

APPROVED
PROPERTY AND RIGHT-OF-WAY COMMITTEE MEETING
CITY HALL, 8TH FLOOR
COMMISSION CONFERENCE ROOM
THURSDAY, JULY 16, 2009 – 10:00 AM

COMMITTEE MEMBERS PRESENT

Peter Partington, Chair
Tom Terrell, Public Works
Tony Irvine, Engineering
Mark Darmanin, Public Works
Carol Ingold, Parks & Recreation Supervisor
Anthony Fajardo, Planning

STAFF

Victor Volpi, Senior Real Estate Officer
Antoinette T. Butler, Project Engineer, Parking Services
Jennifer Picinich, Recording Clerk, Prototype, Inc.

CALL TO ORDER

Mr. Partington called the meeting to order at 10:08 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.

As of this date there were eight appointed members to the Committee, which means four would constitute a quorum. Following a roll call it was determined that a quorum was present.

COMMUNICATIONS TO CITY COMMISSION

None.

ITEM ONE: **APPROVAL OF JUNE 18, 2009 MINUTES**

Motion made by Mr. Darmanin, seconded by Mr. Terrell, to approve the June 18, 2009 minutes.

In a voice vote, the motion passed unanimously.

ITEM TWO: **LANE CLOSURE OF THE SOUTH BOUND LANE OF SE 4th AVENUE**

ADDRESS OR GENERAL LOCATION: 600 SE 3rd Avenue

Mr. Volpi explained Marshall Washington of REP Associates Inc. would like a positive recommendation for lane closure of the southbound lane of SE 4th Avenue. Closure of this area is required for installation of new four thousand gallon double walled UST, and existing two thousand gallon single walled UST to meet the 2009 performance standards.

Ms. Alison Drescher, REP Associates, Inc., explained the existing tank was a single walled tank, and the DEP was requiring that all underground storage tanks be double walled by December 31, 2009. The size of the tank would be increased to four thousand gallons, double walled. The lane would need to be closed due to the location of the tank in the swale area adjacent to the building. Ms. Drescher stated space would be used to move machinery and equipment. Mr. Partington asked if detours would be added via 3rd Avenue. Ms. Drescher confirmed there would be detour signs on 6th and 3rd. Ms. Drescher clarified only the northern portion of 4th would be closed completely from 7:00 to 6:00 for two weeks.

Mr. Partington explained the City Manager could approve road closures up to three days, and would require a revocable license for a two week closure. The request would need to go to the City Commission for a revocable license for a two week closure.

Mr. Darmanin asked if the work could be split into two single three-day closures, one to remove the tank, and one to install. Ms. Drescher stated the contractor thought it would be best to do everything together since the areas were adjacent to each other, and there would be backfilling and concrete moving meaning three days would not be sufficient. Mr. Terrell pointed out if the applicant was sincere about the deadline of December 2009, the first opportunity to get on the Commission agenda would not be until September. Ms. Drescher explained as long as the permits were in place, the work could be completed after December.

Mr. Irvine felt the intent was to close the area and stockpile materials. Ms. Drescher stated the materials would be placed in a tractor. The requested closure was for equipment and movement without interfering with traffic. Mr. Irvine asked why the road could not be reopened after removal of the tank, during the soil testing. Mr. Partington explained the Committee was trying to streamline the process and avoid the need for a revocable license that would have to go on the City Commission agenda. Mr. Irvine expressed concern regarding the contractor using the street for storage of materials.

There followed a discussion regarding the need for a longer road closure and the staging of materials. Mr. Partington did not believe there was a way to perform the work without a revocable license, and the applicant had sufficient lead time to get on the City Commission agenda in September or October.

Mr. Irvine emphasized the applicant may not intend to use the area for staging, but the contractor's intent was to use the closure for staging and storage of materials. Mr. Partington felt the issue then became one of enforcement, and not the remit of the Committee.

Mr. Partington asked about parking spaces being affected. Ms. Antoinette Butler, City of Fort Lauderdale Parking Services, did not see any parking issues.

Motion made by Mr. Darmanin, seconded by Mr. Terrell, to recommend approval of the two week lane closure pending a revocable license issued by the Attorney's office and Commission approval.

Mr. Partington noted recommending a two week closure would limit the applicant to the two weeks, and suggested a period of one month be specified.

Motion amended by Mr. Darmanin, seconded by Mr. Terrell, to recommend approval of the two week lane closure, up to one month if it runs long, pending a revocable license issued by our Attorney's office and Commission approval.

In a voice vote, the motion passed unanimously.

Mr. Partington explained the applicant would need to work with the City Attorney's office and Dennis Girisgen.

There being no further business to come before the Committee the meeting adjourned at 10:22 a.m.

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