

**APPROVED**  
**PROPERTY AND RIGHT-OF-WAY COMMITTEE MEETING**  
**CITY HALL, 8<sup>TH</sup> FLOOR**  
**COMMISSION CONFERENCE ROOM**  
**THURSDAY, FEBRUARY 19, 2009 – 10:00 AM**

**COMMITTEE MEMBERS PRESENT**

Peter Partington, City Engineer  
Tom Terrell, Public Works  
Mark Darmanin, Public Works  
Anthony Fajardo, Planner III  
Carol Ingold, Parks & Recreation Supervisor  
Bob Dunckel, Attorney

**STAFF**

Victor Volpi, Senior Real Estate Officer  
Hilda Testa, Recording Clerk, Prototype, Inc.

**CALL TO ORDER**

Mr. Partington called the meeting to order at 10:05 a.m., and stated this was a Committee with the responsibility of advising the City Manager and City Commission on matters connected with City property and public rights-of-way.

Following roll call, it was determined that a quorum was present.

**ITEM ONE:                    APPROVAL OF JANUARY 15, 2009 MINUTES**

**Motion** made by Mr. Darmanin, seconded by Mr. Terrell, to approve the January 15, 2009 minutes.

In a voice vote, the motion passed unanimously.

**ITEM TWO:                    AIR   MONITORING   EQUIPMENT   ON   CITY   OWNED**  
**PROPERTY/RENEWAL OF AGREEMENT**

ADDRESS OR GENERAL LOCATION: 600 – 700 NW 19<sup>th</sup> Avenue

Mr. Volpi stated Monica Pogon, Natural Resource Specialist III, would like a positive recommendation to renew the lease agreement between the City and Broward County to allow an air monitoring station to remain at the City owned property located near the SE corner NW 7<sup>th</sup> Place & NW 19<sup>th</sup> Avenue (The One Stop Shop). The existing ten-year lease expired February 12, 2002. They intend to replace the existing build with a new 10x12 skid mounted prefabricated building with a new 8x8 platform.

Ms. Monica Pogon, Broward County Environmental Protection, explained the monitoring site was used to collect valuable data for research purposes, including monitoring of carbon dioxide, sulphur dioxide, and particulate matter. Future plans included increasing the monitoring being

done at the site. Ms. Pognon noted the site was the only sulphur dioxide monitoring site in the County.

Ms. Ingold asked about the plantings located in the front of the site. Ms. Pognon stated landscaping would be replaced after the dilapidated building was removed. Ms. Pognon stated the construction would be completed in forty-five to sixty days.

Mr. Terrell asked if Building Services had any issues with the site. A staff member from Building Services stated there were issues with the staging area and the maneuverability of trucks. Ms. Pognon explained the timeframe included time to pull permits, perform the construction, and the cleanup. Ms. Pognon stated a staging area would be needed for the construction, but the plan was to just use three parking spaces. The fencing would be expanded to allow for better maneuverability.

In response to questions regarding using the waste transfer station, Ms. Pognon explained the waste transfer station site did not meet EPA requirements, and in addition all the trees in the area would have to be removed to allow for monitoring.

There followed a brief discussion regarding the timeframe for construction and staging issues.

Mr. Dunckel suggested a provision requiring the tenant to get approval from the City Engineer. Mr. Dunckel noted the staging area was not covered in the lease, and a provision would give some flexibility to the City. Mr. Dunckel asked for suggestions regarding a ten-year lease versus a revocable license. Mr. Dunckel noted it was extremely rare for a revocable license to be revoked. Mr. Partington felt a revocable license was better for the City as safeguards could be built into the license. Ms. Pognon explained the new building would hopefully be a long-term solution, and would be much better visually than the current building.

**Motion** made by Mr. Dunckel, seconded by Mr. Darmanin, to recommend approval of a revocable license with provisions in the license for the City Engineer to review and approve plans to ensure compatibility with the City's needs for the property. A review of the staging area and timeframes would also be included.

In a voice vote, the amended motion passed unanimously.

There being no further business to come before the Committee the meeting adjourned at 10:18 a.m.

[Minutes prepared by K. Bierbaum, Prototype, Inc.]