

CITY COMMISSION REGULAR MEETING AGENDA
February 17, 2004 - 6:00 P.M.

Roll Call

Invocation: Dr. Diane Mann, Senior Pastor, 4th Avenue Church of God

Pledge of Allegiance

Approval of Minutes and Agenda – February 3, 2004

PRESENTATIONS

1. The Mayor and City Commissioners will recognize the **Community Appearance Board's "WOW Award"** for District I.
2. The Mayor and City Commissioners will recognize the **Broward County Recycler of the Year Award.**
3. The Mayor and City Commissioners will read aloud and present a Proclamation for "**Bicycle Week 2004**".

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 – Drug Awareness Parade

(M-1)

A motion authorizing and approving the execution of an Event Agreement with the **Mt. Olivet S.D.A. Church** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with the **Jerome E. Gray Esq. Drug Awareness Parade, to be held Saturday, February 21, 2004 from 3:00 PM to 6:00 PM**; and further authorizing the closing of the following route beginning at the church, 649 NW 15 Way, at 3:00 PM; proceeding to NW 7 Street; west to NW 18 Avenue; north to NW 8 Street; east to NW 9 Avenue; south to NW 5 Street; west to NW 21 Avenue, north to NW 6 Street, east to finish at Provident Park.. Roads will be re-opened as participants clear each area.

Recommend: Motion to approve.

Exhibit: Memo No. 04-266 from Acting City Manager.

CONSENT AGENDA

Event Agreement – 15th Annual MS Walk**(M-2)**

A motion authorizing and approving the execution of an Event Agreement with the **National Multiple Sclerosis Society** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with the **15th Annual MS Walk, to be held at George English Park and beach area sidewalks on Sunday, March 28, 2004 from 7:30 AM to 2:30 PM.**

Recommend: Motion to approve.

Exhibit: Memo No. 04-265 from Acting City Manager.

Event Agreement – Imperial Point 5K Race for All Ages**(M-3)**

A motion authorizing and approving the execution of an Event Agreement with **North Broward Hospital District** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with the **Imperial Point 5K Race For All Ages, to be held Saturday, March 27, 2004 from 7:00 AM to 11:00 AM;** and further authorizing the closing of the following route on Saturday, from 7:00 AM to 9:30 AM: beginning at the east entrance of Imperial Point Medical Center, proceeding south on Federal Highway to Imperial Point Drive; west to NE 22 Avenue; south to NE 54 Street; west to NE 19 Avenue; north to NE 56 Street; east to NE 20 Avenue; north to NE 59 Court; east to Imperial Point Drive; continuing east on Imperial Point Drive to NE 22 Avenue; north to finish at the west entrance of the Medical Center.

Recommend: Motion to approve.

Exhibit: Memo No. 04-264 from Acting City Manager.

Event Agreement – 17th Street Causeway Run**(M-4)**

A motion authorizing and approving the execution of an Event Agreement with **Hospice Care of Southeast Florida, Inc.** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with the **17th Street Causeway Run, to be held on Saturday, April 3, 2004 from 7:30 AM to 10:00 AM;** and further authorizing the closing of the following route from 6:30 AM to 8:30 AM: beginning on the west side of the Intracoastal Waterway at the bottom of the eastbound span of 17th Street Causeway Bridge and continuing east in the eastbound lanes to A-1-A; proceeding north in the northbound lanes of A-1-A to Holiday Drive where runners will turn around and return by the same route in reverse to the start/finish line.

Recommend: Motion to approve.

Exhibit: Memo No. 04-263 from Acting City Manager.

Event Agreement – Get Downtown**(M-5)**

A motion authorizing and approving the execution of an Event Agreement with **Riverwalk Fort Lauderdale Inc.** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with **Get Downtown, to be held Friday, March 26, 2004 from 5:00 PM to 8:30 PM at 333 East Las Olas Boulevard at Brasserie Las Olas and the adjoining courtyard.**

Recommend: Motion to approve.

Exhibit: Memo No. 04-225 from Acting City Manager.

CONSENT AGENDA

Event Agreement – Florida Beach Volleyball Tour**(M-6)**

A motion authorizing and approving the execution of an Event Agreement with **Pro-Motions Sports Marketing** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with the **Florida Beach Volleyball Tour, to be held on the following Saturdays and Sundays in 2004: February 21 and 22, April 17 and 18, and August 7 and 8 from 8:00 AM to 7:00 PM at Fort Lauderdale's South Beach.**

Recommend: Motion to approve.**Exhibit:** Memo No. 04-224 from Acting City Manager.**Event Agreement – Las Olas Wine and Food Festival****(M-7)**

A motion authorizing and approving the execution of an Event Agreement with the **American Lung Association of Florida - South Area** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with the **Las Olas Wine and Food Festival to be held on Thursday March 18, 2004 from 7:00 PM to 9:00 PM;** and further authorizing the closing of East Las Olas Boulevard from SE 6 Avenue to SE 11 Avenue, and SE 8 Avenue, SE 9 Avenue, and SE 10 Terrace from East Las Olas north and south to the alley on each side; from 3:00 PM to 10:00 PM.

Recommend: Motion to approve.**Exhibit:** Memo No. 04-222 from Acting City Manager.**Event Agreement – St. Pat's Street Dance****(M-8)**

A motion authorizing and approving the execution of an Event Agreement with the **Downtowner Saloon Inc.** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with the **St. Pat's Street Dance, to be held Wednesday, March 17, 2004 from 12:00 Noon to 11:00 PM;** and further authorizing the closing of South New River Drive from east of the Andrews Avenue Bridge to the circle at SE 1 Avenue (1/2 block immediately in front of the Downtowner), from 8:00 AM to 12:00 Midnight on Wednesday, March 17, 2004.

Recommend: Motion to approve.**Exhibit:** Memo No. 04-223 from Acting City Manager.**Marine Facilities Boat Ramps Parking Fees****(M-9)**

A motion authorizing metered and permit parking rate fee increases for municipal boat ramp vehicular and trailer parking at George English Park, S.E. 15th Street, and Cooley's Landing.

Recommend: Motion to approve.**Exhibit:** Memo No. 04-268 from Acting City Manager.

CONSENT AGENDA

**Task Order Nos. 83,84,85,86,87 and 90 –
Evans Environmental & Geosciences (EE&G) –
Project 10777 – South Side School Purchase and Restoration (M-10)**

A motion authorizing the proper City officials to execute Six (6) task orders with Evans Environmental & Geosciences (EE&G) in the total amount not to exceed \$24,705 for environmental study for the South Side School project.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 04-274 from Acting City Manager.

**Joint Project Agreement (JPA) – Broward County – Project 10710 –
Design and Construction of Utility Relocations in Melrose Park East (M-11)**

A motion authorizing the proper City officials to execute a City/County Joint Project Agreement for County design services and the construction of water mains in Melrose Park East.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 04-192 from Acting City Manager.

**Task Order No. 34 – Camp, Dresser, and McKee, Inc. (CDM) –
Project 10769 – Croissant Park Sanitary Sewer and Water Main Improvements - (M-12)**

A motion authorizing the proper City officials to execute a task order with Camp, Dresser, and McKee Inc., in the amount of \$1,069,199 for the provision of consulting engineering services associated with Croissant Park Area Sanitary Sewer and Water Main Improvements (Sewer Area 7).

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 04-191 from Acting City Manager.

CONSENT AGENDA

Change Order No. 2 – F & L Construction, Inc. - (M-13)
Project 10612 – Annual Contract for Concrete and Paving Stones Repair

A motion authorizing the proper City officials to execute Change Order No. 2 with F & L Construction, Inc. in the amount of \$12,866.25 for additional work under the Annual Contract for Concrete & Paving Stones Repair contract.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 04-188 from Acting City Manager.

Authorization for Litigation – Envirocycle, Inc. – (M-14)
Contract ITB 792-8112 – Recycling and Disposal of Mixed Debris

A motion authorizing the proper City officials to continue negotiations with Envirocycle, Inc. to recover funds overpaid during the term of contract ITB 792-8112 for the disposal and recycling of mixed debris.

Recommend: Motion to approve.

Exhibit: Memo No. 04-293 from Acting City Manager

Contract Extension – Keith and Schnars, P.A. – (M-15)
Project 10281 – Professional General/Civil Engineering Consultant Services

A motion authorizing the extension of the contract with Keith & Schnars, P.A., for three (3) additional years for Professional General/Civil Engineering consultant services at the same hourly rates as the original three-year contract.

Funds: See Memo

Recommend: Motion to approve.

Exhibit: Memo No. 04-272 from Acting City Manager.

Agreement – Use of School Buses (M-16)
for Programs and Events – Broward County School Board

A motion authorizing the proper City officials to execute an agreement with the School Board of Broward County for the use of their school buses for programs and events. The term of this agreement will be May 1, 2004 through April 30, 2005.

Recommend: Motion to approve.

Exhibit: Memo No. 04-221 from Acting City Manager.

CONSENT AGENDA

**Rejection of Bids – Project 10560 –
Beach Wall Fiber Optic Lighting System Replacement**

(M-17)

A motion authorizing the proper City officials to **reject** all bids for the beach wall fiber optic lighting system replacement project.

Funds See Bid Tab

Recommend: Motion to approve.

Exhibit: Memo No. 04-187 from Acting City Manager.

PURCHASING AGENDA

Co-Op Contract – Temporary Personnel Services**(Pur-1)**

Additional temporary personnel services “as needed” citywide are being presented for approval by the Administrative Services Department.

Recommended Award:	Various Vendors
Amount:	\$ 50,000.00 (estimated)
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 04-231 Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends approving purchase for citywide use as needed.

542-8935 – Delinquent Collection Services**(Pur-2)**

A one-year contract extension for delinquent collection services and various late fee collections is being presented for approval by the Finance, Treasury Division.

Vendor:	Penn Credit Corporation Harrisburg, PA
Amount:	\$ 50,000.00 (estimated)
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 04-255 from Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends approving contract extension.

742-8956 – Management of the Fort Lauderdale Baseball Stadium**(Pur-3)**

Management services for the Fort Lauderdale Baseball Stadium is being presented for approval by the Parks and Recreation Department.

Recommended Award:	Broward County Youth Fair, Inc. Hollywood, FL
Amount:	\$ 100,000.00 (estimated annual revenue)
Bids Solicited/Rec'd:	92/3
Exhibits:	Memorandum No. 04-201 Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends approving authorization to enter into negotiations with the first ranked proposer.

PURCHASING AGENDA

742-8951 – Consultant Services Public Realm Plan**(Pur-4)**

An agreement to purchase consulting services to establish public realm plan and urban design guidelines is being presented for approval by the Parks and Recreation Department.

Vendor:	Space Imaging (MBE) Orlando, FL
Amount:	\$ 125,991.00
Bids Solicited/Rec'd:	53/5
Exhibits:	Memorandum No. 04-151 from Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends awarding to the first ranked proposer.

222-8747 – Increase Contract Expenditure - Janitorial Services**(Pur-5)**

Increase contract expenditure for janitorial services for the City jail is being presented for approval by the Police Department.

Vendor:	Cleaning Systems, Inc. Sunrise, FL
Amount:	Per unit prices
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 04-226 from Acting City Manager

The Procurement and Materials Management Division has reviewed this item and recommends approving increased contract expenditure.

Proprietary – Water Meters for Testing**(Pur-6)**

An agreement to purchase water meters for testing is being presented for approval by the Public Services Department.

Vendor:	Metron Farnier Boulder, CO
Amount:	\$ 10,000.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 04-229 from Acting City Manager

The Procurement and Materials Management Division has reviewed this item and recommends approving the proprietary purchase.

PURCHASING AGENDA

Proprietary – Parts for Sewer Pump Repairs

(Pur-7)

An agreement to purchase parts for sewer pump repairs is being presented for approval by the Public Services Department.

Recommended Award: Ellis K. Phelps & Company
Apopka, FL
Amount: \$ 13,000.00 (estimated)
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-258 Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends approving the proprietary purchase.

Proprietary – Video Camera for Sewer Line Inspection

(Pur-8)

An agreement to purchase a video camera for sewer line inspections is being presented for approval by the Public Services Department.

Vendor: Pearpoint, Inc.
Thousand Palms, CA
Amount: \$ 14,100.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-257 from Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends approving the proprietary purchase.

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.

Florida State Lodge, Fraternal Order of Police, Inc. (FOP/FOPA) – Impasse Hearing (M-18)

Motion to reconvene the legislative body to hear the motion for clarification of the Fraternal Order of Police Associates by regarding the language: “at least two (2) unpaid vacation days”.

Recommend: Motion to approve.

Exhibit: Memo No. 04-192 from City Attorney.

PUBLIC HEARINGS

**Vacation of Alley – 600 & 700 Blocks of NW 1 and 2 Avenues –
Maison Saint-Antoine LLC, Old Progresso Village (PZ Case No. 13-P-03)**

(PH-1)

At the Planning and Zoning Board regular meeting on December 17, 2003, it was recommended by a 5 to 2 vote, that the following application be approved. Notice of public hearing and proposed ordinance was published February 5, 2004 and February 12, 2004.

Applicant: Maison Saint-Antoine LLC, Old Progresso Village
Request: Vacation of Alley
Location: 600 & 700 Blocks of NW 1 and 2 Avenues

Recommend: Open hearing; close hearing; introduce ordinance on first reading.
Exhibit: Memo No. 04-89 from Acting City Manager.

**Amend Planned Unit Development (PUD)
Site Plan - The Village at Sailboat Bend (Case 1-ZPUD-02)**

(PH-2)

Amendment to PUD to include addition to West Side School, relocation of a utility easement and realignment of the curve at the south end of SW 14th Avenue. Notice of proposed amendment was published February 5, 2004 and February 12, 2004.

Applicant: Lennar Homes, Inc.
Request: Amendment to PUD - The Village at Sailboat Bend (Case 1-ZPUD-02).
Location: 1320 SW 4th Street

Recommend: Open hearing, close hearing, introduce resolution.
Exhibit: Memo No. 04-153 from Acting City Manager

ORDINANCES

**Amendment to Chapter 27 – Vehicles for Hire –
Rental Cars with Chauffeurs and Sightseeing Vehicles**

(O-1)

An ordinance amending Chapter 27, "Vehicles for Hire," Article V, "Rental Cars with Chauffeurs and Sightseeing Vehicles," Division 2, "Certificate of Public Convenience and Necessity," Section 27-192, "Application; Information to be Shown; Fee," of the Code of Ordinances of the City, providing a limit on the number of certificates issued, providing a mechanism to increase that limit when necessary, providing an application process by which certificates shall be requested, providing minimum requirements for applicants, providing a process for staff review of each application received, providing for review of applications by the Community Services Board, providing a schedule for review by the Community Services Board, deleting moot provisions, and providing for severability, repeal of conflicting ordinance provisions, and an effective date. Notice of proposed ordinance was published January 24, 2004.

Recommend: Introduce ordinance on second reading.
Exhibit: Memo No. 04-294 from Acting City Manager and
 Memo No. 04-132 from Acting City Manager.

**Amend ULDR - Section 47-21 – Landscape and
Tree Preservation Requirements (PZ Case No. 3-T-04)**

(O-2)

At the January 22, 2004 Planning and Zoning Board meeting, the following application was recommended by a vote of 8-0. Notice of proposed ordinance was published February 7, 2004.

Applicant: City of Fort Lauderdale
 Request: Amend ULDR Section 47-21 Landscape and Tree Preservation Requirements
 (PZ Case 3-T-04)

Recommend: Introduce ordinance on first reading.
Exhibit: Memo No. 04-239 from Acting City Manager

Emergency Preparedness Task Force

(O-3)

An Ordinance creating Article IX, Sections 2-270 through 2-281 "Emergency Preparedness Task Force".

Recommend: Motion to defer second reading to Tuesday, March 2, 2004 at 6:00 p.m.
Exhibit: Memo No. 04-304 from Acting City Manager

RESOLUTIONS

**City Commission Request for Review –
 Site Plan Level III/Conditional Use/RAC-UV – Tamatsu and Maizel
Kobayashi and Charles March - Flagler Junction (PZ Case No. 130-R-02) (R-1)**

A resolution to consider an application filed by T. Kobayashi and C. March for approval of a Site Plan Level III/Conditional Use/RAC-UV. On October 21, 2003, the City Commission deferred consideration of the following item to November 18, 2003 by a vote of 5-0, and on November 18, 2003 the City Commission deferred consideration to December 16, 2003 by a vote of 5-0. On December 16, 2003 the City Commission deferred consideration of the following item to February 17, 2004 by a vote of 4-1.

Applicant: Tamatsu and Maizel Kobayashi, and Charles March
 Request: Site plan level III/conditional use/RAC-UV approval
 Location: 721 N.E. 4 Avenue

Recommend: Introduce Resolution.
Exhibit: Memo No. 03-259 from Acting 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.

**Grant Application – Florida Inland Navigation
 District (FIND) - Waterways Assistance Program
Grant – (P10754)- Riverwalk South Regional Park Project (R-2)**

A resolution authorizing the proper City officials to apply and execute all documents necessary to receive such grant funding.

Recommend: Introduce resolution.
Exhibit: Memo No. 04-273 from Acting City Manager.

**Successor Agreement – Fort Lauderdale
Professional Firefighters, Inc. (IAFF), Local 765 (R-3)**

A resolution authorizing the proper City officials to execute a successor agreement with IAFF, Local 765, upon ratification through September 30, 2004.

Recommend: Introduce resolution.
Exhibit: Memo No. 04-286 from Acting City Manager.

RESOLUTIONS

**Extension to Grant Agreement – Broward Boating
Improvement Program for George English Park Improvements**

(R-4)

A resolution authorizing the proper City officials to enter into an agreement with Broward County Broward Boating Improvement Program for a grant of \$103,000 to help fund the construction of boating improvements in George English Park.

Recommend: Introduce resolution.

Exhibit: Memo No. 04-245 from Acting City Manager.

Final Utility Easements - Bahia Mar Resort Expansion -

(R-5)

A resolution (a) authorizing execution and delivery of an electrical utilities easement deed to Florida Power & Light, subject to certain terms and conditions, (b) vacating previously dedicated utility easements and (c) dedicating a utility easement, all over property commonly known as Bahia Mar.

Recommend: Introduce resolution.

Exhibit: Memo No. 04-252 from Acting City Manager.
