

City of Fort Lauderdale

City Commission Regular Meeting

Agenda

Tuesday, September 3, 2013 - 6:00 PM

City Commission Chambers

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



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
CYNTHIA A. EVERETT, City Attorney

ROLL CALL

Invocation

Pastor Dwayne L. Black, Second Presbyterian Church

Pledge of Allegiance

Approval of MINUTES and Agenda

[13-1067](#) APPROVAL OF MINUTES for June 24, 2013 Special Meeting for Resource Recovery System and July 2, 2013 Conference and Regular Meetings

Attachments: [DRAFT June 24, 2013 Special Meeting minutes](#)
[DRAFT July 2, 2013 Conference Meeting minutes](#)
[DRAFT July 2, 2013 Regular Meeting minutes](#)

PRESENTATIONS

PRES-1 [13-1161](#) PROCLAMATION DECLARING SEPTEMBER, 2013, AS NATIONAL PREPAREDNESS MONTH IN THE CITY OF FORT LAUDERDALE

PRES-2 [13-1203](#) COMMUNITY APPEARANCE BOARD WOW AWARD PRESENTATION FOR DISTRICT II

Attachments: [WOW Award for District II](#)

PRES-3 [13-1240](#) PROCLAMATION DECLARING THE MONTH OF SEPTEMBER AS NATIONAL CHILDHOOD OBESITY AWARENESS MONTH IN THE CITY OF FORT LAUDERDALE

PRES-4 [13-1241](#) PROCLAMATION DECLARING THE MONTH OF SEPTEMBER AS NO MORE HOMELESS PETS MONTH IN THE CITY OF FORT LAUDERDALE

PRES-5 [13-1231](#) OUTSTANDING CITY EMPLOYEES

Attachments: [Public Works STAR Award](#)

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** [13-1116](#) EVENT AGREEMENTS: Lauderdale Fest Oktoberfest; Las Olas Oktoberfest; Festival of Souls; Where the Cars Are; Pet Fair; Beach Bash 5K and 30th Birthday at Quarterdeck
Attachments: [Commission Agenda Memo #13-1116.docx](#)
 [Ex 1 - Las Olas Oktoberfest.pdf](#)
 [Ex 2 - Festival of Souls app.pdf](#)
 [Ex 3 - Oktoberfest app.pdf](#)
 [Ex 4 - Where the Cars Are app.pdf](#)
 [Ex 5 - Beach Bash 5K.pdf](#)
 [Ex 5a - Beach Bash 5k Race Route.pdf](#)
 [Ex 6 - Quarterdeck.pdf](#)
- M-2** [13-1117](#) EVENT AGREEMENTS AND RELATED ROAD CLOSINGS: Off the Hookah Anniversary Party; 2013 Fight for Air Run/Walk Fort Lauderdale; 54th Annual Fort Lauderdale International Boat Show and Farmers Market at Broward Health Medical
Attachments: [Commission Agenda Memo #13-1117.docx](#)
 [Ex 1 - Off the Hookah app.pdf](#)
 [Ex 1a - Off the Hookah site plan.pdf](#)
 [Ex 2 - Fight for Air app.pdf.pdf](#)
 [Ex 2a - Fight for Air Walk race route.pdf](#)
 [Ex 3 - Boat Show app.pdf](#)
 [Ex 3a - Boat Show road closing request.pdf](#)
 [Ex 3b- Boat show site plan.pdf](#)
 [Ex 4 -Farmers App.pdf](#)
- M-3** [13-1110](#) TASK ORDER 2 - UNDERGROUNDING OF OVERHEAD UTILITY LINES - IDLEWYLD - RIVIERA ISLES AREA A - \$77,975 - Keith and Schnars, P.A.
Attachments: [Commission Agenda Memo 13-1110](#)
 [Exhibit 1 - Task Order 2 Keith and Schnars](#)
 [Exhibit 2 - Underground Utility Planning Service Area \(UUPSA\) Map](#)
- M-4** [13-1178](#) ACCEPTANCE OF GRANT FUNDS FOR NATIONAL NIGHT OUT AGAINST CRIME - \$1,000 - Target Corporation
Attachments: [CAM 13-1178 Target Donation](#)
 [Exhibit 1 - Target Award email](#)

- M-5** [13-1168](#) PURCHASE ONE-YEAR EXCESS WORKERS' COMPENSATION INSURANCE POLICY - \$477,600
Attachments: [Commission Agenda Memo 13-1168](#)
 [EX 1 CAM 13-1168 - WC Comparison](#)
 [EX 2 CAM 13-1168 - FMIT Proposal](#)
- M-6** [13-1176](#) ADDITION OF ONE NEW CLASS TO TEAMSTERS LOCAL 769 COLLECTIVE BARGAINING AGREEMENT(Airport Maintenance Technician) AND FOUR NEW CLASSES TO FEDERATION OF PUBLIC EMPLOYEES COLLECTIVE BARGAINING AGREEMENT (Information Technology Security Analyst, Mobile Data Tecnology Administrator, Floodplain Manager and Stormwater Operations Chief)
Attachments: [Commission Agenda Memo 13-1176](#)
- M-7** [13-1120](#) THIRD AND FINAL ONE-YEAR EXTENSION TO AGREEMENT FOR NATURE PROGRAMMING AT SNYDER PARK - Partners in Action, Inc., d/b/a Kids Ecology Corp. and authorize proper City Officials to execute agreement on behalf of City
Attachments: [Commission Agenda Memo #13-1120](#)
 [EX 1 - THIRD EXTENSION TO INSTRUCTOR AGREEMENT](#)
- M-8** [13-1121](#) FIRST ONE-YEAR EXTENSION TO AGREEMENT FOR OPERATING REMOTE CONTROL MINIATURE RACE CARS AT MILLS POND PARK - Broward County R.C. Race Club, Inc. and authorize proper City Officials to execute agreement on behalf of City
Attachments: [Commission Agenda Memo #13-1121](#)
 [EX 1 - Race Club- EXTENSION TO AGREEMENT](#)
- M-9** [13-1113](#) ACCEPTANCE OF BROWARD COUNTY ENHANCED MARINE LAW ENFORCEMENT GRANT PROGRAM FUNDS - \$155,216 - Agreement with Broward County for Fiscal Year 2013-2014 and authorize City Manager to execute on behalf of City
Attachments: [CAM 13-1113 -EMLEG](#)
 [Exhibit 1 - 2013-2014 Enhanced Marine Law Enforcement Grant Contract](#)
- M-10** [13-1163](#) FIRST ONE-YEAR EXTENSION TO ANNUAL CONTRACT FOR ASPHALTIC CONCRETE PAVEMENT - Weekley Asphalt Paving, Inc., in an amount not to exceed \$2,133,738
Attachments: [Commission Agenda Memo 13-1163](#)
 [Exhibit 1 - Renewal letter from Weekley Asphalt Inc.](#)

- M-11** [13-1210](#) ASSIGNMENT, DELEGATION AND RELEASE AGREEMENT AS TO THE INTERLOCAL AGREEMENT PROVIDING FOR DISTRIBUTION OF THE PROCEEDS ACCORDING TO FLORIDA EMERGENCY TELEPHONE ACT - Broward County
Attachments: [Commission Agenda Memo #13-1210](#)
 [EX 1 - County PSAP Assignment](#)
 [EX 2 - Staff Committee Report](#)
- M-12** [13-1212](#) AGREEMENT FOR PARTICIPATION IN CONSOLIDATED REGIONAL E-911 COMMUNICATIONS SYSTEM - Broward County
Attachments: [Commission Agenda Memo #13-1212](#)
 [EX 1 - County E-911 Agreement](#)
 [EX 2 - Staff Committee Report](#)
- M-13** [13-1211](#) INTERLOCAL AGREEMENT FOR COOPERATIVE PARTICIPATION IN A REGIONAL PUBLIC SAFETY INTRANET - Broward County
Attachments: [Commission Agenda Memo #13-1211](#)
 [EX 1 - County Regional Interlocal Agreement \(RILA\)](#)
 [EX 2 - Staff Committee Report](#)

CONSENT RESOLUTION

- CR-1** [13-1224](#) RYAN WHITE CARE ACT - Urging Florida Representatives and Senators of U.S. Congress to reauthorize Ryan White Care Act with strategic changes to reduce HIV infections and improve access to care
Attachments: [Exhibit 1 - Resolution for CAM 1224](#)
- CR-2** [13-1087](#) CONSOLIDATED BUDGET AMENDMENT TO FISCAL YEAR 2013 BUDGET - APPROPRIATION
Attachments: [CAM 13-1087 Consolidated Budget Amendment](#)
 [EX 1 Resolution CAM 13-1087](#)
- CR-3** [13-1181](#) GRANT APPLICATION - FLORIDA HIGHWAY BEAUTIFICATION COUNCIL GRANT FUNDS - STATE ROAD A-1-A (NE 21 Street to Oakland Park Boulevard) - Florida Department of Transportation - \$100,000 in grant funds and City match of \$120,000
Attachments: [Commission Agenda Memo #13-1181 one.doc](#)
 [Exhibit 1- Resolution](#)
- CR-4** [13-1139](#) ESTABLISHING SOLID WASTE LICENSED PRIVATE COLLECTOR FRANCHISE FEE AT TWENTY-THREE PERCENT - effective October 1, 2013
Attachments: [Commission Agenda Memo 13-1139](#)
 [EX 1 - Reso for CAM 1139 - Sanit Franchise Fees](#)

- CIT-1** [13-1216](#) SADLER JAMES - Inspector General Report regarding Aquatic Complex
- Recreational Design & Construction
Attachments: [Citizen Presentation Application](#)
- CIT-2** [13-1066](#) CHRISTINE TIMMON - Racism and Immigration and Establishing
Immigration Offices
Attachments: [Citizen's Presentation Application](#)
- CIT-3** [13-1217](#) LARRY GIERER - City of Oakland Park Ordinance - United Way of
Broward County Commission on Substance Abuse Board of Governors
Attachments: [Citizen Presentation Application](#)
 [EX 1 - Larry Gierer Statement](#)
 [EX 2 - Resolution Appointing Larry Gierer to serve](#)
 [EX 3 - City of Oakland Park Ordinance O-2009-001](#)
- CIT-4** [13-1218](#) DENNIS ULMER - Remembering 9/11
Attachments: [Citizen Presentation Application](#)
- CIT-5** [13-1219](#) CHARLES KING - Lack of Training and Professionalism Among Security
Guards and Bouncers in the City's Bars
Attachments: [Citizen Presentation Application](#)

RESOLUTIONS

- R-1** [13-1214](#) FIVE-YEAR COMMUNITY INVESTMENT PLAN AS AMENDED FOR
2014-2018
Attachments: [CAM 13-1214 Five-Year Community Investment Plan](#)
 [EX 1 FY 2014-2018 Community Investment Plan](#)
 [EX 2 Resolution-Community Investment Plan](#)
- R-2** [13-1119](#) REIMBURSABLE GRANT APPLICATION - BROWARD BOATING
IMPROVEMENT PROGRAM - REMOVAL OF ABANDONED AND
DERELICT VESSELS - \$50,000 - authorizing City Manager to execute
all necessary documents for acceptance of funds
Attachments: [Commission Agenda Memo #13-1119.docx](#)
 [EX 1 - BBIP Derelict Vessel GRANT APPLICATION FY 2014-2015](#)
 [EX 2 - Resolution for CAM 1119 - BBIP Grant](#)
- R-3** [13-1148](#) GRANT APPLICATION - 2013 EDWARD BYRNE JUSTICE
ASSISTANCE COUNTYWIDE SOLICITATION GRANT PROGRAM -
\$90,000 - SUBSTAND ABUSE PREVENTION PROGRAM - Florida
Department of Law Enforcement - no local match
Attachments: [CAM 13-1148 - 2013 Edward Byrne Justice Assistance Countrywide Solicitatin](#)
 [EX 1 - Resolution](#)

- R-4** [13-0957](#) QUASI-JUDICIAL - CONSIDER SITE PLAN EXTENSION FOR GRAND BIRCH CONDOMINIUM - 321 North Birch Road - Case 53-R-12

Applicant: Grand Brich Condominium, LLC

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 13-0957](#)

[Exhibit 1 - Approved Site Plan](#)

[Exhibit 2 - April 16 2013 Commission Agenda Memo](#)

[Exhibit 3 - April 16 2013 Commission Minutes](#)

[Exhibit 4 - Resolution No. 13-65](#)

[Exhibit 5 - Applicant's Narrative](#)

[Exhibit 6 - Reso - CAM 13-0957](#)

- R-5** [13-1126](#) APPOINTMENT OF CITY BOARD AND COMMITTEE MEMBERS - vacancy information provided under Conference Item BD-2

PUBLIC HEARINGS

- PH-1** [13-1209](#) QUASI-JUDICIAL - DE NOVO HEARING - BROWARD COUNTY COURTHOUSE PHASE TWO - PARKING GARAGE WING - SITE PLAN LEVEL II DEVELOPMENT PERMIT - Case 48-R-11

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: [Exhibit 1 - Site Plan & Renderings.pdf](#)

[Commission Agenda Memo 13-1209.docx](#)

[Exhibit 2 - Phase II Call-Up Notification.pdf](#)

[Exhibit 3 - Approval Reso - 13-1209](#)

[Exhibit 4 - Denial Reso - 13-1209](#)

- PH-2** [13-1079](#) RESOLUTIONS - SUNRISE KEY NEIGHBORHOOD IMPROVEMENT DISTRICT FISCAL YEAR 2014 PROPOSED TENTATIVE MILLAGE RATE (1.0000) AND TENTATIVE BUDGET

Attachments: [CAM 13-1079 - Sunrise Key Millage and Budget](#)

[EX 1 Sunrise Key Budget](#)

[EX 2 SKNID Letter](#)

[EX 3 Resolution-Sunrise Key Tentative Millage](#)

[EX 4 Resolution-Sunrise Key Tentative Budget](#)

- PH-3** [13-1105](#) RESOLUTION - FISCAL YEAR 2014 - INCREASING WATER, WASTEWATER USER AND STORMWATER MANAGEMENT PROGRAM RATES, TAPPING CHARGES, SPRINKLING METER CHARGES, PRIVATE FIRE SERVICE PROTECTION CHARGES AND SERVICE AVAILABILITY CHARGES BY FIVE PERCENT

Attachments: [EX 1 - Reso for CAM 1105 -Water Rates](#)
[Commission Agenda Memo 13-1105](#)

- PH-4** [13-1078](#) RESOLUTIONS - CITY OF FORT LAUDERDALE FISCAL YEAR 2014 PROPOSED MILLAGE RATE (4.1193) AND TENTATIVE BUDGET

Attachments: [CAM 13-1078 City Millage and Budget](#)
[EX 1 Budget Summary](#)
[EX 2 Staffing Levels](#)
[EX 3 Fund Balance Policy](#)
[EX 4 Changes to FY 2014 Proposed Budget](#)
[EX 5 Maintenance Plan Recommended Projects](#)
[EX 6 Millage Resolution](#)
[EX 7 Budget Resolution](#)

ORDINANCES

- O-1** [13-1085](#) FIRST READING OF ORDINANCE AMENDING CODE OF ORDINANCES, SECTIONS 2-194(c) AND 2-199.2 COMPETITIVE NEGOTIATIONS AND PREFERENCE - PROVIDE FOR REQUESTS FOR QUALIFICATIONS AND EXPAND THE APPLICATION OF LOCAL BUSINESS PREFERENCE

Attachments: [Commission Agenda Memo 13-1085](#)
[Exhibit 1 - Ordinance - CAM 13-1085](#)

- O-2** [13-1143](#) FIRST READING OF ORDINANCE AMENDING SCHEDULE I OF CITY'S PAY PLAN BY CREATING TWO NEW CLASSES - Stormwater Operations Manager and Organizational Development and Training Coordinator

Attachments: [Commission Agenda Memo 13-1143](#)
[Exhibit 1 - CAM 13-1143](#)

- O-3** [13-1122](#) FIRST READING OF ORDINANCE AMENDING UNIFIED LAND DEVELOPMENT REGULATIONS, SECTION 47-18.31, SOCIAL SERVICE FACILITY - to categorize social service facility uses and provide additional regulations of the use (Request to defer to September 17, 2013)
Attachments: [Commission Agenda Memo 13-1122](#)
 [Exhibit 1 - 06192013 PZB Report.pdf](#)
 [Exhibit 2 - 06192013 PZB Minutes.pdf](#)
 [Exhibit 3 - Ordinance - 13-1122](#)
- O-4** [13-1128](#) FIRST READING OF ORDINANCE AMENDING UNIFIED LAND DEVELOPMENT REGULATIONS, SECTION 47-22 SIGN REQUIREMENTS - to permit sandwich signs and banner signs as a permanent permitted use subject to specific criteria
Attachments: [Commission Agenda Memo 13-1128.doc](#)
 [Exhibit 1 - PZB Staff Report.pdf](#)
 [Exhibit 2 - Ordinance - CAM 13-1128](#)
- O-5** [13-1223](#) SECOND READING OF ORDINANCE - DISSOLVING NORTHWEST NEIGHBORHOOD IMPROVEMENT DISTRICT
Attachments: [Commission Agenda Memo 13-1223.doc](#)
 [Exhibit 1 - Ordinance C-87-98.pdf](#)
 [Exhibit 2 - Location Map.pdf](#)
 [Exhibit 3 - Ordinance 13-31](#)
- O-6** [13-1096](#) FIRST READING OF ORDINANCE AMENDING CODE OF ORDINANCES, CHAPTER 28, ARTICLE I - PROVIDE STANDARDS FOR FLORIDA-FRIENDLY FERTILIZER USE ON URBAN LANDSCAPES - creating Section 28-4
Attachments: [Commission Agenda Memo 13-1096](#)
 [EX 1 to CAM 1096 - FL Friendly Fertilizer Use](#)
- O-7** [13-1140](#) SECOND READING OF ORDINANCE AMENDING CODE OF ORDINANCES, ARTICLE III, SECTION 24-69 - SOLID WASTE PRIVATE COLLECTION SERVICES - LICENSED PRIVATE COLLECTOR FRANCHISE FEE AND PAYMENT METHODOLOGY
Attachments: [Commission Agenda Memo 13-1140](#)
 [EX 1 to CAM 1140 re Sanit Franchise Fees](#)

ADJOURNMENT