



AGENDA ITEM REQUEST

ORIGINATING DEPARTMENT: CITY MANAGER'S OFFICE

ROUTING:

CITY MANAGER: DATE: _____

CITY MANAGER APPROVAL TO BEGIN PROCEDURES.

SIGNATURE: _____

PURCHASING: DATE: _____

PURCHASING APPROVAL: SIGNATURE: _____

LEGISLATIVE AIDE: DATE: _____

CITY ATTORNEY: DATE: _____

ITEM REQUEST:

Approval of an ordinance of the City of Sunrise, Florida, amending Chapter 2 "Administration;" Article 1 "In General;" Section 2-2 "Travel Expenses;" to provide for changes in travel status, meal reimbursement, miscellaneous expenses, travel status reimbursement for local calls, and conduct of travelers; providing for conflict; providing for severability; providing for inclusion in the City Code; and providing an effective date.

FUNDING SOURCE:
NO FISCAL IMPACT

AMOUNT: N/A

BUDGET APPROVAL
SIGNATURE: _____

ATTACHED EXHIBITS:

ORDINANCE

SUMMARY EXPLANATION/BACKGROUND INFORMATION/JUSTIFICATION:

This amendment provides the following changes to the Travel Ordinance:

- Language to ensure equitable treatment of airline and automotive travelers with regards to meal reimbursement while on City business.
 - Change to the hours eligible for meal reimbursements.
 - Clarifying which expenses are eligible for travelers on local and remote travel
 - The conduct of city officers and employees while conducting business both in town and out of town.
-

DEPARTMENT HEAD RECOMMENDATION:

APPROVAL

PERSON WITH ADDITIONAL INFORMATION:

NAME: SARAH E. HANNAH PHONE: 954-746-3430

DEPARTMENT HEAD SIGNATURE: _____
DEPT HEAD NAME, TITLE

CITY MANAGER RECOMMENDATIONS:

APPROVED FOR AGENDA PLACEMENT.

SIGNATURE: _____ (CITY MANAGER)

SUNRISE, FLORIDA

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING CHAPTER 2 "ADMINISTRATION;" ARTICLE 1 "IN GENERAL;" SECTION 2-2 "TRAVEL EXPENSES;" TO PROVIDE FOR CHANGES IN TRAVEL STATUS, MEAL REIMBURSEMENT, MISCELLANEOUS EXPENSES, TRAVEL STATUS REIMBURSEMENT FOR LOCAL CALLS, AND CONDUCT OF TRAVELERS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Chapter 2, Article I, Section 2-2 of the City Code sets forth the travel expenses; and

WHEREAS, the City Commission desires to ensure equitable treatment of airline and automotive travelers and clarify reimbursements for local travel on City business;

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

Section 1. The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Ordinance.

Section 2. That section 2-2 of the Code of the City of Sunrise, Florida is hereby amended to read as follows:

Section 2-2 Travel expenses.

(a) *Definitions.*

* * *

(7) *Travel status:* The status of one (1) who is attending a meeting, conference, seminar, convention or conducting business for the benefit of the city and at the city's expense. Departure and arrival can be from or to whatever location is convenient to the city as long as the location does not present an unfair burden to the employee.

a. Airline travel status begins two (2) hours before an airline's departure to one (1) hour after an airline's return arrival at a local airport.

b. Automotive. Travel status begins two (2) hours before ~~when~~ an employee departs for the destination and ends one (1) hour after ~~upon~~ an employee's return from that location.

* * *

(d) *Meals reimbursed.*

* * *

(4) This reimbursement will be reduced proportionately for partial days as indicated above in paragraphs (1), (2) and (3) or for meals provided through registration, unless the traveler provides a written certification containing a satisfactory explanation acceptable to the finance department for being unable to use the meal provided. The per diem is as compensation for all meals, beverages (excluding alcoholic beverages), local taxes and tips. Meals offered at additional cost as part of a seminar or conference to all attendees at seminars and conferences, particularly when a speaker or program business is presented, are fully reimbursable for Category 1, Category 2 and Category 3 travelers. Food served on an airline is not considered a meal for purposes of reduction of per diem meal allowance referenced in this subsection. On each October 1st, the meal reimbursement rates shall be adjusted to reflect the cost of doing business, measured by fluctuation in the Consumer Price Index (CPI) (All

Urban Consumers, Miami-Fort Lauderdale, Florida) as published by the U.S. Department of Labor, Bureau of Labor Statistics or its successor agency based on the percentage change in the CPI from the previous June to June of the year in which the adjustment is effected.

- a. In order to claim breakfast, travel must begin before 8:00 a.m., or extend beyond 9:00 a.m.
- b. In order to claim lunch, travel must begin before 12:00 noon or extend beyond 12:00 p.m.
- c. In order to claim dinner, travel must begin before 6:00 p.m., or extend beyond 7:00 p.m.

* * *

(e) Miscellaneous expenses. For Category I travelers while in "travel status" and for Category 2 and 3 travelers while in "travel status" on remote travel, ~~t~~The city will pay a daily allowance of actual costs equaling up to ten dollars (\$10.00) per day, for the total days or partial days spent in travel status. This standard daily allowance will cover non-meal tips, personal phone calls and all other incidental expenses. Receipts are not required. For meetings or conferences deemed to be in the performance of the duties of city commissioners within Dade, Broward or Palm Beach Counties, a daytime accommodation may be reserved for use by commissioners attending the meeting or conference.

(f) Telephone calls.

~~(1) Personal calls will not be reimbursed beyond the five dollars (\$5.00) daily allowance.~~

(2) Business telephone and FAX charges will be reimbursed with receipts and proper documentation, including person called and purpose of the communication. Such documentation must be submitted with the expense report within the time limits specified. If the hotel adds a service charge for each telephone call, even when those calls are made on a credit card or an "800" number, the city will reimburse the traveler

for the service charge(s) related to business calls only.

* * *

(p) Conduct of travelers.

The conduct of city officers and employees attending conferences, training programs, or conducting official business ~~out of town~~, is a reflection of the standard of city government in Sunrise. The fact that the city is bearing a major portion of the expense is recognition of the principle that the benefits accrue to the city as well as the individual. Travelers will therefore obtain a maximum amount of beneficial training and information of value for the purpose of improving local administration and services.

* * *

Section 3. Conflict. All ordinances or parts of ordinances, all City Code sections or parts of City Code sections, and all resolutions or parts of resolutions in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 4. Severability. Should any provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof, other than the part declared to be invalid.

Section 5. Inclusion in the City Code. It is the intention of the City Commission, and it is hereby ordained

that the provisions of this Ordinance shall become and be made a part of the Code of the City of Sunrise, Florida.

Section 6. Effective Date. This Ordinance shall be effective immediately upon its passage.

PASSED AND ADOPTED upon this first reading this 13TH DAY OF OCTOBER, 2009.

PASSED AND ADOPTED upon this second reading this ____ DAY OF _____, 2009.

Mayor Roger B. Wishner

Authentication:

Felicia M. Bravo
City Clerk

FIRST READING

SECOND READING

MOTION: ALU_____
SECOND: SOFIELD

MOTION: _____
SECOND: _____

ALU: YEA
ROSEN: YEA
SCUOTTO: YEA
SOFIELD: YEA
WISHNER: YEA

ALU: _____
ROSEN: _____
SCUOTTO: _____
SOFIELD: _____
WISHNER: _____

Approved by the City Attorney
As to Form and Legal Sufficiency. _____
Stuart R. Michelson

Client Name: 201308001 Advertiser: 13805033 Section/Page/Zone: CLASSIFIED/F39/C Description: 1 x 57 B&W Color Type: 10/17/2009

Ad Number: 201308001 Insertion Number: 13805033 Size: 1 x 57 Color Type: B&W Publication Date: 10/17/2009

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SunSentinel.com/GetStuff

Household Items
MURPHY BEDS - 2 twin platform beds w/ center drawers & wardrobe, like new. Call 954-428-8008
QUEEN BR SET
7 pce BR set
wood complete bed, double dresser, mirror chest, BS table like new, \$400 954-540-9796
Solid Maple Cabinets!!
\$850 Maple Kitchen Cabinets. Never installed. Can fit almost any kitchen. 786 255 4739
TWIN STEP FLOOT BEDROOM SET
For Boy or Girl
5pcs good condition, with interchangeable color face plates. Call 954-783-7769

Medical Supplies
CASH PAID
for unused diabetic test strips. Boxes must be sealed & unexpired. Most brands considered. Call Linda 954-786-1537 for details!
MOBILITY SCOOTER - 3 wheels, mid size, new, never used w/warranty, comes with battery & charger, only \$800. Call 954-895-2617

Miscellaneous
BANKRUPT OFFICE FURNITURE - chairs, desks, cabinets, bookcases, 1360 S. Federal Highway, Deerfield, 954-421-3277.
LANDFILL/FREE - Excellent for HORSE STALLS. MINIMUM 30 LOADS. DEMUCK, CLEARING. Please call 954-370-7944
RUUD AIR CONDENSOR - Rudd Achiever, high eff., 3 ton, Model #UAMB036J2 14 Seer. Mfg. 12/02. Still works great \$500. 561-482-0625.
SALON EQUIPMENT - Hair stations, pipeless pedicure chairs, customer/tech chairs, massage chair, facial beds and much more. Call for prices 561-207-1025
SUNRISE - Sunday 11/15 9-4pm. Vendors Wanted. 50 Tables. \$10ea. 8120 Sunrise Lakes Blvd. 954-972-8684.
VENDING MACHINES - Second hand, fairly new, two years old, call 954-458-5978 or 954-630-6808

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ELECTRONIC PIANO/ROLAND
Great Sound - Great Buy
In Great Condition, \$650 561-909-7041 / jstuder@aatt.net
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SCHIMMEL 6ft Grand- Made in Germany - Like New-MINT- Ebony High Gloss with QRS Electronics - incredible instrument
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Antiques restorations, repair and general refinish. Excellent opportunity. For sale. \$60K. 954-9612110. mendez2899@hotmail.com
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Restaurant/Hotel
WANTED - Restaurant equipment. Cash paid now. Buying all equipment today. Call Larry 561-477-6100.

Sport/Recreation
HOT TUB - Softub, looks new. T220 w/ cover & 15 amp heat pump. 4 person, new \$3995, asking \$1595 954-764-7711
REMINGTON 3200 - Comp & Skeet, 4-barrel set, all upgrades, 12, 20, 28, 410, over-and-under shotgun. \$3,300.00. Call 954-707-1392.
VINTAGE SPORTS CARDS - 500 PLS, Great Gift Ideal \$3850 incl. S/H. Starzz/Angel Cards, PO 210212, Royal Palm Beach, FL 33421

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Legal Notices
Advertisement for Bids
Public Hearing Notice
Public Hearing Notice

Notice
Pirtle Construction Company is currently soliciting pre-qualified subcontractors to bid on the A. D. Henderson University School located in Boca Raton, Florida. Subcontractors and suppliers must be pre-qualified before they will be issued bidding documents. The Bid Date for this project is to be determined. Pirtle Construction encourages participation by M/WBE and subcontractors and suppliers. Contact Monica Gonzalez at 954-343-5972 or email at monica@pirtleconstruction.com for pre-qualification forms and bid information. We request all parties that have already been prequalified to please email a notice of interest to bid the project.
October 14, 15, 16, 17, 18, 19, 20, 2009

Public Hearing Notice
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA, AMENDING ORDINANCE NO. 08-09-1213 BY WHICH THE CITY COMMISSION DID ADOPT THE BUDGET OF THE CITY OF NORTH LAUDERDALE FOR THE 2008/2009 FISCAL YEAR, TO PROVIDE FOR THE RECOGNITION OF THE RECEIPT OF NET INCREASED REVENUES; DESIGNATING THE AUTHORIZED EXPENDITURE FOR THE NET INCREASED REVENUES AS PROVIDED HEREIN; DESIGNATING THE AUTHORIZED EXPENDITURES FOR APPROPRIATED FUND BALANCE IN THE VEHICLE MAINTENANCE FUND; PROVIDING FOR CONFLICTS, SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.
ANYONE WISHING TO SPEAK FOR OR AGAINST THE PROPOSED ACTION IS INVITED TO ATTEND THE MEETING. ALL AFFECTED PERSONS WILL BE ALLOWED TO PRESENT EVIDENCE AT THE HEARING, BRING FORTH WITNESSES, AND CROSS EXAMINE WITNESSES PROVIDED THE NOTIFICATION AND FILE THE REQUIRED FORMS PROVIDED BY THE CITY CLERK'S OFFICE, AT LEAST SEVEN CALENDAR DAYS PRIOR TO THE PROCEEDING. IF YOU HAVE ANY QUESTIONS, PLEASE CALL PATRICIA VANCHERI - 954-724-7056.
P. VANCHERI
CITY CLERK
October 17, 2009

Public Hearing Notice
THE REGULAR OCTOBER, 2009 MEETING AND PUBLIC HEARING OF THE CITY OF LAUDERHILL, FLORIDA, PLANNING AND ZONING BOARD, SITTING AS THE LOCAL PLANNING AGENCY, WILL BE HELD ON TUESDAY, OCTOBER 20, 2009 AT 7:00 P.M. IN THE COMMISSION CHAMBERS, SUITES 111 & 112 AT 3800 INVERRARY BOULEVARD, LAUDERHILL, FLORIDA.
One or more City Commissioners may attend the meeting and hearing.
Notice is given to all interested persons that if any person should decide to appeal any decision made at the forthcoming Planning and Zoning Board meeting and hearing; such person will need a record for that purpose. He or she may need to ensure that verbatim record of the proceedings is made, which record includes the testimony upon which any appeal may be based.
Any person who believes they have a disability that requires reasonable accommodation in order to fully participate in the meeting should call the City Clerk, Patricia Anderson at 954-290-4702 at least 72 hours prior to the meeting.
The public hearing portion of the Agenda will address the matter set forth below:
1. A site plan development application filed by The City of Lauderdale for the proposed development of 5,927 square foot building and 513 square foot pool equipment and storage building, a community pool, children's pool, and associated parking and walkways on a 33.29 ± net acre site in the Local Park (L) and the Community Facility (C) zoning district, (legal description available in P.82 Dept. commonly described as 2000 City Hall Drive; together with a +1.55 net acre green park, with associated parking, walkways, playground, and gazebo in the Local Park (L) zoning district, together with as all of Tract A, Lauderdale Drive in Plat, according to the plat thereof, as recorded in Plat Book 82, Page 31, of the public records of Broward County, Florida.
2. An Ordinance amending the Land Development Ordinance, Schedule 1, Sign Requirements; amending Section 3, Sign development permit application process, to allow waivers, to amend the fee for temporary signs, and to address permit application review procedures; amending Section 4, Temporary development permit application and permit fee exemptions, by repealing the exemption for paper window signs, fabric signs, painted window signs or special sale signs and amending the number and size of flags on residential and commercial properties; amending Section 5, Temporary sign requirements, Subsection (a) Temporary signs, by repealing the special event banner provisions and replacing them with temporary promotional signage regulations; amending Section 8.0, Specific sign requirements, Subsection (a) Temporary signs, by changing the window and similar sign requirements in various commercial and hotel zoning districts; and amending section 15 on enforcement.
The City of Lauderdale Planning and Zoning Board Agenda Materials are available for public inspection at the Office of the City Clerk. Anyone who wishes to view the agenda materials should call the City Clerk at 954-730-3010 between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday, or contact the City Clerk at 954-730-3010 to attend the public hearing and be heard regarding any item of the Agenda.
City of Lauderdale
/s/ Earl R. Hahn, AICP
Planning and Zoning Director
October 17, 2009

Fictitious Name Notice
NOTICE IS HEREBY GIVEN that the undersigned, desiring to engage in business under the fictitious name of Amped Up Games, LLC located in the City of Broward County, Florida, is actively seeking SBE subcontractors and suppliers with a current certification for any of the following:
Small Business Concerns
Veteran Owned Small Business Concern
Service-Disabled Veteran Owned Small Business Concern
HUB Zone Small Business Concern
Minority Disadvantaged Business Concern
Women Owned Small Business Concern
The work includes all trades for CSI Divisions 3, 4, 5, 7, 22 and 31. All subcontractors and suppliers must be pre-qualified by James A. Cummings, Inc. Pre-qualification Statements are available for Cummings. Bid documents can be obtained through Cummings, or can be reviewed at Dodge and Reed Construction. For more information please call Patrick Holland @ James A. Cummings, Inc. @ 3575 NW 53rd Street; Fort Lauderdale, Florida 33309; (954) 773-4211 or Fax: (954) 485-9688.
October 16, 17, 18, 2009

Invitation to Bid
Notice is hereby given that sealed bid proposals will be received by Weiss & Woolrich for a Vendor to supply & deliver (nights & weekends) approximately 144,000 s.f. of either GAF or Soprema modified roof materials and related accessories for Bair Middle School. Roof system must include Energy Star Rated cap-sheet with current Miami Dade N.O.A. M/WBE is encouraged. All bidders must be pre-qualified. Weiss and Woolrich reserves the right to reject any and all bids and accept the bid that is best qualified for the project. Manufacturers warranty must be approved by Broward Schools Legal Dept. To obtain bid documents, email cfeldman@weisswoolrich.com, call 954-419-9339 or mail a request to 1431 SW 30th Ave., Deerfield Beach, FL 33442. Bids due by October 27, 2009 2:00 p.m. Publish October 9th through October 22, 2009.
October 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 2009

NOTICE TO BIDDERS
NOTICE IS HEREBY GIVEN, that the City of Cooper City, Florida will be accepting sealed bids until three o'clock (3:00) p.m. on Wednesday, October 28, 2009 for Grounds Mowing & Maintenance Bid # 2010-1.
Invitations to bid may be obtained from the City Clerk's Office, 9090 Southwest 50th Place, Cooper City, Florida 33328, 8:00 a.m. through 5:00 p.m., Monday through Friday. Questions and requests for information relative to this bid should be emailed to Kerri Anne Fisher, Purchasing Agent at KerriF@CooperCityFL.org. A RECOMMENDED pre-bid meeting will be held at 9:00 AM (EST), on Thursday, October 22, 2009 at: City of Cooper City, City Hall Auditorium, 9090 SW 50th Place, Cooper City, FL 33328
Pre-bid meeting will include visitation to mowing sites. Transportation will be provided by the City.
Submittals must be received no later than 3:30 p.m. (EST), on Wednesday, October 28, 2009, at which time they will be opened and read aloud. The outside of the envelope containing the bid must be clearly marked "ITB #2010-1, Grounds Mowing & Maintenance."
Award of bid shall be made at the next available Commission meeting. The City Commission of the City of Cooper City reserves the right, for any reason, to reject any and all bids and to make awards in the best interest of the City.
CITY OF COOPER CITY
Susan Poling, City Clerk
October 17, 2009

NOTICE TO BIDDERS
NOTICE IS HEREBY GIVEN that the City of Cooper City, Florida will be accepting sealed bids until three thirty (3:30) p.m. on Wednesday, October 28, 2009 for Landscape Maintenance Bid # 2010-2.
Invitations to bid may be obtained from the City Clerk's Office, 9090 Southwest 50th Place, Cooper City, Florida 33328, 8:00 a.m. through 5:00 p.m., Monday through Friday. Questions and requests for information relative to this bid should be emailed to Kerri Anne Fisher, Purchasing Agent at KerriF@CooperCityFL.org. A RECOMMENDED pre-bid meeting will be held at 1:00 PM (EST), on Thursday, October 22, 2009 at: City of Cooper City, City Hall Auditorium, 9090 SW 50th Place, Cooper City, FL 33328
Pre-bid meeting will include visitation to landscape sites. Transportation will be provided by the City.
Submittals must be received no later than 3:30 p.m. (EST), on Wednesday, October 28, 2009, at which time they will be opened and read aloud. The outside of the envelope containing the bid must be clearly marked "ITB #2010-2, Landscape Maintenance."
Award of bid shall be made at the next available Commission meeting. The City Commission of the City of Cooper City reserves the right, for any reason, to reject any and all bids and to make awards in the best interest of the City.
CITY OF COOPER CITY
Susan Poling, City Clerk
October 17, 2009

Request for Subcontractor Qualifications
Burkhardt Construction, Inc., Construction Manager for the City of Hollywood, Hollywood Beach Street-scapes Ph. II, is seeking to pre-qualify subcontractors for future street-scapes bids and participation in the construction of the Phase II Streetscape from Minnesota St. to Tyler St. from A1A to the Broadwalk. The following subcontract trades are being solicited: Undergrounding of the franchise utilities, road work, storm drainage, sewer installation, concrete work, electrical, lighting, landscaping, irrigation, pergolas, and construction of a restroom facility.
Prequalification questionnaires may be obtained by email request to bchollywood@burkhardtconstruction.com and are to be filled out and returned via email by October 30, 2009. It is anticipated that bid packages will be available for approved pre-qualified subcontractors on or about November 15, 2009. Bids to be submitted on or about December 15, 2009.
October 11, 12, 13, 14, 15, 16, 17, 18, 2009

Public Hearing Notice
CITY OF COOPER CITY
NOTICE IS HEREBY GIVEN that on Tuesday, October 27, 2009 at 6:00 p.m., or as soon thereafter as practicable, in the auditorium of the Municipal Building located at 9090 Southwest 50th Place, Cooper City, Florida 33328, the City Commission of the City of Cooper City will hold a Public Hearing to consider the following Proposed Ordinance and Resolution, at which time interested parties may appear and be heard with respect to the proposed Ordinance and Resolution. A copy of such proposed Ordinance and Resolution may be inspected by the public at City Hall during normal business hours of the City of Cooper City. Persons with disabilities requiring accommodations in order to participate should contact the City Clerk's Office at (954) 434-3300 at least 24 hours in advance to request such accommodations. If a person decides to appeal any decision made by the City Commission with respect to any matter considered at such meeting and hearing, he/she will need a record of the proceedings, and that for such purposes, he/she 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 to be based. F.S. 284.0105. The following Proposed Ordinance and Resolution will be discussed:
AN ORDINANCE OF THE CITY OF COOPER CITY, FLORIDA AMENDING CHAPTER 25 "DEVELOPMENT STANDARDS" AT ARTICLE II "SIGNS" OF THE COOPER CITY CODE BY AMENDING BY CREATING SUBSECTIONS 25-26(D)(6); PROVIDING FOR REGULATORY CHARACTERISTICS OF COMMERCIAL LIT "OPEN" WINDOW SIGNS; PROVIDING FOR CONFLICTS, SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.
A RESOLUTION OF THE CITY OF COOPER CITY, FLORIDA, AMENDING SCHEDULE (A) AND SCHEDULE (B) OF ORDINANCE NO. 85-10-1, RELATING TO (MONTHLY WATER RATES) AND (MONTHLY WATER RATES) WITHIN THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE.
CITY OF COOPER CITY, FLORIDA
SUSAN POLING, CITY CLERK
October 17, 2009

CITY OF NORTH LAUDERDALE
NOTICE OF PUBLIC HEARING
PROPOSED ORDINANCE
THE CITY COMMISSION OF THE CITY OF NORTH LAUDERDALE, FLORIDA WILL CONSIDER THE FOLLOWING PROPOSED ORDINANCE, AT THEIR MEETING ON OCTOBER 27, 2009 AT 7:00 P.M., CITY HALL COMMISSION CHAMBERS, 701 S.W. 71ST AVENUE, NORTH LAUDERDALE, FLORIDA. ANYONE WISHING TO SPEAK ON THE ORDINANCE WILL BE HEARD AT THAT TIME. ORDINANCE(S) MAY BE READ IN THEIR ENTIRETY AT THE OFFICE OF THE CITY CLERK AT THE ABOVE ADDRESS, DAILY FROM 9 A.M. UNTIL 5 P.M.
Order to Show Cause
Index No. SF2002-902272
ORAL ARGUMENT REQUESTED
PRESENT: HON. JANICE M. ROSA Justice Presiding STATE OF NEW YORK SUPREME COURT COUNTY OF ERIE
ELAINE F. RICHARD n/k/a ELAINE F. THOMAS Plaintiff-Petitioner vs. ROBERT G. RICHARD Defendant-Respondent
Upon the annexed Affidavits of Petitioner, ELAINE F. THOMAS, and her Attorney KELLY A. FERON Esq., both sworn to the 12th day of October, 2009, the Judgment of Divorce granted by the HON. JANICE M. ROSA, J. S. C., on May 6, 2003 and filed in the Erie County Clerk's Office on May 14, 2003, and upon all proceedings previously had in this action, it is ORDERED that the Respondent, ROBERT G. RICHARD, and his Attorney at Law, show cause before this Court at a Matrimonial Term, Part 16, to be held in the County of Erie, at the Courthouse located at Buffalo, New York, on the 23rd day of November, 2009, at 9:30 a.m. or as soon thereafter as counsel may be heard why the following relief should not be granted:
1) Enjoining and restraining Respondent, ROBERT G. RICHARD and JP MORGAN RETIREMENT PLAN SERVICES from selling, transferring, conveying, assigning, pledging, hypothecating, encumbering, or otherwise disposing of the HOSPIRA 401(K) RETIREMENT SAVINGS PLAN titled to ROBERT G. RICHARD, as owner, co-owner, trustee, beneficiary, Attorney-in-Fact or otherwise until further direction of this Court;
2) Pursuant to DRL Section 236, Part B, Subd. 9(a) and Section 243, sequestration Respondent's HOSPIRA 401(K) RETIREMENT SAVINGS PLAN, and directing JP MORGAN RETIREMENT PLAN SERVICES, as Plan Administrator to disburse the Respondent's interest in the HOSPIRA 401(K) RETIREMENT SAVINGS PLAN to Petitioner as directed by this Court;
3) Pursuant to Section 244 of the DRL, a money judgment against the Respondent, ROBERT G. RICHARD, and in favor of Petitioner, ELAINE F. THOMAS, in the sum of \$2,600.00, representing unpaid maintenance as of October 9, 2009, awarded pursuant to the parties' Judgment of Divorce, together with appropriate interest and cost;
4) Pursuant to Section 244 of the DRL, a money judgment against the Respondent, ROBERT G. RICHARD, and in favor of the Petitioner, ELAINE F. THOMAS, in an amount representing any additional arrears that have accrued since the commencement of this enforcement proceeding through the date of submission or hearing of this proceeding, together with appropriate interest and costs;
5) If required by the Plan Administrator, Domestic Relations Orders to implement the directives of this Court;
6) Pursuant to CPLR 316, an Order of Publication with accompanying mailing to Respondent's Fort Lauderdale, Florida Post Office Box;
7) Pursuant to Section 238 of the DRL, an award of counsel fees and expenses jointly to Petitioner, ELAINE F. THOMAS, and her Attorneys, SPADAFORA & VERRASTRO, LLP, resulting from the prosecution and presentation of this proceeding; and
8) For such other and further relief as to the Court may seem just and proper.
IT APPEARING that Respondent has abruptly absented himself from the State of New York without intent to return, recently transferred real property he held title located in Cheektowaga, New York in a non-arms length transaction, and has failed to uphold his maintenance obligation to Petitioner, and IT FURTHER APPEARING that there is reason to believe that the Respondent, ROBERT G. RICHARD may sell, transfer, convey, assign, encumber, hypothecate or otherwise dispose of certain property in his title, it is ORDERED that pending the hearing on the pleadings filed in this action, it is ORDERED that the Respondent, ROBERT G. RICHARD, and his Attorney at Law, show cause before this Court at a Matrimonial Term, Part 16, to be held in the County of Erie, at the Courthouse located at Buffalo, New York, on the 23rd day of November, 2009, at 9:30 a.m. or as soon thereafter as counsel may be heard why the following relief should not be granted:
1) Enjoining and restraining Respondent, ROBERT G. RICHARD and JP MORGAN RETIREMENT PLAN SERVICES from selling, transferring, conveying, assigning, pledging, hypothecating, encumbering, or otherwise disposing of the HOSPIRA 401(K) RETIREMENT SAVINGS PLAN titled to ROBERT G. RICHARD, as owner, co-owner, trustee, beneficiary, Attorney-in-Fact or otherwise until further direction of this Court.
SUFFICIENT CAUSE APPEARING, let service of a conformed copy of this Order to Show Cause, and of the papers and exhibits upon which it is granted, be made via publication in the SUN-SENTINEL, a newspaper of general circulation, at Post Office Box 1314 E. Las Olas #530, Fort Lauderdale, Florida 33301 on Respondent, ROBERT G. RICHARD on or before the 13th day of November, 2009, be deemed good and proper service.
Responding papers to be delivered to the Court and opposing counsel 48 hours before return time
Enter, JSC Janet M. Rosa
GRANTED Oct 13, 2009
BY JAMES A. KASPRZAK
COURT CLERK
October 17, 24, 31, 2009

Marine
SunSentinel.com/GetWheels

Dockage/Storage
FT. LAUDERDALE - Laud. Isles, up to 40'. NFB, water & electric & secure. No LVB's \$250/mo. Call 954-523-0923.
HILLSBORO INLET - Private dock next to inlet bridge for 80-125ft yacht only. Deep water. 200 amp electric, on ICW • 954-803-5630 •
LAUD BY SEA - Private and secure. Up to 40 ft. NFB. Water & electric incl. No sail, no live aboards \$350/mo, 1 yr lease. 954-491-6045
LHP - A deep, wide, canal, NFB NLA Sailboats welcome, water, electric, 2 miles N inlet. EZ access and secure. 954-785-5500
LIGHTHOUSE POINT - 7 min. from Hillsboro inlet, water & electric, private home, no live aboards, 30-100 ft., 954-786-1237
LIGHTHOUSE POINT - Private home, no fix bridge, up to 32ft., elec. wtr, minutes to inlet. \$9.50/ft. Call 954-786-1755 or 954-410-4800.
POMPANO - Deep Water, up to 38'x13' beam. Water, Electric, Security. No Fixed Bridges. No Live-a-boards. Off Intercoastal, North of Atlantic Blvd. 954-471-6704
POMPANO - Pvt. home, 5 min. to Inlet, water, electricity, up to 36 ft., \$10/ft., deep water Call 603-566-7208

Marine Flea Market
DOUBLE JET SKI TRAILER - New tires, and lights, \$500 obo. 954-907-4929.

Marine Miscellaneous
DOCKAGE - Highland Beach up to 35' power & water, deep canal. 11.00/ft. 561-278-9423
DOCKING LESSONS - Capt. Doreen E-Z Boating, charters on your boat, available by the hour. • LET'S GO BOATING! • 561-302-8943

Marine Repairs/Services
CAPTAIN - Lic. Boat Yacht Captain Available for on water instruction or extended trips. Call Captain Brian 954-294-7223 boatbiz@gmail.com

Outboard/Inboard Engines
EVINRUDE OCEAN PROS - 250hps. Twin outboards, 40hrs on new powerhead. Good cond, \$1950 obo, will separate. Call: 954-415-7755.

Yachts
127' BURGER - 2003, magnificent yacht, great opportunity, wheelchair accessible. Estate sale. Water 561-772-0990.
41' TIARA - 1996 Open M/Tower, REDUCED!! Call Jeff 954-303-4525
43' TIARA - '94, Excellent equipment. Low price. Call 954-417-303-4525
44' SEARAY - Sundancer '06, 500 HP Cummins, 300 hrs, Sat. TV, cockpit air, Boat is perfect. \$279,900. 954-849-7950.
46' GRAND BANKS EUROPA - '04 Twin Yanmars 465 hp. Exceptional factory installed extras. Turnkey. Impeccable condition. Call for list of extras and 4x6 picture. \$645,000. Call 305-852-1686 or Cell: 954-429-4744
48 FT. VIKING - 1988
48 ft. Viking Convertible
2 staterooms, 2 Heads, Detroit Diesels, Full electronics. Easy to view in Fort. Lauderdale. Price upon request. 954-767-0707
51' BERTRAM SF - 2000/01. New to Market. MINT. Call Jeff 954-303-4525
58' SEA RAY-SDN BRDG. Exceptionally clean, northern boat, very low hours on upgraded main diesels. Full Nav net. Hydrolic platform. DVD pics available. Call ACRY 401-678-6671.
60' HATTERAS SPORTFISH - 2000. Mint. Best Buy. Call Jeff at 954-303-4525
72' VIKING - CPMY - New to Market, Mint condition. Call Jeff 954-303-4525
74' HATTERAS CPMY '89 - Cats, 2 Boat Owner. Must Sell! CALL JEFF 954-303-4525
74 VIKING - 2007 Viking Open Blue hull, 5 strm 2400 MTU warranty till 3/12, custom upgrades, 42 Kts, \$3,295,000, 954-980-6197 manne22@aol.com
80' HATTERAS SKYLOUNGE - 08. New To Mkt, 2 boat owner. Call Claude 954-648-9498
58' SEA RAY-SDN BRDG. Exceptionally clean, northern boat, very low hours on upgraded main diesels. Full Nav net. Hydrolic platform. DVD pics available. Call ACRY 401-678-6671.

Marine
SunSentinel.com/GetWheels

Boats
14 MCKEE - Factory fish boat, 50HP, Shoreline trailer. Live well, ped. chairs, \$4600 OBO - Compare. 786-712-1527
17.5 NITRO - '04 Nitro Bass Ski Boat 125 Merc. 40 hrs. Call Don: 954-968-8251.
18 1/2 PRO SPORTS - 1999, center console, 115 Yamaha OB, trailer, excellent condition, \$10,800.00. Call 954-292-8028.
19 MAKO CTR CONSOLE FISHING BOAT - 96 19' long, 1999 Yamaha 150 salt water series motor, exc cond, \$11,800 call 561-866-9287
19 SEARAY - 2006
searay2006
Searay2006 19ft sport bowrider Rare merc 4 stroke outboard only 70 hrs Call for photos Fern 561 582 9607, 561 582 9607
21.5 ROBALO - Walk around yacht with half tower plus Trailer, Free dock space 1 year, many extras \$7000 Call Jim 305-903-3829 keylargocuster@aol.com
21 YAMAHA - 2006 06 Yamaha sx210 Yamaha 06 210sx jet boat. Under 6 hrs. Blue and white. Pics on request. 561 582 9607, 561 582 9607
23 YAMAHA - 2007
2007 Yamaha ar230
jet boat Low hrs and new condition all the wayski tower with w. speakers \$26500. Pics on request 561 582 9607, coolfeed@comcast.net
26 FOUR WINNS - 2008 Four wins 260H 2008 four wins 260H bowrider. New condition with under 9 hrs on the clock. Lots of options and pics on request with email. \$36900 561 582 9607, coolfeed@comcast.net
36 TIARA - Sovran, '06, new cond, hard-top, AC, twin cummins, QSC/490hp, 150 hr, lift kept. Offer wanted. 954-347-4921
36 TIARA - Sovran, '06, new cond, hard-top, AC, twin cummins, QSC/490hp, 150 hr, lift kept. Offer wanted. 954-347-4921

Dockage/Storage
BOCA EAST - Up to 60 ft. water/electric included, no fixed bridges. Off intercoastal. No live a board, Jaye 561-251-7081.
BOCA RATON - 38ft boat fits, water & electric available, includes whips, extra wide canal, no bridges. \$350/mo. 561-706-1809.
DANIA BEACH - Boat dock for rent, ocean access, up to 50ft., Dania cutoff, New River, no fixed bridges. \$10/ft., 954-792-0530
HURRICANE HOLE, 45' dock, no bridges, 80' wide canal, NLA, concrete & steel land-based moorings. \$10/ft. Call Ray 617-666-1900/Days, 617-719-2855/Nights.
DEERFIELD BEACH/LITTLE HARBOR - Deep water dock, NFB, water/electric, private. Secure. 954-570-7563.
DEERFIELD BEACH - Safe secure deep water dock, max 30' sheltered water whips 30/50 amps available \$12 954-638-3864
FORT LAUDERDALE - 85 foot dock, new river, no fixed bridges, 50/100 amp service, water, cable, dockside, Private home, walled and gated. 954-525-5221.
FT. LAUDERDALE - Dock on canal behind private home, up to 40', NFB, near Lauderdale Mvmt Center, no live aboards. 954-557-2076.

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Order to Show Cause
Index No. SF2002-902272
ORAL ARGUMENT REQUESTED
PRESENT: HON. JANICE M. ROSA Justice Presiding STATE OF NEW YORK SUPREME COURT COUNTY OF ERIE
ELAINE F. RICHARD n/k/a ELAINE F. THOMAS Plaintiff-Petitioner vs. ROBERT G. RICHARD Defendant-Respondent
Upon the annexed Affidavits of Petitioner, ELAINE F. THOMAS, and her Attorney KELLY A. FERON Esq., both sworn to the 12th day of October, 2009, the Judgment of Divorce granted by the HON. JANICE M. ROSA, J. S. C., on May 6, 2003 and filed in the Erie County Clerk's Office on May 14, 2003, and upon all proceedings previously had in this action, it is ORDERED that the Respondent, ROBERT G. RICHARD, and his Attorney at Law, show cause before this Court at a Matrimonial Term, Part 16, to be held in the County of Erie, at the Courthouse located at Buffalo, New York, on the 23rd day of November, 2009, at 9:30 a.m. or as soon thereafter as counsel may be heard why the following relief should not be granted:
1) Enjoining and restraining Respondent, ROBERT G. RICHARD and JP MORGAN RETIREMENT PLAN SERVICES from selling, transferring, conveying, assigning, pledging, hypothecating, encumbering, or otherwise disposing of the HOSPIRA 401(K) RETIREMENT SAVINGS PLAN titled to ROBERT G. RICHARD, as owner, co-owner, trustee, beneficiary, Attorney-in-Fact or otherwise until further direction of this Court;
2) Pursuant to DRL Section 236, Part B, Subd. 9(a) and Section 243, sequestration Respondent's HOSPIRA 401(K) RETIREMENT SAVINGS PLAN, and directing JP MORGAN RETIREMENT PLAN SERVICES, as Plan Administrator to disburse the Respondent's interest in the HOSPIRA 401(K) RETIREMENT SAVINGS PLAN to Petitioner as directed by this Court;
3) Pursuant to Section 244 of the DRL, a money judgment against the Respondent, ROBERT G. RICHARD, and in favor of Petitioner, ELAINE F. THOMAS, in the sum of \$2,600.00, representing unpaid maintenance as of October 9, 2009, awarded pursuant to the parties' Judgment of Divorce, together with appropriate interest and cost;
4) Pursuant to Section 244 of the DRL, a money judgment against the Respondent, ROBERT G. RICHARD, and in favor of the Petitioner, ELAINE F. THOMAS, in an amount representing any additional arrears that have accrued since the commencement of this enforcement proceeding through the date of submission or hearing of this proceeding, together with appropriate interest and costs;
5) If required by the Plan Administrator, Domestic Relations Orders to implement the directives of this Court;
6) Pursuant to CPLR 316, an Order of Publication with accompanying mailing to Respondent's Fort Lauderdale, Florida Post Office Box;
7) Pursuant to Section 238 of the DRL, an award of counsel fees and expenses jointly to Petitioner, ELAINE F. THOMAS, and her Attorneys, SPADAFORA & VERRASTRO, LLP, resulting from the prosecution and presentation of this proceeding; and
8) For such other and further relief as to the Court may seem just and proper.
IT APPEARING that Respondent has abruptly absented himself from the State of New York without intent to return, recently transferred real property he held title located in Cheektowaga, New York in a non-arms length transaction, and has failed to uphold his maintenance obligation to Petitioner, and IT FURTHER APPEARING that there is reason to believe that the Respondent, ROBERT G. RICHARD may sell, transfer, convey, assign, encumber, hypothecate or otherwise dispose of certain property in his title, it is ORDERED that pending the hearing on the pleadings filed in this action, it is ORDERED that the Respondent, ROBERT G. RICHARD, and his Attorney at Law, show cause before this Court at a Matrimonial Term, Part 16, to be held in the County of Erie, at the Courthouse located at Buffalo, New York, on the 23rd day of November, 2009, at 9:30 a.m. or as soon thereafter as counsel may be heard why the following relief should not be granted:
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COURT CLERK
October 17, 24, 31, 2009

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