

City of Fort Lauderdale

City Commission Regular Meeting

Agenda

Tuesday, April 15, 2014 - 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
ROMNEY ROGERS Vice Mayor - Commissioner - District IV
BRUCE G. ROBERTS Commissioner - District I
DEAN J. TRANTALIS Commissioner - District II
BOBBY B. DuBOSE Commissioner - District III***

***LEE R. FELDMAN, City Manager
JOHN HERBST, City Auditor
JONDA K. JOSEPH, City Clerk
CYNTHIA A. EVERETT, City Attorney***

ROLL CALL

Invocation

Reverend Jerry Singleton, Pastor, Saint Anthony Catholic Church

Pledge of Allegiance

Approval of MINUTES and Agenda

[14-0526](#) APPROVAL OF MINUTES for February 10, 2014 Joint Workshop with the Affordable Housing Advisory Committee, and March 4, 2014 and March 18, 2014 Regular Meetings

Attachments: [DRAFT February 10, 2014 Joint Workshop with Affordable Housing Advisory Co](#)
[DRAFT March 4, 2014 Regular Meeting Minutes](#)
[DRAFT March 18, 2014 Regular Meeting Minutes](#)

PRESENTATIONS

PRES-1 [14-0528](#) RECOGNITION OF POLICE OFFICER OF THE MONTH FOR APRIL, 2014

PRES-2 [14-0470](#) PROCLAMATION DECLARING APRIL 26, 2014 AS ARBOR DAY IN THE CITY OF FORT LAUDERDALE

PRES-3 [14-0471](#) PROCLAMATION DECLARING APRIL, 2014 AS WATER CONSERVATION MONTH IN THE CITY OF FORT LAUDERDALE

PRES-4 [14-0517](#) PROCLAMATION DECLARING APRIL 15, 2014 AS FORT LAUDERDALE CITY HALL AS CERTIFIED WILDLIFE HABITAT DAY IN RECOGNITION OF CITY HALL'S DESIGNATION AS A CERTIFIED WILDLIFE HABITAT BY NATIONAL WILDLIFE FEDERATION

Attachments: [CCWH Presentation](#)
[CCWH Program Intro - Parks Advisory Board](#)

PRES-5 [14-0550](#) PROCLAMATION DECLARING APRIL 22, 2014, AS EARTH DAY IN THE CITY OF FORT LAUDERDALE

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.

CONSENT MOTION

- CM-1** [14-0419](#) EVENT AGREEMENTS: 80th Easter Sunrise Service, Sports Authority Regrand Opening, EVP Fort Lauderdale Pro Am Beach Open, Ann Storck Center Celebrity Volleyball Tournament , Where the Cars Are and Triathlon for BCCkids.org.

Attachments: [Commisison Agenda Memo #14-0419.docx](#)
[Ex 1 - Easter Sunrise Service app.pdf](#)
[Ex 2 - Sports Authority app.pdf](#)
[Ex 2a - Sports Authortiy Site Plan 348.pdf](#)
[Ex 3 - Ann Storck app.pdf](#)
[Ex 3a - Ann Storck site plan.pdf](#)
[Ex 4 - EVP Pro Am Volleyball app.pdf](#)
[Ex 4a - EVP Pro Am Volleyball site plan.pdf](#)
[Ex 5 - Where the Cars Are app.pdf](#)
[Ex 6 - Triathalon - application.pdf](#)
[Ex 6a - Triathlon Route.pdf](#)

- CM-2** [14-0420](#) EVENT AGREEMENTS AND RELATED ROAD CLOSINGS: Best Buddies Friendship Walk 2014, 19th Annual Las Olas Wine and Food Festival, Walk Like MADD & MADD and Fort Lauderdale Double Road Race

Attachments: [Commission Agenda Memo #14-0420.docx](#)
[Ex 1 - Best Buddies Walk app.pdf](#)
[Ex 1a - Best Buddies Walk site plan.pdf](#)
[Ex 1b - Best Buddies walk route#1.pdf](#)
[Ex 2 - Las Olas Wine & Food app.pdf](#)
[Ex 2a -Las Olas Wine & Food Festival site plan.pdf](#)
[Ex 3 - Walk Like MADD app.pdf](#)
[Ex 3a - Walk Like MADD walk route.pdf](#)
[Ex 4 - Double Road Race app.pdf](#)
[Ex 4a - Double Road Race route.pdf](#)

- CM-3** [14-0417](#) CONTRACT RENEWALS - JULY, AUGUST, SEPTEMBER 2014 - contingent upon each respective vendor agreeing to the extension

Attachments: [Commission Agenda Memo 14-0417](#)
[EX 1 - List of Contract Renewals](#)

- CM-4** [14-0415](#) USE OF SCHOOL BUSES FOR CITY RECREATIONAL PROGRAMS AND EVENTS - Agreement with School Board of Broward County - May 1, 2014 through April 30, 2015.
Attachments: [Commission Agenda Memo #14-0415.docx](#)
 [Ex 1 - Letter .pdf](#)
 [Ex 2 - 2014-2015 Proposed Agreement.pdf](#)
- CM-5** [14-0436](#) REVISED INSTALLATION AND MAINTENANCE OF LANDSCAPE AGREEMENT WITH BROWARD COUNTY - Broward Boulevard Livable Mobility Grant between Andrews Avenue and State Road 7 - Beautification Agreement with City of Plantation and Broward County from State Road 7 to NW 7 Avenue to remain in full force and effect
Attachments: [Commission Agenda Memo #14-0436.docx](#)
 [Ex 1 - CAM 12-1087.pdf](#)
 [Ex 2 - Original Agreement.pdf](#)
 [Ex 3 - Revised Agreement 2014 Draft .pdf](#)
- CM-6** [14-0513](#) GRANT ACCEPTANCE - \$72,750 - HIGHWAY SAFETY GRANT PROGRAM - National Highway Safety Administration via Florida Department of Transportation and authorize City Manager to execute sub-grant recipient agreement
Attachments: [Commission Agenda Memo 14-0513](#)
 [Exhibit 1 - Award Letter and Subgrant Agreement](#)
- CM-7** [14-0421](#) HIGH PRIORITY REPAIRS TO LEAK IN WATER-MAIN - \$84,345.38 plus \$14,338.67 for estimated administration and engineering fees - intersection of NE 38 Street and NE 11 Avenue - Molloy Bros Inc.
Attachments: [Commission Agenda Memo 14-0421](#)
 [Exhibit 1 - Leak Location Map](#)
 [Exhibit 2 - Field Pictures](#)
 [Exhibit 3 - Molloy Bros Inc., Cost Estimate](#)
 [Exhibit 4 - Item 21 from Schedule of Values](#)
- CM-8** [14-0422](#) TASK ORDER 2014-01 - \$22,190 - PROFESSIONAL ENGINEERING SERVICES TO UPDATE WATER SUPPLY FACILITIES WORK PLAN AND COMPREHENSIVE PLAN - Hazen and Sawyer P.C.
Attachments: [Commission Agenda Memo 14-0422](#)
 [Exhibit 1 - 2009 Water Supply Facilities Work Plan](#)
 [Exhibit 2 - Task Order No. 2014-01, Hazen and Sawyer P.C.](#)
 [Exhibit 3 - Summary of Fees](#)

- CM-9** [14-0378](#) EXPANDING B-CYCLE STATION AT D.C. ALEXANDER PARK - THIRD ADDENDUM TO REVOCABLE LICENSE - B-Cycle, LLC and authorize City Manager to execute on behalf of City.
- Attachments:** [Commission Agenda Memo 14-0378.docx](#)
 [EX 1 - 3rd Amend Permit & License Agr](#)
- CM-10** [14-0441](#) AUTHORIZING CITY ATTORNEY'S OFFICE TO INITIATE LEGAL ACTION TO ABATE PUBLIC NUISANCE - homestead property at 3316 NE 38 Street - Lawrence and Barbara Cohen
- Attachments:** [Commission Agenda Memo - 14-0441.docx](#)
 [Exhibit 1 - Site Inspection Report.pdf](#)
- CM-11** [14-0396](#) ADDITIONAL FUNDING TO CONTRACT FOR WALKABILITY AND OTHER TRANSPORTATION AND MOBILITY DEPARTMENT PROJECTS - \$460,000 - Sun-Up Enterprises, Inc.
- Attachments:** [Commission Agenda Memo 14-0396](#)
 [EX 1 - Scope of Work](#)
 [EX 2 - Executed Agreement with Sun-Up Enterprises](#)
- CM-12** [14-0443](#) FOREIGN TRADE ZONE OPERATOR AGREEMENT - SPVEF-SKID, LLC d/b/a Marina Mile Yachting Center at Marina Bay subject to approval of minor boundary modification for a usage driven site by Foreign-Trade Zones Board and activation request by U.S. Customs and Border Protection
- Attachments:** [Commission Agenda Memo #14-0443](#)
 [Foreign Trade Zone Operator Agreement Marina Mile](#)
- CM-13** [14-0444](#) FOREIGN TRADE ZONE OPERATOR AGREEMENT - DFC Services Corporation subject to approval of minor boundary modification for a usage driven site by Foreign-Trade Zones Board and activation request by U.S. Customs and Border Protection
- Attachments:** [Commission Agenda Memo #14-0444](#)
 [DFC Executed Operator Agreement](#)
- CM-14** [14-0430](#) AMENDMENT TO LEASE AGREEMENT FOR MARINE FACILITIES OFFICE SPACE - 408 South Andrews Avenue - May 1, 2014 - April 30, 2019 - Azorra Properties, LLC
- Attachments:** [Commission Agenda Memo #14-0430.docx](#)
 [Ex 1 - 2011 Lease Amendment.pdf](#)
 [Ex 2 - CBRE Lease Evaluation.pdf](#)
 [Ex 3 - Azorra Properties Office Lease 2014\(b\).pdf](#)

CONSENT RESOLUTION

- CR-1** [14-0424](#) ROOF REPLACEMENT FOR NEW RIVER INN AND KING CROMARTIE HOUSE - Second Amendment to Lease Agreement - City contribution in an amount not to exceed \$40,000 - matching funds for Florida Preservation Grant Program application - Fort Lauderdale Historical Society
- Attachments:** [Commission Agenda Memo #14-0424.docx](#)
[Ex 1 - CAM 14-0302.pdf](#)
[Ex 2 - Historic Preservation Grant Award Agreement.pdf](#)
[Ex 3 - King-Cromartie House Roof Estiamte.pdf](#)
[Ex 4 - New River Bids.pdf](#)
[Ex 5 - Estimated Construction Costs Provided by Bonnie Flynn.pdf](#)
[Ex 6 - SECOND AMENDMENT TO AGREEMENT FINAL.pdf](#)
[Ex 7-Resolution.pdf](#)
- CR-2** [14-0397](#) QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM - RECOMMENDING PROJECT COMPACT as a qualified target industry business applicant and providing local support in the amount of \$190,800 contingent upon approval by State of Florida
- Attachments:** [Commission Agenda Memo - 14-0397](#)
[EX 1 - Resolution](#)
- CR-3** [14-0445](#) NEW FOREIGN TRADE ZONE SITES - authorizing City Manager to submit applications and execute operator agreements subject to approval of Foreign Trade Zones Board and activation request by U.S. Customs and Border Protection
- Attachments:** [Commission Agenda Memo #14-0445](#)
[Ex. 1- Resolution CAM 14-0445](#)
- CR-4** [14-0446](#) REIMBURSEMENT FOR INFORMATION TECHNOLOGY EQUIPMENT AND SERVICES - U.S. CUSTOMS AND BORDER PROTECTION FACILITY AT EXECUTIVE AIRPORT - Memorandum of Agreement
- Attachments:** [Exhibit 1 - U.S. Customs and Border Protection Memo](#)
[Commission Agenda Memo #14-0446](#)
[Exhibit 2 - Cost Estimate](#)
[Exhibit 3 – Memorandum of Agreement](#)
[Exhibit 4 - RESO re CBP at FXE](#)

CR-5 [14-0540](#) AUTHORIZING CITY MANAGER TO ACCEPT APPOINTMENT TO NOVA SOUTHEASTERN UNIVERSITY PUBLIC ADMINISTRATION ADVISORY BOARD

Attachments: [Commission Agenda Memo 14-0540](#)

[EX 1 - Letter from Nova Southeastern Associate Professor Jack Pinkowski](#)

[EX 2 - Resolution](#)

PURCHASING AGENDA

PUR-1 [14-0359](#) ONE-YEAR CONTRACT FOR JULY 4TH FIREWORKS DISPLAY - \$82,425 - Pyrotecnico of Florida, LLC and authorize City Manager to approve three, one-year renewal options

Attachments: [Commission Memo 14-0359](#)

[EX 1 - Bid Tabulation](#)

[EX 2 - Agreement](#)

[EX 3 - Pyrotecnico Proposal](#)

[EX 4 - Grucci Proposal](#)

[EX 5 - Pyrotecnico Letter](#)

PUR-2 [14-0389](#) ONE-YEAR CONTRACT FOR DAILY MAINTENANCE SERVICES OF SISTRUNK BOULEVARD - \$71,175 - Toilet Taxi Corp and authorize City Manager to approve three, one-year renewal options contingent upon appropriation of funds and ratify payment of \$47,159 made to X Treme Lawn & Landscape Corp. for maintenance services performed as a pilot program

Attachments: [Commission Agenda Memo 14-0389](#)

[EX 1 - Bid Tabulation](#)

PUR-3 [14-0414](#) ONE-YEAR CONTRACT FOR BRIDGE TENDING SERVICES - 11th AVENUE SWING BRIDGE - \$145,229.85 - ISS Facility Services, Inc. and authorize City Manager to approve three, one-year renewal options contingent upon appropriation of funds

Attachments: [Commission Agenda Memo 14-0414](#)

[EX 1 - Bid Tabulation](#)

PUR-4 [14-0476](#) ONE-YEAR CONTRACT EXTENSION FOR TOWING SERVICES - \$230,000 (annual revenue) with West Way Towing Inc. and authorize City Manager to approve three, one-year renewal options

Attachments: [Commission Agenda Memo 14-0476](#)

- PUR-5** [14-0427](#) PURCHASE HARDWARE AND SOFTWARE LICENSES FOR KRONOS WORKFORCE TIMEKEEPING EXPANSION - estimated not to exceed amount of \$133,945 - Kronos, Inc., Computer Systems Support, Inc., SHI International Corp. and Dell Computer Marketing Limited Partnership
Attachments: [Commission Agenda Memo 14-0427](#)
- PUR-6** [14-0434](#) INCREASED EXPENDITURE FOR PLUMBING MAINTENANCE SERVICES in the amount of \$50,000 with A-1 Paradise Plumbing, Inc. d/b/a Paradise Service Technologies
Attachments: [Commission Agenda Memo 14-0434](#)
- PUR-7** [14-0520](#) BUSINESS ASSOCIATE AGREEMENT FOR ACTUARIAL SERVICES - Cavanaugh Macdonald Consulting, LLC
Attachments: [Commission Agenda Memo 14-0520](#)
 [EX 1 - Business Associate Agreement](#)
- PUR-8** [14-0523](#) ONE-YEAR CONTRACT FOR FOREIGN TRADE ZONE CONSULTING SERVICES in estimated amount of \$76,000 from IMS Worldwide, Inc. and authorize City Manager to approve two, one-year renewal options, contingent upon appropriation of funds
Attachments: [Commission Agenda Memo 14-0523](#)
 [EX - 1 Bid Tabulation](#)
 [EX 2 - Agreement](#)
 [EX 3 - IMS Worldwide Proposal](#)

MOTIONS

Those matters included under the Motions category differ from the Consent Agenda in that items will be voted on individually. In addition, presentations will be made on each motion item if so desired.

- M-1** [14-0439](#) SETTLEMENT OF POLICE LIABILITY CLAIM PP L 11-889 (Anthony Munden) - \$45,000
Attachments: [Commission Agenda Memo 14-0439](#)

RESOLUTIONS

- R-1** [14-0451](#) APPOINTMENT OF CITY BOARD AND COMMITTEE MEMBERS - vacancy information provided under Conference Item BD-2

R-2 [14-0366](#) QUASI-JUDICIAL - Site Plan Level IV Development Permit - Case 68R13

Applicant: Royal Atlantic Developers, LLC
Location: 435 Bayshore Drive
Zoning: Intracoastal Overlook Area (IOA)
Future Land Use: Central 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 - 14-0366.docx](#)

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

[Exhibit 2 - Narratives.pdf](#)

[Exhibit 3 - 021914 PZB Staff Report.pdf](#)

[Exhibit 4 - 021914 PZB Draft Minutes.pdf](#)

[Exhibit 5 - Traffic Statement.pdf](#)

[Exhibit 6 - Plan of Proposed Streetscape Improvements.pdf](#)

[Exhibit 7 Approval Resolution.pdf](#)

[Exhibit 8 Denial Resolution.pdf](#)

PUBLIC HEARINGS

- PH-1** [14-0416](#) QUASI-JUDICIAL - SECOND READING OF ORDINANCE REZONING TO COMMUNITY BUSINESS WITH COMMERCIAL FLEX ALLOCATION AND SITE PLAN FOR POLLO TROPICAL RESTAURANT - Case 9ZR13

Applicant: RWL 8, LLC/Pollo Tropical/Hertz Car Rental
Location: North of Sunrise Boulevard between NE 9 Avenue and NE 10 Avenue
Current Zoning: Residential Mid Rise Multifamily/Medium Density District (RMM-25)
Future Land Use: Commerical, Medium-High Residential

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 - 14-0416.doc](#)
[Exhibit 1 - Location Map.pdf](#)
[Exhibit 2 - Site Plan.pdf](#)
[Exhibit 3 - Neighborhood Association Letter.pdf](#)
[Exhibit 4 - Applicant's Narrative.pdf](#)
[Exhibit 5 - Staff Report from the February 19, 2014 PZB Meeting.pdf](#)
[Exhibit 6 - Approved Minutes from the February 19, 2014 PZB Meeting.pdf](#)
[Exhibit 7 - Ord for CAM 14-0416.pdf](#)

ORDINANCES

- O-1** [14-0522](#) FIRST READING OF ORDINANCE AMENDING UNIFIED LAND DEVELOPMENT REGULATIONS, SECTION 47-23.9, INTERDISTRICT CORRIDOR REQUIREMENTS - permitting encroachment of certain pedestrian amenities and creating a process to permit a request for reduction of an interdistrict corridor

Attachments: [Commission Agenda Memo 14-0522.docx](#)
[Exhibit 1 - PZB Staff Report](#)
[Exhibit 2 - 011514 PZB Minutes](#)
[Exhibit 3 - Proposed Ordinance](#)

- O-2** [14-0537](#) FIRST READING OF ORDINANCE AMENDING CODE OF ORDINANCES, CHAPTER 16 SECTION 16-75, PUBLIC INDECENCY - PROHIBITION ON DISPOSAL OF URINE AND FECES

Attachments: [Commission Agenda Memo 14-0537](#)
[EX1 - "Responses to the Problem of Homeless Encampments".](#)
[EXHIBIT 2 - ORDINANCE 0537.pdf](#)

- O-3** [14-0538](#) FIRST READING OF ORDINANCE AMENDING CODE OF ORDINANCES, CHAPTER 16, ARTICLE IV - CREATING SECTION 16-83, OUTDOOR STORAGE ON PUBLIC PROPERTY - PROHIBITION OF OUTDOOR STORAGE ON PUBLIC PROPERTY
Attachments: [Commission Agenda Memo 14-0538](#)
 [EX1 - "Responses to the Problem of Homeless Encampments".](#)
 [EXHIBIT 2 - ORDINANCE 0538.pdf](#)
- O-4** [14-0380](#) SECOND READING OF ORDINANCE AMENDING CODE OF ORDINANCES, CHAPTER 27, VEHICLES FOR HIRE - modifying regulation of vehicles for hire - licenses, certificates of public convenience and necessity and permits
Attachments: [Commission Agenda Memo14-0380](#)
 [EX 1 Community Services Board Meeting Minutes 12-12-11](#)
 [EX 2 CAR 12-0144 Background Detail Exhibit 1 2-7-12](#)
 [EX 3 Ordinance No C-12-01 2-7-12](#)
 [EX 4 Ordinance for 2nd Reading.pdf](#)
- O-5** [14-0521](#) SECOND READING OF ORDINANCE AMENDING CODE OF ORDINANCES, SECTIONS 2-63 and 2-64, AUTHORITY TO LEASE CITY PROPERTY AND GRANT CONCESSION RIGHTS IN OR UPON CITY PROPERTY - granting authority to City Manager for periods not exceeding one year without City Commission approval
Attachments: [Commission Agenda Memo 14-0521](#)
 [Exhibit 1 - ORD for CAM 14-0521](#)

ADJOURNMENT