

**CITY COMMISSION REGULAR MEETING AGENDA
JUNE 17, 2003 - 6:00 P.M.**

Roll Call

Invocation: Captain Stephen Morris, Area Commander, Salvation Army of Broward County

Pledge of Allegiance

Approval of Minutes and Agenda: June 3, 2003

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| PRESENTATIONS |
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1. The Mayor and City Commissioners will present an Expression of Sympathy to the family of **Celia Studiale**.
2. **Mickey Markoff of MDM Group, Ltd.** will present the Mayor and City Commissioners with a commemorative poster of the **2003 McDonald's Air and Sea Show**.
3. The Mayor and City Commissioners will present a Proclamation for **"Recreation and Parks Month"** to be observed during the month of July.
4. The Mayor and City Commissioners will recognize the **Community Appearance Board's "WOW Award"** for District I.
5. The Mayor and City Commissioners will recognize the sponsors for the **25th Annual Community Appearance Awards and Monthly WOW Award Program**.

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| CONSENT AGENDA |
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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 – Great Journey West Gala

(M-1)

A motion authorizing the proper City officials to execute an event agreement with the **Museum of Discovery and Science** to indemnify, protect and hold harmless the City from any liability in connection with the **Great Journey West Gala** to be held **Saturday, September 20, 2003 from 5:00 p.m. to 12:00 midnight**; and further authorizing the closing of S.W. 2 Street from S.W. 4 Avenue to S.W. 5 Avenue from 9:00 a.m. Friday, September 19, 2003 to 6:00 p.m. Sunday, September 21, 2003.

Recommend: Motion to approve.

Exhibit: Memo No. 03-854 from City Manager.

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| CONSENT AGENDA |
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Event Agreement – Gay and Lesbian Community Center of Greater Fort Lauderdale, Inc. (GLCCSF) – GLCCSF Bazaar/Yard Sale/Flea Market (M-2)

A motion authorizing the proper City officials to execute an event agreement with the **GLCCSF** to indemnify, protect and hold harmless the City from any liability in connection with the **GLCCSF Bazaar/Yard Sale/Flea Market** to be held **Saturday, July 5, 2003; Saturday, August 2, 2003; and Saturday, September 6, 2003 from 8:00 a.m. to 2:00 p.m.** at the Community Center located at 1717 North Andrews Avenue.

Recommend: Motion to approve.
Exhibit: Memo No. 03-671 from City Manager.

Event Agreement – 23rd Annual Feast of Plenty (M-3)

A motion authorizing the proper City officials to execute an event agreement with **First Baptist Church** to indemnify, protect and hold harmless the City from any liability in connection with the **23rd Annual Feast of Plenty** to be held **Saturday, November 8, 2003 from 9:00 a.m. to 2:00 p.m.**; and further authorizing the closing of East Broward Boulevard from 3 Avenue to Federal Highway (U.S. 1) from 12:01 a.m. (one minute after midnight) to 5:00 p.m. on the event day.

Recommend: Motion to approve.
Exhibit: Memo No. 03-853 from City Manager.

Event Agreement – Fort Lauderdale Offshore Powerboat Grand Prix (M-4)

A motion authorizing the proper City officials to execute an event agreement with **North Star Lady Inc. d/b/a Over The Edge Motorsports Marketing** to indemnify, protect and hold harmless the City from any liability in connection with the **Fort Lauderdale Offshore Powerboat Grand Prix** to be held **Friday, Saturday and Sunday, October 3, 4 and 5, 2003 from 8:00 a.m. to 8:00 p.m.** at the Radisson Bahia Mar Resort and in the ocean off Fort Lauderdale Beach.

Recommend: Motion to approve.
Exhibit: Memo No. 03-855 from City Manager.

Event Agreement – Hot Summer Nights Concert Series (M-5)

A motion authorizing the proper City officials to execute an event agreement with **Fifth Taste Concepts, Las Olas LLC** to indemnify, protect and hold harmless the City from any liability in connection with the **Hot Summer Nights Concert Series** to be held on the following **Thursdays: July 10, July 31, August 14 and August 28, 2003 from 5:30 p.m. to 10:00 p.m.** at Huizenga Plaza.

Recommend: Motion to approve.
Exhibit: Memo No. 03-852 from City Manager.

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| CONSENT AGENDA |
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Project Grant Agreement – Florida Communities Trust and Department of Community Affairs – Acquisition of Property Adjacent to Florida Hardy Park (also known as the South Side School Property)

(M-6)

A motion authorizing the proper City officials to execute a project grant agreement with Florida Communities Trust and the Department of Community Affairs to accept a grant for acquisition of property adjacent to Florida Hardy Park (also known as South Side School property); and further authorizing the proper City officials to execute all documents necessary to accept and expend such funds.

Recommend: Motion to approve.

Exhibit: Memo No. 03-869 from City Manager.

Change Order No. 9 – Whiting-Turner Contracting Company – Project 10222 – City Park Mall Garage Rehabilitation

(M-7)

A motion authorizing the proper City officials to execute Change Order No. 9 with the Whiting-Turner Contracting Company in the amount of \$118,479.10 for additional work related to the City Park Mall Garage rehabilitation project.

Funds: See Change Order

Recommend: Motion to approve.

Exhibit: Memo No. 03-821 from City Manager.

Task Order – Keith and Schnars, P.A. – Project 10572 – Oakland Park Boulevard Water Main and Routing Analysis

(M-8)

A motion authorizing the proper City officials to execute Task Order No. 16724.54 with Keith and Schnars, P.A. in the amount of \$24,200 for pre-design services associated with the Oakland Park Boulevard water transmission main project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 03-820 from City Manager.

Task Order No. 27 – Camp, Dresser and McKee, Inc. (CDM) – Project 10678 - Sanitary Sewer and Water Main Improvements for Sewer Areas 12 and 17

(M-9)

A motion authorizing the proper City officials to execute Task Order No. 27 with CDM in the amount of \$663,240 for the provision of consulting engineering services associated with Sewer Areas 12 and 17, sanitary sewer and water main improvements project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 03-817 from City Manager.

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| CONSENT AGENDA |
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Task Order No. 29 – Camp, Dresser and McKee, Inc. (CDM) – Project 10626 – Mola Avenue and Isle of Capri Wastewater System and Water Main Improvements

(M-10)

A motion authorizing the proper City officials to execute Task Order No. 29 with CDM in the amount of \$92,962 for the provision of consulting engineering and construction administration services associated with Mola Avenue and Isle of Capri infrastructure improvements project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 03-819 from City Manager.

Contract Award – Southern Metal Products, LLC (d/b/a All Broward Hurricane Panel) - Project 10591 – Police Station, Central Wing Hurricane Protection

(M-11)

A motion authorizing the proper City officials to execute an agreement with Southern Metal Products, LLC (d/b/a All Broward Hurricane Panel) in the amount of \$42,735 for the Police Station, Central Wing Hurricane Protection project.

Funds: See Bid Tab

Recommend: Motion to approve.

Exhibit: Memo No. 03-816 from City Manager.

Consultant Committee Negotiation Act (CCNA) – Authorization to Negotiate with Top-Ranked Firm of Architects Design Group, Inc. for Project 10583 – Police Department Detailed Needs Assessment and Facility Replacement Project

(M-12)

A motion authorizing the proper City officials to accept the Consultant Selection and Negotiation Committee's recommendation of ranking short-listed firms for the Police Department Detailed Needs Assessment and Facility Replacement Project; and further authorizing the proper City officials to commence negotiations with the top-ranked firm of Architects Design Group, Inc. or successively ranked firms if such negotiations become necessary.

Recommend: Motion to approve.

Exhibit: Memo No. 03-813 from City Manager.

Tripartite Agreement – Henderson Mental Health Center, Inc. and Broward County – Installation of Requirement Improvements (PZ Case No. 22-P-00)

(M-13)

A motion authorizing the proper City officials to execute a tripartite agreement with Henderson Mental Health Center, Inc. and Broward County to ensure installation of required improvements in association with the Henderson Mental Health Center Plat.

Recommend: Motion to approve.

Exhibit: Memo No. 03-868 from City Manager.

CONSENT AGENDA

**Consent to Assignment – Browning Ferris Industries
(BFI) to Allied Receivables Funding Inc.; and Subsequent
Assignment to Wachovia Bank, N.A. – Solid Waste Collection Contract**

(M-14)

A motion authorizing the proper City officials to execute a Consent to Assignment with BFI to Allied Receivables Funding Inc., and Subsequent Assignment to Wachovia Bank, N.A. for the collection of payments for solid waste collection.

Recommend: Motion to approve.

Exhibit: Memo No. 03-814 from City Manager.

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| PURCHASING AGENDA |
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332-8783 – Amendment to P-Card Services**(Pur-1)**

An agreement to amend agreement for P-card services and rebate/revenue sharing and P-card software is being presented for approval by the Administrative Services, Procurement and Materials Management.

Bids Solicited/Rec'd: N/A
 Exhibits: Memorandum No. 03-872 from City Manager

The Procurement and Materials Management Division reviewed this item and recommends approving amendment to agreement.

732-8868 – Contract for Mobile Refuse Carts**(Pur-2)**

A one-year contract for the purchase of mobile refuse carts is being presented for approval by the Public Services, Sanitation Division.

Recommended Award: Rehrig Pacific Company
 Pleasant Prairie, WI
 Amount: \$ 386,061.00 (estimated)
 Bids Solicited/Rec'd: 53/6 with 3 no bids and 1 late bid
 Exhibits: Memorandum No. 03-811 from City Manager

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

432-8879 – Contract for Pipe Restrainers**(Pur-3)**

A one-year contract for the purchase of pipe restrainers is being presented for approval by the Public Services Department.

Recommended Award: Corcel Corp. (MBE)
 Miami, FL
 Amount: \$ 96,092.50 (estimated)
 Bids Solicited/Rec'd: 21/5
 Exhibits: Memorandum No. 03-864 from City Manager

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

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.

Settlement of Workers Compensation File No. WC 02-11127 (Louis Wright)

(M-15)

A motion authorizing the proper City officials to settle Workers Compensation File No. WC 02-11127 with Louis Wright.

Recommend: Introduce motion.

Exhibit: Memo No. 03-878 from City Manager.

City Commission

Request for Review – 717 S.E. 2 Street, Ltd.

“Himmarshee Court” (PZ Case Nos. 44-R-02 and 29-H-99)

(M-16)

A motion scheduling a public hearing date within sixty (60) days in conjunction with the review of the application for following proposed development, which received Preliminary Development Review approval (with conditions) on May 23, 2003:

Applicant: 717 S.E. 2 Street, Ltd.

Request: Site plan approval

Location: 717 S.E. 2 Street

Recommend: Introduce motion.

Exhibit: Memo No. 03-888 from City Manager.

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PUBLIC HEARINGS

**Historic Designation (Landmark) Status –
William Taylor – 1401 S.W. 1 Street (HPB Case No. 15-H-03)**

(PH-1)

At the regular meeting of May 5, 2003, the Historic Preservation Board approved by a vote of 6-0 an application for the following property:

Applicant: William Taylor
Request: Historic designation (landmark) status
Location: 1401 S.W. 1 Street

Recommend: Open hearing; close hearing; introduce resolution.

Exhibit: Memo No. 03-865 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.

**Lease Agreement – New River Trading Post Development LLC –
Development and Use of the Former New River U. S. Post Office Property**

(PH-2)

A public hearing to consider a resolution authorizing the proper City officials to execute a lease agreement with New River Trading Post Development LLC for the development and use of the former New River U.S. Post Office property.

Recommend: Open hearing; close hearing; introduce resolution.

Exhibit: Memo No. 03-881 from City Manager.

ORDINANCES

**Amendment to Code of Ordinances –
Adoption of Florida Building Code and Replacement of
References to the Formerly Applicable South Florida Building Code**

(O-1)

An ordinance amending various chapters of the City's Code of Ordinances to provide for the adoption of the Florida Building Code and the Broward County Administrative Provisions, and for the replacement of any references to the formerly applicable South Florida Building Code. Notice of proposed ordinance was published June 7, 2003.

Recommend: Introduce ordinance on first reading.

Exhibit: Memo No. 03-734 from City Manager.

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| RESOLUTIONS |
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**Pre-Construction Loan Application –
State Revolving Fund (SRF) – Water and Wastewater
Capital Improvement Program (CIP) – also known as WaterWorks 2011** **(R-1)**

A resolution authorizing the proper City officials to execute the proper loan agreements and all other documents necessary for the City's use of SRF funding for certain preconstruction costs under WaterWorks 2011.

Recommend: Introduce resolution.
Exhibit: Memo No. 03-818 from City Manager.

Site Plan Level IV Approval/IOA – Royal Atlantic LLC (PZ Case No. 135-R-02) **(R-2)**

At the April 23, 2003 Planning and Zoning Board regular meeting, the following application was **denied** by a vote of 3-6 (also see Item R-3 on this Agenda):

Applicant: Royal Atlantic LLC
Request: Site plan approval/IOA
Location: 435 Bayshore Drive

Recommend: Introduce resolution.
Exhibit: Memo No. 03-721 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.

Plat Approval for “Royal Atlantic” Plat – Royal Atlantic LLC (PZ Case No. 31-P-02) **(R-3)**

At the April 23, 2003 Planning and Zoning Board regular meeting, the following application was approved by a vote of 9-0 (also see Item R-2 on this Agenda):

Applicant: Royal Atlantic LLC
Request: Plat approval for “Royal Atlantic” plat
Location: 435 Bayshore Drive

Recommend: Introduce resolution.
Exhibit: Memo No. 03-722 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.

RESOLUTIONS

**Utility Easements –
Florida Power and Light (FPL) – Bahia Mar Resort Expansion, Phase 3 (R-4)**

A resolution granting a series of utility easements to FPL and dedicating a series of general utility easements on and across the Bahia Mar property (Phase 3).

Recommend: Introduce resolution.
Exhibit: Memo No. 03-889 from City Manager.

**Port Everglades Florida Power and Light (FPL)
Plant – Application for Pollution Retardant System (R-5)**

A resolution endorsing the application for a pollution retardant system at the Power Everglades FPL Power Plant. (Requested by Commissioner Hutchinson)

Recommend: Introduce resolution.
Exhibit: Memo No. 03-893 from City Manager.

**Broward County Land Preservation
Advisory Board – Recommendations for Site Acquisitions (R-6)**

A resolution endorsing the Broward County Land Preservation Advisory Board's ranking of Fort Lauderdale projects on June 5, 2003, for funding under the Broward County Land Preservation Program. (Requested by Commissioner Hutchinson)

Recommend: Introduce resolution.
Exhibit: Memo No. 03-896 from City Manager.

MOTIONS

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**Proposed Lien Settlement – Code Enforcement Board Case -
Joseph Debellas and Robert D. Marks (2600 S.W. 3 Avenue)**

(M-17)

A motion authorizing the proposed lien settlements for the following Code Enforcement Board case:

1. 2600 S.W. 3 Avenue (CE02100777) – Joseph Debellas & Robert D. Marks - \$1,240

Recommend: Introduce motion.

Exhibit: Memo No. 03-873 from City Manager.
