

City of Fort Lauderdale

City Hall
100 N. Andrews Avenue
Fort Lauderdale, FL 33301
www.fortlauderdale.gov



Action Summary

Tuesday, March 5, 2013

6:00 PM

City Commission Chambers

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

JOHN P. "JACK" SEILER Mayor - Commissioner
BRUCE G. ROBERTS Vice Mayor - Commissioner - District I
DEAN J. TRANTALIS Commissioner - District II
BOBBY B. DuBOSE Commissioner - District III
ROMNEY ROGERS Commissioner - District IV

LEE R. FELDMAN, City Manager
JOHN HERBST, City Auditor
JONDA K. JOSEPH, City Clerk
HARRY A. STEWART, City Attorney

ROLL CALL

Present: 4 - Mayor John P. "Jack" Seiler, Vice-Mayor Bruce G. Roberts, Commissioner Bobby B. DuBose and Commissioner Romney Rogers

Invocation

Pledge of Allegiance

Approval of MINUTES and Agenda

[13-0348](#) APPROVAL OF MINUTES - January 22, 2013 Conference and Regular Meetings

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PRESENTATIONS

PRES- [13-0316](#) COMMUNITY APPEARANCE BOARD WOW AWARD FOR DISTRICT
1 |

PRESENTED

PRES- [13-0408](#) PROCLAMATION DESIGNATING MARCH, 2013 AS NATIONAL
2 WOMEN'S HISTORY MONTH IN THE CITY OF FORT LAUDERDALE

PRESENTED

PRES- [13-0406](#) THE MAYOR AND CITY COMMISSION WILL RECOGNIZE
3 OUTSTANDING CITY EMPLOYEES

PRESENTED

PRES- [13-0347](#) 2012 OFFICERS OF THE YEAR - MARK SHOTWELL AND JAMES
4 JAGGERS

PRESENTED

CONSENT AGENDA

APPROVED

Approval of the Consent Agenda

Approve the Consent Agenda

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

- M-1** [13-0334](#) EVENT AGREEMENTS AND RELATED ROAD CLOSINGS: Saint Patrick's Day Parade, Saint Patrick's Day, Art and Jazz in Victoria Park, Coral Ridge Green Market, Las Olas Gourmet Market, Florida Turkish Festival, Saint Patrick's Day Celebration, Saint Patrick's Day on SW 2nd Street, Kids in Distress Charity Volleyball Tournament, MOD Weekend, 2575 Triathlon and Hunter's 1st Annual St. Paddy's Bash
- APPROVED**
- Aye:** 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- M-2** [13-0411](#) ACCEPT DONATION OF NEW UP-TO-DATE FORT LAUDERDALE NEIGHBORHOODS FRAMED MAP FROM FORT LAUDERDALE COUNCIL OF CIVIC ASSOCIATIONS
- Acceptance of the gift, but not the content*
- APPROVED AS AMENDED**
- Aye:** 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- M-3** [13-0335](#) ACCEPT DONATION FROM USA SWIMMING FOUNDATION - \$5,000 for youth swim lessons
- APPROVED**
- Aye:** 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- M-4** [13-0330](#) DONATION TO ONIKUSU JUDO CLUB - \$30,000 from State Law Enforcement Trust Fund
- APPROVED**
- Aye:** 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- M-5** [13-0272](#) COMPETITIVE SANCTIONED USA SWIMMING TEAM - SWIM FORT LAUDERDALE - ONE-YEAR CONTRACT EXTENSION AND AMENDMENT FOR SWIM INSTRUCTOR SERVICE with Jennifer Gibson to serve as Head Age Group Coach
- APPROVED**
- Aye:** 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

- M-6** [13-0362](#) GRANT ACCEPTANCE - GREEN KIDS GRANT PROGRAM - \$7,000 from National Recreation and Park Association and authorize proper City Officials to execute all necessary documents to receive the funds

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

- M-7** [13-0136](#) TASK ORDER 1 - PAVEMENT MANAGEMENT SYSTEM - Atkins North America, Inc. - \$92,530 - inventory, inspection, condition assessment, cost and life cycle modeling and multiple scenario planning for 500 miles

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

- M-8** [13-0313](#) TASK ORDER 13 - PARCEL D, EXECUTIVE AIRPORT INDUSTRIAL PARK MITIGATION MONITORING - Miller Legg and Associates, Inc. - not-to-exceed \$42,980

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

- M-9** [13-0359](#) TASK ORDER 2 - PARCELS B, C AND D, EXECUTIVE AIRPORT-EARTHWORK ANALYSIS AND BID SPECIFICATIONS - \$46,825 - Miller Legg & Associates, Inc.

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

- M-10** [13-0338](#) WORK ORDER 1 - CANAL DREDGING OF SEVEN LOCATIONS - Cavache, Inc. - \$209,996.12 plus \$74,115.23 for engineering administration fees

REMOVED FROM AGENDA

- M-11** [13-0400](#) PILOT IMPLEMENTATION OF ADAPTATION ACTION AREAS - RISING SEA LEVELS - INTERLOCAL AGREEMENT with South Florida Regional Planning Council

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

- M-12** [13-0117](#) ECONOMIC DEVELOPMENT DIRECT CASH INCENTIVE AGREEMENT - CITRIX Systems, Inc. - \$100,000 over a three-year period and authorize proper City Officials to execute agreement

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

- M-13** [13-0314](#) CODE ENFORCEMENT LIEN SETTLEMENT AGREEMENT - 1910 NE 7 Place - Case CE07031751

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

CONSENT RESOLUTION

- CR-1** [13-0395](#) SUPPORTING STUDENTS WORKING AGAINST TOBACCO (SWAT) - tobacco free partnership of Broward County and American Cancer Society to restrict sale of flavored tobacco products

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

- CR-2** [13-0416](#) APPOINTMENT OF ROBBINS GELLER RUDMAN & DOWD, LLP AS SPECIAL COUNSEL TO GENERAL EMPLOYEES RETIREMENT SYSTEM to pursue lead plaintiff status in federal securities fraud class action filed against VeriSign, Inc., et al in United States District Court, Eastern

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

- CR-3** [13-0248](#) CONSOLIDATED BUDGET AMENDMENT TO FISCAL YEAR 2013 BUDGET - APPROPRIATION

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

- CR-4** [13-0317](#) 2013 LAUDERDALE AIR SHOW - DECLARATION OF APRIL 20-21, 2013 AS A PUBLIC PURPOSE SPECIAL EVENT and providing limited temporary exemption from Municipal Code, Section 8-85, as it relates to open containers

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

CR-5 [13-0327](#) SPEED HUMP INSTALLATION POLICY

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PURCHASING AGENDA

PUR-1 [13-0278](#) THIRD ONE-YEAR EXTENSION TO AGREEMENT FOR COASTAL ENGINEERING CONSULTING SERVICES - URS Corporation Southern - utilizing pricing in original agreement

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PUR-2 [13-0308](#) ONE YEAR CONTRACT FOR PURCHASE OF GATE VALVES in estimated amount of \$222,586.25 from Shuler Supplier Co. and authorize City Manager to approve renewal options contingent upon approval and appropriation of funds

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PUR-3 [13-0311](#) TWO, ONE-YEAR CONTRACTS FOR PURCHASE OF AGGREGATES in total estimated amount of \$289,873.75 from Austin Tupler Trucking, Inc. (ITB 432-11132 and Southeast Florida Governmental Purchasing Cooperative Contract) and authorize City Manager to approve renewal options contingent upon approval and appropriation of funds

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PUR-4 [13-0376](#) CHANGE ORDER - REPLACE CARPETING AT TRANSPORTATION AND MOBILITY BUILDING - Mohawk Carpet Distributing, Inc. - \$5,241

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PUR-5 [13-0387](#) REJECT SINGLE BID FOR CISCO SMARTNET MAINTENANCE RENEWAL AND SUPPORT

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

CITIZEN PRESENTATIONS

CIT-1 [13-0394](#) ROBERT WALSH - Commission District II Election - March 12, 2013

RECEIVED

CIT-2 [13-0396](#) MARK HARTMAN - Gun Shows - War Memorial Auditorium in Holiday Park

RECEIVED

CIT-3 [13-0407](#) HAYLEE BECKER - Use of Local Policy to Criminalize Homelessness

RECEIVED

13-0440 WALK-ON - Art Seitz

RECEIVED

RESOLUTIONS

R-1 [13-0210](#) QUASI-JUDICIAL - VACATION OF 5 FOOT UTILITY EASEMENT - Case 13-M-12

Applicant: 401 E. Las Olas, LLC
Location: Northwest corner of SE 4 Avenue and East Las Olas Boulevard

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

R-2 [13-0363](#) APPOINTMENT OF EMPLOYEE REPRESENTATIVE TO CIVIL SERVICE BOARD - BRUCE A. LARKIN

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

R-3 [13-0104](#) APPOINTMENT OF CITY BOARD AND COMMITTEE MEMBERS - vacancy information provided under Conference Item BD-2

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PUBLIC HEARINGS

PH-1 [13-0279](#) 1) FIRST READING OF ORDINANCE - LAND USE AMENDMENT - CHANGING DESIGNATION TO IRREGULAR RESIDENTIAL AND 2) RESOLUTION - recommending amending Broward County Land Use Plan - 37 single family residences and 4-acre park (former American Golfers Club golf course) - Case 12-T-12

Applicant: Coral Ridge Golf Course, Inc.

From: Park-Open Space

Location: East of North Federal Highway, north of NE 37 Drive and south of Commercial Boulevard

PASSED FIRST READING

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

ADOPTED

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

PH-2 [13-0280](#) QUASI-JUDICIAL - FIRST READING OF ORDINANCE REZONING TO PARKS, RECREATION AND OPEN SPACE - GORE BETZ PARK - Case 15-Z-12

Applicant: City of Fort Lauderdale

From: Residential Single Family/Duplex - Low Medium Density RD-15

Location: Northwest corner of SW 9 Avenue and Orange Isle

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

PASSED FIRST READING

Aye: 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

ORDINANCES

- O-1** [13-0245](#) SECOND READING OF ORDINANCE AMENDING CODE OF ORDINANCES SECTION 20-83, PERSONNEL - designating three classes as administrative assistants to the city manager
- ADOPTED ON SECOND READING**
- Aye:** 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- O-2** [12-2472](#) SECOND READING OF ORDINANCE AMENDING UNIFIED LAND DEVELOPMENT REGULATIONS, SECTION 47-25.3, NEIGHBORHOOD COMPATIBILITY REQUIREMENTS - exempting parks, open space and conservation areas from bufferyard and wall requirements
- ADOPTED ON SECOND READING**
- Aye:** 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- O-3** [13-0389](#) SECOND READING OF ORDINANCE RENAMING MIDDLE RIVER SOUTH MIDDLE RIVER SUNRISE BOULEVARD REDEVELOPMENT ADVISORYBOARD (MRSMRSB) TO CENTRAL CITY REDEVELOPMENT ADVISORY BOARD
- ADOPTED ON SECOND READING**
- Aye:** 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- O-4** [13-0391](#) SECOND READING OF ORDINANCE ESTABLISHING A REDEVELOPMENT TRUST FUND FOR MIDDLE RIVER SOUTH MIDDLE RIVER SUNRISE BOULEVRD COMMUNITY REDEVELOPMENT AREA (MRSMRSB) - providing for supplemental name of Central City Redevelopment Trust Fund
- ADOPTED ON SECOND READING**
- Aye:** 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers
- O-5** [13-0165](#) FIRST READING OF ORDINANCE AMENDING CODE OF ORDINANCES, CHAPTER 26, ARTICLE VIII - VALET PARKING ON RIGHTS-OF-WAY AND PUBLIC PARKING FACILITIES on a permanent basis
- PASSED FIRST READING**
- Aye:** 4 - Mayor Seiler, Vice-Mayor Roberts, Commissioner DuBose and Commissioner Rogers

ADJOURNMENT