

# **City of Fort Lauderdale**

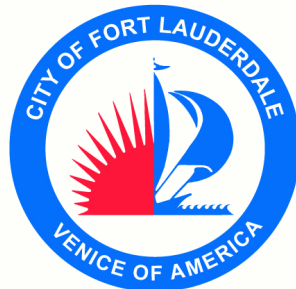
## **City Commission Regular Meeting**

### **Agenda**

**Tuesday, February 5, 2013 - 6:00 PM**

*City Commission Chambers*

*City Hall  
100 N. Andrews Avenue  
Fort Lauderdale, FL 33301  
[www.fortlauderdale.gov](http://www.fortlauderdale.gov)*



**FORT LAUDERDALE CITY COMMISSION**

**JOHN P. "JACK" SEILER** Mayor - Commissioner  
**BRUCE G. ROBERTS** Vice Mayor - Commissioner - District I  
**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

### Invocation

*Pastor Bill Knott, Abiding Savior Church*

### Pledge of Allegiance

### Approval of MINUTES and Agenda

- [13-0189](#) APPROVAL OF MINUTES - October 2, 2012 Joint Conflict Resolution Meeting with Broward County Board of County Commissioners and December 18, 2012 Conference and Regular Meetings
- Attachments:** [DRAFT October 2, 2012 Joint Conflict Resolution Meeting with Broward County](#)  
[DRAFT December 18, 2012 Conference Meeting minutes](#)  
[DRAFT December 18, 2012 Regular Meeting minutes](#)

## PRESENTATIONS

- PRES-1** [13-0170](#) COMMUNITY APPEARANCE BOARD WOW AWARDS FOR DISTRICTS II AND III
- Attachments:** [Commission Agenda Memo 13-0170](#)  
[Exhibit 1- Property Description for Dist II](#)  
[Exhibit 2 - Property Description for Dist III](#)
- PRES-2** [13-0177](#) FINANCE DEPARTMENT - CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING FOR FISCAL YEAR ENDING 2011 - received from Government Finance Officers Association - 35th consecutive year
- Attachments:** [GFOA Letter](#)

## CONSENT AGENDA

*Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion; if discussion on an item is desired by any City Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.*

- M-1**      [13-0191](#)      EVENT AGREEMENTS AND RELATED ROAD CLOSINGS: Rio Vista Campout, Mardi Gras, Galt Mile Wine & Food Festival, Pridefest 2013, CFF Cycle for Life: Wheels in Motion for a Cure, March for Cancer, Yo Yo Fest II, Palm 100 Ultramarathon, 13th Annual Riverwalk Run, Midtown Jazz Mingler and Riverwalk Bluesfest.
- Attachments:**    [Commission Agenda Memo #13-0191](#)
- [EX 1 - Rio Vista Campout app](#)
- [EX 2 - Mardi Gras app](#)
- [EX 3 - Galt Mile Wine & Food app](#)
- [EX 4 - PrideFest app](#)
- [EX 5 - Cycle for Life app](#)
- [EX 6 - March for Cancer app](#)
- [EX 7 - Yo Yo Fest app](#)
- [EX 8 - Palm 100 app](#)
- [EX 9 - Riverwalk Run app](#)
- [EX 10 - Midtown Jazz Mingler app](#)
- [EX 11 - Riverwalk Bluesfest](#)
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- M-2**      [13-0195](#)      PAY PLAN CLASS - addition of one new class to Federation of Public Employees Collective Bargaining Agreement - Assistant Database Administrator
- Attachments:**    [Commission Agenda Memo 13-0195](#)
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- M-3**      [13-0168](#)      GRANT ACCEPTANCE - GRASSROOTS WHEELCHAIR PROGRAM - \$4,300 - from United States Tennis Association, on behalf of Parks and Recreation Department Tennis Program
- Attachments:**    [Commission Agenda Memo #13-0168](#)
- [EX 1 - USTA Grassroots Wheelchair Tennis Grant](#)
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- M-4**      [13-0193](#)      U.S. MASTERS SWIMMING MEETS AT AQUATIC COMPLEX - Memorandum of Understanding with Swim Fort Lauderdale Masters Booster Club, Inc. supporting City's competitive sanctioned U.S. Masters Swimming Team, Swim Fort Lauderdale - events scheduled March - December 2013
- Attachments:**    [Commission Agenda Memo #13-0193](#)
- [EX 1 - Final Booster Club MOU - Masters adult swimming team](#)

- M-5**      [13-0194](#)      U.S. MASTERS SWIMMING MEETS AT AQUATIC COMPLEX - Memorandum of Understanding with Swim Fort Lauderdale Booster Club, Inc. supporting City's competitive sanctioned USA Swimming Team, Swim Fort Lauderdale - events scheduled February - December 2013  
*Attachments:*    [Commission Agenda Memo #13-0194](#)  
                         [EX 1 - Final Booster Club MOU - youth](#)
- M-6**      [13-0129](#)      WORK ORDER 1 - STORM DRAINAGE SERVICES - VICTORIA PARK - GPE Engineering & General Contractor Corp. - \$88,777.47 plus \$6,214.42 engineering administration fees  
*Attachments:*    [Commission Agenda #12-0129](#)  
                         [Exhibit 1 - #12-0129](#)
- M-7**      [13-0228](#)      TASK ORDER 2 - STORM DRAINAGE SERVICES ON HENDRICKS ISLE DRIVE- GPE Engineering & General Contractor Corp. - \$366,708.18 plus \$36,394 engineering administration fees  
*Attachments:*    [Commission Agenda #13-0228](#)  
                         [Exhibit 1 - Work Order 2](#)
- M-8**      [13-0190](#)      NORTHWEST GARDENS II AND IV - HOUSING AUTHORITY OF THE CITY OF FORT LAUDERDALE - Second Amendment to Declaration of Restrictive Covenants and Second Amendment to Conveyance, Development and Use Agreement.  
*Attachments:*    [Commission Agenda Memo 13-0190.doc](#)  
                         [Exhibit 1 - 2nd Amendment to Dec of Restrictive Covenants.pdf](#)  
                         [Exhibit 2 - 2nd Amendment to Conveyance, Dev & Use Agreement.pdf](#)

## CONSENT RESOLUTION

- CR-1**      [13-0112](#)      CONSOLIDATED BUDGET AMENDMENT TO FISCAL YEAR 2013 BUDGET - APPROPRIATION  
*Attachments:*    [CAM 13-0112 Consolidated Budget Amendment](#)  
                         [EX 1 Resolution CAM 13-0112](#)
- CR-2**      [13-0035](#)      INSTALLATION OF SIDEWALK ON NW 24 AVENUE - Supplemental Agreement 1 with Florida Department of Transportation decreasing original grant amount from \$106,924 to \$72,590 to reflect actual cost of eligible items  
*Attachments:*    [Commission Agenda Memo #13-0035](#)  
                         [Exhibit 1 LAP Acceptance Agreement](#)  
                         [CAM 13-0035 Exhibit 2 - Resolution](#)

- CR-3**      [13-0166](#)      LANDSCAPE IMPROVEMENTS FOR STATE ROAD A-1-A (SE 17 STREET CAUSEWAY) FROM FEDERAL HIGHWAY TO MAYAN DRIVE  
- Joint Participation Agreement and Amendment 5 to Landscape Inclusive Maintenance Memorandum of Agreement with Florida Department of Transportation - not to exceed \$180,000  
**Attachments:**    [Commission Agenda Memo #13-0166](#)  
                          [Exhibit 1 - CLS - FDOT JPA & MMOA Amendment](#)  
                          [Exhibit 2 - JPA 17th Street\\_010213](#)  
                          [Exhibit 3 - MMOA 17th Street\\_010213](#)  
                          [Exhibit 4 - FDOT - Business of Beautification](#)
- CR-4**      [13-0233](#)      QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM - RECOMMENDING PROJECT NEON as a program applicant and providing for local financial support in the amount of \$35,000 contingent upon approval by State of Florida  
**Attachments:**    [Commission Agenda Memo 13-0233.docx](#)  
                          [CAM 13-0233 Exhibit 1](#)
- CR-5**      [13-0081](#)      STATE ROAD A-1-A FLORIDA SCENIC HIGHWAY FIVE-YEAR CORRIDOR MANAGEMENT PLAN UPDATE - supporting efforts of Corridor Management Entity to update Five-Year Corridor Management Plan  
**Attachments:**    [Commission Agenda Memo #13-0081](#)  
                          [13-0081 EX 1 - Scenic Highway Program](#)  
                          [13-0081 EX 2 - SRA1A Resolution DRAFTdms A1A Scenic Highway](#)

## PURCHASING AGENDA

- PUR-1**      [13-0013](#)      AWARD CONTRACT FOR SEWER BASIN A-21 PROGRESSO AND ANNUAL UNIT PRICE SEWER REPAIR in the amount of \$1,689,732.60 from Lanzo Lining Services, Inc.  
**Attachments:**    [Commission Agenda Memo 13-0013](#)  
                          [EX 1 - Original Bid Tab 223-11052](#)  
                          [EX 2 - Revised Bid Tab 223-11052](#)  
                          [EX 3 - Protest Letter](#)  
                          [EX 4 - Response to Protest](#)

- PUR-2**      [13-0051](#)      PURCHASE OF MODEL YEAR 2013 POLICE VEHICLES in the not-to-exceed amount of \$2,493,456 from Maroone Chevrolet, LLC  
*Attachments:*      [Commission Agenda Memo 13-0051](#)  
   [EX 1 - Bid Tabulation 432-11114](#)  
   [EX 2 - Pricing Comparison](#)  
   [EX 3 - Vehicle Replacement Analysis](#)  
   [EX - 4 Totalled Vehicle Declaration](#)
- PUR-3**      [13-0141](#)      ONE-YEAR CONTRACT FOR DOCKSIDE MARINE FUELING SERVICES in the estimated annual amount of \$40,000 from The Lauderdale Marina, Inc. and authorize the City Manager or designee to approve renewal options contingent upon approval and appropriation of funds  
*Attachments:*      [Commission Agenda Memo 13-0141](#)  
   [EX 1 - Bid Tabulation 133-11126](#)
- PUR-4**      [13-0148](#)      PURCHASE OF ROOF REPLACEMENT SERVICES FOR PUBLIC WORKS UTILITIES ADMINISTRATION BUILDING in the amount of \$146,829 from Advanced Roofing, Inc. - Work Order 1  
*Attachments:*      [CAM 13-0148](#)  
   [EX 1 - Work Order](#)
- PUR-5**      [13-0151](#)      PROPRIETARY PURCHASE - EIGHTEEN LIMITORQUE VALVE AND GATE ACTUATORS FOR LOHMEYER WASTEWATER TREATMENT PLANT in the amount of \$99,324 from Valve and Actuation Services, LLC d/b/a Chalmers and Kubeck South  
*Attachments:*      [Commission Agenda Memo 13-0151](#)
- PUR-6**      [13-0159](#)      PURCHASE OF TWO INTERNATIONAL DURASTAR DUMP TRUCKS in the amount of \$180,111 from Navistar, Inc. c/o Rehtien International Trucks, Inc. - Florida Sheriff's Association Contract  
*Attachments:*      [Commission Agenda Memo 13-0159](#)  
   [EX 1 - Vehicle Replacement Analysis](#)
- PUR-7**      [13-0160](#)      CANCEL AWARD FOR LEASE OF FULL COLOR DIGITAL PRESS AND RE-BID  
*Attachments:*      [Commission Agenda Memo 13-0160](#)
- PUR-8**      [13-0169](#)      PROPRIETARY PURCHASE - ANNUAL SUPPORT FOR HEWLETT PACKARD HARDWARE AND SOFTWARE in the amount of \$55,651.80 from Hewlett-Packard Company  
*Attachments:*      [Commission Agenda Memo 13-0169](#)

## CITIZEN PRESENTATIONS

- CIT-1**      [13-0124](#)      JOHN J. ZULLO - Civil Rights - Municipal Code Enforcement  
*Attachments:*    [EX 1 - Citizen's Pres App](#)
- CIT-2**      [13-0285](#)      JEFF WEINBERGER - Policies Impacting Civil Rights of Homeless People  
*Attachments:*    [EX 1 - Citizen's Pres App](#)
- CIT-3**      [13-0305](#)      ART SEITZ - Beach - Blighted Buildings  
*Attachments:*    [EX 1 - Citizen's Pres App](#)

## RESOLUTIONS

- R-1**      [13-0295](#)      HOME RULE AUTHORITY TO REGULATE AND/OR PROHIBIT FIREARMS AND AMMUNITION IN PUBLIC PARKS AND OTHER LOCAL GOVERNMENT OWNED FACILITIES AND PROPERTY - Urging Florida Legislature to repeal certain sections of Florida Statutes that prevent local governments from exercising their Home Rule Authority to regulate and/or prohibit firearms and ammunition in public parks and other local government owned facilities and property - supporting repeal of Section 790.33  
*Attachments:*    [Commission Agenda Memo #13-0295](#)  
                          [CJC-Gun Coalition - CAM 13-0295](#)
- R-2**      [13-0182](#)      DOCK PERMIT APPLICATION - 1029 CORDOVA ROAD - use, maintenance and repair of existing marginal dock and seawall  
  
Applicant: Lori Jean Marcellino and Miles Austin Forman  
*Attachments:*    [Commission Agenda Memo #13-0182](#)  
                          [EX 1 - APPLICATION](#)  
                          [EX 2 - SEC 8-144](#)  
                          [EX 3 - Draft Resolution](#)

- R-3**      [13-0149](#)      QUASI-JUDICIAL - SITE PLAN LEVEL II DEVELOPMENT PERMIT WITH ALLOCATION OF POST 2003 DWELLING UNITS - 202 units, 7-Story Multiple Family - French Village - Case 63-R-12

Applicant: D. Fredrico Fazio

Location: East of Andrews Avenue, South of SE 8 Street, West of SE 2 Avenue and North of SE 9 Street

Zoning: Regional Activity Center - City Center

Future Land Use: Downtown Regional Activity Center

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.

**Attachments:**    [Commission Agenda Memo 13-0149.docx](#)

[Exhibit 1 - Site Plan](#)

[Exhibit 2 - Traffic Study](#)

[Exhibit 3 - Case 63-R-12 Reso.pdf](#)

[Exhibit 4 - Case 63-R-12 Denial Reso.pdf](#)

- R-4**      [13-0171](#)      QUASI JUDICIAL - VACATION OF 10 FOOT SANITARY SEWER EASEMENT - Case 1-M-13

Applicant: Housing Authority, City of Fort Lauderdale

Location: Between NW 7 Street and NW 8 Street, East of NW 13 Terrace

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.

**Attachments:**    [Commission Agenda Memo 13-0171](#)

[Exhibit 1 - Location Map](#)

[Exhibit 2 - Applicant's Narrative and Responses](#)

[Exhibit 3 - Reso Case 1-M-13.pdf](#)



- R-5**      [13-0176](#)      QUASI-JUDICIAL - SITE PLAN LEVEL II DEVELOPMENT PERMIT WITH ALLOCATION OF POST 2003 DWELLING UNITS REVIEW - SECOND STREET RESIDENCES - 398 units - 30-Story Multiple Family - Case 77-R-12

Applicant: Edi Ellis Diversified, Inc.

Location: 411 NE 2 Street

Zoning: Downtown Regional Activity Center - City Center

Future Land Use: Downtown Regional Activity Center

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.

**Attachments:**    [13-0176 Commission Agenda Memo](#)

[Exhibit 1 - Site Plan](#)

[Exhibit 2 - Traffic Study Executive Summary.doc](#)

[Exhibit 3 - Case 77-R-12 Reso.pdf](#)

[Exhibit 4 - Case 77-R-12 Denial Reso.pdf](#)

- R-6**      [13-0098](#)      APPOINTMENT OF CITY BOARD AND COMMITTEE MEMBERS - vacancy information provided under Conference Item BD-2

## ORDINANCES

- O-1**      [13-0163](#)      SECOND READING OF ORDINANCE AMENDING CODE OF ORDINANCES - POLICE AND FIREFIGHTERS RETIREMENT SYSTEM - PARTIALLY ELIMINATING THE SURVIVOR REMARRIAGE PENALTY CLAUSE - Section 20-129 (b)(2) , Duration Survivor Benefits

**Attachments:**    [Commission Agenda Memo 13-0163](#)

[EX 1 - Ordinance No. C-13-](#)

[EX 2 - Actuarial Impact Statement](#)

[EX 3 - Section 610 of Reso 12-1079](#)

[EX 4 - Certification Request](#)

- O-2**      [13-0175](#)      SECOND READING OF ORDINANCE - AMENDING PAY PLAN, Schedule I (Supervisory, Professional and Managerial employees - P.E.R.C. Exempt) - adding one new class - Chief Information Security Officer, and title change and revision of one class - Manager of Police Information Technology and Projects

**Attachments:**    [Commission Agenda Memo 13-0175](#)

[EX 1 - Pay Plan Ordinance - 13 - 0175](#)

- O-3**      [13-0261](#)      FIRST READING OF ORDINANCE AMENDING CODE OF ORDINANCES - ECONOMIC INCENTIVE PROGRAMS AND ECONOMIC INCENTIVE APPLICATION SELECTION CRITERIA - Sections 15-231 and 15-232 - amending time period for job creation

**Attachments:**    [Commission Agenda Memo 13-0261.docx](#)  
[Exhibit 1- Ordinance 13-0261](#)

**ADJOURNMENT**