



CITY OF TAMARAC
NOTICE OF WORKSHOP MEETING
CITY COMMISSION OF TAMARAC, FL
City Hall - Conference Room 105
April 11, 2016

CALL TO ORDER:

9:30 a.m.

ROLL CALL:

PLEDGE OF ALLEGIANCE:

Vice Mayor Diane Glasser

1. Woodmont Update

Woodmont Update - ***Scott Backman, Esq., Dunay, Miskel & Backman, LLP and Tony Polumbo, Pulte Homes***

2. TO2333 - Commercial Vehicle Ordinance

Item No. 8 (a) on Ordinance(s) First Reading. (TO2333) An Ordinance of the City Commission of the City of Tamarac, Florida amending Chapter 14 of the City's Code of Ordinances, entitled "Motor Vehicles and Traffic" by specifically amending article II, entitled "stopping, standing and Parking," Section 14-30 entitled "Parking or Storage of Commercial Vehicles, Boats and Boat Trailers" to prohibit the parking and storage of certain commercial and recreational vehicles in residential areas except as provided herein; providing for codification; providing for conflicts; providing for severability; and providing for an effective date. - ***Community Development Director Maxine Calloway and Code Enforcement Manager Scott Krajewski***

Commission District(s): Citywide

3. TO2343 - Amending Ordinance 2015-17 FY 2016 Budget

Item No. 8 (b) on Ordinance(s) - First Reading. (TO2343) An Ordinance of the City Commission of the City of Tamarac, Florida, amending Ordinance 2015-17, which adopted the City of Tamarac operating budget, revenues and expenditures, the capital budget, and the financial policies for the Fiscal Year 2016, by increasing the total revenues and expenditures by a total of \$1,651,665 as detailed in Attachment A attached hereto and summarized in Attachment B; providing for conflicts; providing for severability; providing for an effective date. - ***Financial Services Director Mark Mason and Budget Manager Marianela Diaz***

Commission District(s): Citywide

4. Discussion: Local Government Infrastructure Surtax

Discussion: Local Government Infrastructure Surtax - ***Assistant City Manager Diane Phillips and City Attorney Samuel S. Goren***

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 fluid and cursive, with the first name "Patricia" and last name "Teufel" clearly legible.

Patricia Teufel, CMC
City Clerk



Title - 9:30 a.m.

9:30 a.m.



Title - Vice Mayor Diane Glasser

Vice Mayor Diane Glasser



Title - Woodmont Update

Woodmont Update - ***Scott Backman, Esq., Dunay, Miskel & Backman, LLP and Tony Polumbo, Pulte Homes***



Title - TO2333 - Commercial Vehicle Ordinance

Item No. 8 (a) on Ordinance(s) First Reading. (TO2333) An Ordinance of the City Commission of the City of Tamarac, Florida amending Chapter 14 of the City's Code of Ordinances, entitled "Motor Vehicles and Traffic" by specifically amending article II, entitled "stopping, standing and Parking," Section 14-30 entitled "Parking or Storage of Commercial Vehicles, Boats and Boat Trailers" to prohibit the parking and storage of certain commercial and recreational vehicles in residential areas except as provided herein; providing for codification; providing for conflicts; providing for severability; and providing for an effective date. - ***Community Development Director Maxine Calloway and Code Enforcement Manager Scott Krajewski***

Commission District(s):

Citywide

ATTACHMENTS:

Description	Upload Date	Type
☐ TO2333 Memo	4/7/2016	Cover Memo
☐ TO2333 - Ordinance - Revised	4/7/2016	Ordinance

CITY OF TAMARAC
INTEROFFICE MEMORANDUM
COMMUNITY DEVELOPMENT

TO: Michael C. Cernech,
City Manager

DATE: February 10, 2016

FROM: Maxine Calloway,
Director of Community Development

RE: Temp. Ordinance No.2333
Amending Chapter 14, Article II,
Sec. 14-30 - Parking or storage
of commercial or recreational
vehicles, boats and boat trailers

Recommendation: The Director of Community Development recommends that the Mayor and City Commission adopt on First Reading, Temporary Ordinance No. 2333, Amending Chapter 14, Article II, Sec. 14-30. - Parking or storage of commercial or recreational vehicles, boats and boat trailers at their April 13, 2016 meeting.

Issue: Improvement to the current Code is necessary to provide legislation consistent with the established enforcement practice while bringing clarity to certain provisions to aid in consistent enforcement of the commercial and recreational vehicles section of the Code.

Background: On June 22, 1988, the City Commission of the City of Tamarac adopted Ordinance 88-15, amending certain provisions established in Section 14-30 of the Code, which was originally adopted in 1975 .There have been subsequent revisions beginning with June 24, 1992 Ordinance 92-37, with the last amendment occurring on February 28, 2007 with Ordinance #2007-06. All these amendments have culminated into our current Section 14-30 of our Motor Vehicle and Traffic Chapter of the Code (Chapter 14), which has proven to be inadequate in certain areas and not consistent in some respects with the current practice of enforcement of storage and parking of both commercial and recreational vehicles.

Currently both commercial vehicles and recreational vehicles, boats and trailers all fall under the same restrictions. This has allowed over the years the parking of large commercial vehicles in residentially zoned districts. This has allowed the unbridled parking of semi-truck cabs, wreckers and Taxi's parked at residents' homes. In addition, the current Code does not provide a limitation on the number of recreational vehicles or boats that can be stored on an individual residential parcel, thus, allowing for multiple boats or recreational vehicles to be parked on private residential property. As such, the enforcement on the parking of commercial and recreational vehicles have been hindered by the fact the City Code does allow the parking of such behind a fenced in area that meets certain requirements.

Additionally, while there are width and length restrictions contained in the Code for certain vehicles, there is no height limitation primarily on the recreational vehicle, thus allowing vehicles with excessive heights parked on residentially zoned properties. These vehicles are overly high and stand out in the surrounding community. There are also residences that have multiple numbers of either trailers or boats on the property. The enforcement of these issues has been substantially hindered by the fact there is no clear section in the Code to address these seeming acts of community disturbance.

The amendment to Section 14-30 of the Code will allow the Code Division unit to effectively address the concerns of residents. It is expected that proper enforcement with a restriction in height and number of commercial or recreational vehicles parked on residentially zoned properties will add to the overall image improvement and aesthetics in the City of Tamarac.

Analysis: While the Section 14-30 of the Code provides that no owner or person having the use of a commercial vehicle, or recreational vehicle or a boat or boat trailer shall park such vehicle or boat or boat trailer for any period of time on either a public right-of-way or privately owned property in a residentially zoned district as now defined or as may be defined in the future or in a clubhouse district as now defined or as may be defined in the future between 9:00 p.m. and 6:00 a.m., it also provides for the following exceptions, which are being amended as summarized below:

Section 14-30(b)(1): Commercial Vehicles

This portion of the proposed Ordinance is being amended to provide for the requirements on ONLY commercial vehicles. It allows the parking of such vehicle on residentially zoned properties ONLY if they are parked in a garage or carport and effectively screened from view from the abutting/adjacent neighbor. This new provision essentially eliminates the property owner's ability to park most types of commercial vehicles, since the vehicle must fit in a garage or a carport which would allow only vehicles such as a taxi cab or small bus. The newly amended provision also provides for the specifics relative to the parking of commercial vehicles. It provides the criteria and process that must be satisfied in order for the vehicle to meet the requirements in order to park in a residentially zoned district.

Section 14-30(b)(2): Recreational vehicle, boat or boat trailer

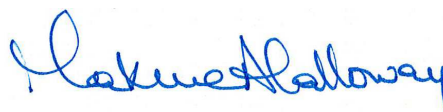
This Section is new and provides for the parking of a maximum of ONE recreational vehicle, boat and boat trailer on a residentially zoned property. This effectively means that a property owner could store one small RV (meeting the width, length and height requirement) one boat and one boat trailer on a residentially zoned property, provided the vehicle, boat and boat trailer are properly screened from view. The newly created section further requires the recreational vehicle, boat and boat trailer to be no greater than 10 feet in height and provides for screening of said vehicle and equipment behind the 25 foot front yard setback and sufficiently concealed and screened from view.

Section 14-30(d)(3): Parking on vacant land.

This portion of the proposed Ordinance was amended to add "City owned properties" as well as a "Violations" provision which ratifies the City's ability to tow vehicles from City owned properties.

CONCLUSION: Staff recommends that the City Commission adopt Temporary Ordinance No. 2333, Amending Chapter 14, Article II, Sec. 14-30. - Parking or storage of commercial or recreational vehicles, boats and boat trailers to allow for the effective enforcement of the Ordinance. This amendment supports Goal #5, "A Vibrant Community" of the City's Strategic Plan in that, it allows for the overall enhancement of residential properties, thereby improving community image and aesthetics.

FISCAL IMPACT: This is a city initiated amendment with no direct fiscal impact. .



Maxine Calloway,
Community Development Director

CITY OF TAMARAC, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA AMENDING CHAPTER 14 OF THE CITY'S CODE OF ORDINANCES, ENTITLED "MOTOR VEHICLES AND TRAFFIC" BY SPECIFICALLY AMENDING ARTICLE II, ENTITLED "STOPPING, STANDING AND PARKING," SECTION 14-30 ENTITLED "PARKING OR STORAGE OF COMMERCIAL OR RECREATIONAL VEHICLES, BOATS AND BOAT TRAILERS" TO PROHIBIT THE PARKING AND STORAGE OF CERTAIN COMMERCIAL AND RECREATIONAL VEHICLES IN RESIDENTIAL AREAS EXCEPT AS PROVIDED HEREIN; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, City Administration has conducted a review of the regulations concerning the parking of recreational vehicles, boats, boat trailers, and commercial vehicles within the City; and

WHEREAS, upon its review, City Administration has recommended that the parking and storage of commercial vehicles, such as semi-cabs, trailers, tow trucks and heavy construction equipment, and recreational vehicles, boats, and boat trailers in residential zoned districts be limited, in order to protect the peace and tranquility expected by residents in those districts; and

WHEREAS, the City Commission finds that limiting the parking and storage of boats, boat trailers, commercial and recreational vehicles in residential zoning districts is in the best interests of the citizens and residents of the City.

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

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

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

SECTION 2. Chapter 14, entitled “Motor Vehicles and Traffic,” Article II, entitled “Stopping, Standing and Parking,” Section 14-30 entitled “Parking or Storage of Commercial or Recreational Vehicles, Boats and Boat Trailers” of the City of Tamarac Code of Ordinances is hereby amended as follows:

14-30 Parking or Storage of Commercial or Recreational Vehicles, Boats and Boat Trailers.

(a) *Definitions.* The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning. Other definitions provided in F.S. section 320.01 are incorporated by reference.

(1) *Boat or boat trailer* means any boat, yacht or vessel, regardless of size or motor capacity, and any transportation device which may be utilized to transport a boat, yacht or vessel along a public right-of-way.

(2) *Commercial vehicle* means any vehicle which is not used solely for personal nonbusiness activities. ~~Outside lettering of any such vehicle designating a business of any kind shall be one, but not the only, method of establishing its commercial status.~~ The following types of vehicles shall be considered commercial for purposes of this section:

- a. Truck cab;
- b. Trailer;
- c. Semitrailer;
- d. Tractor crane;
- e. *Power shovel*;
- f. Well driller;
- g. Bus;
- h. Taxi, limousine and other vehicles for hire;
- i. Ambulance;
- j. Wrecker (tow truck);
- k. Hearse;
- l. Vehicles with more than two axels;
- m. Vehicles which exceed 19 feet in length and 8 feet in height;
- n. Vehicles with visible outside lettering, licensure information, decals, logos, vehicle wraps, or other commercial information.

(3) *Mobile home* means a structure which is transportable in one (1) or

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more sections, which is eight (8) body feet or more in width and is thirty-two (32) body feet or more in length, which is built on a permanent chassis, and which is designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities. ~~(F.S. section 513.01)~~

(4) *Recreational vehicle* means a vehicular, portable structure which is built on a chassis; which is designed as a temporary dwelling for travel, camping, recreation or vacation; and which has a transportable body which either has its own motive power or is mounted on or drawn by another vehicle. width not exceeding eight (8) body feet and a length not exceeding thirty-five (35) feet. ~~(F.S. section 513.01)~~

- (b) *Restrictions in residentially zoned districts.* Except as hereinafter provided, no owner or person having the use of a commercial vehicle, or recreational vehicle or a boat or boat trailer shall park such vehicle or boat or boat trailer for any period of time on either a public right-of-way or privately owned property in a residentially zoned district as now defined or as may be defined in the future or in a clubhouse district as now defined or as may be defined in the future between 9:00 p.m. and 6:00 a.m. This section shall not apply, however, to the following:

(1) Commercial ~~V~~ehicles, boats or boat trailers parked in a covered garage or carport or other area which is enclosed on any side of the property adjacent to residential property and is concealed or completely screened from view from any side street abutting the parcel where the vehicle is located. This section is not a waiver of setback requirements or any other applicable ordinance, code, or regulation.

~~, or fenced area. Such fenced area shall be not less than twenty five (25) feet from any public right of way and must be separated from the right of way and from all adjacent property by a six-foot opaque fence. The area around the fence is to be landscaped in a manner that will help screen the vehicle, boat or boat trailer from view from the public right of way. This section is not a waiver of setback requirements of any other ordinances or regulations, each of which must be complied with by any party seeking to be included under this section.~~

(2) A maximum of one Recreational vehicle, one boat and one boat trailer, under ten (10) feet in height, may be parked or stored as follows:

- a. within a covered garage or carport, or other area which is enclosed on any side of the property adjacent to residential property and is concealed or completely screened from view from any side street abutting the parcel where the vehicle is located; or, in a fenced area not less than twenty five (25) feet from any public right of way provided that the area shall be concealed or completely screened from view from any street abutting the

parcel where the vehicle is located and from any contiguous residential property by landscaping and fencing or opaque fencing.

- b. This section is not a waiver of setback requirements of any other ordinances or regulations, each of which must be complied with by any party seeking to be included under this section.

~~(2)~~ (3) Motor vehicles made necessary by actual physical impairment.

~~(3)~~ (4) Motor vehicles, boats or boat trailers parked in districts zoned ~~R-3U and R-4A~~ multifamily for which special areas for these commercial or recreational vehicles have been designated by the property owner. These areas must be not less than twenty-five (25) feet from any public right-of-way and must be separated from the right-of-way by a fence or vegetation of a minimum height of four (4) feet and a maximum height of six (6) feet. A property owner seeking to provide a special parking area for commercial or recreational vehicles must notify the city's community development department ~~building official and chief of police~~, in writing, of the creation of the area.

~~(4)~~ (5) Any prohibited vehicle may be parked or stored in a prohibited area for purposes of loading or unloading on a temporary basis; provided, however, any vehicle remaining on the premises for a continuous twenty-four-hour period shall be considered as conclusive evidence that the vehicle is not being loaded or unloaded, and any of the foregoing vehicles parked or stored in a prohibited area for more than two (2) evenings between the hours of 9:00 p.m. and 6:00 a.m. in any twenty-day period shall be considered as being in violation of the prohibited parking section of this section.

~~(5)~~ (6) Recreational vehicles and mobile homes shall be permitted to park or be stored in a prohibited area for a period of up to forty-eight (48) hours, in addition to that twenty-four-hour period permitted by paragraph ~~(4)~~ (5), provided that the owner of the recreational vehicle or mobile home complies with the following:

a. The owner of a recreational vehicle or mobile home desiring to park or store the recreational vehicle or mobile home in a prohibited area for up to seventy-two (72) hours must contact the city police department and request permission to park for such additional period.

b. Where required by the police department, it may be necessary for the owner to submit any or all manner of reasonable proof, including written documents and an application, in order to show that the additional forty-eight-hour period being sought will be utilized for the purposes of loading or unloading a recreational vehicle or mobile home.

(c) Restrictions in commercially zoned districts.

(1) Except as hereinafter provided, no owner or person having the use of a commercial vehicle, recreational vehicle, boat or boat trailer shall park, store or keep the vehicle, boat or boat trailer for any period of time within the property lines of any commercially zoned district.

(2) This section shall not apply to the following:

- a. Vehicles parked in city storage facilities;
- b. Vehicles parked in duly authorized and properly licensed commercial establishments that engage in the sale or lease of motor vehicles;
- c. Vehicles which have an active commercial or business purpose for which the owner or person having the use of said vehicle(s) holds a current and valid local business license for a business location within the commercially zoned district; provided, however, that such vehicle shall be parked, stored or kept within ten (10) feet of the business location or at the rear of the commercial facility or structure. If parked at the rear of the structure in cases where the structure abuts a public street, or any residential or recreation/open space zoning district, the vehicle shall be provided with an opaque screen, which screen when seen from the abutting residential property, recreation property, public street or from the second floor or higher of a residential structure, totally obstructs the view of the vehicle.

(d) Parking on or adjacent to vacant land.

(1) Parking on or adjacent to vacant land or on City owned property is prohibited, other than for disabled vehicles, which are required to be removed within six (6) hours of such disability. No commercial or recreational vehicle, trailer, semitrailer, semi-truck, cart, buggy, truck, bus or tractor shall be permitted to park on vacant properties or on roadways adjacent to vacant property.

(2) For the purposes of this section, "vacant property" shall be defined as any property within city limits which is unimproved, not occupied and/or not used. "Vacant property" includes lands platted and not platted.

(3) Violations: Any vehicle found to be in violation of this section shall be impounded at the direction of the City of Tamarac. Said vehicle shall remain impounded until any and all towing and/or storage fees are paid directly to the towing company together with a two hundred dollar (\$200.00) impounding fee, which fee shall be paid directly to the City of Tamarac to reimburse the city for the administrative expenses incurred in the impounding process.

(e) Living or residing in a recreational vehicle: No recreational vehicle shall be occupied or used for human habitation, including, but not limited to sleeping,

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eating, or entertaining.

(e) Citation. The Broward Sheriff's Office District Commander or his designate is directed to review and recommend to the city the disposition of a citation issued for improper parking of a commercial or recreational vehicle upon the showing of registration or other proof for the vehicle that was issued the citation that demonstrates that the cited vehicle is not within any category set forth in subsections (a)(2), or (a)(4), or falls within the exceptions set forth in subsection (c)(2) above.

SECTION 3. Codification. It is the intention of the City Commission of the City of Tamarac that the provisions of this Ordinance shall become and be made a part of the Code of Ordinances of the City of Tamarac, Florida, and that the Sections of this ordinance may be renumbered, re lettered and the word "Ordinance" may be changed to "Section", "Article" or such other word or phrase in order to accomplish such intention

SECTION 4. Conflicts. That all Ordinances or parts of Ordinances, Resolutions or parts thereof in conflict herewith, be and the same are hereby repealed to the extent of such conflict.

SECTION 5. Severability. Should any section, provision, paragraph, sentence, clause or word of this Ordinance or portion hereof be held or declared by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall be considered as eliminated and shall not affect the validity of the remaining portions or applications of this Ordinance.

SECTION 6. Effective Date. This Ordinance shall become effective upon adoption.

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PASSED, FIRST READING this ____ day of _____, 2016.

PASSED, SECOND READING this ____ day of _____, 2016.

ATTEST: BY: _____
MAYOR HARRY DRESSLER

PATRICIA TEUFEL, CMC

CITY CLERK

RECORD OF COMMISSION VOTE: 1ST Reading

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

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

RECORD OF COMMISSION VOTE: 2ND Reading

SAMUEL S. GOREN
CITY ATTORNEY

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



Title - TO2343 - Amending Ordinance 2015-17 FY 2016 Budget

Item No. 8 (b) on Ordinance(s) - First Reading. (TO2343) An Ordinance of the City Commission of the City of Tamarac, Florida, amending Ordinance 2015-17, which adopted the City of Tamarac operating budget, revenues and expenditures, the capital budget, and the financial policies for the Fiscal Year 2016, by increasing the total revenues and expenditures by a total of \$1,651,665 as detailed in Attachment A attached hereto and summarized in Attachment B; providing for conflicts; providing for severability; providing for an effective date. - ***Financial Services Director Mark Mason and Budget Manager Marianela Diaz***

Commission District(s):

Citywide

ATTACHMENTS:

Description	Upload Date	Type
❑ TO 2343 1st Budget Amendment Memo	3/28/2016	Cover Memo
❑ TO 2343 1st Budget Amendment Ordinance	3/28/2016	Ordinance
❑ TO 2343 1st Budget Amendment - Attachment A	3/28/2016	Exhibit
❑ TO 2343 1st Budget Amendment - Attachment B	3/28/2016	Exhibit

CITY OF TAMARAC
INTEROFFICE MEMORANDUM
FINANCE DEPARTMENT
ADMINISTRATION DIVISION

TO: Michael C. Cernech
City Manager

DATE: March 23, 2016

FROM: Mark C. Mason, 
Director of Financial Services

RE: TO 2343 Amending
Ordinance 2015-17 FY 2016
Budget

Recommendation:

I recommend placing TO 2343 amending Ordinance 2015-17 which adopted the FY 2016 Annual Budget, in the amount of \$1,651,665 from \$153,703,097 to \$155,354,762.

Issue:

On September 24, 2015, the City Commission adopted Ordinance 2015-17 which adopted the annual Operating Budget, Revenues and Expenditures, Capital Budget and Financial Policies for Fiscal Year 2016. Pursuant to Section 166.241(3), a municipality may amend its budget at any time during the course of the year or within 60 days following the end of the fiscal year. In addition, if any fund is increased or decreased then the budget amendment must be adopted in the same manner as the original budget unless otherwise specified in the charter of the respective municipality. The original budget was adopted via ordinance and the City of Tamarac's charter is silent on the subject matter.

Background:

Following is a summary of the recommended adjustments to the Fiscal Year 2016 Budget.

FUND TYPE	Adpoted Budget		Amendment #1	
	Ord. 2015-17	Change	TO # 2343	
General Fund	\$ 57,247,672	\$ 64,942	\$	57,312,614
Special Revenue Funds	28,456,298	109,228		28,565,526
Debt Service Funds	2,804,400	-		2,804,400
Capital Project Funds	11,633,717	-		11,633,717
Enterprise Funds	46,019,980	1,477,495		47,497,475
Internal Service Funds	7,541,030	-		7,541,030
Total	\$ 153,703,097	\$ 1,651,665	\$	155,354,762

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

Items previously approved by the City Commission are as follows:

- R-2016-21 Approved 2/24/16: Awarded Bid No. 16-03B to and approved an agreement with Landshore Enterprises, LLC. for the Stormwater Master Pump Station Receiving Ponds Erosion Protection Project. The total project cost is \$919,091 (contract amount \$799,209.26 and a contingency of \$119,881.74). The project was approved as part of the FY 2015 budget and funded by a \$500,000 transfer from the Stormwater Management Fund and additionally, a grant from the State of Florida Department of Environmental Protection (DEP) was awarded for \$150,000 and included in the FY 2015 budget. This amendment increases the project budget by \$272,341, the difference between current budget of \$646,750 (\$650,000 less \$3,250 survey expense) and the \$919,091 total project cost offset by an increase to appropriation from net assets in the Stormwater Capital Project Fund.

Additional adjustments are recommended:

General Fund adjustments to the budget include the following:

- Transferring the budget for encumbrances from non-departmental to the departmental budgets in the amount of \$257,944 is as follows:
 - City Manager \$40,917
 - City Attorney \$500
 - Human Resources \$1,441
 - Community Development \$63,110
 - Public Works \$16,700
 - Parks and Recreation \$37,423 (the majority of the encumbrance is attributable to pool management services by Jeff Ellis Management, LLC.)
 - IT \$72,483
 - Non-Departmental \$25,370
- Recognize a developer contribution to offset costs incurred in FY 2016 in the amount of \$64,942 (\$7,572 staff time and \$57,370 for construction) for traffic calming improvements in the Central Parc Development. The City received \$125,000 as part of the developer agreement with Central Parc. In FY 2015, \$16,502 was used to offset the costs associated with the project. The project is

considered substantially completed. The remaining \$43,556 will be available in FY 2016 to offset additional costs associated with the project.

Fire Rescue Fund adjustment to the budget includes the following:

- Increase appropriation from fund balance in the amount of \$85,411 for encumbrances that exceeded the original estimate of \$20,001 and were carried forward into FY 2016 for purchases made but not received in FY 2015.

Building Fund adjustment to the budget includes the following:

- Increase appropriation from fund balance in the amount of \$15,085 for encumbrances that were not estimated and were carried forward into FY 2016 for purchases made but not received in FY 2015. The contract with MGT of America Inc. for a comprehensive fee study accounts for \$14,875 of the total encumbrances of \$15,085.

State Housing Initiative Program (SHIP):

- Recognizes program income in the amount of \$8,732 received in FY 2016 but not budgeted and increase expenditures for reprogramming for purchase assistance.

Stormwater Fund adjustment to the budget includes the following:

- Increase appropriation from fund balance in the amount of \$501,488 for encumbrances that exceeded the original estimate of \$124,090 and were carried forward into FY 2016 for purchases made but not received in FY 2015. The \$501,488 is made up of a \$306,260 encumbrance with HSQ Group Inc. for the development of the stormwater master plan and \$195,277 encumbrance with MWI Pump Rental to replace bearings in stormwater pumps.

Utilities Fund adjustment to the budget includes the following:

- Increase appropriation from fund balance in the amount of \$483,602 for encumbrances that exceeded the original estimate of \$100,003 and were carried forward into FY 2016 for purchases made but not received in FY 2015. The purchase of two vehicles (sewer combination truck and a hydraulic tele crane) account for the total encumbrance of \$483,602.

Stormwater Capital Project Fund adjustments to the budget include the following:

- Increase appropriation from net assets in the amount of \$200,000 for The Boulevards Drainage Improvement. The project consists of the design of a bypass drainage system within The Boulevards Subdivision. The section of drainage pipe that will be rerouted is in a deteriorated state and running

between two sets of homes within the community. The existing drainage pipe will be filled and left in place.

Utility Renewal and Replacement Fund adjustment to the budget include the following:

- Recognize a developer contribution in the amount of \$20,064 and the associated costs. The developer will reimburse the City for the costs associated with building electrical panels at two new pump stations for Central Parc South.

Personnel adjustments to the budget includes the following:

Building Department – Increase budgeted positions to reflect the addition of one full-time Mechanical Inspector in the amount of \$37,000 representing five (5) months projection offset by a decrease in temporary part-time salaries and wages. The Building Department has only one Chief Mechanical Inspector and one will call Mechanical Inspector position. The will call position has a high rate of turnover. Even though an agreement is in place with Broward County Building Services and Calvin Giordano, a Mechanical Inspector has rarely been available for assistance when needed. New projects have started this past year such as Central Parc North, Chelsea, Park Place, and St. Moritz. Additional residential and commercial developments such as Central Parc South, Trails at Central Parc, and Mural Plaza will require an additional Mechanical Inspector to keep up with the anticipated work load. There is no budgetary impact as the funding is available within the building department's personal services budget.

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

ORDINANCE NO. 2016- _____

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF TAMARAC, FLORIDA, AMENDING ORDINANCE 2015-17, WHICH ADOPTED THE CITY OF TAMARAC OPERATING BUDGET, REVENUES AND EXPENDITURES, THE CAPITAL BUDGET, AND THE FINANCIAL POLICIES FOR THE FISCAL YEAR 2016, BY INCREASING THE TOTAL REVENUES AND EXPENDITURES BY A TOTAL OF \$1,651,665 AS DETAILED IN ATTACHMENT A ATTACHED HERETO AND SUMMARIZED IN ATTACHMENT B; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Tamarac, pursuant to Section 200.065, Florida Statutes adopted its Operating Budget, Revenues and Expenditures, the Capital Budget and the Financial Policies for the Fiscal Year 2016 by approving Ordinance 2015-17 on September 24, 2015; and

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

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

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

Section 2. City of Tamarac Ordinance 2015-17 which adopted the City of Tamarac Operating Budget, Revenues and Expenditures, the Capital Budget and the Financial Policies for the Fiscal Year 2016, is hereby amended as detailed in Attachment "A" and summarized in Attachment "B," both of which are attached hereto and incorporated herein.

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

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

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

PASSED, FIRST READING this _____ day of _____, 2016.

PASSED, SECOND READING this _____ day of _____, 2016.

BY: _____
MAYOR HARRY DRESSLER

ATTEST:

PAT TEUFEL, CMC
CITY CLERK

RECORD OF COMMISSION VOTE: 1ST Reading

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

SAMUEL S. GOREN
CITY ATTORNEY

**CITY OF TAMARAC, FLORIDA
FY 2016 BUDGET
ATTACHMENT TO TEMPORARY ORDINANCE 2343**

ATTACHMENT A

FUND	FY 2016 BUDGET ORDINANCE 2015-17	O- INCREASE	BA #1 INCREASE	Reference - Exhibit B	BA #1 (DECREASE)	AMENDED BUDGET #1	BA #1 NET CHANGE
General Fund							
Revenues							
Taxes	\$ 29,162,650					\$ 29,162,650	\$ -
Permits, Fees & Special Assessments	4,967,041					4,967,041	-
Intergovernmental Revenue	8,142,672					8,142,672	-
Charges for Services	1,577,674					1,577,674	-
Judgment, Fines & Forfeits	615,226					615,226	-
Miscellaneous Revenues	1,095,385	64,942		#4		1,160,327	64,942
Other Sources	6,508,141					6,508,141	-
Appropriation from Fund Balance	3,671,296					3,671,296	-
Total General Fund Revenue	\$ 55,740,085	\$ 64,942				\$ 55,805,027	\$ 64,942
Expenditures							
City Commission	\$ 631,075					\$ 631,075	\$ -
City Manager	1,770,882	40,917		#1		1,811,799	40,917
City Attorney	590,580	500		#1		591,080	500
City Clerk	550,742					550,742	-
Finance	2,823,255					2,823,255	-
Human Resources	1,276,360	1,441		#1		1,277,801	1,441
Community Development	1,780,365	63,110		#1		1,843,475	63,110
Police	14,803,897					14,803,897	-
Public Services	7,631,688	16,700		#1			
		64,942		#4		7,713,330	81,642
Parks & Recreation	4,718,824	37,423		#1		4,756,247	37,423
Information Technology	2,478,368	72,483		#1		2,550,851	72,483
Non-Departmental	16,684,049	25,370		#1	257,944	16,451,475	(232,574)
Total General Fund Expenditures	\$ 55,740,085	\$ 322,886			\$ 257,944	\$ 55,805,027	\$ 64,942
Red Light Cameras							
Revenues							
Judgments, Fines & Forfeits	\$ 1,502,587					\$ 1,502,587	\$ -
Miscellaneous Revenues	5,000					5,000	-
Total Red Light Cameras Revenue	\$ 1,507,587					\$ 1,507,587	\$ -
Expenditures							
Personal Services	\$ 54,693					\$ 54,693	\$ -
Operating Expenses	1,452,894					1,452,894	-
Total Red Light Cameras Expenditures	\$ 1,507,587					\$ 1,507,587	\$ -
Fire Rescue Fund							
Revenues							
Permits, Fees & Special Assessments	\$ 11,601,000					\$ 11,601,000	\$ -
Intergovernmental Revenue	49,000					49,000	-
Charges for Services	2,188,856					2,188,856	-
Miscellaneous Revenues	31,480					31,480	-
Interfund Transfers	6,533,557					6,533,557	-
Appropriation from Fund Balance	1,468,860	85,411		#1		1,554,271	85,411
Total Fire Rescue Fund Revenue	\$ 21,872,753	\$ 85,411			\$ -	\$ 21,958,164	\$ 85,411
Expenditures							
Personal Services	\$ 14,947,979					\$ 14,947,979	\$ -
Operating Expenditures	1,399,755	17,808		#1		1,417,563	17,808
Capital Outlay	2,196,399	67,603		#1		2,264,002	67,603
Debt Service	412,373					412,373	-
Other Uses	2,545,309					2,545,309	-
Contingency	350,937					350,937	-
Reserves	20,001					20,001	-
Total Fire Rescue Fund Expenditures	\$ 21,872,753	\$ 85,411				\$ 21,958,164	\$ 85,411
Streetscape Improvement Trust							
Revenues							
Appropriated Fund Balance	\$ 651,200					\$ 651,200	\$ -
Total Parks & Rec Revenue	\$ 651,200					\$ 651,200	\$ -
Expenditures							
Other Uses	\$ 651,200					\$ 651,200	\$ -
Total Parks & Rec Expenditures	\$ 651,200					\$ 651,200	\$ -
Public Art Fund							
Revenues							
Charges for Services	\$ 150,000					\$ 150,000	\$ -
Miscellaneous Revenues	4,000					4,000	-
Appropriation from Fund Balance	681,000					681,000	-
Total Public Art Fund Revenues	\$ 835,000					\$ 835,000	\$ -
Expenditures							
Operating Expenditures	\$ 85,000					\$ 85,000	\$ -
Contingency	750,000					750,000	-

CITY OF TAMARAC, FLORIDA
FY 2016 BUDGET
ATTACHMENT TO TEMPORARY ORDINANCE 2343

ATTACHMENT A

FUND	FY 2016 BUDGET ORDINANCE 2015-17	O- BA #1 INCREASE	Reference - Exhibit B	BA #1 (DECREASE)	AMENDED BUDGET #1	BA #1 NET CHANGE
Total Public Art Fund Expenditures	\$ 835,000				\$ 835,000	\$ -
Local Option Gas Tax 3-Cents Fund						
Revenues						
Taxes	\$ 373,500				\$ 373,500	\$ -
Miscellaneous Revenues	2,000				2,000	\$ -
Appropriation from Fund Balance	451,706				451,706	-
Total Local Option Gas Tax Revenue	\$ 827,206				\$ 827,206	\$ -
Expenditures						
Operating Expenditures	\$ 576,400				\$ 576,400	\$ -
Reserves	250,806				250,806	-
Total Local Option Gas Tax Expenditures	\$ 827,206				\$ 827,206	\$ -
Building Fund						
Revenues						
Permits, Fees & Special Assessments	\$ 2,537,000				\$ 2,537,000	\$ -
Charges for Services	12,000				12,000	-
Judgments, Fines & Forfeits	140,000				140,000	-
Miscellaneous Revenues	57,000				57,000	-
Appropriation from Fund Balance	289,400	15,085	#1		304,485	15,085
Total Building Fund Revenues	\$ 3,035,400	\$ 15,085			\$ - \$ 3,050,485	\$ 15,085
Expenditures						
Personal Services	\$ 1,994,962	\$ -	#2		\$ 1,994,962	\$ -
Operating Expenses	196,202	15,085	#1		211,287	15,085
Capital Outlay	13,200				13,200	-
Other Uses	831,036				831,036	-
Total Building Fund Expenditures	\$ 3,035,400	\$ 15,085			\$ - \$ 3,050,485	\$ 15,085
RCMP Grant Fund						
Revenues						
Intergovernmental Revenue	\$ 194,000				\$ 194,000	\$ -
Total RCMP Revenues	\$ 194,000				\$ 194,000	\$ -
Expenditures						
Personal Services	\$ 7,612				\$ 7,612	\$ -
Operating Expenses	186,388				186,388	-
Total RCMP Expenditures	\$ 194,000				\$ 194,000	\$ -
Community Development Block Grant (CDBG) Fund						
Revenues						
Intergovernmental Revenue	\$ 366,236				\$ 366,236	\$ -
Total CDBG Revenues	\$ 366,236				\$ 366,236	\$ -
Expenditures						
Personal Services	\$ 137,783				\$ 137,783	\$ -
Operating Expenses	228,453				228,453	-
Total CDBG Expenditures	\$ 366,236				\$ 366,236	\$ -
State Housing Initiative Program (SHIP) Fund						
Revenues						
Intergovernmental Revenue	\$ 293,709				\$ 293,709	\$ -
Miscellaneous Revenues	-	\$ 8,732	#5		8,732	8,732
Total SHIP Revenues	\$ 293,709	\$ 8,732			\$ 302,441	\$ 8,732
Expenditures						
Personal Services	\$ 27,862				\$ 27,862	\$ -
Other Uses	265,847	8,732	#5		274,579	8,732
Total SHIP Expenditures	\$ 293,709	\$ 8,732			\$ 302,441	\$ 8,732
Home (HUD) Fund						
Revenues						
Intergovernmental Revenue	\$ 70,794				\$ 70,794	\$ -
Total Home (HUD) Revenues	\$ 70,794				\$ 70,794	\$ -
Expenditures						
Personal Services	\$ 7,996				\$ 7,996	\$ -
Operating Expenses	62,798				62,798	-
Total Home (HUD) Expenditures	\$ 70,794				\$ 70,794	\$ -

CITY OF TAMARAC, FLORIDA
FY 2016 BUDGET
ATTACHMENT TO TEMPORARY ORDINANCE 2343

ATTACHMENT A

FUND	FY 2016 BUDGET ORDINANCE 2015-17	O- BA #1 INCREASE	Reference - Exhibit B	BA #1 (DECREASE)	AMENDED BUDGET #1	BA #1 NET CHANGE
Neighborhood Stab. Grant 3						
Revenues						
Miscellaneous Revenues	\$ 250,000			\$ 250,000	\$ -	-
Total Neighborhood Stab. Grant 3 Revenues	\$ 250,000			\$ 250,000	\$ -	-
Expenditures						
Personal Services	\$ 20,874			\$ 20,874	\$ -	-
Operating Expenses	229,126			229,126	-	-
Total Neighborhood Stab. Grant 3 Expenditures	\$ 250,000			\$ 250,000	\$ -	-
Affordable Housing Impact Fees						
Revenues						
Miscellaneous Revenues	\$ 60,000			\$ 60,000	\$ -	-
Total Affordable Housing Impact Fees Revenues	\$ 60,000			\$ 60,000	\$ -	-
Expenditures						
Other Uses	\$ 60,000			\$ 60,000	\$ -	-
Total Affordable Housing Impact Fees Expenditures	\$ 60,000			\$ 60,000	\$ -	-
General Obligation (GO) Debt Service						
Revenues						
Taxes	\$ 263,600			\$ 263,600	\$ -	-
Total GO Debt Service Revenues	\$ 263,600			\$ 263,600	\$ -	-
Expenditures						
Debt Service	\$ 263,600			\$ 263,600	\$ -	-
Total GO Debt Service Expenditures	\$ 263,600			\$ 263,600	\$ -	-
Revenue Bond Fund						
Revenues						
Miscellaneous Revenues	\$ 3,000			\$ 3,000	\$ -	-
Interfund Transfers	2,537,800			2,537,800	-	-
Total Revenue Bond Fund Revenues	\$ 2,540,800			\$ 2,540,800	\$ -	-
Expenditures						
Debt Service	\$ 2,540,800			\$ 2,540,800	\$ -	-
Total Revenue Bond Fund Expenditures	\$ 2,540,800			\$ 2,540,800	\$ -	-
Capital Equipment Fund						
Revenues						
Interfund Transfers	\$ 262,000			\$ 262,000	\$ -	-
Appropriation from Fund Balance	128,000			128,000	-	-
Total Capital Equipment Fund Revenues	\$ 390,000			\$ 390,000	\$ -	-
Expenditures						
Capital Outlay	\$ 153,000			\$ 153,000	\$ -	-
Contingency	237,000			237,000	-	-
Total Capital Equipment Fund Expenditures	\$ 390,000			\$ 390,000	\$ -	-
Capital Maintenance Fund						
Revenues						
Interfund Transfers	\$ 500,000			\$ 500,000	\$ -	-
Total Capital Maintenance Fund Revenues	\$ 500,000			\$ 500,000	\$ -	-
Expenditures						
Capital Outlay	\$ 127,500			\$ 127,500	\$ -	-
Contingency	372,500			372,500	-	-
Total Capital Maintenance Fund Expenditures	\$ 500,000			\$ 500,000	\$ -	-
General Capital Improvements Fund						
Revenues						
Taxes	\$ 600,000	\$ -		\$ -	\$ 600,000	\$ -
Interfund Transfers	1,710,300				1,710,300	-
Appropriation from Fund Balance	420,745				420,745	-
Total Gen. Capital Improvements Revenues	\$ 2,731,045	\$ -		\$ -	\$ 2,731,045	\$ -
Expenditures						
Operating Expenditures	\$ 610,300			\$ 610,300	\$ -	-
Capital Outlay	369,745			369,745	-	-
Other Uses	551,000			551,000	-	-
Contingency	1,200,000			1,200,000	-	-
Total Gen. Capital Improvements Expenditures	\$ 2,731,045	\$ -		\$ -	\$ 2,731,045	\$ -

CITY OF TAMARAC, FLORIDA
FY 2016 BUDGET
ATTACHMENT TO TEMPORARY ORDINANCE 2343

ATTACHMENT A

FUND	FY 2016 BUDGET ORDINANCE 2015-17	O- INCREASE	BA #1	Reference - Exhibit B	BA #1 (DECREASE)	AMENDED BUDGET #1	BA #1 NET CHANGE
Corridor Improvement Fund							
Revenues							
Intergovernmental Revenue	\$ 532,697				\$ 532,697	\$ -	
Interfund Transfers	1,651,200				1,651,200	-	
Total Corridor Improvement Fund Revenues	\$ 2,183,897				\$ 2,183,897	\$ -	
Expenditures							
Operating Expenditures	\$ 55,000				\$ 55,000	\$ -	
Capital Outlay	1,678,897				1,678,897	-	
Contingency	450,000				450,000	-	
Total Corridor Improvement Fund Expenditures	\$ 2,183,897				\$ 2,183,897	\$ -	
Public Service Facilities Fund							
Revenues							
Appropriation from Fund Balance	1,249,000				1,249,000	-	
Total Public Service Facilities Revenues	\$ 1,249,000				\$ 1,249,000	\$ -	
Expenditures							
Other Uses	\$ 1,249,000				\$ 1,249,000	\$ -	
Total Public Service Facilities Expenditures	\$ 1,249,000				\$ 1,249,000	\$ -	
CIP 05 Revenue Bond Fund							
Revenues							
Interfund Transfers	\$ 1,800,000				\$ 1,800,000	\$ -	
Debt Proceeds	2,000,000				2,000,000	-	
Total CIP 05 Revenue Bond Fund Revenues	\$ 3,800,000				\$ 3,800,000	\$ -	
Expenditures							
Capital Outlay	\$ 3,800,000				\$ 3,800,000	\$ -	
Total CIP 05 Revenue Bond Fund Expenditures	\$ 3,800,000				\$ 3,800,000	\$ -	
Tamarac Village Fund							
Revenues							
Interfund Transfers	\$ 779,775				\$ 779,775	\$ -	
Total Tamarac Village Fund Revenues	\$ 779,775	\$ -			\$ -	\$ 779,775	\$ -
Expenditures							
Operating Expenditures	\$ 16,775				\$ 16,775	\$ -	
Debt Service	763,000				763,000	-	
Total Tamarac Village Fund Expenditures	\$ 779,775	\$ -			\$ -	\$ 779,775	\$ -
Stormwater Management Fund							
Revenues							
Permits, Fees & Special Assessments	\$ 5,355,516				\$ 5,355,516	\$ -	
Miscellaneous Revenues	60,000				60,000	-	
Interfund Transfers	349,036				349,036	-	
Appropriation from Net Assets	44,062	501,488		#1	545,550	501,488	
Total Stormwater Management Revenues	\$ 5,808,614				\$ 6,310,102	\$ 501,488	
Expenses							
Personal Services	\$ 1,724,210				\$ 1,724,210	\$ -	
Operating Expenses	2,195,825	306,260		#1	2,502,085	306,260	
Capital Outlay	146,000	195,228		#1	341,228	195,228	
Debt Service	403,000				403,000	-	
Other Uses	886,684				886,684	-	
Contingency	300,000				300,000	-	
Reserves	152,895				152,895	-	
Total Stormwater Management Expenditures	\$ 5,808,614	\$ 501,488			\$ 6,310,102	\$ 501,488	
Stormwater Capital Project							
Revenues							
Interfund Transfers	\$ 886,684				\$ 886,684	\$ -	
Appropriation from Net Assets	-	\$ 272,341		A			
		\$ 200,000		#3	472,341	472,341	
Total Stormwater Capital Project Fund Revenues	\$ 886,684	\$ 272,341			\$ 1,359,025	\$ 472,341	
Expenditures							
Capital Outlay	\$ 886,684	\$ 272,341		A			
		\$ 200,000		#3	\$ 1,359,025	\$ 472,341	
Total Stormwater Capital Project Fund Expenditures	\$ 886,684	\$ 272,341			\$ 1,359,025	\$ 472,341	

CITY OF TAMARAC, FLORIDA
FY 2016 BUDGET
ATTACHMENT TO TEMPORARY ORDINANCE 2343

ATTACHMENT A

FUND	FY 2016 BUDGET ORDINANCE 2015-17	O- INCREASE	BA #1	Reference - Exhibit B	BA #1 (DECREASE)	AMENDED BUDGET #1	BA #1 NET CHANGE
Utilities Fund							
Revenues							
Charges for Services	\$ 25,271,167					\$ 25,271,167	\$ -
Miscellaneous Revenue	90,800					90,800	-
Appropriation from Net Assets	2,857,434	483,602		#1		3,341,036	483,602
Total Utilities Fund Revenues	\$ 28,219,401	\$ 483,602				\$ 28,703,003	\$ 483,602
Expenses							
Personal Services	\$ 5,853,158					\$ 5,853,158	\$ -
Operating Expenses	13,737,977					13,737,977	-
Capital Outlay	300,400	483,602		#1		784,002	483,602
Debt Service	910,000					910,000	-
Other Uses	7,067,863					7,067,863	-
Contingency	250,000					250,000	-
Reserves	100,003					100,003	-
Total Utilities Fund Expenses	\$ 28,219,401	\$ 483,602				\$ 28,703,003	\$ 483,602
Utilities Renewal and Replacement Fund							
Revenues							
Interfund Transfers	\$ 7,050,000					\$ 7,050,000	\$ -
Miscellaneous Revenue	-	20,064		#6		20,064	20,064
Appropriation from Net Assets	1,000,000					1,000,000	-
Total Utilities Construction Fund Revenues	\$ 8,050,000	\$ 20,064				\$ 8,070,064	\$ 20,064
Expenses							
Operating Expenditures	\$ 250,000					\$ 250,000	\$ -
Capital Outlay	7,800,000	20,064		#6		7,820,064	20,064
Total Utilities Construction Fund Expenses	\$ 8,050,000	\$ 20,064				\$ 8,070,064	\$ 20,064
Colony West Golf Course							
Revenues							
Charges for Services	\$ 2,372,689					\$ 2,372,689	\$ -
Miscellaneous Revenues	263,460					263,460	-
Interfund Transfers	419,132					419,132	-
Total Colony West Golf Course Fund Revenues	\$ 3,055,281					\$ 3,055,281	\$ -
Expenses							
Operating Expenses	\$ 2,422,587					\$ 2,422,587	\$ -
Capital Outlay	278,715					278,715	-
Contingency	353,979					353,979	-
Total Colony West Golf Course Fund Expenses	\$ 3,055,281					\$ 3,055,281	\$ -
Health Insurance Fund							
Revenues							
Charges for Services	\$ 4,892,900					\$ 4,892,900	\$ -
Total Health Insurance Fund Revenues	\$ 4,892,900					\$ 4,892,900	\$ -
Expenses							
Operating Expenses	\$ 4,764,976					\$ 4,764,976	\$ -
Contingency	127,924					127,924	-
Total Health Insurance Fund Expenses	\$ 4,892,900					\$ 4,892,900	\$ -
Risk Management Fund							
Revenues							
Charges for Services	\$ 1,428,173					\$ 1,428,173	\$ -
Miscellaneous Revenues	50,100					50,100	-
Appropriation from Net Assets	1,169,857					1,169,857	-
Total Risk Management Fund Revenues	\$ 2,648,130					\$ 2,648,130	\$ -
Expenses							
Personal Services	\$ 387,499					\$ 387,499	\$ -
Operating Expenses	2,010,631					2,010,631	-
Contingency	250,000					250,000	-
Total Risk Management Fund Expenses	\$ 2,648,130					\$ 2,648,130	\$ -
Total FY16 Budget	\$ 153,703,097					\$ 155,354,762	\$ 1,651,665

**CITY OF TAMARAC, FLORIDA
FY 2016 BUDGET**

ATTACHMENT B

FY 2016 BUDGET AMENDMENT #1 ATTACHMENT TO TEMPORARY ORDINANCE 2343			
BA#	Item	Summary of Adjustments	Dollar Amount
Items previously approved by the City Commission are as follows:			
	A	R-2016-xx Approved 2/24/16: Awarded Bid No. 16-03B to and approved an agreement with Landshore Enterprises, LLC. for the Stormwater Master Pump Station Receiving Ponds Erosion Protection Project. The total project costs is \$919,091 (contract amount \$799,209.26 and a contingency of \$119,881.74). Current budget is \$646,750 .	
		Increase appropriation from net assets and project budget	272,341
Additional adjustments are recommended:			
	#1	Encumbrance Roll	
		General Fund:	
		Increase expenditure	
		City Manager	40,917
		City Attorney	500
		Human Resources	1,441
		Community Development	63,110
		Public Works	16,700
		Parks & Rec	37,423
		Information Technology	72,483
		Non Departmental	25,370
		Decrease Non-Departmental Encumbrances	(257,944)
		Fire Rescue Fund:	
		Increase appropriation from fund balance and expenditures	85,411
		Building Fund:	
		Increase appropriation from fund balance and expenditures	15,085
		Stormwater Management Fund:	
		Increase appropriation from fund balance and expenditures	501,488
		Utilities Fund:	
		Increase appropriation from fund balance and expenditures	483,602
	#2	Personnel Adjustments	
		Building Department - (1) Full-time Mechanical Inspector to the department authorized positions, salary/benefits budget based on 5 months projections plus one time costs	
		Increase salary for new position and decrease temporary services	-
	#3	Public Services Department	
		Stormwater Capital Project Fund - The Boulevards Subdivision drainage improvement	
		Increase appropriation from fund balance and increase expenditures	200,000
	#4	Public Services Department	
		General Fund-recognize developer contribution to offset costs for traffic calming in the Mainlands (Central Parc Development.)	\$ 64,942
		Increase Developer Contribution and Traffic Calming and Contingency (staff time)	
	#5	Community Development Department	
		State Housing Initiative Program (SHIP) Grant Fund- Recognize program income	\$ 8,732
		Increase Program Income and Purchase Assistance	
	#6	Public Service Department	
		Utilities Renewal and Replacement Fund-Recognize developer contribution for Central Parc South pump stations.	\$ 20,064
		Increase Developer Contribution and Expense	
		Total Budget Changes	
		Total Ordinance	
		Difference	
			\$ 1,651,665
			\$ 1,651,665
			\$ -



Title - Discussion: Local Government Infrastructure Surtax

Discussion: Local Government Infrastructure Surtax - ***Assistant City Manager Diane Phillips and City Attorney Samuel S. Goren***

ATTACHMENTS:

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❏ TR12772 Memo & Backup	4/7/2016	Cover Memo

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

TO: Michael C. Cernech, City Manager DATE: 06 APRIL 2016

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

**RE: Local Government Infrastructure
Surtax**

Recommendation:

Place the above referenced on the April 11, 2016 Commission Workshop agenda for discussion.

Issue:

Resolutions of support are required before an item may be placed on the ballot for referendum thus providing the voting public with the option to elect implementation of the Local Government Infrastructure Surtax.

Background:

Given the decline in available funding for infrastructure and transportation projects, the Board of County Commissioners, Broward Metropolitan Planning Organization and local municipalities began to explore the feasibility of implementing a local government surtax. Said tax would be subject to referendum and if approved by the voters, would provide for an increase in one penny on the dollar in sales tax on taxable items, capped at the first \$5,000 in additional tax (\$50.00) for any single item.

There are two sales surtax options available. The first and preferable option from a City perspective is the Infrastructure Surtax. This tax may be used for a broad range of projects, including capital expenditures associated with the construction, reconstruction or improvement of public facilities with a life expectancy of 5 years or more. Thus, the infrastructure surtax would serve as a means to fund many of the projects in the City's Capital Improvement Plan. Examples include, but are not limited to; projects identified in the Corridor Improvement Study (e.g. barrier walls, median improvements, signage) park development projects (swim central annex, bikeways/walkways, sports complex renovations) bus benches and shelters, and roadway resurfacing. Should the voters approve this surtax, it would be distributed to the Cities and unincorporated County areas on a per capita basis.

The alternate option is a Transportation Surtax which may be used solely for the construction and/or ongoing operation and maintenance of transportation projects (e.g.; transit buses, roadways and bridges) as well as for the maintenance of those items. Should the voters approve this option, 100% of the revenue would be allocated to the County. During most recent discussions, the County had indicated a willingness to share 30% of the transportation surtax revenue with the Cities on a per capita basis, but as of this writing no definitive action has been taken.

The attached memo from the City Attorney (Exhibit A) provides an overview of the relevant law governing use of discretionary sales surtaxes along with the permitted uses for each.

Also attached is the draft resolution (Exhibit B) which the Commission would adopt, should it so desire, to demonstrate support for placing the proposed surtax on the November 2016 ballot for voter consideration.

Attachments

C: Sam Goren, City Attorney

CITY OF TAMARAC

MEMORANDUM NO. 2016-042

TO: Michael C. Cernech, City Manager
Diane Phillips, Assistant City Manager

FROM: Samuel S. Goren, City Attorney *SSG*
David N. Tolces, Assistant City Attorney *DNT*
Farah L. Nerette, Assistant City Attorney *FLN*

DATE: April 6, 2016

RE: City of Tamarac ("City") / One Cent Surtax Referendum

Our office has been asked to review the relevant law on discretionary sales surtaxes, specifically the authorization and use of proceeds applicable to the Charter County and Regional Transportation System Surtax ("Transportation Surtax") and the Local Government Infrastructure Surtax ("Infrastructure Surtax").

This Memorandum provides a list of the uses or purposes provided for by the Regional Transportation and Infrastructure Surtax pursuant to Fla. Stat. 212.055(1) and Fla. Stat. 212.055(2).

Charter County and Regional Transportation System Surtax, Fla. Stat. § 212.055(1)

Proceeds from the Transportation Surtax shall be applied to any of the uses enumerated below:

- 1) Deposited in the County Trust fund for purposes of development, construction, equipment, maintenance, operation, supportive services including a countywide bus system, on demand transportation services (flexible points of origin and destination selection by individual users), and related costs of a fixed guideway rapid transit system;
- 2) Remitted by an the governing body of an expressway or transportation authority to be used at the discretion of the authority for things such as development, construction, operation, maintenance of roads and bridges in the county; for the operation and maintenance of a bus system for the operation and maintenance of on demand transportation services, for the payment of principal and interest on existing bonds issued for the construction of such roads and bridges and other bond related matters;
- 3) Used by the County for the same purposes as 2) with the distinction that no more than 25 percent used for nontransit uses;

- 4) Used by the County for the same purposes as 2 and 3) however, *pursuant to an interlocal agreement entered in accordance with Fla. Stat. 163 entitled Intergovernmental Programs, the County Commission may distribute process from the tax to a municipality, expressway or transportation authority for these purposes. The interlocal agreements must be revised every five (5) years to include any municipalities created after the interlocal agreement was executed.*

Local Government Infrastructure Surtax, Fla. Stat. § 212.055(2)

Proceeds and any accrued interest from the Infrastructure Surtax shall be expended by the County and municipalities within the County for the following purposes:

- 1) finance, place and construct *infrastructure*, further defined below
- 2) acquire land for public recreation, conservation or protection of natural resources;
- 3) provide loans, grants or rebates to residential or commercial property owners who make energy efficient improvements, also specifically defined by Fla. Sta. 212.055, to their residential or commercial property, approved by such use is approved by referendum;
- 4) finance the closure of county-owned or municipally owned solid waste landfills that have been closed or are required to be close by order by the Department of Environmental Protection.

For purposes of this surtax, **infrastructure** applies to any of the following five (5) categories of uses or purposes:

- a. Any fixed capital expenditure or fixed capital outlay associated with the construction/reconstruction/improvement of public facilities with a life expectancy of five (5) years or more and any related land acquisition, land improvement, design and engineering costs, not including operational expenses.
- b. A fire department vehicle, an emergency medical service vehicle, a sheriff's office vehicle, a police department vehicle and any other vehicle for its official use or equipment with a life expectancy of five (5) years or more.
- c. Any expenditure for the construction, lease, maintenance of, provision of utilities or security for facilities operated for county court related functions, also specifically defined by statute.
- d. Any fixed capital expenditure or outlay associated with the improvement of private facilities with a life expectancy of five (5) years or more where the owner agrees to make available use on a temporary basis as need by a local government as a public emergency shelter or a staging area for emergency response equipment during an emergency officially declared by the state or local government. There are specific requirements provided by Statute such as a written contract with the local government.
- e. Any land acquisition expenditure for a residential housing project in which at least 30 percent of the units are affordable to individuals and families whose total annual household income does not exceed 120 percent of the area median income adjusted by

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April 6, 2016
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household size if the land is owned by a local government or by a special district that enters into a written agreement with the local government to provide such housing.

Upon your review of the foregoing, please feel free to contact our office if you have any questions or if we can provide any additional assistance.

SSG:DNT:FLN

CITY OF TAMARAC, FLORIDA
RESOLUTION NO. 2016-____

Local Government Infrastructure Surtax

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF TAMARAC, BROWARD COUNTY, FLORIDA, IMPOSING A ONE CENT PER DOLLAR LOCAL GOVERNMENT INFRASTRUCTURE SURTAX ON ALL AUTHORIZED TAXABLE TRANSACTIONS OCCURRING WITHIN BROWARD COUNTY, FLORIDA, AS AUTHORIZED BY SECTION 212.055(2), FLORIDA STATUTES, PROVIDING THAT THE IMPOSITION OF THE SURTAX SHALL NOT BE EFFECTIVE UNLESS APPROVED AT A REFERENDUM ELECTION; PROVIDING THAT THE IMPOSITION SHALL BE EFFECTIVE BEGINNING JANUARY 1, 2017 AND SHALL CONTINUE UNTIL REPEALED; PROVIDING FOR DISTRIBUTION OF SURTAX REVENUES PURSUANT TO LAW; DIRECTING THE SUPERVISOR OF ELECTIONS TO HOLD A REFERENDUM ELECTION ON NOVEMBER 8, 2016; PROVIDING BALLOT LANGUAGE AND A BRIEF DESCRIPTION OF INFRASTRUCTURE CAPITAL PROJECTS; PROVIDING FOR ADOPTION OF A RESOLUTION DETAILING PROJECT EXAMPLES; PROVIDING FOR PUBLIC DISTRIBUTION OF THIS RESOLUTION; DIRECTING THE CITY CLERK TO ADVERTISE THE SPECIAL REFERENDUM ELECTION IN ACCORDANCE WITH STATE LAW OR COORDINATE SUCH ADVERTISEMENT IN ACCORDANCE WITH STATE LAW WITH THE SUPERVISOR OF ELECTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Broward County and the municipalities of Broward County are presently without sufficient revenues to adequately fund the infrastructure needs within the County and are without sufficient fiscal resources to adequately fund infrastructure and equipment to address transportation and safety needs to benefit the local economy and the citizens of Broward County and the municipalities within Broward County; and

WHEREAS, the provision of adequate and efficient infrastructure facilities upon which the public depends on a day to day basis is a matter of great public concern to the citizens of Broward County and the City of Tamarac; and

WHEREAS, *Section 212.055(2), Florida Statutes*, entitled "Local Government Infrastructure Surtax", (the "Infrastructure Surtax Law") authorizes the imposition of a 0.5 percent or 1.0 percent local government infrastructure surtax upon transactions occurring within Broward County that are taxable pursuant to Chapter 212, Florida Statutes, subject to referendum approval; and

WHEREAS, the Infrastructure Surtax Law provides that "if the governing bodies of the municipalities representing a majority of the county's population adopt uniform resolutions establishing the rate of the surtax and calling for a referendum on the surtax, the levy of the surtax shall be placed on the ballot and shall take effect if approved by a majority of the electors of the county voting in the referendum on the surtax"; and

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50
51
52 **WHEREAS**, moneys received from the local government infrastructure surtax may be
53 utilized to finance, plan, construct, renovate and improve needed infrastructure, establish an
54 economic development trust fund, provide public safety vehicles, equipment and infrastructure,
55 acquire land for public recreation, conservation or the protection of natural resources, improve
56 infrastructure to address transportation and safety needs to benefit the local economy and the
57 citizens of Broward County and the municipalities within Broward County, and such infrastructure
58 projects will be for the use and benefit of the citizens of Broward County and municipalities within
59 Broward County; and
60

61 **WHEREAS**, a brief description of the projects to be funded with revenues from the proposed
62 infrastructure surtax is set forth in the ballot language contained in this Resolution, while a more
63 specific project listing will be contained in a Resolution adopted by the City Commission of the City
64 of Tamarac with the purpose of and intent of stating specific identified public infrastructure projects
65 which would be specific projects to be funded from the revenues derived from the surtax; and
66

67 **WHEREAS**, the City of Tamarac, being a municipality representing a portion of the majority
68 of the population of Broward County and together with other municipalities in Broward County
69 representing a majority of the County's population, has the power and authority, pursuant to *Section*
70 *212.055(2)(a)1, Florida Statutes*, to impose the local government infrastructure surtax, subject to
71 approval at a referendum election and to call for the referendum election on the surtax; and
72

73 **WHEREAS**, *Section 212.055, Florida Statutes*, requires voter approval in a referendum
74 election prior to imposition of the local government infrastructure surtax.
75

76 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE**
77 **CITY OF TAMARAC THAT:**
78

79 **Section 1. Legislative Findings/Recitals.** The above recitals are hereby adopted
80 by the City Commission of the City of Tamarac as its legislative findings relative to the subjects
81 and matters set forth in this Resolution.
82

83 **Section 2. Authorization.** This Resolution is specifically authorized by *Section*
84 *212.055(2), Florida Statutes*, and other applicable Florida law.
85

86 **Section 3. Imposition of Local Government Infrastructure Surtax.** There
87 is hereby imposed a one cent per dollar local governmental infrastructure surtax upon all authorized
88 taxable transactions occurring within Broward County from January 1, 2017 until the surtax is
89 repealed.
90

91 **Section 4. Distribution of Surtax Revenues.** In accordance with *Section 212.055(2),*
92 *Florida Statutes*, the Florida Department of Revenue shall distribute the proceeds of the revenues of
93 the surtax hereby imposed in accordance with *Section 218.62, Florida Statutes*, or pursuant to interlocal
94 agreement as set forth at *Section 212.055(2)(c), Florida Statutes*.
95

96 **Section 5. Referendum Election.**
97

(a) The surtax imposed in Section 3 of this Resolution shall not take effect unless and until approved by a majority of the electors of Broward County voting in a referendum election on the surtax.

(b) Upon receipt of this Resolution and uniform resolutions adopted by municipalities within Broward County representing a majority of the county's population, the Supervisor of Elections of Broward County is hereby directed to hold such referendum election on November 8, 2016.

(c) The Supervisor of Elections of Broward County shall cause the following question to be placed on the ballot:

**BROWARD COUNTY 1 CENT SALES SURTAX TO
FUND INFRASTRUCTURE IMPROVEMENTS**

To provide the funding for necessary public capital projects, Broward County and Broward cities require additional revenue. The proposed revenue source is a 1 cent (1.0¢) per dollar sales surtax on taxable transactions occurring within Broward County. These revenues would be used for funding public projects and improvements such as the renovation, reconstruction and construction of roads, streets, pedestrian safety projects, transportation projects, public buildings and associated capital facilities and equipment throughout Broward County.

_____ FOR THE 1-CENT SALES TAX

_____ AGAINST THE 1-CENT SALES TAX

(d) A Resolution adopted by the City Commission of the City of Tamarac shall generally identify the public specific projects within the City of Tamarac, which would be funded by the surtax imposed herein subject to voter approval. A certified copy of said Resolution shall be provided to the Board of County Commissioners of Broward County and to each municipality within Broward County by the City Clerk, and that Resolution and this Resolution shall be made generally available to the public.

Section 6. Advertisement. The City Clerk shall ensure that notice of this referendum shall be advertised in accordance with the provisions of *Section 100.342, Florida Statutes*, or coordinate with the Supervisor of Elections relative to the publication of the advertisement. Proof of publication shall be provided to the City Manager.

Section 7. Implementing Actions. The City Manager is hereby authorized to take any actions necessary to implement the aims of this Resolution.

Section 8. Severability. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, it is the intent of the City Council that such invalidity shall not affect other provisions or applications of the Resolution which can be given effect without the invalid provision or application and, to this end, the provisions of this Resolution are declared severable.

Section 9. Conflicts. All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

Section 10. Distribution of Resolution. The City Clerk is directed to distribute this Resolution to the Board of County Commissioners for Broward County, the Broward County League of Cities, the Broward County Supervisor of Elections, and each of the municipalities in Broward County.

Section 11. Effective Date.

(a) The surtax imposed herein shall be effective beginning January 1, 2017, if approved in the referendum election to be held on November 8, 2016.

(b) This Resolution shall take effect immediately upon adoption.

PASSED AND DULY ADOPTED at the meeting of the City Commission of the City of Tamarac on the _____ day of _____, 2016.

**HARRY DRESSLER
MAYOR**

ATTEST:

**PATRICIA A. TUEFEL, CMC
CITY CLERK**

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

**SAMUEL S. GOREN,
CITY ATTORNEY**