

**CITY COMMISSION REGULAR MEETING AGENDA
MAY 20, 2003 - 6:00 P.M.**

Roll Call

Invocation: Evangelist Mike McMahon, Lazarus Ministries

Pledge of Allegiance

Approval of Minutes and Agenda: May 6, 2003

PRESENTATIONS

1. The Mayor and City Commissioners will present an Expression of Sympathy to the family of **W. A. Nance Jr.**
2. The Mayor and City Commissioners will present a Proclamation for **“Junior League Day”** to be observed May 31, 2003, and will accept a check for \$50,000 from the Junior League of Greater Fort Lauderdale for the **Junior League Play Station at Holiday Park.**
3. The Mayor and City Commissioners will recognize the **Community Appearance Board’s “WOW Award”** recipient for District IV.
4. The Mayor and City Commissioners will present a Proclamation for **“Maritime Day”** to be observed May 22, 2003.
5. The Mayor and City Commissioners will commend and present certificates to the **“Recognized Neighborhoods”** 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.

Event Agreement – 6th Annual City Link Beer Fest

(M-1)

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with **Gold Coast Publications, Inc.** to indemnify, protect, and hold harmless the City from any liability in connection with the **6th Annual City Link Beer Fest** to be held **Friday, May 30, 2003 from 6:00 p.m. to 11:00 p.m.** at the Fort Lauderdale Stadium festival site.

Recommend: Motion to approve.

Exhibit: Memo No. 03-669 from City Manager.

CONSENT AGENDA

**In-House Repair Center Agreement –
Scott Health and Safety – Repair and Maintenance of Breathing Apparatus** (M-2)

A motion authorizing the proper City officials to execute an In-House Repair Center Agreement with Scott Health and Safety for the City's repair and maintenance of breathing apparatus.

Recommend: Motion to approve.
Exhibit: Memo No. 03-729 from City Manager.

**Disbursement of Funds –
Joint Investigation – O. R. No. 02-67068 - \$36,936.38 U. S. Currency** (M-3)

A motion authorizing the equitable disbursement of funds in the amount of \$36,936.38, with each of the 12 participating law enforcement agencies to receive \$3,078.03.

Recommend: Motion to approve.
Exhibit: Memo No. 03-5-1 from City Attorney.

Grant Acceptance - Bureau of Alcohol, Tobacco and Firearms – GREAT Program (M-4)

A motion authorizing the proper City officials to accept grant funds in the amount of \$63,750 from the Bureau of Alcohol, Tobacco and Firearms in support of the GREAT Program; and further authorizing the proper City officials to execute any and all documents necessary to receive and disburse such grant funds.

Funds: See Memo
Recommend: Motion to approve.
Exhibit: Memo No. 03-723 from City Manager.

**Grant Acceptance – State of Florida,
Violent Crime and Drug Control Council – Special Investigation Division** (M-5)

A motion authorizing the proper City officials to accept grant funds in the amount of \$50,000 from the State of Florida, Violent Crime and Drug Control Council in support of a Police Department SID investigation; and further authorizing the proper City officials to execute any and all documents necessary to receive and disburse such grant funds.

Funds: See Memo
Recommend: Motion to approve.
Exhibit: Memo No. 03-711 from City Manager.

CONSENT AGENDA

Grant Discontinuation – Florida Department of Law Enforcement (FDLE) and Reappropriation of Law Enforcement Trust Funds (LETf) - Club Drug “Ecstasy” Project/Ecstasy Treatment Services (ETS) Project

(M-6)

A motion authorizing the proper City officials to discontinue the ETS Project grant and reappropriate and authorize the transfer of the remaining LETf cash match of \$4,100 to the Ecstasy Grant account; authorize the transfer of ETS grant funds in the amount of \$12,300 to the Ecstasy Grant; and further authorize the proper City officials to execute all documents necessary to conduct these actions.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 03-717 from City Manager.

Grant Acceptance – Florida Department of Health Emergency Medical Services (FDH EMS) State Matching Grant – Purchase of Evacuation Stair Chairs

(M-7)

A motion authorizing the proper City officials to accept grant funds in the amount of \$32,347.50 from the FDH EMS State Matching Grant to purchase 25 evacuation stair chairs; and further authorizing the proper City officials to execute any and all documents necessary to receive and disburse such grant funds.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 03-703 from City Manager.

Grant Acceptance – Florida Department of Community Affairs (DCA) - Citizen Emergency Response Team (CERT) Training

(M-8)

A motion authorizing the proper City officials to accept grant funds in the amount of \$8,000 from the DCA in support of CERT training; and further authorizing the proper City officials to execute any and all documents necessary to receive and disburse such grant funds.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 03-687 from City Manager.

CONSENT AGENDA

Tripartite Agreement – FPIP XII, Ltd. and Broward County - Requirement Improvements/Eisenhower Plat (PZ Case No. 26-P-00)

(M-9)

A motion authorizing the proper City officials to execute a tripartite agreement with FPIP XII, Ltd. and Broward County to ensure the installation of the requirement improvements connected with the Eisenhower Plat.

Recommend: Motion to approve.
Exhibit: Memo No. 03-718 from City Manager.

Transfer of CIP Special Assessment Program Funds – Informational Brochure for Special Assessment Program

(M-10)

A motion authorizing the proper City officials to transfer \$7,500 from the CIP Special Assessment Program funds to the Special Assessment Program operation fund for the Special Assessment Guidelines, Standards, Policies and Procedures informational brochure.

Funds: See Memo

Recommend: Motion to approve.
Exhibit: Memo No. 03-693 from City Manager.

Amendment to Joint Project Agreement (JPA) – Broward County - Project 9784 - Water Main Improvements in Washington Park

(M-11)

A motion authorizing the proper City officials to execute an amendment to the JPA with Broward County in the amount of \$331,869.10 for additional design and construction services of six-inch and eight-inch water mains in Washington Park.

Recommend: Motion to approve.
Exhibit: Memo No. 03-698 from City Manager.

Contract Extension – Molloy Brothers, Inc. – Project 10445-A – 2003/2004 Annual Sanitary and Storm Sewer Repairs

(M-12)

A motion authorizing the proper City officials to execute a one-year contract extension with Molloy Brothers, Inc. in the estimated amount of \$773,460 for the 2003/2004 Annual Sanitary and Storm Sewer Repairs project.

Funds: See Memo

Recommend: Motion to approve.
Exhibit: Memo No. 03-691 from City Manager.

CONSENT AGENDA

**Contract Extension – Water Company of
America (WCA) – Review of Utility Customer Accounts**

(M-13)

A motion authorizing the proper City officials to execute a final one-year extension with WCA to review the City's utility customer (water, sewer, stormwater management and solid waste) accounts.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 03-719 from City Manager.

**Task Order No. 11 – CH2M Hill, Inc. –
Project 10365.454 - Series 2003 Water and Sewer Revenue Bonds**

(M-14)

A motion authorizing the proper City officials to execute Task Order No. 11 with CH2M Hill, Inc. in the amount of \$81,487.66 for services associated with the preparation of the Series 2003 Water and Sewer Revenue Bonds.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 03-699 from City Manager.

**Task Order No. 16724.60 –
Keith and Schnars, P.A. – Project 10656 – Peele-Dixie Water
Treatment Plant Alternate Concentrate Force Main Pre-Design Services**

(M-15)

A motion authorizing the proper City officials to execute Task Order No. 16724.60 with Keith and Schnars, P.A. in the amount of \$36,300 for pre-design services associated with the Peele-Dixie Water Treatment Plant Alternate Concentrate Force Main project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 03-740 from City Manager.

**Contract Award – Danella Companies, Inc. –
Project 10561 – 27th Avenue Force Main Directional Drill Project**

(M-16)

A motion authorizing the proper City officials to execute an agreement with Danella Companies, Inc. in the amount of \$644,235 for the 27th Avenue Force Main Directional Drill project.

Funds: See Bid Tab

Recommend: Motion to approve.

Exhibit: Memo No. 03-697 from City Manager.

CONSENT AGENDA

**Tripartite Agreement – Elmer and Beverly Morley of
Maritime School and Florida East Coast (FEC) Railroad –
Vacation of South Flagler Avenue and S.W. 18 Court Right-of-Ways** **(M-17)**

A motion authorizing the proper City officials to execute a tripartite agreement with Elmer and Beverly Morley of Maritime School and the FEC Railroad to embody the terms and responsibilities related to the vacation of portions of South Flagler Avenue and S.W. 18 Court right-of-ways.

Recommend: Motion to approve.
Exhibit: Memo No. 03-736 from City Manager.

**Lease Agreement –
Sushi KO Express Corporation – Shop No. 136 – City Park Mall** **(M-18)**

A motion authorizing the proper City officials to execute a five-year lease agreement with Sushi KO Express Corporation for the operation of a Japanese restaurant at City Park Mall, Shop No. 136.

Recommend: Motion to approve.
Exhibit: Memo No. 03-638 from City Manager.

**Lease Agreement – D & P Commercial Properties -
Police Department Community Support Division, 533 N.E. 13 Street** **(M-19)**

A motion authorizing the proper City officials to execute a three-year lease agreement with D & P Commercial Properties for a term beginning October 1, 2003.

Funds: See Memo

Recommend: Motion to approve.
Exhibit: Memo No. 03-597 from City Manager.

**Contract Extension – JDD Contracting, Inc. –
Project 10262-B – 2003 Annual Directional Drill Contract** **(M-20)**

A motion authorizing the proper City officials to execute a contract extension with JDD Contracting, Inc. in the approximate amount of \$226,230.50 for the Annual Directional Drill contract.

Funds: See Memo

Recommend: Motion to approve.
Exhibit: Memo No. 03-695 from City Manager.

CONSENT AGENDA

Change Order No. 1 – Maison Saint-Antoine – Project 9766 - Sanitary Sewer Agreement for Progresso Village (Progresso A Area) (M-21)

A motion authorizing the proper City officials to execute Change Order No. 1 with Maison Saint-Antoine in the amount of \$66,248.50 for additional costs associated with the construction of sanitary sewer and other utility improvements for Progresso Village (Progresso A area).

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 03-737 from City Manager.

Change Order No. 8 – Whiting-Turner Contracting Company – Project 10222 – City Park Mall Garage Rehabilitation (M-22)

A motion authorizing the proper City officials to execute Change Order No. 8 with Whiting-Turner Contracting Company in the amount of \$11,951.40 for additional work related to the City Park Mall Garage Rehabilitation project.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 03-738 from City Manager.

Contract Amendment – Keith and Schnars – Project 10247 – N.E. 33 Avenue/Dolphin Isles Neighborhood Improvements (M-23)

A motion authorizing the proper City officials to execute an amendment to the agreement with Keith and Schnars in the amount of \$37,760 for additional design services related to the N.E. 33 Avenue/Dolphin Isles Neighborhood Improvement project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 03-694 from City Manager.

Easement Agreement – Stranahan House – Easement for Riverwalk Tunnel Connector (M-24)

A motion authorizing the proper City officials to execute an easement agreement with Stranahan House for the easement for the Riverwalk Tunnel Connector.

Recommend: Motion to approve.

Exhibit: Memo No. 03-759 from City Manager.

PURCHASING AGENDA

432-8829 – Two-Year Contract – Fire Hydrants and Gate Valves**(Pur-1)**

A two-year contract for the purchase of fire hydrants and gate valves is being presented for approval by the Public Services Department.

Recommended Award:	National Waterworks Oakland Park, FL Corcel Corporation (MBE) Miami, FL
Amount:	\$ 225,348.00 (estimated annual total)
Bids Solicited/Rec'd:	72/6
Exhibits:	Memorandum No. 03-724 from City Manager

The Procurement and Materials Management Division recommends award to the lowest responsive and responsible bidders.

432-8823 – Two-Year Contract – Tapping Sleeves and Valves**(Pur-2)**

A two-year contract for the purchase of tapping sleeves and valves is being presented for approval by the Public Services Department.

Recommended Award:	Corcel Corporation (MBE) Miami, FL
Amount:	\$ 123,294.00 (estimated annual total)
Bids Solicited/Rec'd:	65/5
Exhibits:	Memorandum No. 03-725 from City Manager

The Procurement and Materials Management Division recommends award to the lowest responsive and responsible bidder.

432-8805 – Two-Year Contract – Rental of Traffic Control Devices**(Pur-3)**

A two-year contract for the rental of traffic control devices is being presented for approval by the Public Services Department.

Recommended Award:	NES Traffic Safety/ABC Barricades Miami, FL
Amount:	\$ 192,360.00 (estimated annual total)
Bids Solicited/Rec'd:	69/3 with 4 no bids
Exhibits:	Memorandum No. 03-720 from City Manager

The Procurement and Materials Management Division recommends award to the lowest responsive and responsible bidder.

PURCHASING AGENDA

732-8847 – Two-Year Contract – Turf Grass Maintenance

(Pur-4)

A two-year contract for turf grass maintenance service is being presented for approval by the Public Services Department.

Recommended Award: Hines Landscape, Inc.
Fort Lauderdale, FL
Amount: \$ 30,000.00 (estimated annual total)
Bids Solicited/Rec'd: 129/6 with 1 no bid
Exhibits: Memorandum No. 03-688 from City Manager

The Procurement and Materials Management Division recommends award to the lowest responsive and responsible bidder.

City of Boynton Beach Contract – Contract for Bulk Trash Recycling

(Pur-5)

A one-year contract for bulk trash recycling is being presented for approval by the Public Services Department.

Recommended Award: Sun Recycling L.L.C.
Lantana, FL
Amount: \$ 1,687,500.00 (estimated)
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 03-468 from City Manager

The Procurement and Materials Management Division recommends award from the City of Boynton Beach bid.

392-8152 – Fire Assessment Consulting Services

(Pur-6)

An agreement to purchase fire assessment consulting services is being presented for approval by the Fire-Rescue Department.

Recommended Award: Government Services Group, Inc.
Tallahassee, FL
Amount: \$ 42,500.00 (estimated)
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 03-707 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to award the sole source.

PURCHASING AGENDA

Putnam County Contract – Xerox Plotter/Printer

(Pur-7)

An agreement to purchase a Xerox 721 plotter/printer and related software is being presented for approval by the Engineering Division.

Recommended Award:	Xerox Corporation Miami Lakes, FL
Amount:	\$ 55,390.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 03-689 from City Manager

The Procurement and Materials Management Division recommends award from the Putnam County Contract.

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.

PLEASE SEE PAGE 15

PUBLIC HEARINGS

Submittal of Program Amendment to Department of Housing and Urban Development (HUD) – FY 2002/2003 Community Development Block Grant (CDBG) and Housing Opportunities for Persons With HIV/AIDS (HOPWA) Funds (PH-1)

A public hearing to consider the submittal of a program amendment to HUD to reprogram some current year and prior year HOPWA funds due to cancellation of one of the contracts and the need to increase the budget for Tenant-Based Rent Assistance Voucher Program due to reduction in FY 2003/2004 funding. Notice of public hearing was published in the *Westside Gazette* April 10, 2003, and the *Sun-Sentinel* April 13, 2003.

Recommend: Open hearing; close hearing; motion to approve.
Exhibit: Memo No. 03-577 from City Manager.

Rezone from MHP to P – City of Fort Lauderdale (PZ Case No. 6-Z-03) (PH-2)

At the Planning and Zoning Board special meeting on March 26, 2003, it was recommended by a vote of 8-0 that the following application be approved. Notice of public hearing was advertised May 8 and 15, 2003.

Applicant: City of Fort Lauderdale
 Request: Rezone from MHP to P
 Location: 950 S.W. 27 Avenue

Recommend: Open hearing; close hearing; introduce ordinance on first reading.
Exhibit: Memo No. 03-657 from City Manager.

Note: Anyone wishing to speak on this item must be sworn in.

City Commissioners will announce any site visits, communications or expert opinions received, and make them part of the record.

Historic Designation – City of Fort Lauderdale – 828 S.E. 4 Street (HPB Case No. 30-H-02) (PH-3)

A public hearing to consider a resolution granting historic designation for landmark status to the property located at 828 S.E. 4 Street, which was recommended for approval December 9, 2002 by the Historic Preservation Board by a vote of 7-0.

Applicant: City of Fort Lauderdale
 Request: Historic designation (landmark) status
 Location: 828 S.E. 4 Street

Recommend: Motion to defer to Tuesday, July 1, 2003 at 6:00 p.m.
Exhibit: Memo No. 03-756 from City Manager; and

Note: Anyone wishing to speak on this item must be sworn in.

City Commissioners will announce any site visits, communications or expert opinions received, and make them part of the record.

ORDINANCES

**Site Plan Approval/Rezone from Residential
Low Rise Multi-Family/Medium Density (RM-15) to
Exclusive Use Parking Lot (XP) – Maria Freeman (PZ Case No. 12-ZR-02) (O-1)**

At the Planning and Zoning Board regular meeting on March 26, 2003, it was recommended by a vote of 9-0 that the following application be approved. Ordinance No. C-03-20 was advertised April 24 and May 1, 2003, and was approved on first reading May 6, 2003 by a vote of 5-0. (Also see Item O-2 on this Agenda)

Applicant: Maria Freeman
Request: Site plan approval/rezone from RM-15 to XP
Location: 912-914 N.W. 6 Street

Recommend: Introduce ordinance on second reading.
Exhibit: Memo No. 03-757 from City Manager; and
Memo No. 03-553 from City Manager.

Note: Anyone wishing to speak on this item must be sworn in.

City Commissioners will announce any site visits, communications or expert opinions received, and make them part of the record.

Vacate Portion of 12-Foot Alley - Maria Freeman (PZ Case No. 34-P-02) (O-2)

At the Planning and Zoning Board regular meeting on March 26, 2003, it was recommended by a vote of 9-0 that the following application be approved. Ordinance No. C-03-21 was advertised April 24 and May 1, 2003, and was approved first reading May 6, 2003 by a vote of 5-0. (Also see Item O-1 on this Agenda)

Applicant: Maria Freeman
Request: Vacate portion of 12-foot alley
Location: East-west alley located between N.W. 9 Avenue and 10 Avenue, and N.W. 6 Street (Sistrunk Boulevard) and N.W. 5 Court, excepting the west 50 feet of the alley.

Recommend: Introduce ordinance on second reading.
Exhibit: Memo No. 03-758 from City Manager; and
Memo No. 03-558 from City Manager.

RESOLUTIONS

Grant - State of Florida Department of Education – Summer Food Service Program – Agreement with School Board of Broward County

(R-1)

A resolution authorizing the proper City officials to apply for a grant from the State of Florida Department of Education for approximately \$133,000 (on a reimbursable basis) for the Summer Food Service Program; authorizing the proper City officials to execute all documents necessary to accept such grant funds; and further authorizing the proper City officials to execute an agreement with the School Board of Broward County.

Recommend: Introduce resolution.

Exhibit: Memo No. 03-670 from City Manager.

Increase Scope of Services for Special Counsel – Troutman Sanders, LLP – Wingate Landfill Superfund Site Closure

(R-2)

A resolution authorizing additional services for the law firm of Troutman Sanders, LLP, as Special Counsel, for the Wingate Landfill Superfund Site closure in an amount not to exceed \$100,000. (On May 6, 2003, this item was deferred for consideration to May 20, 2003.)

Funds: See Memo

Recommend: Introduce resolution.

Exhibit: Memo No. 03-579 from City Manager.

Qualified Target Industry (QTI) – Haircolorxpress International, LLC

(R-3)

A resolution approving a QTI for \$40,000 for Haircolorxpress International, LLC.

Funds: See Memo

Recommend: Introduce resolution.

Exhibit: Memo No. 03-732 from City Manager.

Special Category Grant Application – State of Florida – S.W. 11 Avenue Swing Bridge

(R-4)

A resolution authorizing the proper City officials to apply for a grant in the amount of \$300,000 for the S.W. 11 Avenue Swing Bridge restoration project; and further authorizing the proper City officials to execute all documents necessary to accept such grant funds.

Recommend: Introduce resolution.

Exhibit: Memo No. 03-763 from City Manager.

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.

(CONTINUED FROM PAGE 11)

Proposed Lien Settlements - Special Master and Code Enforcement Board Cases (M-25)

A motion authorizing the proposed lien settlements for the following Special Master and Code Enforcement Board cases:

1. 105 N.W. 5 Avenue (CE02080994) – 5th Avenue Bldg Corp. - \$2,700
2. 1545 N.E. 5 Avenue (CE00080412) – Jude Petion - \$16,600
3. 1545 N.E. 5 Avenue (CE97120888) – Jude Petion - \$2,200
4. 1434 N.W. 4 Avenue (CE99010687) – Gizele Bien-Aime ½ Int., Fritz Cyril - \$4,875
5. 2305 N.W. 9 Court (CE02052027) – Carie Adams – \$17,675
6. 1611 N.W. 16 Street (CE02031415) – Gary & Kathy German - \$1,400

Recommend: Introduce motion.

Exhibit: Memo No. 03-728 from City Manager.
