidated Plan, the Strategic Plan establishes a vision for a diverse, inclusive and vibrant city, and establishes its services as an integral piece when meeting and exceeding the strategic goals

CPD Maps-Low Mod Census Tracts - Consolidated Plan and Continuum of Care Planning Tool



March 23, 2015

Override 1

Low Mod Tract

Census Tract

0 0.5 1 1.80,258 2 mi

0 1 2 4 km

Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, Mapbox, © OpenStreetMap contributors, and the GIS User Community

CPD Maps-Low Mod Census Tracts - Consolidated Plan and Continuum of Care Planning Tool



City That Plans for the Future

SP-10 Geographic Priorities - 91.415, 91.215(a)(1)

Geographic Area

Table 15 - Geographic Priority Areas

1	Area Name:	NSP Mainlands Section 10
	Area Type:	Local Target area
	Other Target Area Description:	
	HUD Approval Date:	
	% of Low/ Mod:	
	Revital Type:	Housing
	Other Revital Description:	
	Identify the neighborhood boundaries for this target area.	Entire neighborhood of Mainlands Section 10
	Include specific housing and commercial characteristics of this target area.	High mortgage delinquencies, code violations and vacancy rate.
	How did your consultation and citizen participation process help you to identify this neighborhood as a target area?	High mortgage delinquencies, code violations and vacancy rate.
	Identify the needs in this target area.	Improve housing occupancy rate and neighborhood stabilization.
	What are the opportunities for improvement in this target area?	Improve housing occupancy rate and neighborhood stabilization.
2	Area Name:	NSP Sunflower Community
	Area Type:	Local Target area
	Other Target Area Description:	
	HUD Approval Date:	
	% of Low/ Mod:	
	Revital Type:	Housing
	Other Revital Description:	
	Identify the neighborhood boundaries for this target area.	Entire neighborhood of Sunflower
	Include specific housing and commercial characteristics of this target area.	High mortgage delinquencies, code violations and vacancy rate.
	How did your consultation and citizen participation process help you to identify this neighborhood as a target area?	High mortgage delinquencies, code violations and vacancy rate.

	Identify the needs in this target area.	Improve housing occupancy rate and neighborhood stabilization.
	What are the opportunities for improvement in this target area?	Improve housing occupancy rate and neighborhood stabilization.
	Are there barriers to improvement in this target area?	No
3	Area Name:	City Wide Low-Mod
	Area Type:	City-Wide Low Mod
	Other Target Area Description:	City-Wide Low Mod
	HUD Approval Date:	
	% of Low/ Mod:	
	Identify the neighborhood boundaries for this target area.	City wide low-mod income areas

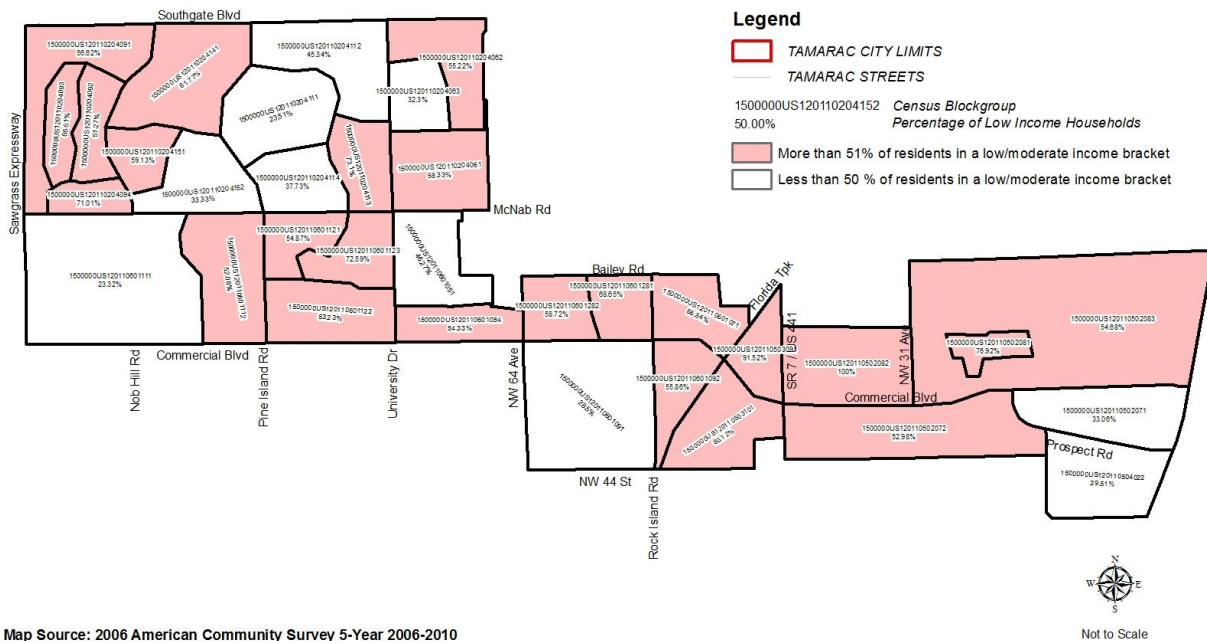
General Allocation Priorities

Describe the basis for allocating investments geographically within the state

The City of Tamarac determines the project locations using the 2000 Census data until complete and updated information can be obtained from the 2010 Census and American Community Survey data. A map was created identifying the low-moderate income areas and will be utilized to plan for public improvements in low/mod areas throughout the City. In addition to the Census and ACS data, the City determines need and location of special projects based on need and demand of its residents, as well as the condition of existing resources; such as public facilities. The City of Tamarac does not have any CDBG specified target areas or redevelopment areas at this time.

Local target areas used in the past included the Sunflower and Mainland's Section Ten communities under the Neighborhood Stabilization Program-Round 3.

ACS 2006-2010 5-Year Low Mod Block Group



2006-2010 ACS Low Mod Income Map-Tamarac

SP-25 Priority Needs - 91.415, 91.215(a)(2)

Priority Needs

Table 16 – Priority Needs Summary

1	Priority Need Name	Infrastructure Improvements
	Priority Level	High
	Population	Extremely Low Low Moderate
	Geographic Areas Affected	City-Wide Low Mod
	Associated Goals	Public Facilities and Infrastructure Improvement
	Description	Provide upgraded physical improvements such as sanitary sewers, storm sewers, sidewalks, street lighting, and improved public streets.
	Basis for Relative Priority	<p>A revitalization of Tamarac's older low-income neighborhoods and commercial areas is an on-going concern making community development a high priority. Activities of importance have been improvements to sidewalks, public facilities, and senior centers over the past five years. Several public facilities projects have been CDBG funded benefiting low-moderate income residents and/or direct benefit limited clientele.</p> <p>Public facility improvements will continue to be a priority for the next five years as the City's public facilities are aging and require improvement. Projects that provide an area-wide benefit or a direct benefit to limited clientele will be considered each year under the City's Annual Action Plans. As larger projects are identified, the City will seek additional funds from other resources to help fund such projects.</p>
2	Priority Need Name	Ensure adequate supply of affordable housing
	Priority Level	Low
	Population	Extremely Low Low Moderate
	Geographic Areas Affected	City-Wide Low Mod
	Associated Goals	Housing

	Description	Ensure the City has an adequate amount of low and moderate income home ownership opportunities and expand the development of affordable housing stock available to homebuyers.
	Basis for Relative Priority	<p>The age and condition of the housing stock results in a need to provide housing assistance to existing and incoming homeowners. The City of Tamarac continues to insist on high quality housing development which is affordable to incoming residents, as well as quality maintenance of the City's existing housing stock. Developer contributions to the City's Housing Trust allow the City to plan for housing assistance programs. This objective can be achieved over the next five years through the following strategies:</p> <ul style="list-style-type: none"> • Provide first-time homeownership opportunities for low and moderate income residents. <p>The basis for the Low priority designation with regard to the Consolidated Plan is that the City has a decent amount of affordable housing, including new housing developments. Although the City will continue to ensure there is an adequate amount of affordable housing, high priority is not necessary.</p>
3	Priority Need Name	Rehabilitation of owner occupied housing
	Priority Level	High
	Population	Extremely Low Low Moderate Large Families Families with Children Elderly Elderly Frail Elderly Persons with Physical Disabilities
	Geographic Areas Affected	City-Wide Low Mod
	Associated Goals	Housing
	Description	Increase assistance to low and moderate income homeowners for rehabilitation to address code or building violations as well as correct health and safety issues.

	Basis for Relative Priority	<p>The overall program objective is driven by the age and condition of housing within City. The City of Tamarac continues to insist on high quality housing development, as well as quality maintenance of the City's existing housing stock. This objective can be achieved over the next five years through the following strategies:</p> <ul style="list-style-type: none"> • Provide funding assistance to maintain the supply of affordable housing through rehabilitation of older units.
4	Priority Need Name	Provide public/social services
	Priority Level	High
	Population	Extremely Low Low Moderate Large Families Families with Children Elderly Elderly Frail Elderly Persons with Mental Disabilities Persons with Physical Disabilities Persons with Developmental Disabilities Victims of Domestic Violence
	Geographic Areas Affected	City-Wide Low Mod
	Associated Goals	Public/Social Services
	Description	Expand and diversify social service activities that enhance access to child care, mental health, the elderly, juveniles and special needs population.

	Basis for Relative Priority	<p>The City of Tamarac has a very diverse population and an average age which has dropped substantially over the past five to ten years. The senior population continues to rely on the City to provide social services to meet their needs or partner with agencies that can provide various services. The current realm of social services includes, but is not limited to:</p> <ul style="list-style-type: none"> • Senior services • Disabled services • Youth services • Transportation services • Single parent family services • Mental health services • Crime awareness/prevention • Health care services <p>These services are in high demand and well attended by the community. The City takes advantage of the 15% limitation on public services utilizing the funds in full each year.</p>
5	Priority Need Name	Support Economic Development
	Priority Level	Low
	Population	Extremely Low Low Moderate Middle Non-housing Community Development
	Geographic Areas Affected	City-Wide Low Mod
	Associated Goals	Economic Development
	Description	Expand and diversify public and private resources committed to creating safe neighborhoods and revitalized commercial areas.
	Basis for Relative Priority	Economic Development is a Medium to High priority within the City; however, funding such activities utilizing CDBG funds is not likely and therefore received a Low priority for the purposes of the Consolidated Plan. Financial incentive activities are being created to allow new and existing businesses the opportunity to improve their business, increase patronage and/or provide additional job opportunities. Such incentives will be funded outside of the CDBG Program.
6	Priority Need Name	Support Fair Housing

	Priority Level	High
	Population	Extremely Low Low Moderate Large Families Families with Children Elderly Public Housing Residents Elderly Frail Elderly Persons with Mental Disabilities Persons with Physical Disabilities Persons with Developmental Disabilities Persons with Alcohol or Other Addictions Persons with HIV/AIDS and their Families Victims of Domestic Violence
	Geographic Areas Affected	City-Wide Low Mod
	Associated Goals	Housing Public/Social Services
	Description	Continue to contract and partner with local Fair Housing agencies to ensure protection of landlords and tenant, and home buyers and home sellers. Educate the community on rights and responsibilities of fair housing.
	Basis for Relative Priority	The City's responsibility to ensure fair housing opportunities to its residents is a priority so that all residents may enjoy the benefits of decent and affordable housing.
7	Priority Need Name	Rehabilitation of Multi-Family Housing Properties
	Priority Level	Low
	Population	Extremely Low Low Moderate
	Geographic Areas Affected	City-Wide Low Mod
	Associated Goals	Housing
	Description	With a large percentage of the City's housing stock occupied by renters, rehabilitation of multi-family units may become necessary to protect the affordability of decent housing and suitable living environments.

	Basis for Relative Priority	<p>The overall program objective is driven by the age and condition of housing within City. The City of Tamarac continues to insist on high quality housing development, as well as quality maintenance of the City's existing housing stock. This objective can be achieved over the next five years through the following strategies:</p> <ul style="list-style-type: none"> • Provide funding assistance to maintain the supply of affordable housing through rehabilitation of older multi-family units. <p>The basis for low priority designation is due to the extent of planning involved and proper administration of such project. Identifying eligible, qualified and feasible projects will require research and planning which may occur during the next five years.</p>
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Narrative (Optional)

The City of Tamarac conducted a Community Needs Survey to prioritize projects, programs and activities to be funded over the next five years. The survey ranked the housing and non-housing needs as well as needs in the following objective categories:

- Affordable / Decent Housing
- Suitable Living Environment
- Economic Opportunity

SP-35 Anticipated Resources - 91.420(b), 91.215(a)(4), 91.220(c)(1,2)

Introduction

As a recipient of CDBG, HOME and SHIP funds, the City intends to allocate according to priority need. For the next five years, the City expects the housing market to continue to rebound from the dramatic slump that began in 2006. Affordable housing will remain a priority for the City of Tamarac and Home Rehabilitation will be a key activity.

To support the five year investment plan the appropriate federal resources described below will be utilized and applications will be submitted and or supported in achieving the City's listed projects and actions outlined in this section.

FEDERAL RESOURCES

Community Development Block Grant (CDBG)

The Community Development Block Grant (CDBG) was first authorized by the U.S. Congress in 1974, by the Housing and Community Development Act of 1974 (HCDA), with subsequent amendments. The primary purpose of the HCDA is the development of viable urban communities, by providing decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low and moderate income. At least 70% of all CDBG funds must be spent on activities which benefit low or moderate income persons. Funds are used for housing to benefit low and moderate income persons, public facilities and improvements, expanded public services that include employment training, child care, fair housing counseling or recreational needs; rehabilitation of private or publicly owned buildings; economic development activities that create or retain jobs for low and moderate income persons.

Home Investment Partnerships Program (HOME)

Since FY 2002, the City of Tamarac has been a member of the Broward County HOME Consortium along with the Entitlement Cities of Tamarac, Coral Springs, Margate, Deerfield Beach, Sunrise, Lauderhill, Plantation, Davie, Pembroke Pines, Miramar and Coconut Creek. The United States Congress passed the National Affordable Housing Act In 1990. This Act created a variety of affordable housing programs, including the Home Investment Partnerships Act (HOME).

The City of Tamarac receives an allocation of these funds as a member of the Consortium. The purpose of the HOME program is to provide funds to local jurisdictions to strengthen public-private partnerships to provide more affordable housing through acquisition, rehabilitation, and new construction of housing, and tenant based rental assistance. In addition, HUD rules require that at least 15% of HOME funds be set aside for community housing development organizations to develop affordable housing. HOME funds may be used to provide: affordable renter/owner occupied units; tenant based rental assistance; administrative and planning costs; and payment of operating expenses of community housing development organizations. Housing development costs include acquisition, new construction, reconstruction, pre-development and financing costs.

STATE RESOURCES

State Housing Initiative Partnership (SHIP) Program

The City of Tamarac typically receives an annual allocation under this program. Florida Housing administers the State Housing Initiatives Partnership program (SHIP), which provides funds to local governments as an incentive to create partnerships that produce and preserve affordable homeownership and multifamily housing. The program was designed to serve very low, low and moderate income families.

Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Reminder of ConPlan	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	366,236	0	0	366,236	1,464,944	The City is an entitlement grantee and anticipates receiving \$350,000 over the next 4 years
Other	public - federal	Housing	70,974	0	0	70,974	283,896	As a member of the Broward County HOME Consortium, the City of Tamarac receives an annual allocation of approximately \$70,974
Other	public - state	Admin and Planning Housing	200,000	0	0	200,000	800,000	The City is a State SHIP grantee receiving approximately \$200,000 per year.

Table 17 - Anticipated Resources

Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied.

As a recipient of CDBG, HOME and SHIP funds, the City intends to allocate according to priority need. The activities recommended in each Annual Action Plan may vary, however, affordable housing will remain a priority for the City of Tamarac and Home Rehabilitation will be a key activity across all funding sources.

If appropriate, describe publically owned land or property located within the state that may be used to address the needs identified in the plan.

N/A

SP-40 Institutional Delivery Structure - 91.415, 91.215(k)

Explain the institutional structure through which the jurisdiction will carry out its consolidated plan including private industry, non-profit organizations, and public institutions.

Responsible Entity	Responsible Entity Type	Role	Geographic Area Served
TAMARAC	Government	Economic Development Non-homeless special needs Ownership Planning neighborhood improvements public facilities public services	Jurisdiction
BROWARD COUNTY	Government	Homelessness Public Housing Rental	Other
Broward County Housing Authority	PHA	Public Housing Rental	Other
BROWARD COUNTY FAMILY SUCCESS	Non-profit organizations	Planning	Other
Children's Services Council of Broward	Non-profit organizations	Planning	Other
Broward County Homeless Initiative Partnership	Continuum of care	Homelessness	Other
HOPE, HOUSING OPPORTUNITY PROJECT FOR EXCELLENCE	Non-profit organizations	Homelessness Ownership Public Housing Rental	Other
Neighborhood Housing Services of S Florida, Inc.	Non-profit organizations	Ownership Planning Rental	Region

Table 18 - Institutional Delivery Structure

Assess of Strengths and Gaps in the Institutional Delivery System

The Community Development Department, Housing Division is responsible for the administration of the Community Development Block Grant (CDBG) and Home Investment Partnership (HOME) Programs. The City of Tamarac is a member of the Broward County Consortium and Continuum of Care.

The City's housing related service delivery system is conducted by staff in the Community Development Department, Housing Division. Private agencies are contracted to assist with services such as specification writing and real estate transactions. Public Service activities are administered by the Social Services Division of Parks and Recreation Department with resources provided by the City's general funds, grant funds, local public services agencies and non-profit agencies. Most public service activities are carried out by private agencies specializing in the particular service needed. Local non-profit agencies assist with social services not available through the City.

Availability of services targeted to homeless persons and persons with HIV and mainstream services

Homelessness Prevention Services	Available in the Community	Targeted to Homeless	Targeted to People with HIV
Homelessness Prevention Services			
Counseling/Advocacy	X		
Legal Assistance	X		
Mortgage Assistance			
Rental Assistance			
Utilities Assistance	X		
Street Outreach Services			
Law Enforcement	X		
Mobile Clinics			
Other Street Outreach Services	X		
Supportive Services			
Alcohol & Drug Abuse			
Child Care	X		
Education			
Employment and Employment Training			
Healthcare	X		
HIV/AIDS			
Life Skills	X		
Mental Health Counseling	X		
Transportation	X		
Other			

Table 19 - Homeless Prevention Services Summary

Describe how the service delivery system including, but not limited to, the services listed above meet the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth)

Although homelessness is a priority throughout the County, and the City of Tamarac supports all efforts to end homelessness, typically less than 1% of the County's homeless population reported being from Tamarac.

The primary advocate for persons at-risk of homelessness within the City of Tamarac is Parks and Recreation's Social Services Division. Case workers are familiar resources within the community to assist in identifying the appropriate agency to provide services. CDBG funds are allocated to provide a full-time Information and Referral Specialist to the community. Additionally, as a member of the Broward County Consortium and Continuum of Care the City supports efforts to end homelessness.

Broward County's Point in Time Report from January 2015 provides a breakdown of homeless counted by categories such as: veterans, youth, and families. This report allows the County to re-assess its current services and programs to accommodate the current homeless population.

Per Broward County's Point in Time Count, there are 2,624 homeless persons (2,124 households).

*Female 857

*Male 1,760

Describe the strengths and gaps of the service delivery system for special needs population and persons experiencing homelessness, including, but not limited to, the services listed above

A strength in service delivery is the number of agencies County-wide dedicated to end homelessness. There are over 15 agencies throughout the County who serve homeless and special needs populations. Outreach, education, point-in-time counts, funding drives, treatment, referral services and other activity is on-going throughout Broward County.

Provide a summary of the strategy for overcoming gaps in the institutional structure and service delivery system for carrying out a strategy to address priority needs

The main gap would be the limited number of shelters available. There are more homeless people in Broward County than there are shelters and facilities to assist.

SP-45 Goals - 91.415, 91.215(a)(4)

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Housing	2015	2019	Affordable Housing	City Wide Low-Mod	Ensure adequate supply of affordable housing Rehabilitation of owner occupied housing Support Fair Housing Rehabilitation of Multi-Family Housing Properties	CDBG: \$1,234,205 HOME Consortium: \$354,870 State Housing Initiative Program (SHIP): \$500,000	Homeowner Housing Rehabilitated: 40 Household Housing Unit Direct Financial Assistance to Homebuyers: 10 Households Assisted
2	Public Facilities and Infrastructure Improvement	2015	2019	Non-Housing Community Development	City Wide Low-Mod	Infrastructure Improvements	CDBG: \$30,000	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 5000 Persons Assisted
3	Public/Social Services	2015	2019	Non-Homeless Special Needs Public Services	City Wide Low-Mod	Provide public/social services Support Fair Housing	CDBG: \$266,975	Public service activities other than Low/Moderate Income Housing Benefit: 400 Persons Assisted
4	Economic Development	2015	2019	Non-Housing Community Development	City Wide Low-Mod	Support Economic Development	CDBG: \$0	

Table 20 – Goals Summary

Goal Descriptions

1	Goal Name	Housing
	Goal Description	<p>Expand and improve available housing options for low and moderate income residents.</p> <ul style="list-style-type: none"> • Provide Home Rehabilitation to single-unit, owner occupied units. (CDBG, HOME SHIP funded) • Provide Home Rehabilitation to multi-unit properties. (CDBG, if funded at all) • Provide Down Payment assistance to new homebuyers. (SHIP & Housing Trust funded) • Revitalize neighborhoods through Code Enforcement (City funded Neighborhood Improvement Grant)
2	Goal Name	Public Facilities and Infrastructure Improvement
	Goal Description	Improve accessibility to public facilities within low mod income areas. Additionally, install and upgrade sidewalks in low mod income areas. May not be funded each year.
3	Goal Name	Public/Social Services
	Goal Description	Provide services to meet needs of changing community including but not limited to: seniors, special needs, youth and at-risk residents.
4	Goal Name	Economic Development
	Goal Description	The City has a strong focus on economic development at this time and recently created various incentives, however, economic development may not be funded utilizing CDBG funds during this five-year period. It is expected that the City will fund any incentives created.

Estimate the number of extremely low-income, low-income, and moderate-income families to whom the jurisdiction will provide affordable housing as defined by HOME 91.315(b)(2)

Over the next five years, through the City's housing activities such as home rehabilitation and down payment assistance, it is expected that over 50 low-moderate income households may be assisted utilizing the City's state and federal entitlement funds..

Should multi-family rehabilitation be funded, the estimated number of low-moderate income households assisted would increase.

In addition to the direct services provided by the City, the Housing Division partners with several agencies throughout the County on an on-going basis to assist residents with foreclosure prevention, housing counseling to prepare for homeownership, emergency utility assistance, as well as a host of other housing related services offered on a County-wide basis.

SP-65 Lead-based Paint Hazards - 91.415, 91.215(i)

Actions to address LBP hazards and increase access to housing without LBP hazards

As part of the Housing Assistance program, all properties receiving funds for Home Rehabilitation or Down Payment Assistance have lead based paint (LBP) assessment completed. All property owners are given the "Protect your family from Lead Hazards" pamphlet. Abatement is conducted if the initial assessment indicates a lead based paint hazard exists. Lead Based Paint testing is ordered with appropriate remediation actions suggested. A Request for Quotation is issued with the LBP Report and contractors submit bids on the remediation process. Once remediation is completed, a follow up test is conducted to ensure clearance.

How are the actions listed above integrated into housing policies and procedures?

In addition to the remediation of identified lead based paint products at City rehabilitation properties listed above, all home rehabilitation provided through the City's federal and state funded programs will consist of use of non-lead based paint products.

SP-70 Anti-Poverty Strategy - 91.415, 91.215(j)

Jurisdiction Goals, Programs and Policies for reducing the number of Poverty-Level Families

The factors which contribute to poverty are lack of resources, information, education, jobs, health care issues, child care issues, and an overall dependency on services. The City has programs currently to help in these areas as well as various partnerships with regional agencies to improve self-sufficiency.

The City will dedicate a majority of its federal and state funding to housing and non-housing strategies and coordinate with the Broward Coalition for the Homeless and Broward County agencies to support additional programs to limit poverty among the residents of Tamarac.

How are the Jurisdiction poverty reducing goals, programs, and policies coordinated with this affordable housing plan

Housing Counseling for new homebuyers as well as current homeowners has also become a priority to ensure those at-risk of losing their home can be assisted, educated, and prevent foreclosure leading to homelessness.

The plan and the activities carried out over the next five years include measures to assist at-risk households. Foreclosure prevention workshops, homebuyer seminars, housing counseling certifications, debt management partners and other activities reduce the number of families at or near poverty levels.

SP-80 Monitoring - 91.230

Describe the standards and procedures that the jurisdiction will use to monitor activities carried out in furtherance of the plan and will use to ensure long-term compliance with requirements of the programs involved, including minority business outreach and the comprehensive planning requirements

As required by its federally funded programs, the City conducts an Annual Audit and Single Audit Act review of programs. A copy of the City's CAFR is submitted to HUD on an annual basis. Additionally, the City will prepare its Consolidated Annual Performance Evaluation Report documenting achievement and performance. U.S Department of Housing and Urban Development as well as State funded agencies reserve the right to conduct reviews/audits of the programs proposed as part of the City's Annual Action Plan of Local Housing Assistance Plan.

Sub-recipients of CDBG funds will also be closely monitored to ensure compliance and that the goals and objectives of the City's Plan are being met. The City recently created a Monitoring Plan to clarify the responsibilities of sub-recipients.

In 2014, the City of Tamarac created a Monitoring Program Guide after a HUD on-site monitoring. The HUD monitoring suggested that the City create a plan that outlines the monitoring process that the administering agency conducts with its sub recipients. The City's only "sub recipients" are internal City departments; however, HUD Field Office cited them as sub recipients and further explained that the monitoring plan should be outlined.

The guide outlines the methods to which the City intends to carry out its programmatic requirements. As an entitlement community, the City is the responsible agency for ensuring the projects/activities proposed are being carried out adequately, timely, financially responsible and safe for the environment and community.

The Housing Division, within the Community Development Department is the administrative facilitator of all housing related grants and ultimately the party to carry out the various types of monitoring activity ensuring compliance. This Program Guide lists the areas to be monitored, as well as the method to which the monitoring will be conducted. This monitoring plan primarily applies to the City's CDBG program, however, may be implemented for other Federal funds as received.

Covered in the monitoring program guide are program areas such as:

Davis Bacon

Fair Housing

Section 3

Sub – Recipient Agreement regulation

Environmental Review

Annual Action Plan

AP-15 Expected Resources - 91.420(b), 91.220(c)(1,2)

Introduction

As a recipient of CDBG, HOME and SHIP funds, the City intends to allocate according to priority need. For the next five years, the City expects the housing market to continue to rebound from the dramatic slump that began in 2006. Affordable housing will remain a priority for the City of Tamarac and Home Rehabilitation will be a key activity.

To support the five year investment plan the appropriate federal resources described below will be utilized and applications will be submitted and or supported in achieving the City's listed projects and actions outlined in this section.

FEDERAL RESOURCES

Community Development Block Grant (CDBG)

The Community Development Block Grant (CDBG) was first authorized by the U.S. Congress in 1974, by the Housing and Community Development Act of 1974 (HCDA), with subsequent amendments. The primary purpose of the HCDA is the development of viable urban communities, by providing decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low and moderate income. At least 70% of all CDBG funds must be spent on activities which benefit low or moderate income persons. Funds are used for housing to benefit low and moderate income persons, public facilities and improvements, expanded public services that include employment training, child care, fair housing counseling or recreational needs; rehabilitation of private or publicly owned buildings; economic development activities that create or retain jobs for low and moderate income persons.

Home Investment Partnerships Program (HOME)

Since FY 2002, the City of Tamarac has been a member of the Broward County HOME Consortium along with the Entitlement Cities of Tamarac, Coral Springs, Margate, Deerfield Beach, Sunrise, Lauderhill, Plantation, Davie, Pembroke Pines, Miramar and Coconut Creek. The United States Congress passed the National Affordable Housing Act In 1990. This Act created a variety of affordable housing programs, including the Home Investment Partnerships Act (HOME).

The City of Tamarac receives an allocation of these funds as a member of the Consortium. The purpose of the HOME program is to provide funds to local jurisdictions to strengthen public-private partnerships to provide more affordable housing through acquisition, rehabilitation, and new construction of housing, and tenant based rental assistance. In addition, HUD rules require that at least 15% of HOME funds be set aside for community housing development organizations to develop affordable housing. HOME funds may be used to provide: affordable renter/owner occupied units; tenant based rental assistance; administrative and planning costs;

and payment of operating expenses of community housing development organizations. Housing development costs include acquisition, new construction, re-construction, pre-development and financing costs.

STATE RESOURCES

State Housing Initiative Partnership (SHIP) Program

The City of Tamarac typically receives an annual allocation under this program. Florida Housing administers the State Housing Initiatives Partnership program (SHIP), which provides funds to local governments as an incentive to create partnerships that produce and preserve affordable homeownership and multifamily housing. The program was designed to serve very low, low and moderate income families.

Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Reminder of ConPlan	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	366,236	0	0	366,236	1,464,944	The City is an entitlement grantee and anticipates receiving \$350,000 over the next 4 years
Other	public - federal	Housing	70,974	0	0	70,974	283,896	As a member of the Broward County HOME Consortium, the City of Tamarac receives an annual allocation of approximately \$70,974
Other	public - state	Admin and Planning Housing	200,000	0	0	200,000	800,000	The City is a State SHIP grantee receiving approximately \$200,000 per year.

Table 21 - Expected Resources – Priority Table

Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied

As a recipient of CDBG, HOME and SHIP funds, the City intends to allocate according to priority need. The activities recommended in each Annual Action Plan may vary, however, affordable housing will remain a priority for the City of Tamarac and Home Rehabilitation will be a key activity across all funding sources.

Annual Goals and Objectives

AP-20 Annual Goals and Objectives - 91.420, 91.220(c)(3)&(e)

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Housing	2015	2019	Affordable Housing	City Wide Low-Mod	Rehabilitation of owner occupied housing	CDBG: \$252,841 HOME Consortium: \$70,974 State Housing Initiative Program (SHIP): \$100,000	Homeowner Housing Rehabilitated: 7 Household Housing Unit
2	Public/Social Services	2015	2019	Non-Homeless Special Needs Public Services	City Wide Low-Mod	Provide public/social services	CDBG: \$53,395 HOME Consortium: \$0 State Housing Initiative Program (SHIP): \$0	Public service activities other than Low/Moderate Income Housing Benefit: 100 Persons Assisted

Table 22 – Goals Summary

Goal Descriptions

1	Goal Name	Housing
	Goal Description	Owner Occupied Home Rehabilitation (including Rehabilitation Service Delivery)
2	Goal Name	Public/Social Services
	Goal Description	Full-Time Temporary Information and Referral Specialist Counseling Services

AP-35 Projects - 91.420, 91.220(d)

Introduction

The statutes for the HUD CDBG grant programs set forth three basic goals which are closely related to the major commitments and priorities of the U.S. Department of Housing and Urban Development (HUD). Each of these goals must primarily benefit very low, low and moderate income persons within the context described below:

1. To provide suitable living environment
2. To provide decent housing
3. To expand economic opportunities

This annual action plan incorporates priority projects and programs addressing these goals.

#	Project Name
1	Home Rehabilitation
2	Public/Social Services
3	Program Administration

Table 23 – Project Information

Describe the reasons for allocation priorities and any obstacles to addressing underserved needs

The main focus is maintaining affordable housing and public services to all low-moderate income residents of Tamarac, including those with special needs.

The major obstacle is funding, or lack thereof. Both federal and state allocations fluctuate and are often decreased from year to year making planning for the future and meeting the needs of the underserved difficult.

AP-38 Project Summary

Project Summary Information

1	Project Name	Home Rehabilitation
	Target Area	City Wide Low-Mod
	Goals Supported	Housing
	Needs Addressed	Rehabilitation of owner occupied housing
	Funding	CDBG: \$252,841
	Description	Owner Occupied Home Rehabilitation (including Rehabilitation Services)
	Target Date	9/30/2016
	Estimate the number and type of families that will benefit from the proposed activities	It is anticipated, based on projected funding levels, that seven (7) households will be assisted.
	Location Description	
	Planned Activities	Owner Occupied Home Rehabilitation
2	Project Name	Public/Social Services
	Target Area	City Wide Low-Mod
	Goals Supported	Public/Social Services
	Needs Addressed	Provide public/social services
	Funding	CDBG: \$53,395
	Description	Full Time Information and Referral Specialist, and Counseling Services
	Target Date	9/30/2016
	Estimate the number and type of families that will benefit from the proposed activities	It is anticipated that activities generated under public/social services will benefit 100 individuals.
	Location Description	
	Planned Activities	Information and Referral Specialist, and Counseling Services
3	Project Name	Program Administration
	Target Area	City Wide Low-Mod
	Goals Supported	Housing Public/Social Services

	Needs Addressed	Infrastructure Improvements Ensure adequate supply of affordable housing Rehabilitation of owner occupied housing Provide public/social services Support Economic Development Support Fair Housing Rehabilitation of Multi-Family Housing Properties
	Funding	CDBG: \$60,000
	Description	General program administration, fair housing activities and annual audit.
	Target Date	9/30/2016
	Planned Activities	Program Administration Fair Housing Audit

AP-50 Geographic Distribution - 91.420, 91.220(f)

Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed

Federal and State grant funds are available City-wide. However, the end user must be income eligible. The City has no target areas and the low-income and minority concentration areas may access programs and activities equally to those of all other Tamarac residents.

Geographic Distribution

Target Area	Percentage of Funds
NSP Sunflower Community	0
NSP Mainlands Section 10	0
City Wide Low-Mod	0

Table 24 - Geographic Distribution

Rationale for the priorities for allocating investments geographically

No priority areas for funding allocation. The priority areas listed above relate to the Neighborhood Stabilization Program which the City is currently involved since 2008 and expends funds in targeted areas as required by the funding source. NSP funds will continue to be expended until funds are exhausted or US Department of Housing and Urban Development close the program re-allocating any remaining funds into the City's CDBG activities.

AP-85 Other Actions - 91.420, 91.220(k)

Introduction

Throughout the year, City staff participate in several community events, outreach efforts, educational workshops, public service announcements, and invitational guest speaking opportunities at various communities, boards, organizations, non-profits, and for-profits to assess the needs of the community and share information with the residents of Tamarac as to the availability of funds.

Several members of City staff are members of general local government planning boards, committees and sub-committees at which county-wide coordination is reached on issues pertaining to planning, transportation, housing, community development and neighborhood revitalization.

Actions planned to address obstacles to meeting underserved needs

The City's Social Services Division is available at all times to address the needs of the residents. Direct and/or indirect service delivery is coordinated through the City's Social Service staff. Staff has access to both internal and external programs and agencies which may be required to assist underserved needs.

Actions planned to foster and maintain affordable housing

The City has an Affordable Housing Policy as well as a Minimum Housing Code which lays out the City's plans to foster and maintain affordable housing, ensure future housing needs are met and development is in coordination with the City's Comprehensive and Consolidated Plans. In addition to the long-term goals of the policy, the Community Development Department will continue to promote affordable housing needs of the community.

The City participates in local Homebuyer and Foreclosure Prevention workshops and seminars to further assist those in need.

Actions planned to reduce lead-based paint hazards

The Housing Division will continue to provide lead-based paint assessments and abatement on properties identified and containing hazards. A lead-based paint review of all properties is conducted prior to providing assistance.

Actions planned to reduce the number of poverty-level families

The City will continue to dedicate a majority of its federal and state funding to affordable housing strategies and coordinate with the Broward Coalition for the Homeless and Broward County agencies to support additional programs to limit poverty among the residents of Tamarac. Housing counseling, debt management, credit repair, as well as other social services are provided within the City as well as through various partners available to assist residents in financial crisis.

Actions planned to develop institutional structure

The City's Housing programs will continue to be administered in-house by City staff. Internal City staff, committees, and Boards will review and recommend activities to be carried out under the Consolidated Plan. Additional input will be sought from outside agencies for the formulation of unmet needs and activities to address them.

The City's Service Delivery System is largely conducted by City staff. Public Services are provided by the City's general funds, grant funds, local public services agencies and non-profit agencies. Coordination is strong, funding is weak.

Actions planned to enhance coordination between public and private housing and social service agencies

The City of Tamarac participates in County/City Committees created to coordinate public, private and community based efforts to expand affordable housing and economic development initiatives through research and program development activities that support community development joint ventures between the private and public sectors. To further the cause for affordable housing, the City will determine the following actions:

- Continue to support the efforts of the City to develop recommendations regarding land use revisions/changes that would provide development incentives for the expansion of affordable rental/owner occupied housing.
- Continue the implementation of the State Housing Incentive Partnership (SHIP) Program to promote and diversify available financing and inducement incentives to expand the affordable housing stock in the city of Tamarac.
- The City of Tamarac Community Development Department will identify publicly owned land/buildings that can be developed for affordable housing initiatives.

Discussion

The City's Community Development Department will act as the primary entity responsible for the coordinating, planning and implementing of programs and projects internally, and among private and public agencies.

Program Specific Requirements

AP-90 Program Specific Requirements - 91.420, 91.220(I)(1,2,4)

Introduction

PROGRAM INCOME is only generated when a previous recipient of CDBG funds (or other entitlement programs) defaults on the terms of their deferred loan and repayment is due to the City. The City's Home Rehabilitation activity is the only activity in which funds are issued in the form of a deferred loan.

Recapture Terms/Affordability Period for the Housing activities are as such:

- Deferred loan secured by a lien against the property for a period of ten (10) years with zero (0) percent interest with a principal reduction of twenty (20) percent beginning in year six. At the end of the tenth year, the loan is forgiven. The pro-rated repayment is due upon the sale or transfer of the property or if cash equity is taken out within the ten (10) year loan term.
- The City's loan documents provide that the obligation for repayment shall continue for the entire recapture terms even in the event of the death of the homeowner. The obligation to repay funds during the recapture period in the event of the sale of the property, or due to failure to comply with the obligations as stated in the loan document shall transfer to any heir or beneficiary of the deceased property owner.
- The sale, transfer of ownership of the Property, refinancing of the Property with a cash payment to the Owner-Occupant, or the Owner-Occupant's vacation of the property as a primary residence during the ten (10) year term of the Agreement shall constitute a default. The prorated amount of the principal balance of the Deferred Payment Loan that is remaining to be paid at the time of the default shall be payable, in full, to the City of Tamarac.

Should Program Income be received, funds are returned to the current fiscal year and allocated to the activity to which funds were originally expended.

Community Development Block Grant Program (CDBG)

Reference 24 CFR 91.220(I)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed 0
2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan. 0

3. The amount of surplus funds from urban renewal settlements	0
4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan	0
5. The amount of income from float-funded activities	0
Total Program Income:	0

Other CDBG Requirements

1. The amount of urgent need activities	0
2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income. Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan.	80.00%

Other Topic Discussion

Fair Housing

Fair Housing in the City of Tamarac is promoted during community events, workshops, and as part of the one-on-one housing counseling at the staff level.

The City maintains an annual Scope of Work with H.O.P.E Inc. for all its Fair Housing initiatives and needs.

The Fair Housing Action Plan consists of updating the City's Analysis of Impediments, conducting Fair Housing educational outreach sessions, distributing Fair Housing and Predatory Lending educational materials, conducting in partnership with other jurisdictions a National Fair Housing Month event, and publishing several Public Service Announcements. The last update to the City's Analysis of Impediments was completed in 2008. A new Analysis of Impediments is being completed to accompany this Five-Year Consolidated Plan. The City has contracted with HOPE, Inc to conduct and complete the Analysis of Impediments. Fair Housing outreach will be conducted to assist with the public comment portion of the Plan.

Additionally, the H.O.P.E, Inc. Discrimination Hotline phone number has been added the City's website and it published in the City's Tam-A-Gram newsletter once per year.

Section 3

The City has a Section 3 Plan which is included in all solicitations utilizing federal funds incorporated Section 3 language.

Under the Home Rehabilitation Program, Section 3 determination will be made a part of the award process. General Contractors will be asked to complete the Section 3 Business and/or Resident certifications.

Additionally, the City has consultants under the Neighborhood Stabilization Program – Round 3 within the “vicinity hiring” guidelines. A realtor located in the City of Tamarac was selected to assist with acquisition, property management and disposition of NSP3 properties. A local lawn maintenance company was also selected to maintain the lawns at NSP3 properties while owned by the City.

City staff will continue to attend local Section 3 training improving the incorporation of Section 3 into grant funded projects.

Davis Bacon

In addition to creating the above Section 3 Plan, the City recently completed its Davis Bacon Plan. All solicitations incorporate Davis Bacon requirements when federally funded. CDBG funds have been allocated to the installation of sidewalks over the past 3-5 years. Davis Bacon monitoring takes place ensuring compliance on these jobs. Staff attends the award conference notifying the contractor of its Davis Bacon obligations and conducts on-site interviews with labor personnel confirming labor standards are being met.

Attachments

Grantee SF-424's and Certification(s)

OMB Number: 4C40-0004 Expiration Date: 04/31/2012	
Application for Federal Assistance SF-424 Version 02	
*1. Type of Submission <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	*2. Type of Application <input type="checkbox"/> New <input checked="" type="checkbox"/> Continuation <input type="checkbox"/> Revision *If Revision, select appropriate letter(s): <input type="checkbox"/> Other (Specify)
*3. Date Received:	4. Application Identifier:
5a. Federal Entity Identifier: 59-103-9552	*5b. Federal Award Identifier:
State Use Only:	
6. Date Received by State:	*7. State Application Identifier:
8. APPLICANT INFORMATION:	
* a. Legal Name: City of Tamarac, FL	
* b. Employer/Taxpayer Identification Number (EIN/TIN): 59-1039552	* c. Organizational DUNS: 077270940
d. Address:	
*Street1: 7525 NW 88 Avenue	
Street 2:	
*City: Tamarac	
County: Broward	
*State: FL	
Province:	
Country: US	*Zip/ Postal Code: 33321
e. Organizational Unit:	
Department Name: City Manager's Office	Division Name: Community Development Dept/Housing Division
f. Name and contact information of person to be contacted on matters involving this application:	
Prefix: Mr.	First Name: Michael
Middle Name:	
*Last Name: Cernech	
Suffix:	
Title: City Manager	
Organizational Affiliation: City of Tamarac	
*Telephone Number: 954-597-3510 Fax Number: 954-597-3540	
*Email: michael.cernech@tamarac	

Application for Federal Assistance SF-424		Version 02
9. Type of Applicant 1: Select Applicant Type:	C. City or Township Government	
Type of Applicant 2: Select Applicant Type:	- Select One -	
Type of Applicant 3: Select Applicant Type:	- Select One -	
*Other (specify):		
*10. Name of Federal Agency:	US Department of Housing and Urban Development	
11. Catalog of Federal Domestic Assistance Number:	14-218	
CFDA Title:	Community Development Block Grant	
*12. Funding Opportunity Number:		
*Title:	CDBG Fiscal Year 2015/2016	
13. Competition Identification Number:		
Title:		
14. Areas Affected by Project (Cities, Counties, States, etc.):	City of Tamarac	
*15. Descriptive Title of Applicant's Project:	Home Rehabilitation Public Services Program Administration	
Attach supporting documents as specified in agency instructions.		

Application for Federal Assistance SF-424		Version 02
16. Congressional Districts Of: 19, 20, 23		
*a. Applicant: City of Tamarac	*h. Program/Project: All projects	
Attach an additional list of Program/Project Congressional Districts if needed.		
17. Proposed Project: Home Rehabilitation, Public Services, Program Administration		
*a. Start Date: 10/01/2015	*b. End Date: 09/30/2016	
18. Estimated Funding (\$):		
*a. Federal	\$366,236.00	
*b. Applicant		
*c. State		
*d. Local		
*e. Other		
*f. Program Income		
*g. TOTAL	\$366,236.00	
19. Is Application Subject to Review By State Under Executive Order 12372 Process?		
<input type="checkbox"/> a. This application was made available to the State under the Executive Order 12372 Process for review on <input type="checkbox"/> b. Program is subject to E.O. 12372 but has not been selected by the State for review. <input checked="" type="checkbox"/> c. Program is not covered by E.O. 12372		
20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes", provide explanation.)		
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)		
<input checked="" type="checkbox"/> **I AGREE		
** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.		
Authorized Representative:		
Prefix: Mr.	*First Name: Michael	
Middle Name: C		
*Last Name: Cernech		
Suffix:		
*Title: City Manager		
*Telephone Number: 954-597-3510	Fax Number: 954-597-3540	
*Email: michael.cernech@tamarac.org		
*Signature of Authorized Representative:		Date Signed:

Appendix

Alternate/Local Data Sources




1	<p>Data Source Name</p> <p>2011-2013 ACS DP03: SELECTED ECONOMIC</p>
	<p>List the name of the organization or individual who originated the data set.</p> <p>2011-2013 American Community Survey 3-Year Estimates Supporting documentation on code lists, subject definitions, data accuracy, and statistical testing can be found on the American Community Survey website in the Data and Documentation section.</p> <p>Sample size and data quality measures (including coverage rates, allocation rates, and response rates) can be found on the American Community Survey website in the Methodology section.</p> <p>Although the American Community Survey (ACS) produces population, demographic and housing unit estimates, it is the Census Bureau's Population Estimates Program that produces and disseminates the official estimates of the population for the nation, states, counties, cities and towns and estimates of housing units for states and counties.</p>
	<p>Provide a brief summary of the data set.</p> <p>SELECTED ECONOMIC CHARACTERISTICS:</p> <p>American Community Survey 3-Year Estimates</p>
	<p>What was the purpose for developing this data set?</p> <p>Default data figures dramatically lower than the ACS data provided as an alternate.</p>
	<p>Provide the year (and optionally month, or month and day) for when the data was collected.</p> <p>2011-2013 ACS DP03-Selected Economic Characteristics</p>
	<p>Briefly describe the methodology for the data collection.</p> <p>2011-2013 ACS Data DP03 Table</p>
	<p>Describe the total population from which the sample was taken.</p> <p>Tamarac ,FL</p>
	<p>Describe the demographics of the respondents or characteristics of the unit of measure, and the number of respondents or units surveyed.</p> <p>Tamarac, FL</p>



Title - TR12655 - BSO K9 Training Facility Lease Agreement

Item No. 6 (d) on the Consent Agenda. (TR12655) A Resolution of the City Commission of the City of Tamarac, Florida, approving the lease of the property located at 7515 NW 88 Ave., Tamarac FL 33321 to the Broward Sheriff's Office for use as a K-9 Training Facility; authorizing the City Manager to enter into a Lease Agreement with the Broward Sheriff's Office; providing for conflicts; providing for severability; and providing for an effective date. - ***BSO Captain Neal Glassman and Lieutenant Dennis Addison***

ATTACHMENTS:

Description	Upload Date	Type
 TR12655 Memo	6/17/2015	Cover Memo
 TR12655 Resolution Revised	6/17/2015	Resolution
 TR12655 Lease Agreement Revised	6/17/2015	Exhibit

**CITY OF TAMARAC
INTEROFFICE MEMORANDUM
CITY MANAGER'S OFFICE**

TO: Michael C. Cernech, City Manager DATE: June 15, 2015

**FROM: Diane Phillips, Assistant City
Manager**

**RE: TR 12655 – Lease Agreement
between the City and BSO for K-
9 Training Facility**

Recommendation:

Place the above referenced item on the June 24th, 2015 Regular City Commission Meeting agenda for Commission consideration.

Issue:

Approval of Lease Agreement between the City of Tamarac and Broward Sheriff's Office (BSO) to provide for the BSO K-9 Training Facility.

Background:

The Broward Sherriff's Office (BS)) approached the City with an interest to utilize this parcel situated directly behind the BSO Tamarac Division substation as the BSO's regional K-9 training facility. (Property map is attached to the proposed lease agreement.).

The agreement provides for BSO's use of the parcel free of rental charges. However, BSO will be responsible for all costs associated with property use and maintenance. BSO will also be responsible for securing the property by installing a barrier fence. BSO will landscape the site so as to enhance the appearance of the parcel, obscure the view of neighboring residential areas and conceal the fence or barrier. All improvements will be subject to review and approval by the City. BSO estimates that 16 patrol dogs will be trained at the facility on a weekly basis. Training activities will only be conducted Monday through Saturday between 8 a.m. and 10 p.m.

The proposed agreement provides for a ten year lease of this parcel to the BSO for the purpose of police patrol dog training facility. The lease agreement will automatically terminate if the City's Agreement with BSO for Police Services is terminated. In addition, the City or BSO can choose to terminate the lease agreement by providing a 30 calendar day written notice. Should the agreement be terminated, BSO agrees to return the property in substantially the same condition as delivered, thus removing any personal property facilities or structures from the site.

Fiscal Impact:

No direct budgetary impact.

CITY OF TAMARAC, FLORIDA

RESOLUTION NO. R-2015-_____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA, APPROVING THE LEASE OF THE PROPERTY LOCATED AT 7515 NW 88 AVE., TAMARAC, FL 33321 TO THE BROWARD SHERIFF'S OFFICE FOR USE AS A K-9 TRAINING FACILITY; AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT WITH THE BROWARD SHERIFF'S OFFICE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the CITY OF TAMARAC, (the "City") desires to enter an agreement to provide for the location and operation of BROWARD SHERIFF OFFICE'S ("BSO") K-9 Training Facility at 7515 NW 88 AVE., TAMARAC, FL, 33321 (the "Property"); and

WHEREAS, the Parties have a desire to enter into a Lease Agreement ("Agreement") for TAMARAC to lease the real property located behind the current BSO substation; and

WHEREAS, TAMARAC shall provide BSO the exclusive use of the PROPERTY for use as a K-9 training facility; and

WHEREAS, the City Commission deems it to be in the best interests of the citizens and residents of the CITY to lease the Property to BSO in order to install and operate a K-9 training facility;

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 Lease Agreement with BSO, attached hereto as **Exhibit "A"** and incorporated into this Resolution and made a specific part hereof, leasing the Property to BSO for use as a K-9 training facility.

Section 3: The City Commission hereby authorizes the City Manager, or his designee, to execute all necessary documents and to take any necessary action to effectuate the Agreement and any renewals authorized in this Resolution and 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, or 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 _____, 2015.

CITY OF TAMARAC FLORIDA

ATTEST:

HARRY DRESSLER, MAYOR

PATRICIA TEUFEL, CMC

DIST 4: COMM. PLACKO

**LEASE AGREEMENT BETWEEN THE BROWARD SHERIFF'S OFFICE AND THE
CITY OF TAMARAC TO PROVIDE FOR THE BROWARD SHERIFF'S OFFICE K-9
TRAINING FACILITY AT 7515 NW 88 AVE., TAMARAC, FL 33321.**

THIS AGREEMENT, made and entered into on the _____ day of _____
2015 by and between:

BROWARD SHERIFF'S OFFICE,
a Constitutional Officer,
2601 W. Broward Boulevard
Fort Lauderdale, Florida 33312
(hereinafter referred to as "BSO")

AND

CITY OF TAMARAC, FLORIDA
a Florida municipal corporation
7525 N.W. 88th Avenue
Tamarac, Florida 33321
(hereinafter referred to as "TAMARAC")

Collectively BSO and TAMARAC shall be referenced to as the "Parties."

W I T N E S S E T H:

WHEREAS, BSO AND TAMARAC (hereinafter the "Parties") desire to enter an agreement to provide for the location and operation of BSO's K-9 Training Facility (hereinafter referred to as the "FACILITY"; and

WHEREAS, the Parties have negotiated and desire to enter into an Lease Agreement ("Agreement") for TAMARAC to lease the vacant real property located behind the current BSO substation, more specifically described in Exhibit "A," which is attached to (hereinafter referred to as the "PROPERTY"; and

WHEREAS, TAMARAC shall provide BSO the exclusive use to the PROPERTY for use as a K-9 training facility; and

WHEREAS, such use is considered an accessory use to the BSO substation; and,

WHEREAS, BSO agrees to use the property for the benefit of TAMARAC and other law enforcement agencies as a FACILITY and shall make any and all necessary improvements all required to maintain the PROPERTY,

NOW, THEREFORE, FOR AND IN CONSIDERATION of the mutual covenants and agreements hereinafter set forth, the Parties hereto agree as follows:

Section 1. The above recitals are true and correct and are incorporated herein.

Section 2. DESCRIPTION OF THE PREMISES

2.01 TAMARAC hereby grants to BSO the right to lease, and the privilege of occupying and maintaining the vacant real property located behind the current BSO substation located at **7515 NW 88 AVE., TAMARAC, FL 33321**, the PROPERTY, subject to the terms and conditions set forth in this Lease Agreement.

Section 3. **TERM OF AGREEMENT**

3.01 This agreement shall be effective upon the execution by TAMARAC, and shall remain in effect for a period of ten (10) years, unless terminated pursuant to Section 9 of this Agreement.

3.02 This Agreement may be renewed upon written consent of the Parties through the execution of a written amendment signed by both Parties.

3.03 At the conclusion or termination of this Agreement, the Parties acknowledge and agree that BSO shall return the PROPERTY to its original condition and the PROPERTY shall be returned to the possession of TAMARAC.

Section 4. **COMPENSATION**

4.01 The lease shall be on a rent free basis.

Section 5. **DUTIES AND RESPONSIBILITIES OF BSO**

5.01 BSO is permitted to use the PROPERTY exclusively as a K-9 Training Facility. The FACILITY shall be operated by BSO and BSO shall bear all costs associated, incurred, or required as a result of BSO use of the PROPERTY, including the maintenance, utilities, security, damages, and repairs. The City may, at any time and at its sole discretion, elect to continue or discontinue any or all maintenance of the PROPERTY, and nothing herein shall relieve BSO of its obligation to maintain the PROPERTY.

5.02 BSO shall be permitted to make any improvement to the property, address fixed assets, and remove any fixed assets, which may remain on the PROPERTY, provided all improvements comply with applicable City codes. Prior to making any improvements, BSO shall must provide written notice to TAMARAC and obtain TAMARAC's written approval.

- 5.03 BSO shall comply with all provisions of the City Code as it pertains to installing improvements, and to the maintenance and operation of the PROPERTY.
- 5.04 BSO shall secure the property by installing a barrier, fence, or using any other existing condition or improvement that complies with all City code and is acceptable to the CITY for the intended use of the PROPERTY. BSO shall landscape the Property as to enhance and obscure the view of neighboring residential areas, in addition to concealing the barrier or fence surrounding the PROPERTY. Notice of such improvements shall be provided to TAMARAC for its review, comment, and written approval prior to any improvements or installation of landscaping or fencing.
- 5.05 BSO shall only conduct activities on the subject property Monday through Saturday between the hours of 8:00 A.M. and 10:00 P.M.

Section 6. DUTIES AND RESPONSIBILITIES OF TAMARAC

- 6.01 TAMARAC shall have the right to enter, inspect, or otherwise access the PROPERTY at anytime.

Section 7. INDEMNIFICATION, SOVEREIGN IMMUNITY, and INSURANCE

- 7.01 BSO is a state agency as defined in §768.28, Florida Statutes, and agrees to be fully responsible for the acts and omissions of its agents or employees to the extent permitted by law while they are employed by BSO. Nothing herein is intended to serve as a waiver of sovereign immunity by any party to which sovereign immunity may be applicable. Nothing herein shall be construed as consent by a state agency or political subdivision of the State of Florida to be sued by third parties in any matter arising out of this Agreement.
- 7.02 TAMARAC is a municipal agency as defined in §768.28, Florida Statutes, and agrees to be fully responsible for the acts and omissions of its agents or employees to the extent permitted by law while they are employed by the City of Tamarac. Nothing herein is intended to serve as a waiver of sovereign immunity by any party to which sovereign immunity may be applicable. Nothing herein shall be construed as consent by a state agency or political subdivision of the State of Florida to be sued by third parties in any matter arising out of this Agreement.
- 7.03 BSO shall furnish TAMARAC with written verification of liability protection in accordance with state law prior to or at the time of execution of this Agreement. BSO shall maintain in addition to those policies of insurance required and contemplated elsewhere in this agreement, general liability, automobile liability, public officials liability, workers' compensation and law enforcement liability insurance policies in the amounts set forth below:
- General Liability/Public Officials/Law Enforcement Liability \$1,000,000 occurrence/\$2,000,000 aggregate

- Automobile Liability \$1,000,000 occurrence/\$2,000,000 aggregate
- Workers' Compensation Statutory

BSO shall maintain these insurance policies throughout the Term. BSO shall provide the CITY with copies of the insurance policies required hereunder and all renewals thereof. The costs of all these insurance policies shall be the sole obligation of BSO. BSO may provide the insurance required in this Section through a self- insurance program and excess policies. In the event that BSO shall take and bring additional equipment or other property to the facility, BSO does so at its own cost and expense.

- 7.04 BSO and TAMARAC shall each be separately liable and responsible for the actions of their respective officers, agents and employees in the performance of their respective obligations under the Agreement.
- 7.05 To the extent permitted by law, BSO shall indemnify, defend, and hold TAMARAC, its officials, agents, servants and employees, harmless from any and all liability, actions, causes of action, suits, trespasses, damages, judgments, executions, claims and demands of any kind whatsoever, in law or in equity, which results from or arises out of the intentional or negligent acts or omissions of BSO, its employees, agents, or servants and BSO shall indemnify TAMARAC, its officials, agents, servants and employees, for damages, judgments, claims, costs, expenses, including reasonable attorney's fees, which TAMARAC, its officials, agents, servants and employees, might suffer in connection with or as a result of the intentional or negligent acts of BSO, its employees, agents, or servants. For purposes of this provision, the BSO employees shall not be deemed agents or servants of TAMARAC and TAMARAC's employees shall not be deemed agents or servants of BSO. BSO and TAMARAC will at all times be entitled to the benefits of sovereign immunity as provided in Florida Statutes, Section 768.28, and common law. Nothing contained in the Agreement shall be construed as a waiver of sovereign immunity.
- 7.06 BSO shall ensure that any contractors completing any improvements on the property by BSO, including but not limited to, fencing, construction, and maintenance, shall not commence work until they have obtained all insurance required under this section and have supplied the City with evidence of such coverage in the form of an insurance certificate. BSO will ensure that all contractors comply with the above guidelines and will maintain the necessary coverages throughout the term of this Agreement. The contractors insurance carriers shall be rated at least A-VII per Best's Key Rating Guide and be licensed to do business in Florida. "Occurrence" form policies are required. The contractor's liability insurance policies shall be endorsed to add the City of Tamarac as an "additional insured". The Vendor's Worker's Compensation carrier will provide a Waiver of Subrogation to the City. The contractor's shall be responsible for the payment of all deductibles and self-insured retentions.

Section 8. PUBLIC RECORDS

- 8.01 TAMARAC and BSO shall each maintain their own respective records and documents associated with this Agreement in accordance with the requirements set forth in Chapter 119, Florida Statutes.
- 8.02 The Parties are public agencies subject to Chapter 119, Florida Statutes. The Parties shall comply with Florida's Public Records Law. Specifically, the Parties shall:
1. Keep and maintain public records that ordinarily and necessarily would be required by the other party in order to perform the service;
 2. Provide the public with access to such public records on the same terms and conditions that the other party would provide the records and at a cost that does not exceed that provided in Chapter 119, Fla. Stat., or as otherwise provided by law;
 3. Ensure that public records that are exempt or that are confidential and exempt from public record requirements are not disclosed except as authorized by law; and
 4. Meet all requirements for retaining public records and transfer to the other party, at no cost, all public records in possession of the City upon termination of the contract. All records stored electronically must be provided to the other party in a format that is compatible with the information technology systems of the agency.

The failure of either party to comply with the provisions set forth in this Article shall constitute a Default and Breach of this Agreement and the other party shall enforce the Default in accordance with the provisions set forth in Section 9.

Section 9. TERMINATION/DEFAULT

- 9.01 This Agreement may be terminated by either party upon thirty (30) calendar days written notice, effective upon delivery to the other party.
- 9.02 If either party fails to perform or observe any of the material terms and conditions of this Agreement for a period of ten (10) calendar days after receipt of written notice of such default from the other party, the party giving notice of default may be entitled, but is not required, to seek specific performance of this Agreement on an expedited basis, as the performance of the material terms and conditions contained herein relate to the health, safety, and welfare of the residents subject to this Agreement. Failure of any party to exercise its right in the event of any breach by the other party shall not constitute a waiver of such rights. No party shall be deemed to have waived any failure to perform by the other party unless such waiver is in writing and signed by the other party. Such waiver shall be limited to the terms specifically contained therein. This section shall be

without prejudice to the rights of any party to seek a legal remedy for any breach of the other party as may be available to it in law or equity.

9.03 Upon the conclusion of the term, or upon termination of this Lease Agreement, BSO agrees to peaceably surrender and deliver the premises to the TAMARAC in substantially the same condition as it was delivered to BSO at the beginning of this Lease Agreement, ordinary wear and tear excluded. Furthermore, BSO agrees to remove from the Premises at their expense, any personal property, facilities, or structures placed therein. Upon completion of removal, the condition of the Premises shall be safe and not a hazard.

9.04 This Agreement shall automatically terminate, with or without notice, upon the termination of TAMARAC's Agreement with BSO for Police Protection Services.

Section 10. ASSIGNMENT

10.01 The respective obligations of the parties shall not be assigned, in whole or in part without the prior written consent of the other party as evidenced by action by its governing body.

Section 11. COMPLIANCE WITH LAWS

11.01 BSO and TAMARAC shall comply with all statutes, laws, ordinances, rules, regulations and lawful orders of the United States of America, State of Florida and of any other public authority which may be applicable.

Section 12. VENUE, ATTORNEYS FEES, AND COSTS

12.01 Any claim, objection or dispute arising out of the terms of this Agreement shall be litigated in the Seventeenth Judicial Circuit in and for Broward County, Florida.

12.02 If either party is required to employ the services of an attorney to resolve any dispute or disagreement arising directly or indirectly from or under this Agreement, to enforce any of the terms, provisions, covenants or conditions of this Agreement, or remedy any breach of this Agreement, the prevailing party shall be entitled to recover from the other party the prevailing party's attorney's & fees charged for such services.

Section 13. GOVERNING LAW

13.01 The validity, construction and effect of this Agreement shall be governed by the laws of the State of Florida.

Section 14. ENTIRE AGREEMENT

14.01 This Agreement contains the entire understanding of the parties relating to the subject matter hereof superseding all prior communications between the parties whether oral or

written, and this Agreement may not be altered, amended, modified or otherwise changed nor may any of the terms hereof be waived, except by a written instrument executed by both parties. The failure of a party to seek redress for violation of or to insist on strict performance of any of the covenants of this Agreement shall not be construed as a waiver or relinquishment for the future of any covenant, term, condition or election but the same shall continue and remain in full force and effect.

Section 15. SEVERABILITY

15.01 Should any part, term or provision of this Agreement be by the courts decided to be illegal or in conflict with any law of the State, the validity of the remaining portions or provisions shall not be affected thereby.

Section 16. NOTICES

16.01 Whenever either party desires to give notice to the other, such notice must be in writing and sent by United States mail, return receipt requested, courier, evidenced by a delivery receipt, or by overnight express delivery service, evidenced by a delivery receipt, addressed to the party for whom it is intended at the place last specified; and the place for giving of notice shall remain until it shall have been changed by written notice in compliance with the provisions of this paragraph. For the present, the parties designate the following as the respective places for giving of notice.

BROWARD SHERIFF'S OFFICE: Captain Neal Glassman
7515 Pine Island Road
Tamarac, FL 33321

Copy To: Lee Futch, Office of the General Counsel
Broward Sheriff's Office
2601 W. Broward Boulevard
Fort Lauderdale, Florida 33312

TAMARAC: Michael C. Cernech
City Manager
City of Tamarac
7525 N.W. 88th Avenue
Tamarac, Florida, 33321

Copy To:

Samuel S. Goren, Office of the City Attorney
Goren, Cherof, Doody & Ezrol, P.A.
3099 East Commercial Boulevard, Suite 200
Fort Lauderdale, Florida 33308
Telephone No. (954) 771-4500
Facsimile No. (954) 771-4923

Section 17. NO THIRD PARTY BENEFICIARIES.

- 17.01 The parties expressly acknowledge that it is not their intent to create or confer any rights or obligations in or upon any third person or entity under this Agreement. None of the parties intend to directly or substantially benefit a third party by this Agreement. The parties agree that there are no third party beneficiaries to this Agreement and that no third party shall be entitled to assert a claim against any of the parties based upon this Agreement. Nothing herein shall be construed as consent by an agency or political subdivision of the State of Florida to be sued by third parties in any matter arising out of any contract.

Section 18. INDEPENDENT CONTRACTOR

- 18.01 This Lease Agreement does not create an employee/employer relationship between the parties. It is the intent of the parties that BSO is an independent contractor under this Lease Agreement and not the TAMARAC's employee for all purposes, including but not limited to, the application of the Fair Labor Standards Act minimum wage and overtime payments, Federal Insurance Contribution Act, the Social Security Act, the Federal Unemployment Tax Act, the provisions of the Internal Revenue Code, the State Workers Compensation Act, and the State unemployment insurance law. BSO shall retain sole and absolute discretion in the judgment of the manner and means of carrying out BSO activities and responsibilities hereunder. BSO agrees that it is a separate and independent enterprise from the TAMARAC. This Lease Agreement shall not be construed as creating any joint employment relationship between BSO and the TAMARAC, and TAMARAC will not be liable for any obligation incurred by BSO.

Section 19. CAPTIONS

- 19.01 The captions, section designations, section numbers, article numbers, titles and headings appearing in this Agreement are inserted only as a matter of convenience, have no substantive meaning, and in no way define, limit, construe or describe the scope or intent of such articles or sections of this Agreement, nor in any way effect this Agreement and shall not be construed to create a conflict with the provisions of this Agreement.

Section 20. PREPARATION OF AGREEMENT

20.01 The Parties acknowledge that they have sought and obtained whatever competent advice and counsel as was necessary for them to form a full and complete understanding of all rights and obligations herein and that the preparation of this Agreement has been their joint effort. The language agreed to herein expresses their mutual intent and the resulting document shall not, solely as a matter of judicial construction, be construed more severely against one of the parties than the other.

Section 21. AMENDMENTS

21.01 No modification, amendment, or alteration in the terms or conditions contained herein shall be effective unless contained in a written document prepared with the same or similar formality as this Agreement and executed by each party hereto.

Section 22. SURVIVAL

22.01 All representations made herein regarding indemnification, obligations, obligations to maintain and allow inspection and audit of records and property, and notifications shall survive the termination of this Agreement.

Section 23. WAIVER

23.01 Failure of the either party to insist upon strict performance of any covenant or condition of this Lease Agreement, or to execute any right herein contained, shall not be construed as a waiver or relinquishment for the future of any such covenant, condition or right, but the same shall remain in full force and effect.

REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF, the BROWARD SHERIFF'S OFFICE and the CITY OF TAMARAC have caused these presents to be executed in their respective names by the proper officials the day and year first above written.

BROWARD SHERIFF'S OFFICE, a constitutional office organized and existing under the laws of the State of Florida

By: _____

Approved as to form:

Office of the General Counsel
Broward Sheriff's Office

CITY OF TAMARAC a municipal corporation organized and existing under the laws of the State of Florida

By: _____
HARRY DRESSLER, Mayor

ATTEST:

Patricia A. Teufel, City Clerk

Approved as to form:

City Attorney

Exhibit A

FOLIO:	494105010163
OWNER:	CITY OF TAMARAC
SITUS ADDRESS:	ACCESS RD TAMARAC 33321
LEGAL:	FLA FRUIT LANDS CO SUB NO 2 1-102 PB 5-49-41 COMM AT SE COR OF SEC 5,WLY ALG S/L FOR 753.16,NLY 84.46,NLY ALG









Title - TO2324 - Right of Way Solicitation

Item No. 8 (b) on Ordinances - First Reading. (TO2324) Motion to adopt an Ordinance of the City of Tamarac, Florida, **on first reading** amending Chapter 14 of the City's Code of Ordinances entitled "Motor Vehicles and Traffic" by amending Article I, Section 14-3 entitled "Activity Restricted on Certain Streets"; prohibiting solicitations in and upon certain roadways and rights-of-way within the City; providing for definitions; providing for findings and intent; providing for penalties; providing for codification; providing for conflicts; providing for severability; and providing for an effective date. - ***BSO Captain Neal Glassman***

ATTACHMENTS:

Description	Upload Date	Type
 TO2324 Memo	6/11/2015	Cover Memo
 TO2324 Ordinance	6/15/2015	Ordinance
 TO2324 Traffic Study	6/16/2015	Exhibit
 Traffic Study Graphs	6/15/2015	Exhibit

**CITY OF TAMARAC
INTEROFFICE MEMORANDUM
COMMUNITY DEVELOPMENT**

**TO: Michael Cernech,
City Manager**

DATE: June 10, 2015

**FROM: Captain Neal Glassman
Broward Sheriff's Office
Tamarac District**

**RE: Amendment to Chapter 14,
Section 14-3 of the City's Code
of Ordinances entitled "Motor
Vehicles and Traffic".**

Temp. Ordinance No. 2324

Recommendation: The District Captain of the Broward Sheriff's Office Tamarac District recommends that the Mayor and City Commission adopt on First Reading the proposed text amendment to Chapter 14, Article I Section 14-3 of the City's Code of Ordinances, entitled "Activity Restricted on Certain Streets", at its June 24th meeting and on Second Reading at its July 8, 2015 meeting.

Issue: To amend the city code of ordinances in Chapter 14 Article I Section 14-3 entitled "Activity Restricted on Certain Streets"; Prohibiting Solicitations In and Upon Certain Roadways and Rights- of -Way within the City.

Background: The City Commission instructed staff to examine the adoption of a City Ordinance regarding solicitations on or about the city's roadways and corridors in light of the inherent danger such activity created. To ascertain whether there was in fact an issue concerning motor vehicle crashes and also motor vehicle vs. pedestrian incidents that rose to a level to create a safety concern for the public on specific major corridors, a traffic study (attached hereto) was initiated by the Broward Sheriff's Office Tamarac District.

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

Chapter 14 Article I Sec. 14-3 entitled "Activity Restricted on Certain Streets" is being amended and renamed to "Right of Way Solicitation Restricted on Certain Streets" to clarify the title of the section and to further prohibit right of way canvassers or solicitors at or within 200 feet from the lateral curb or boundary line of any intersection located on the following roadways:

Commercial Boulevard, Nob Hill Road, McNab Road, Pine Island Road, and University Drive.

Section 14-3 was further amended to include definitions to properly define relevant terms such as "canvasser" and "solicitor" which are germane to the enforcement component of the ordinance. In addition to outlining the prohibited rights-of-way as enumerated above, the amended ordinance also provides for "findings, purpose, and intent" which provides the legal basis to support the proposed legislation. The "Enforcement and Penalties" provision is also

City Manager
Temp. Ord. No. 2324
June 10, 2015

new, which provides for enforcement by a police officer/deputy sheriff in accordance with Florida Statutes Chapter 162.

The purpose of this ordinance is to protect the health, safety, and welfare of the pedestrians and drivers in the city, and to ensure the free flow of traffic therein. The traffic study conducted by the Broward Sheriff's Office has determined that certain roadways, specified herein pose the greatest threat to public safety and the free flow of traffic in connection with the activities of right-of-way solicitors and canvassers.

Summary of Recommendation: Staff recommends that the Mayor and City Commission adopt on First Reading the proposed text amendment to the City’s Code of Ordinances. The proposed code amendment is in keeping consistent with City of Tamarac vision of “Leading the nation in quality of life through safe neighborhoods” and also consistent with the city’s goals, one of which is “a vibrant community”.

Fiscal Impact: There will be no direct budgetary impact.

Captain Neal Glassman
Broward Sheriff's Office
Tamarac District

Attachment: Temporary Ordinance No. 2324 / Legislative Draft Ordinance
Broward Sheriff's Office Traffic Study

CITY OF TAMARAC, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF TAMARAC, FLORIDA, AMENDING CHAPTER 14 OF THE CITY'S CODE OF ORDINANCES ENTITLED "MOTOR VEHICLES AND TRAFFIC" BY AMENDING ARTICLE I, SECTION 14-3 ENTITLED "ACTIVITY RESTRICTED ON CERTAIN STREETS"; PROHIBITING SOLICITATIONS IN AND UPON CERTAIN ROADWAYS AND RIGHTS-OF-WAY WITHIN THE CITY; PROVIDING FOR DEFINITIONS; PROVIDING FOR FINDINGS AND INTENT; PROVIDING FOR PENALTIES; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Tamarac has a significant interest in protecting the health, safety and welfare of the pedestrians and drivers in the City, and ensuring the free flow of traffic within the City; and

WHEREAS, the City Commission finds that a dangerous condition exists when person(s) approach vehicles and vehicular travel lanes to solicit employment, business, or charitable contributions from drivers traveling on major streets and roadways; and

WHEREAS, the City's professional staff and the Broward Sheriff's Office ("BSO") has analyzed each of the major roadways within the City and has determined that certain roads, as specified herein, pose the greatest threat to public safety and the free flow of traffic in connection with the activities of right-of-way solicitors and canvassers; and

WHEREAS, BSO, acting as the City's Police Department, has specifically

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Words in underlined type are additions.

analyzed the number traffic accidents at certain intersections within the City from 2010 through 2013 and prepared an analysis of their findings; and

WHEREAS, the distribution of handbills upon public and private property, including vehicles and roadways, can also create safety and nuisance concerns for the residents and guests of the City; and

WHEREAS, according to the Department of Florida Highway Safety and Motor Vehicles (the “Department”), the number of citations issues for aggressive and careless driving increased from 3,815 in 2003 to 23,180 in 2010; and

WHEREAS, according to the Department, Broward County is second only to Miami-Dade County for the number of Uniform Traffic Citations issued in 2010; and

WHEREAS, the City Commission of the City of Tamarac deems it to be in the best interests of the citizens and residents of the City to prohibit right-of-way solicitors and canvassers on certain major streets located within the City.

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

Section 1: That the foregoing “WHEREAS” clauses are ratified and confirmed as being true and correct and are made a specific part of this Ordinance. All exhibits attached hereto are expressly incorporated herein by reference and made a part hereof.

Section 2: Chapter 14 of the Code of Ordinances of the City of Tamarac, entitled “Motor Vehicles and Traffic”, is hereby amended by specifically amending Article

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I, Section 14-3, entitled “Activity Restricted on Certain Streets”, as follows:

Sec. 14-3. - ~~Activity~~ Right-of-way solicitation restricted on certain streets.

(A) Definitions. For the purposes of this section, “right-of-way canvasser or solicitor” shall mean any person who sells or offers for sale any thing or service of any kind, or who seeks any donation of any kind, or who personally hands to or seeks to transmit by hand or receive by hand any thing or service of any kind, whether or not payment in exchange is required or requested, to any person who operates or occupies a motor vehicle of any kind, which vehicle is engaged in travel on or within any portion of any of the streets or roadways in the City, whether or not such vehicle is temporarily stopped in the travel lanes of the road. The term shall not apply to any person who merely holds or displays a sign lawfully permitted to be displayed by a person as long as there is no entry by such person or sign into any portion of the roadway or its median. Further, this term shall not apply to official citations or notices provided pursuant to governmental authority.

(B) Prohibition of right-of-way canvassers and solicitors

(1) Findings; purpose; intent.

(a) The City Commission of the City of Tamarac desires to adopt an ordinance restricting right-of-way canvassers and solicitors to certain streets and roadways located in the City because such canvassers and solicitors pose a danger to themselves and the public at large by interfering with the safe movement of normal vehicular traffic; and

(b) According to the Florida Department of Highway Safety and Motor Vehicles 2007 Florida Traffic Crash Statistics Report, 530 pedestrians were killed on Florida roadways in 2007; 65 of those pedestrians were killed on roadways in Broward County; and

(c) Based upon statistics collected by the Surface Transportation Policy Project, the Miami-Fort Lauderdale area is one of the most dangerous areas in the United States for pedestrians; and

(d) According to the Florida Department of Highway Safety and Motor Vehicles in 2012 Broward County ranked first in Florida with 58 pedestrian fatalities.

(e) For 2011 Broward County had 29 pedestrian fatalities ranking it fourth in the state, and 2010 saw 52 pedestrian fatalities in the county.

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placing Broward second in the state. Total crashes for the years 2010-2012 ranked Broward County second in the State of Florida

(f) Numerous types of right-of-way canvassers and solicitors may seek to operate within the City of Tamarac, including, but not limited to, children, adolescents and adults who seek to collect money for school and community activities; vendors who sell flowers, newspapers and other products; and people who seek donations or distribute written information; and

(g) Right-of-way canvassers and solicitors approach motorists and passengers in motor vehicles engaged in travel on roads, and are particularly susceptible and vulnerable to serious injury, or death due to the speed and number of motorists who operate vehicles on busy roads within the city; and

(h) Roads are primarily designed for vehicular traffic and are not suited to safely accommodate right-of way canvassers and solicitors; and

(i) The presence of right-of-way canvassers and solicitors interferes with the safe movement of normal vehicular traffic; and

(j) The road network in the City is substantially burdened by a high volume of traffic, and road design frequently includes complex vehicle turn movements that demand a driver's strict attention; and

(k) It is the intention of the City Commission to use the least restrictive means to advance the significant governmental interests of traffic safety and public safety and, consequently, the City staff analyzed each of the major roads within the City and determined that the roads listed in subsection (C), below, present an increased and significant danger for use by distracted drivers, pedestrians and right-of-way canvassers and solicitors and pose the greatest threat to traffic and public safety in reference to activities and use by right-of-way canvassers and solicitors, and therefore the City Commission has determined that such activities and use by right-of way vendors and solicitors shall be prohibited on the roads listed in subsection (C); and

(l) It is the finding of the City Commission that many other alternative channels of communication (other than right-of-way canvassing and solicitation on the prohibited roadways) exist for persons

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who seek to exercise their First Amendment freedoms, such as, but by no means limited to, solicitation of funds or distribution of literature through the mail or at alternate locations (such as houses of worship, shopping areas and special events); the sale and/or distribution of newspapers through home or office delivery, vending machines and retail stores; and the sale of goods and services at retail stores, through the internet and from vending machines; and

(m) The City Commission desires to preserve and protect the personal safety and quality of life of its residents and of those who use streets within the City, both pedestrians and motorists alike; and

(n) The City Commission has reviewed the proposed regulations provided by this section and finds that such regulations accomplish the purposes intended while utilizing the least restrictive means; and

(o) The City Commission finds that it is in the best interests of the residents of the City to adopt this section.

(C) Prohibited roadways. It shall be unlawful for any person to act as a right-of-way canvasser or solicitor at or within 200 feet from the lateral curb or boundary line of any intersection located on the following roadways: Commercial Boulevard, Nob Hill Road, McNab Road, Pine Island Road, and University Drive.

~~The provisions of this section shall apply between the outermost edges of the paved roadway, or between the outermost curblines of the roadway where such curblines do exist, and shall also apply to the median, if any, at the following locations: (1) Along the course of Commercial Boulevard from its intersection with State Road 7 (U.S. 441) westerly for a distance of one hundred fifty (150) feet;~~

~~(2) Along the course of Commercial Boulevard from its intersection with State Road 7 (U.S. 441) easterly for a distance of one hundred fifty (150) feet;~~

~~(3) Along the course of State Road 7 (U.S. 441) from its intersection with Commercial Boulevard northerly for a distance of one hundred fifty (150) feet;~~

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~~(4) Along the course of State Road 7 (U.S. 441) from its intersection with Commercial Boulevard southerly for a distance of one hundred fifty (150) feet;~~

~~(5) Along the course of West Commercial Boulevard from its intersection with University Drive westerly for a distance of one hundred fifty (150) feet;~~

~~(6) Along the course of West Commercial Boulevard from its intersection with University Drive easterly for a distance of one hundred fifty (150) feet;~~

~~(7) Along the course of University Drive from its intersection with West Commercial Boulevard northerly for a distance of one hundred fifty (150) feet;~~

~~(8) Along the course of University Drive from its intersection with West Commercial Boulevard southerly for a distance of one hundred fifty (150) feet.~~

~~(b) At those locations described in subsection (a) above, no person shall willfully stand upon, walk upon, place objects upon, or otherwise occupy the street, roadway or thoroughfare, except for the limited purpose of crossing from one (1) side to the other, unless such person is occupying a motor vehicle or propelling a bicycle in compliance with F.S. section 316.2065.~~

~~(c) No person shall employ or otherwise furnish consideration to another person for services or activities and direct such other person to violate, or explicitly or implicitly consent to such other person's violation of, subsection (a) of this section during the course of such services or activities.~~

(D) Chapter 316, Florida Statutes. The enforcement of this section shall not, in any way, preclude the enforcement of Section 316.130(5), Florida Statutes, as applicable.

(E) Enforcement and Penalties.

(1) It shall be the duty of any police officer of the city to require any person seen soliciting or canvassing and who is not known by the officer to be duly permitted, to produce his solicitor's or canvasser's permit, and to

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enforce the provisions of this chapter against any person found in violation thereof.

- ~~(1)~~(2) Any person who violates any terms or provisions of this article shall be prosecuted in accordance with the procedures set forth in Ch. 162, F.S., or before a court of competent jurisdiction and, upon conviction of such violation before the judge of the county court, shall be subject to the penalties prescribed by the county judge. Each day of violation of any term or provision of this article shall constitute a separate and distinct violation.

Section 3: If any part, sentence, paragraph, Section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby. In the event of a subsequent change in applicable law, so the provision which had been held invalid is no longer invalid, the provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding under this Ordinance.

Section 4: That any ordinances or parts thereof In conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 5: That it is the intention of the City Commission, and It is hereby ordained, that the provisions of this Ordinance shall become and made a part of the Code of the City of Tamarac; that the sections of this Ordinance may be renumbered or re-lettered to accomplish such intentions; and that the word "Ordinance" shall be changed to "Section" or other appropriate word.

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

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PASSED, FIRST READING this ____ day of _____, 2015.

PASSED, SECOND READING this ____ day of _____, 2015.

BY: _____

ATTEST:

MAYOR HARRY DRESSLER

PATRICIA TUEFEL,
CMC
CITY CLERK

RECORD OF COMMISSION VOTE: 1ST Reading

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

SAMUEL S. GOREN
CITY ATTORNEY

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Date: January 17, 2015

To: Michael Cernech
City Manager

From: Captain Neal Glassman

Subject: Examination of accident statistics and related issues affecting proposed
Tamarac safety ordinance regulating roadway canvassing and solicitation

The City of Tamarac desires to protect the safety of both pedestrians and the motoring public by enacting an ordinance to regulate roadway canvassing and solicitation on certain roadways within the city's jurisdiction while also protecting the public's constitutional rights of free speech and assembly.

To that end, I was asked to study the traffic crash statistics for the City of Tamarac for the years 2010 through 2013 to identify those roadways posing the greatest threat to public safety and the free flow of traffic posed by the activities of right-of-way solicitors and canvassers.

According to the Tamarac City Engineer's Office, there are 137 miles of roadways within the City of Tamarac including the following corridors:

1. Commercial Blvd. – 7.85 miles
2. McNab Rd. – 3.42 miles
3. Pine Island Rd. – 2.66 miles
4. University Drive – 2.46 miles

The four listed corridors represent a combined total of 16.39 miles or 11.96% of the total 137 road miles contained within the City of Tamarac.

2013

For the year 2013, Broward County Sheriff's Office records show that there were 2148 reported traffic accidents in the City of Tamarac. Of those 2148 total traffic accidents, 467 occurred on Commercial Blvd. and the intersections of Nob Hill Rd., Pine Island Rd., University Dr., Rock Island Rd., and U.S. 441. In addition there were 527 traffic crashes that occurred on Commercial Blvd excluding the intersections for a total of 994 total crashes on Commercial Blvd. and the five listed intersections. On McNab Rd. there were

266 traffic crashes which includes all of McNab Rd and it's intersections of Nob Hill, Pine Island, and University Dr. There were an additional 76 crashes that occurred on Pine Island Rd., and 233 crashes on University Dr. for 2013. This means that 1569 crashes out of 2148 (73%) occurred on the four previously listed corridors and their intersections.

During 2013, there were six traffic accidents with fatalities in Tamarac, including three involving pedestrians. All of these six incidents occurred on the four roadways being examined. There were two fatality accidents on Commercial Blvd., two occurred on Pine Island Rd., one occurred on University Drive and one occurred on McNab Rd.

During 2013 there were 1735 speeding tickets issued in Tamarac with a total of 808 being issued on the four listed corridors (46.5%).

In October of 2013 the city of Tamarac instituted a red light camera program which issued 703 warning notices and 1071 first notice violations with a limited number of cameras operational.

2012

For the year 2012, Broward County Sheriff's Office records show that there were 2177 reported traffic accidents in the city of Tamarac. Of those traffic accidents 452 were on Commercial Blvd at the intersections of Nob Hill Rd., Pine Island Rd., University Dr., Rock Island Rd., and U.S. 441. An additional 502 accidents occurred on Commercial Blvd excluding the intersections. McNab Rd. had 212 traffic accidents at the intersections of Nob Hill Rd., Pine Island Rd., and University Dr. There were also 82 additional accidents that occurred on McNab Rd. which excluded the intersections of Nob Hill Rd., Pine Island Rd., and University Dr. University Dr. had 288 traffic crashes and Pine Island Rd. 30 for a total of 1566 out of 2177 traffic crashes (72%).

During 2012, there were six fatal traffic accidents in Tamarac, including three involving pedestrians. Four of the six fatal accidents occurred on the roadways under examination. Three of the six fatal accidents occurred on Commercial Blvd. and a fourth occurred on McNab Rd.

2011

For the year 2011, Broward County Sheriff's Office records show that there were 2111 reported traffic accidents in the city of Tamarac. Of those accidents 422 occurred on Commercial Blvd and the intersections of Nob Hill Rd., Pine Island Rd., University Dr., Rock Island Rd., and U.S. 441. There were an additional 502 accidents that occurred on Commercial Blvd excluding the intersections. McNab Rd. had 274 traffic accidents which includes the intersections of Nob Hill Rd., Pine Island Rd., and University Dr. Pine Island Rd. had 72 accidents and University Dr. had 225 for a total of 1495 accidents out of the 2111 reported total accidents (71%).

During 2011, four fatal traffic accidents occurred in Tamarac. One of these four fatal accidents involved a pedestrian. Two of the four fatal accidents occurred on the roadways being examined. The pedestrian fatality accident occurred on Commercial Blvd., the other fatality occurred on University Drive involving a vehicle passenger.

2010

For the year 2010, Broward County Sheriff's Office records show that there were 2173 reported traffic accidents in the city of Tamarac. Of those 2173 total traffic accidents, 478 occurred on Commercial Blv and the intersections of Nob Hill Rd., Pine Island Rd., University Dr., Rock Island Rd., and U.S. 441. There were an additional 487 accidents that occurred on Commercial Blvd excluding the intersections. On McNab Rd. there were 241 accidents including the intersections of Nob Hill Rd., Pine Island Rd., and University Dr. There were 100 accidents on Pine Island Rd., and 226 on University Dr. for a total of 1532 accidents out of a total of 2173 (70%).

During 2010, Tamarac had four traffic accidents with fatalities. Three of these four incidents occurred on the roadways being examined for this study. Of the three, one occurred on Commercial Blvd., one occurred on McNab Rd. and one occurred on University Drive.

The above mentioned statistics show the number of traffic crashes and where they occur within the City of Tamarac. In order to provide some context, and to illustrate a more global analysis, the following information reflects some statistics for the State of Florida, and also how Florida ranks nationally concerning pedestrian fatalities.

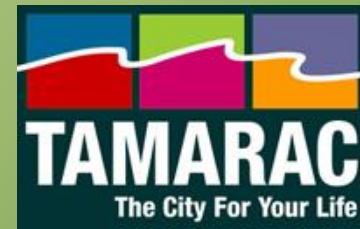
Statistics provided by the National Highway Traffic and Safety Administration indicated that the State of Florida is one of the deadliest places in the United States when it comes to pedestrian fatalities. For the year 2012 Florida was third in the nation with a total of 476 pedestrian fatalities. Its rate of pedestrian fatalities per 100,000 of population was 2.46, which ranked Florida fifth in the nation in that category. The U.S. national average was 1.51 pedestrian fatalities per 100,000 of population.

According to the Florida Department of Highway Safety and Motor Vehicles, in 2012 Broward County ranked first in Florida with 58 pedestrian fatalities. For 2011 Broward County had 29 pedestrian fatalities ranking it fourth in the state, and 2010 saw 52 pedestrian fatalities in the county, placing Broward second in the state. Total crashes for the years 2010-2012 ranked Broward County second in the State of Florida.



BROWARD SHERIFF'S OFFICE CITY OF TAMARAC

TRAFFIC

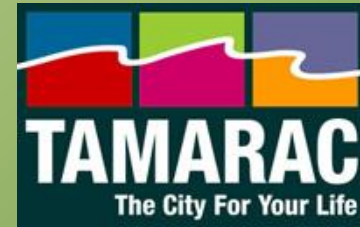


MAIN INTERSECTIONS





BROWARD SHERIFF'S OFFICE CITY OF TAMARAC



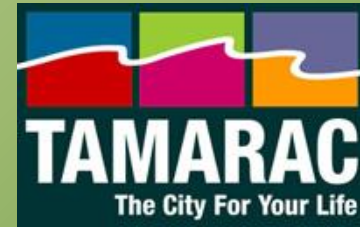
TRAFFIC

COMMERCIAL BLVD

INTERSECTION	2013	2012	2011	2010
COMMERCIAL & NOB HILL	11	26	16	20
COMMERCIAL & PINE ISLAND	38	27	34	45
COMMERCIAL & UNIVERSITY	117	115	109	120
COMMERCIAL & ROCK ISLAND	128	114	98	119
COMMERCIAL & 441	173	170	165	174
GRAND TOTAL	467	452	422	478
ENTIRETY OF COMMERCIAL EXCLUDING LISTED INTERSECTIONS	527	502	502	487
% OF ACCIDENTS ON COMMERCIAL IN THE INTERSECTIONS	47%	47%	46%	49%



BROWARD SHERIFF'S OFFICE CITY OF TAMARAC



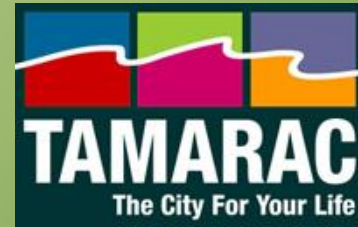
TRAFFIC

MCNAB ROAD

INTERSECTION	2013	2012	2011	2010
MCNAB & NOB HILL	30	44	58	35
MCNAB & PINE ISLAND	31	50	24	32
MCNAB & UNIVERSITY	123	118	118	101
GRAND TOTAL	184	212	200	168
ENTIRETY OF MCNAB EXCLUDING LISTED INTERSECTIONS	82	82	74	73
% OF ACCIDENTS ON MCNAB IN THE INTERSECTIONS	69%	72%	73%	70%



BROWARD SHERIFF'S OFFICE CITY OF TAMARAC



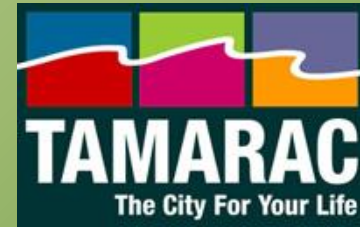
TRAFFIC

PINE ISLAND ROAD

CORRIDOR	2013	2012	2011	2010
PINE ISLAND EXCLUDING INTERSECTIONS (COMMERCIAL, MCNAB, SOUTHGATE)	76	30	72	100



BROWARD SHERIFF'S OFFICE CITY OF TAMARAC



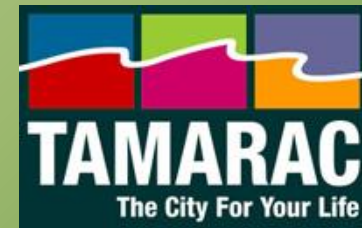
TRAFFIC

UNIVERSITY DRIVE

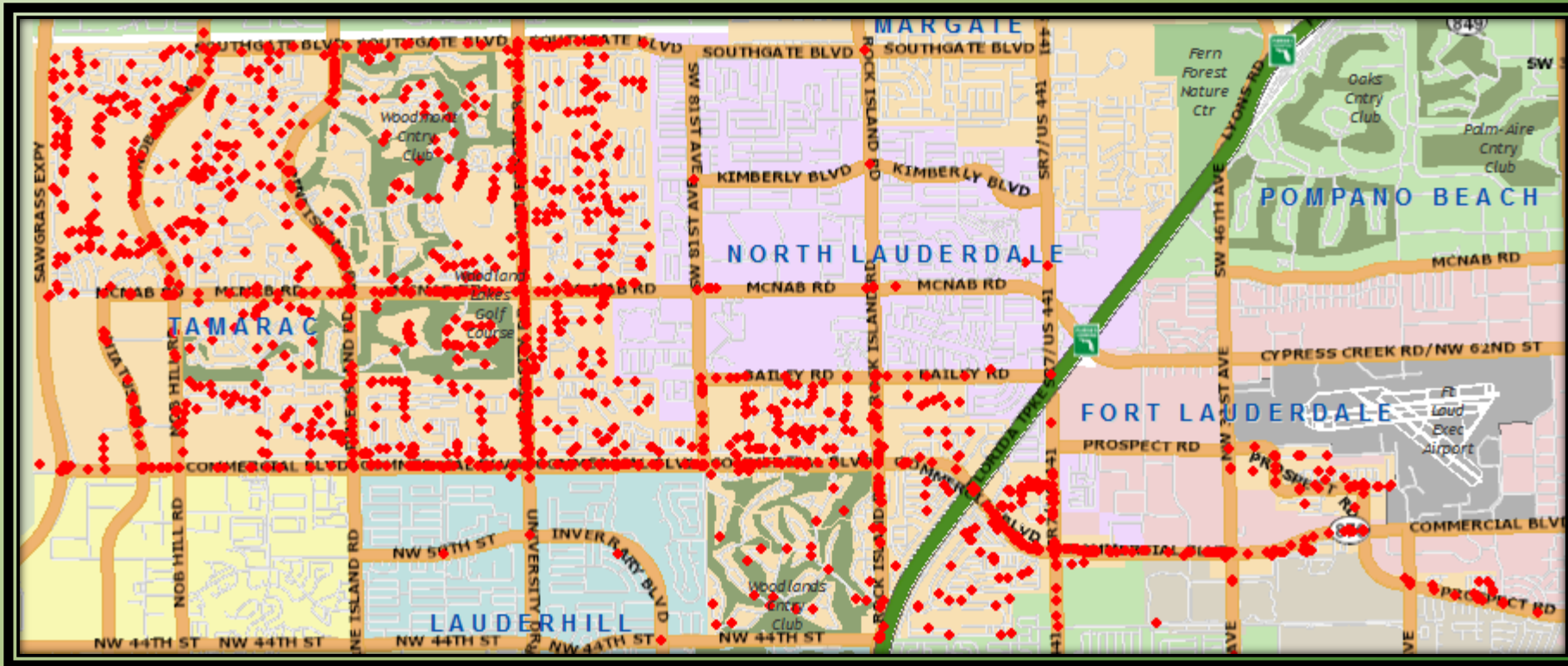
CORRIDOR	2013	2012	2011	2010
UNIVERSITY EXCLUDING INTERSECTIONS (COMMERCIAL, MCNAB, SOUTHGATE)	233	288	225	226



BROWARD SHERIFF'S OFFICE CITY OF TAMARAC



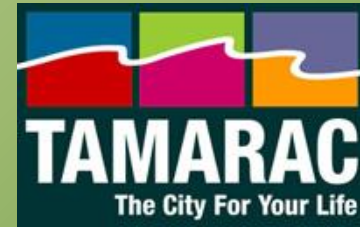
TRAFFIC



ROADS	2013	2012	2011	2010
LISTED INTERSTIONS AND CORRIDORS	1569	1566	1495	1532
TOTAL ACCIDENTS	2148	2177	2111	2173
PERCENTAGE OF	73%	72%	71%	70%



BROWARD SHERIFF'S OFFICE CITY OF TAMARAC



TRAFFIC

2013 SPEEDING TICKETS GIVEN IN TAMARAC
1735



ROAD	TOTAL TICKETS GIVEN 2013
PINE ISLAND	25
UNIVERSITY	276
COMMERCIAL	316
MCNAB	191



Title - TO2323 - Water Utility Tax

Item No. 8 (a) on Ordinances - First Reading. (TO2323) Motion to adopt an Ordinance of the City Commission of the City of Tamarac, Florida, **on first reading** amending Article VI "Public Service Tax" of Chapter 6, "Finance and Taxation of the Code of Ordinances of the City of Tamarac by amending Sections 6-157 through 6-159 to provide for the implementation of a public service tax on water service pursuant to Section 166.231, Florida Statutes; providing for notice to the Department of Revenue; providing for codification; providing for conflicts; providing for severability; providing for an effective date. - ***Financial Services Director Mark Mason and Public Services Director Jack Strain***

ATTACHMENTS:

Description	Upload Date	Type
 TO2323 Water Utility Tax Ordinance Memo	6/12/2015	Cover Memo
 TO2323 Water Utility Tax Ordinance	6/17/2015	Ordinance

CITY OF TAMARAC
INTEROFFICE MEMORANDUM
FINANCIAL SERVICES DEPARTMENT

TO: Michael Cernech,
City Manager

DATE: May 29, 2015

FROM: Mark Mason, Director of Financial
Services 

RE: Water Utility Tax Proposal

Recommendation/Action:

The Director of Financial Services recommends that T.O. 2323, Water Utility Tax be placed on the agenda for June 10, 2015 for first reading.

Issue:

The Water Public Utility Tax is the last fixed statutory revenue source available to the City of Tamarac which the City has not implemented. There are nineteen (19) of thirty-one (31) municipalities that charge a Water Public Utility Tax. This is on water service only and does not include sewer charges.

Background:

In 2010, the City brought forward a proposal that was subsequently adopted, to implement a Public Service Tax on Electricity. At the time, the City of Tamarac and the City of Deerfield Beach were the only two in Broward County that did not have a utility tax on electricity.

During the discussion regarding the electric utility tax, staff also provided information regarding the water utility tax however with the implementation of the electric utility tax that additional revenue source was set aside for later discussion.

In early July 2014 following the budget workshop for the FY 2015 proposed budget, staff brought forward a number of suggestions regarding funding capital improvements from the corridor study to the redevelopment study as well as the two fire stations and the potential parks improvements from the proposed master planning process.

At the Commission Strategic Planning Workshop on January 13, 2015, staff provided an update on the various funding sources, including the water utility tax. The following points provide a summary of the water utility tax per statute:

- ▶ Water Utility Tax
 - Recommend at the maximum rate of 10%,
 - Begin January 1, 2016
 - Requires 120 day notification period to the Department or Revenue
 - Estimated Annual Revenue is \$800,000

- Purchases by the United States Government, this state, and all counties, school districts, and municipalities of the state, and by public bodies exempted by law or court order, are exempt from the tax authorized by this section...and shall exempt purchases by any recognized church in this state for use exclusively for church purposes.
- Recommended use:
 - dedicated funding source for capital improvements and/or capital improvement debt

Following is a schedule of the municipalities that currently levy a public service tax on water in Broward County:

Municipality	Rate
COCONUT CREEK	8.0%
CORAL SPRINGS	10.0%
DANIA BEACH	10.0%
DEERFIELD BEACH	10.0%
FORT LAUDERDALE	10.0%
HALLANDALE	10.0%
HOLLYWOOD	10.0%
LAUDERDALE LAKES	10.0%
LAUDERDALE-BY-THE-SEA	5.0%
LIGHTHOUSE POINT	10.0%
MARGATE	10.0%
NORTH LAUDERDALE	10.0%
OAKLAND PARK	10.0%
PEMBROKE PARK	10.0%
PEMBROKE PINES	10.0%
POMPANO BEACH	6.0%
SUNRISE	10.0%
WEST PARK	10.0%
WILTON MANORS	10.0%

Implementation of the Water Utility Tax is recommended at the maximum 10% of water service pursuant to Section 166.231, F.S. to be used solely for funding capital improvements and/or as a specific credit for a potential debt issue for capital improvements.

As noted above, the requirement for notification to the Department of Revenue is 120 days prior to the implementation date. The implementation dates by statute are at the beginning of a quarter and are October 1, January 1, April 1 and July 1. Following is a schedule for the required adoption by no later date prior to the implementation date.

Implementation Date	Required 120 notification date
October 1	June 2, should be adopted in or before May
January 1	September 2, should be adopted in or before August
April 1	December 1, should be adopted in or before November
July 1	March 2, should be adopted in or before February

Following is an analysis of two average bill types using current rates:

Impact on average usage by type - for Water only:						
Water Bill Type	Average Number of Gallons	Average Water Bill	Tax Rate	Amount	Total Water Bill	Water Utility Tax per Year
Single Family Residential	4,000	\$ 19.44	10%	\$ 1.94	\$ 21.38	\$ 23.33
Multi-Family	3,000	\$16.11	10%	\$ 1.61	\$ 17.72	\$ 19.33
Commercial	9,000	\$ 41.81	10%	\$ 4.18	\$ 45.99	\$ 50.17

As before, staff will prepare a Frequently Asked Questions (F.A.Q.) sheet for the implementation and will include same in the bills and post on the website.

Fiscal Impact:

The implementation of the Water Service Utility Tax is expected to generate an estimated \$800,000 or more per year with approximately \$500,000 to \$600,000 during the first year and will be used exclusively for general government capital improvements and/or funding for debt service. In addition, it is anticipated that there will be no increase in water and sewer rates for Fiscal Year 2016.

Although the water utility tax is applied against the water service fees it is not a utility fee such as the water and sewer fees. Utility water and sewer fees are restricted solely for the benefit of the water and sewer utility system. However, the water service utility tax has no such restrictions.

ORDINANCE NO. 2015-_____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA, AMENDING ARTICLE VI "PUBLIC SERVICE TAX" OF CHAPTER 6, "FINANCE AND TAXATION OF THE CODE OF ORDINANCES OF THE CITY OF TAMARAC BY AMENDING SECTIONS 6-157 THROUGH 6-159 TO PROVIDE FOR THE IMPLEMENTATION OF A PUBLIC SERVICE TAX ON WATER SERVICE PURSUANT TO SECTION 166.231, FLORIDA STATUTES; PROVIDING FOR NOTICE TO THE DEPARTMENT OF REVENUE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 166.231. *et.seq.* Florida Statutes authorizes a municipality to levy a tax on the purchase of electricity, metered natural gas, liquefied petroleum gas either metered or bottled, and manufactured gas either metered or bottled, and water service (the "Public Service Tax"); and

WHEREAS, Section 166.233, F.S., expressly authorizes a municipality to establish a Public Service Tax by ordinance; and

WHEREAS, The City of Tamarac levies a Public Service Tax at a rate of 10% on the sales of metered or bottled gas and electricity; and

WHEREAS, the City Commission of the City of Tamarac (hereinafter referred to as the "City"), pursuant to Section 166.231, *et.seq.*, desires to adopt a Public Service Tax on water service, to be effective January 1, 2016; and

WHEREAS, the City Commission deems the implementation of the Public Service Tax on Water Service to be in the best interests of the health, safety, and welfare of the citizens and residents of the City of Tamarac.

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

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 Ordinance upon adoption hereof.

Section 2. That Section 6-157 is hereby amended, to read as follows:

Sec. 6-157. Rate and amount of tax on purchase of metered or bottled gas, electricity, and water service.

There is hereby levied and imposed by the city within the corporate limits of Tamarac on each and every sale within the city of metered or bottled gas (natural liquefied petroleum gas or manufactured), electricity, and water service a straight percentage tax in the amount of ten (10) percent of the payments received by the seller of such gas, electric service, and water service from the purchaser for the purchase of such metered or bottled gas (natural liquefied petroleum gas or manufactured), electric service, and

water service. Competitive services to those above enumerated shall be taxed on a comparable base and at the same rate pursuant to Section 166.231(2), Florida Statutes.

Section 3. That Section 6-158 is hereby amended, to read as follows:

Sec. 6-158. Collection of tax; reporting requirements; annual fee.

(1) It shall be the duty of every seller of metered or bottled gas (natural, liquefied petroleum gas or manufactured) to collect from the purchaser for the use of the city the tax imposed or levied hereunder and to report and pay over to the city all such taxes imposed, levied and collected as follows:

a. Each gas company subject to the provisions of this article shall register with the city finance department and shall provide such information as the finance department shall require at the time of registration. Registration information shall include the following:

- i. Name, address and phone number of principal, owner, or other party responsible for the day-to-day operation of the gas company;
- ii. Registered agent (if a corporation);
- iii. Business address; and
- iv. Business phone number.

- b. Each gas company subject to the provisions of this article shall pay an annual fee of one hundred dollars (\$100.00) to offset the costs of registration and reviewing all reports required.
 - c. Each gas company subject to the provisions of this article shall, on or before the twentieth day of each and every month, report to the city and pay to the city such tax as may be due on all sales of service within the corporate limits of the city made during the preceding month and billed or collected by the company. The report shall show the gross sales within the corporate limits, the gross taxable sales within the corporate limits and the amount of the tax upon such gross taxable sales.
 - d. The company shall file such report with the finance director and pay the tax required to be collected by the company for use and benefit of the city. If such report and taxes are not paid over to the city within ten (10) days following the due date thereof, the same shall bear interest payable by the company at the rate of one percent per month for each month or fraction thereof that such payments are delinquent.
- (2) It shall be the duty of every seller of electricity, to collect from the purchaser for the use of the city the tax levied by this article, at the time of collecting the selling price charged for each transaction, and to report and pay over on or

before the 10th day of each calendar month to the city, all such taxes levied and collected during the preceding calendar month. It shall be unlawful for any seller to collect the price of any sale of electricity, without at the same time collecting the tax levied by this article in respect to such sale, unless the seller shall elect to assume and pay such tax without collecting the tax from the purchaser.

- (3) It shall be the duty of every seller of water service, to collect from the purchaser for the use of the city the tax levied by this article, at the time of collecting the selling price charged for each transaction, and to report and pay over on or before the 10th day of each calendar month unto the Director of Financial Services, all such taxes levied and collected during the preceding calendar month.

a. Exemptions from the Water Service Utility Tax:

- i. Purchases by the United States Government, this state, and all counties, school districts, and municipalities of the state, and by public bodies exempted by law or court order,
- ii. Purchases by any recognized church in this state for use exclusively for church purposes.

- (4) Each company subject to the provisions of this article shall make available to the city its financial records of all sales within the city for a period to be determined by the city, not to exceed three (3) prior years, said records to be delivered to the city's director of financial services within ten (10) days of written notice by the city of intent to review the records.

Section 4. That Section 6-159 is hereby amended, to read as follows:

Sec. 6-159. Penalty.

It shall be unlawful for any purchaser of metered or bottled gas (natural liquefied petroleum gas or manufactured), electric services and water services to refuse to pay the tax on any such taxable purchases, and it shall be unlawful for any company to fail or refuse to collect such tax and pay the same as herein provided. Any such violation shall be subject to a fine of up to five hundred dollars (\$500.00) or imprisonment of up to thirty (30) days or both. Each day such failure or refusal continues shall be deemed a separate violation and shall be punishable as such.

Section5. 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.

Section6. Upon adoption, the City Clerk shall transmit a copy of this Ordinance to the State of Florida Department of Revenue as provided by Section 166.233, Florida Statutes.

Section7. 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.

Section8. All Ordinances or parts of Ordinances, Resolutions or parts of Resolutions in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Section9. This Ordinance shall become effective on January 1, 2016, as provided by Florida law.

PASSED, FIRST READING this _____ day of _____, 2015.
PASSED, SECOND READING this _____ day of _____, 2015.

ATTEST: BY: _____
MAYOR HARRY DRESSLER

PATRICIA TEUFEL, CMC
CITY CLERK

RECORD OF COMMISSION VOTE: 1ST Reading

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


CODING: Words in ~~strike-through~~ type are deletions from existing law;
Words in underlined type are additions.



Title - Discussion Regarding the Selection of the Voting Delegate for the Florida League of Cities Annual Conference

Discussion Regarding the Selection of the Voting Delegate for the Florida League of Cities Annual Conference - ***City Clerk Patricia Teufel***

ATTACHMENTS:

Description	Upload Date	Type
 Backup	6/4/2015	Backup Material



2015 MAY 28 PM 2: 50

→ City Clerk
2015 MAY 26 PM 4: 29

RECEIVED
CITY OF TAMARAC
CITY MANAGER

301 South Bronough Street • Suite 300 • P.O. Box 1757 • Tallahassee, FL 32302-1757 • (850) 222-9684 • Fax (850) 222-3806 • www.floridaleagueofcities.com

RECEIVED
CITY OF TAMARAC
CITY CLERK

TO: Municipal Key Official
FROM: Michael Sittig, Executive Director
DATE: May 20, 2015

SUBJECT: 89th Annual FLC Conference – *Florida Cities: A Public Conversation*
VOTING DELEGATE INFORMATION
August 13-15, 2015 – World Center Marriott, Orlando

As you know, the Florida League of Cities' Annual Conference will be held at the World Center Marriott, Orlando, Florida on August 13-15. This year the theme for this year's conference is *Florida Cities: A Public Conversation*, which will provide valuable educational opportunities to help Florida's municipal officials serve their citizenry more effectively.

It is important that each municipality designate one official to be the voting delegate. Election of League leadership and adoption of resolutions are undertaken during the business meeting. Voting delegates will also adopt the FLC 2016 Legislative Action Agenda because the 2016 Legislative Session will begin early next year. One official from each municipality will make decisions that determine the direction of the League.

In accordance with the League's by-laws, each municipality's vote is determined by population, and the League will use the Estimates of Population from the University of Florida for 2014.

Conference registration materials will be sent to each municipality in the month of June. Materials will also be posted on-line. Call us if you need additional copies.

If you have any questions on voting delegates, please call Gail Dennard at the League (850) 701-3619 or (800) 616-1513, extension 3619. **Voting delegate forms must be received by the League no later than August 7, 2015.**

Attachments: Form Designating Voting Delegate

**89th Annual Conference
Florida League of Cities, Inc.
August 13-15, 2015
Orlando, Florida**

It is important that each member municipality sending delegates to the Annual Conference of the Florida League of Cities, designate one of their officials to cast their votes at the Annual Business Session. League By-Laws requires that each municipality select one person to serve as the municipalities voting delegate. *Municipalities do not need to adopt a resolution to designate a voting delegate.*

Please fill out this form and return it to the League office so that your voting delegate may be properly identified.

Designation of Voting Delegate

Name of Voting Delegate: _____

Title: _____

Municipality of: _____

AUTHORIZED BY:

Name

Title

Return this form to:

Gail Dennard
Florida League of Cities, Inc.
Post Office Box 1757
Tallahassee, FL 32302-1757
Fax to Gail Dennard at (850) 222-3806 or email gdennard@flcities.com



Important Information

Submitting Resolutions for consideration by the FLC Resolutions Committee

The League's Resolutions Committee will be meeting in conjunction with the FLC Annual Conference, August 13-15, 2015. Any municipality interested in submitting resolutions for consideration must submit them to the League no later than **Wednesday, July 8, 2015**, to guarantee that they will be included in the packet of proposed resolutions to the Resolutions Committee. Resolutions are limited to federal, constitutional or commemorative issues that are of statewide concern. Attached are the procedures your municipality should follow for proposing resolutions to the League membership.

If you have questions regarding resolutions, please contact Allison Payne at apayne@flcities.com or 850-701-3602 at the League office.

FLC Legislative Policy Committee Process

With the Florida Legislature convening the 2016 Legislative Session in January instead of March 2016, the policy committee meetings will commence this June instead of September. This accelerated timeline means the proposed priorities adopted by each policy committee will then be submitted to the Legislative Committee and then ultimately the FLC membership for consideration and adoption at the FLC Annual Conference in August instead of the FLC Legislative Conference in November. These priorities then become the League's Legislative Action Agenda.

If you have questions regarding the legislative policy process, please contact Holly McPhail at hmcphail@flcities.com or 850-701-3604 at the League office.

Procedures for Submitting Resolutions
Florida League of Cities' 89th Annual Conference
World Center Marriott, Orlando, Florida
August 13 – 15, 2015

In order to fairly systematize the method for presenting resolutions to the League membership, the following procedures have been instituted:

- (1) Proposed resolutions must be submitted in writing, to be received in the League office by July 8, 2015, to guarantee that they will be included in the packet of proposed resolutions that will be submitted to the Resolutions Committee.
- (2) Proposed resolutions will be rewritten for proper form, duplicated by the League office and distributed to members of the Resolutions Committee. (Whenever possible, multiple resolutions on a similar issue will be rewritten to encompass the essential subject matter in a single resolution with a listing of original proposers.)
- (3) Proposed resolutions may be submitted directly to the Resolutions Committee at the conference; however, a favorable two-thirds vote of the committee will be necessary to consider such resolutions.
- (4) Proposed resolutions may be submitted directly to the business session of the conference without prior committee approval by a vote of two-thirds of the members present. In addition, a favorable weighted vote of a majority of members present will be required for adoption.
- (5) Proposed resolutions relating to state legislation will be referred to the appropriate standing policy committee. Such proposals will not be considered by the Resolutions Committee at the conference; however, all state legislative issues will be considered by the standing policy committees and the Legislative Committee, prior to the membership. At that time, a state Legislative Action Agenda will be adopted.
- (6) Proposed resolutions must address either federal issues, state constitutional issues, matters directly relating to the conference, matters recognizing statewide or national events or service by League officers. All other proposed resolutions will be referred for adoption to either the Florida League of Cities Board of Directors or FLC President.

Municipalities unable to formally adopt a resolution before the deadline may submit a letter to the League office indicating their city is considering the adoption of a resolution, outlining the subject thereof in as much detail as possible, and this letter will be forwarded to the Resolutions Committee for consideration in anticipation of receipt of the formal resolution.

Important Dates

May 2015

Notice to Local and Regional League Presidents and Municipal Associations
regarding the Resolutions and Legislative Committees

June 2015

Appointment of Resolutions Committee Members

June 25 – Legislative Post-Session Review (2015 Session)

June 26 – Policy Committee Meetings (2016 Session)

July 2015

July 8 – Deadline for Submitting Resolutions to the League office

July 17 – Policy Committee Meetings (2016 Session)

August 2015

August 13 – Policy Committee Meetings including the finalization of
proposed committee statements (FLC Annual Conference)

August 14 – Resolutions Committee Meeting

August 14 – Legislative Committee Meeting (2016 Session)

August 15 – Pick Up Voting Delegate Credentials Followed by Annual
Business Session