

**CITY COMMISSION REGULAR MEETING AGENDA
July 7, 2004 - 6:00 P.M.**

Roll Call

Invocation: Reverend Dick Wills, Christ church United Methodist

Pledge of Allegiance

Approval of Minutes and Agenda – June 2, 2004, June 8, 2004 and June 15, 2004

PRESENTATIONS

1. The Mayor and City Commissioners will present an Expression of Sympathy to the family of Ernest Loprich.
2. The Mayor and City Commissioners will present an Expression of Sympathy to the family of Charlene Singh.
3. The Mayor and City Commissioners will present an Expression of Sympathy to the family of Aaron Brown.
4. The Mayor and City Commissioners will present an Expression of Sympathy to the family of Paul Butler
5. The Mayor and City Commissioners will recognize Paul Bohlander, Assistant Utilities Director, named 2004 government Engineer of the Year by the American Society of Civil Engineers, Florida Section
6. The Front Porch Council will recognize Len Ackley, Code Compliance Officer, for outstanding public service
7. The Mayor and City Commissioners will accept a trophy, for recognition by the Florida Department of Education as one of Florida's Best Business & Education Partnerships
8. The Mayor and City Commissioners will demonstrate the proper way to test a **smoke detector**.
9. The Mayor and City Commissioners will recognize the **Outstanding City Employees**.

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 – RaceFest

(M-1)

A motion authorizing and approving the execution of an Event Agreement with **Las Olas Riverfront Associates** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with **RaceFest**, to be held on **Thursday, November 18, 2004 from 12 noon to 11 p.m. at Las Olas Riverfront and Huizenga Plaza**, and authorizing the closing of SW 1 Avenue from SW 2 Street to the valet driveway at Las Olas Park Place from 4 a.m. on Thursday, November 18 to 3 a.m. Friday, November 19, 2004; and the eastbound lanes only of East Las Olas Boulevard from Andrews Avenue to SE 1 Avenue from 9:30 a.m. Thursday, November 18 to 3 a.m. Friday, November 19, 2004.

Recommend: Motion to approve.

Exhibit: Memo No. 04-842 from Acting City Manager.

CONSENT AGENDA

Event Agreement – Winterfest Boat Parade**(M-2)**

A motion authorizing and approving the execution of an Event Agreement with **Winterfest, Inc.** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with the 32nd annual **Winterfest Boat Parade**, to be held **Saturday, December 18, 2004 from 5:30 PM to 11:30 PM on the Intracoastal Waterway**; and further authorizing the placement of portable sanitation facilities, Winterfest souvenir merchandise, and food and nonalcoholic beverage stands on the east and west sides of the following bridges: SE 17 Street, Las Olas Boulevard, Sunrise Boulevard, Oakland Park Boulevard, and Commercial Boulevard; and further authorizing the closing of South Marriott Drive from SE 17 Street to the Marriott Hotel Property from 10:00 AM to 11PM on Saturday, December 18, 2004.

Recommend: Motion to approve.**Exhibit:** Memo No. 04-843 from Acting City Manager.**Event Agreement – Family Fitness Weekend****(M-3)**

A motion authorizing and approving the execution of an Event Agreement with the **Good Speed Foundation** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with **Family Fitness Weekend**, to be held at **Birch State Park, and on Fort Lauderdale Beach on Saturday, July 10 from 6:00 AM to 6:00 PM and Sunday, July 11, 2004 from 7:00 AM to 2:00 PM**; and further authorizing the closing of the following route for the bicycle portion of the event beginning at 7:10 AM on Saturday, July 10: exit Birch State Park onto Sunrise Boulevard; proceed east in the eastbound median lane to A-1-A; continue south in the southbound median lane of A-1-A to Mayan Drive; turn around and head north in the northbound curb lane of A-1-A to NE 20 Street; turn around, heading south in the southbound curb lane to Sunrise Boulevard; and continue in the westbound curb lane to return to Birch State Park.

Recommend: Motion to approve.**Exhibit:** Memo No. 04-844 from Acting City Manager.**Event Agreement – Broward Carnival Beach Bash****(M-4)**

A motion authorizing and approving the execution of an Event Agreement with the **Caribbean National Cultural Association** to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with the **Broward Carnival Beach Bash, to be held Monday, October 11, 2004 from 3:00 PM to 10:00 PM at South Beach.**

Recommend: Motion to approve.**Exhibit:** Memo No. 04-929 from Acting City Manager.**Event Agreement – Spiritual March 2004****(M-5)**

A motion authorizing and approving the execution of an Event Agreement with **Eglise Baptiste Bethanie De Ft. Lauderdale, Inc.**, to indemnify, protect, and hold harmless the City of Fort Lauderdale from any liability in connection with the **Spiritual March 2004, to be held Sunday, July 11, 2004 from 9:00 AM to 12:00 Noon at the church and neighboring sidewalks.**

Recommend: Motion to approve.**Exhibit:** Memo No. 04-930 from Acting City Manager.

CONSENT AGENDA

Rejection of Bids; Beach Wall Fiber Optic Lighting System Replacement Project 10560 **(M-6)**

A motion authorizing the proper City Officials to reject all bids received on March 12, 2003 for Project 10560, Beach Wall Fiber Optic Lighting System Replacement project.

Recommend: Motion to approve.
Exhibit: Memo No. 04-747 from Acting City Manager

Rejection of Bids; 2004 Annual Engineering Testing Laboratory Contract Project 10818 **(M-7)**

A motion authorizing the proper City Officials to reject all bids received on May 26, 2004 for Project 10818, 2004 Annual Engineering Testing Laboratory contract.

Recommend: Motion to approve.
Exhibit: Memo No. 04-862 from Acting City Manager

Solid Waste Disposal Service Seventh Amendment to Interlocal Agreement with Broward County **(M-8)**

A motion authorizing the proper City Officials to execute the Seventh Amendment to the Interlocal Agreement with Broward County for solid waste disposal service for the provision of appointing temporary alternate members to serve on the Resource Recovery Board and Technical Advisory Committee.

Recommend: Motion to approve.
Exhibit: Memo No. 04-857 from Acting City Manager

Solid Waste Disposal Service Eighth Amendment to Interlocal Agreement with Broward County **(M-9)**

A motion authorizing the proper City Officials to execute the Eighth Amendment to the Interlocal Agreement with Broward County for solid waste disposal service for the provision of the distribution of monies from the solid waste system to Broward County and contract communities.

Recommend: Motion to approve.
Exhibit: Memo No. 04-858 from Acting City Manager

CONSENT AGENDA

Solid Waste Disposal Service
Ninth Amendment to Interlocal Agreement with Broward County **(M-10)**

A motion authorizing the proper City Officials to execute the Ninth Amendment to the Interlocal Agreement with Broward County for solid waste disposal service for the provision of clarification of the termination of the Interlocal Agreement.

Recommend: Motion to approve.
Exhibit: Memo No. 04-859 from Acting City Manager

Annual Contract Directional Drill Water Service Lines
Project 10806, Contract Award – Danella Companies, Inc. **(M-11)**

A motion authorizing the proper City Officials to execute an agreement with Danella Companies, Inc. in the amount of \$166,060 for the annual contract directional drill water service lines project.

Recommend: Motion to approve.
Exhibit: Memo No. 04-856 from Acting City Manager

Disbursement of Funds –
Joint Investigation – O. R. No. 03-150497 **(M-12)**

A motion authorizing the equitable disbursement of funds in the amount of \$81.92, with each of the participating law enforcement agencies to receive \$6.82.

Recommend: Motion to approve.
Exhibit: Memo No. 04-06-03 from Police Legal Advisor

Task Order No. 15, Amendment No. 2 – Camp Dresser and McKee, Inc.
Sailboat Bend Sanitary Sewer and Water Main Improvements **(M-13)**
Sewer Area 11 – Project 10542

A motion authorizing the proper City Officials to execute Task Order No. 15, Amendment No. 2 with Camp Dresser and McKee, in an amount of \$14,411 for the provision of consulting engineering services associated with the redesign of pump station panels in conjunction with the Sailboat Bend (Area 11) Sanitary Sewer and Water Main Improvement Project.

Recommend: Motion to approve.
Exhibit: Memo No. 04-871 from Acting City Manager.

CONSENT AGENDA

Task Order No. 16724.68, Amendment No. 1 – Keith and Schnars, P.A.
Edgewood Sanitary Sewer, Water Main and Storm Drainage Improvements (M-14)
Sewer Area 8 - Project 10580

A motion authorizing the proper City Officials to execute Task Order No. 16724.68, Amendment No. 1 with Keith and Schnars, P.A. in the amount of \$64,900 for additional storm drainage design services and survey to be provided for the Edgewood Area Sanitary Sewer, Water Main and Storm Drainage Improvement (Area 8) Project.

Recommend: Motion to approve.
Exhibit: Memo No. 04-872 from Acting City Manager.

Task Order No. 16724.83 – Keith and Schnars, P.A.
Dorsey Riverbend – Washington Park Sanitary Sewer Improvements (M-15)
Sewer Area 18 – Project 10831 – Design Criteria Report

A motion authorizing the proper City Officials to execute Task Order No. 16724.83 with Keith and Schnars, P.A. in the amount of \$31,900 for the provision of consulting engineering services associated with a Design Criteria Report for the Dorsey Riverbend – Washington Park Sanitary Sewer Improvements (Sewer Area 18).

Recommend: Motion to approve.
Exhibit: Memo No. 04-874 from Acting City Manager.

Task Order No. 16724.82 – Keith and Schnars, P.A.
Riverland – Woodlands Sanitary Sewer Improvements (M-16)
Sewer Area 2 East – Project 10832

A motion authorizing the proper City Officials to execute Task Order No. 16724.82 with Keith and Schnars, P.A. in the amount of \$423,382 for the provision of consulting engineering services associated with preliminary design and survey for the Riverland – Woodlands Sanitary Sewer Improvements (Sewer Area 2 East) Project.

Recommend: Motion to approve.
Exhibit: Memo No. 04-873 from Acting City Manager.

Contract for Surveying & Mapping Services – Keith & Schnars, P.A. (M-17)
Project 10712

A motion authorizing the proper City Officials to execute an agreement with Keith & Schnars, P.A. for the surveying and mapping services project.

Recommend: Motion to approve.
Exhibit: Memo No. 04-877 from Acting City Manager

CONSENT AGENDA

Budget Amendment No. 7 – Creation of the Department of Human Resources **(M-18)**

A motion approving budget amendment no. 7 to the Fiscal Year 2003-2004 Budget relating to the creation of a new Department of Human Resources effective July 18, 2004.

Recommend: Motion to approve.
Exhibit: Memo No. 04-990 from Acting City Manager

SW/SW 2nd Street Corridor Streetscape Improvements Maintenance Agreement with Broward County - Project 15393 **(M-19)**

A motion authorizing the proper City Officials to execute a Maintenance Agreement with Broward County for City maintenance of landscape and hardscape features proposed in the SE/SW 2nd Street Corridor Streetscape Improvement Project located in County rights of way.

Recommend: Motion to approve.
Exhibit: Memo No. 04-959 from Acting City Manager

Landscaping Improvements to I-95 & Sunrise Boulevard Interchange Amended & Restated First Amendment to Agreement – Broward County **(M-20)**

A motion authorizing the proper City Officials to execute an amended and restated First Amendment to the Agreement with Broward County to landscaping improvements to the I-95 and Sunrise Boulevard interchange.

Recommend: Motion to approve.
Exhibit: Memo No. 04-867 from Acting City Manager

Mailing of Notices for Preliminary Fire Assessment **(M-21)**

Request acceptance of proposal from Government Services Group, Inc. for mailing 70,000 notices at \$1 per notice, including preparation, printing, postage and mailing to all affected property owners.

Recommend: Motion to approve.
Exhibit: Memo No. 04-1001 from Acting City Manager

PURCHASING AGENDA

512-8415 – Contract Assignment**(Pur-1)**

An assignment of the contract for Identitech business process management system is being presented for approval by the Administrative Services, Information Technology Division.

Vendor: eiStream Identitech, Inc.
Dallas, TX
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-950 from Acting City Manager

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

State Contract– Replace Color Copier/Printer**(Pur-2)**

A 36-month lease for a replacement network digital color copier/printer is being presented for approval by the Administrative Services, Central Services Division.

Vendor: IKON Office Solutions
Malvern, PA
Amount: \$ 16,637.64 (estimated annual)
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-926 from Acting City Manager

The Procurement and Materials Management Division recommends approving the purchase from the Florida State Contract.

Proprietary – ANOMS Monitoring System**(Pur-3)**

An upgrade of the ANOMS monitoring system is being presented for approval by the Community and Economic Development, Executive Airport Division.

Vendor: Lochard Corp.
Stoneham, MA
Amount: \$ 46,500.00
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 04-916 from Acting City Manager

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

PURCHASING AGENDA

412-5080 – Maintenance Agreement, Noise Monitoring System**(Pur-4)**

Three-year maintenance agreement for noise monitoring system and 90-day trial of enhanced services is being presented for approval by the Community and Economic Development, Executive Airport Division.

Vendor:	Megadata Corporation Bohemia, NY
Amount:	\$ 26,925.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 04-697 Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends approving the three-year maintenance agreement and ninety-day trial of enhanced services.

542-9029 – Delinquent Account Collection Services**(Pur-5)**

Three-year contract for delinquent account collection services, citywide is being presented for approval by the Finance, Treasury Division.

Vendor:	Penn Credit Corporation 17% Rate Harrisburg, PA Law Enforcement Systems, Inc. 22% Rate Long Island City, NY
Bids Solicited/Rec'd:	57/9 with 1 no bid
Exhibits:	Memorandum No. 04-928 Acting City Manager

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

582-7993 – Interim Agreement, Investment Manager Services**(Pur-6)**

A 90-day interim agreement extension for investment manager services is being presented for approval by the Finance, Treasury Division.

Vendor:	Public Financial Management, Inc. Orlando, FL
Amount:	\$ 19,922.57 (estimated)
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 04-888 from Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends approving the interim agreement extension.

PURCHASING AGENDA

Proprietary – Additional LIFEPAK defibrillator/monitors**(Pur-7)**

An agreement to purchase six additional LIFEPAK defibrillator/monitors is being presented for approval by the Fire-Rescue Department.

Vendor:	Medtronic Physio-Control Corp. Redmond, WA
Amount:	\$ 159,680.76
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 04-807 from Acting City Manager

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

442-9009 – Rollup Doors, Fire Stations 35 & 46**(Pur-8)**

An agreement to purchase roll-up doors for Fire Stations 35 & 46 is being presented for approval by the Fire-Rescue Department.

Vendor:	Above All Garage Door of South Florida, Inc. Hialeah Gardens, FL
Amount:	\$ 30,040.00
Bids Solicited/Rec'd:	48/4
Exhibits:	Memorandum No. 04-860 from Acting City Manager

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

Proprietary – Air Compressor**(Pur-9)**

An agreement to purchase an air compressor is being presented for approval by the Public Services Department.

Vendor:	Comp-Air Service Company Miami, FL
Amount:	\$ 259,542.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 04-904 from Acting City Manager

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

PURCHASING AGENDA

Proprietary – Additional Scum Station Pumps**(Pur-10)**

An agreement to purchase two additional scum station pumps is being presented for approval by the Public Services Department.

Vendor:	Ellis K. Phelps & Company Apopka, FL
Amount:	\$ 9,999.00
Bids Solicited/Rec'd:	N/A
Exhibits:	Memorandum No. 04-922 from Acting City Manager

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

Co-Op Contract – Horticultural Chemicals**(Pur-11)**

One-year contract for horticultural chemicals is being presented for approval by the Public Services Department.

Vendor:	Lesco, Inc. Strongsville, OH Helena Chemical Co. Dade City, FL Argo Distributors, LLC dba/Pro Source One Boynton Beach, FL Diamond R Fertilizer Co., Inc. Ft. Pierce, FL Brandt Consolidated dba/Parkway Research Houston, TX BWI Companies, Inc. dba/BWI-Apopka Plymouth, FL Southeastern Turf Grass Supply, Inc. Jacksonville, FL Future Horizons, Inc. Hastings, FL
Amount:	Per Unit Pricing
Bids Solicited/Rec'd:	19/13 with 1 no bid
Exhibits:	Memorandum No. 04-899 from Acting City Manager

The Procurement and Materials Management Division reviewed this item and recommends awarding to the low responsive and responsible bidders.

PURCHASING AGENDA

Proprietary – Yeoman Parts, Compressor & Pumps **(Pur-12)**

An agreement to purchase Yeoman parts, compressors and pumps is being presented for approval by the Public Services Department.

Vendor: R.C. Beach & Associates, Inc.
 Dunedin, FL
 Amount: \$ 49,738.00
 Bids Solicited/Rec'd: N/A
 Exhibits: Memorandum No. 04-834 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.

Budget Amendment No. 6 **(M-22)**

A motion approving budget amendment no. 6 to the Fiscal Year 2003-2004 budget.

Recommend: Motion to approve.
Exhibit: Memo No. 04-956 from Acting City Manager.

Allocation of Funds for Operation and Maintenance of City Hall Parking Garage **(M-23)**

A motion authorizing the allocation of \$35,000 to RSP II Barnett Bank Plaza, LTD., for the operation and maintenance of the City Hall Parking Garage during the remaining four months of fiscal year 2003-2004.

Recommend: Motion to approve.
Exhibit: Memo No. 04-917 from Acting City Manager

Settlement of General Liability File No. GL02-161; Barbara Perles **(M-24)**

A motion to approve settlement of File No. GL02-161 in the amount of \$56,300.

Recommend: Motion to approve.
Exhibit: Memo No. 04-924 from Acting City Manager

Settlement of General Liability File No. GL99-813A; Mrs. Frances Caplan **(M-25)**

A motion to approve settlement of File No. GL99-813A in the amount of \$34,000.

Recommend: Motion to approve.
Exhibit: Memo No. 04-788 from Acting City Manager

MOTIONS

Settlement of General Liability File No. GL02-215B; Johnny Jackson

(M-26)

A motion to approve settlement of File No. GL02-215B in the amount of \$55,000.

Recommend: Motion to approve.

Exhibit: Memo No. 04-923 from Acting City Manager

Construction of Temporary Fire Station 47 – Consent to Assignment of Contract, Waiver of Procurement Code & Authorization of Change Order No. 1 Seawood Builders, Inc. – Project 15245

(M-27)

A motion authorizing the proper City Officials to execute a Consent to Assignment of contract from Seawood Builders, Inc., waive the Procurement Code and authorize Change Order No. 1 in the amount of \$209,635 relating to construction of temporary Fire Station 47 on the Riverland Park property with funding available in Project 10348.

Recommend: Motion to approve.

Exhibit: Memo No. 04-746 from Acting City Manager

Recommendations of Charter Revision Board

(M-28)

Separate motions to approve each Charter Revision Board recommendation and adoption of a resolution incorporating the approved recommendations for the November 2, 2004 referendum.

Recommend: Separate motions to approve; introduce resolution.

Exhibit: Memo No. 04-943 from City Attorney

PUBLIC HEARINGS

2004-2005 U.S. Dept. of Housing & Urban Development (HUD) Annual Action Plan

(PH-1A)

Request approval and authorization for proper City officials to submit plan to HUD to continue receiving funding for entitlement programs operated by HUD.

Recommend: Open hearing; close hearing; motion to approve.

Exhibit: Memo No. 04-777 from Acting City Manager

PUBLIC HEARINGS

342-9022 – HOPWA Grant Awards 2004-2005 (Pur-13)

(PH-1B)

An agreement to award HOPWA 2004-2005 Grant Funds is being presented for approval by the Community and Economic Development Department.

Vendor:	Broward House, Inc. Fort Lauderdale, FL Shadowood II, Inc. Fort Lauderdale, FL Mount Olive Development Corp. (MODCO) Fort Lauderdale, FL House of Hope and Stepping Stones, Inc. Fort Lauderdale, FL
Amount:	\$2,400,000.00
Bids Solicited/Rec'd:	56/5
Exhibits:	Memorandum No. 04-767om Acting City Manager

The Procurement and Materials Management Division has reviewed this award and recommends approving funding recommendations.

**Application for Dock Waiver of Distance Limitations -
Portofino on the Intracoastal Condominium Association, Inc.
77 S. Birch Road**

(PH-2)

A public hearing to consider a resolution authorizing the proper City Officials to waive the distance limitations of the City's Unified Land and Development Regulations, Section 47-19.3.D to allow Portofino Condominium Association, Inc. to construct one 3-tiered fixed pier that extends a maximum distance of 115' and 23 mooring pilings with maximum distances of 110' from the property line into the Intracoastal waterway as permitted by code. Notice of public hearing was published June 25 and July 2, 2004.

Recommend: Open hearing; close hearing; introduce resolution.
Exhibit: Memo No. 04-894 from Acting City Manager.

**Application for Dock Waiver of Distance Limitations -
Robert Kathery, Jr. , 2700 Barcelona Drive**

(PH-3)

A public hearing to consider a resolution authorizing the proper City Officials to waive the distance limitations of the City's Unified Land and Development Regulations, Section 47-19.3.D to allow Robert A. Kathery, Jr. to construction and maintain a 7' wide by 100' long marginal pier that extends a maximum distance of approximately 15.57' into the Rio Giralda Canal from the property line as permitted by code. Notice of public hearing was published June 25 and July 2, 2004.

Recommend: Open hearing; close hearing; introduce resolution.
Exhibit: Memo No. 04-895 from Acting City Manager.

PUBLIC HEARINGS

**Application for Dock Waiver of Distance Limitations -
H. Max Valad, 5761 Bayview Drive**

(PH-4)

A public hearing to consider a resolution authorizing the proper City Officials to waive the distance limitations of the City's Unified Land and Development Regulations, Section 47-19.3.D to allow H. Max Valad to construct an elevator type boat lift to extend a maximum distance of approximately 17' into the adjacent canal measured from the property line as permitted by code. Notice of public hearing was published June 25 and July 2, 2004.

Recommend: Open hearing; close hearing; introduce resolution.

Exhibit: Memo No. 04-896 from Acting City Manager.

Demolition & Sale of Property – 637 SW 15 Avenue

(PH-5)

A public hearing pursuant to H.U.D. regulation on plan to demolish the building, sell the property at 637 SW 15th Avenue and utilize the sale proceeds toward the replacement units, and authorization to utilize General Fund Contingency funds to cover the demolition expense.

Recommend: Open hearing; close hearing; adopt motion to approve.

Exhibit: Memo No. 04-918 from Acting City Manager.

**Appeal of May 3, 2004 Historic Preservation Board (HPB) decision
 1001-1009 SW 4th Street (HPB Case No. 8-H-04 SB)**

(PH-6)

The applicant has appealed the HPB decision at its May 3, 2004 meeting to deny (2-6) the request for COA's for Demolition of one (1) structure, Relocation of two (2) structures and New Construction of a total of nine (9) townhouses. This item was deferred from the June 15, 2004 City Commission meeting.

Applicant:	Patricia Moss
Request:	Appeal of HPB decision to deny request for COA's
Location:	1001-1009 SW 4 th Street

Pursuant to Section 47-26.B.1, the City Commission shall hold a public meeting to determine whether:

- a) there was a substantial departure from the essential requirements of law in the proceedings appealed, or
- b) competent substantial evidence does not exist to support such a decision.

Recommend: **1)** If the City Commission determines that neither (a) nor (b) were present, then

Introduce motion to uphold the Historic Preservation Board decision, or

2) If the City Commission finds that either (a) or (b) occurred, then

Introduce Resolution setting date for Public Hearing for September 8, 2004.

Exhibit: Memo No. 04-951 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.

ORDINANCES

**Adoption of amendments to the City of Fort Lauderdale
Future Land Use Map and Comprehensive Plan (O-1)**

Recommend approval of second reading of ordinance adopting amendments to City of Fort Lauderdale Future Land Use Map and Comprehensive Plan text

Recommend: Introduce ordinance on second reading.
Exhibit: Memo No. 04-914 from Acting City Manager

**Allocation of -
Downtown Regional Activity Center Dwelling Units (O-2)**

Recommend approval of second reading of an ordinance providing for a process and requirements for the allocation of Downtown Regional Activity Center dwelling units. Notice of ordinance was published on June 5, 2004.

Recommend: Introduce ordinance on second reading.
Exhibit: Memo No. 04-954 from Acting City Manager

**Rezoning; 221-229 SE 12 Avenue
PZ Case No. 4-Z-04 (O-3)**

At the Planning and Zoning Board regular meeting on March 17, 2004, it was recommended by a 6 to 1 vote, that the following application be approved. Notice of public hearing was published on June 3 and 10, 2004.

Applicant: G. Brett and Caroline D. Bass
 Request: Rezone from RC-15 to RM-15
 Location: 221 – 229 SE 12 Avenue

Recommend: Introduce ordinance on second reading.
Exhibit: Memo No. 04-910 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.

Amendments to the Pay Plan (O-4)

Recommend approval of first reading of an ordinance for amendments to Schedule I (Supervisory, Professional and Managerial employees) of the Pay Plan as a result of routine, ongoing reviews, including creation of new classes, title change and pay range adjustment of a class

Recommend: Introduce ordinance on first reading.
Exhibit: Memo No. 04-912 from Acting City Manager

PUBLIC HEARINGS

Annual Alarm Registration Fee & Service Fee for False Alarm Responses

(O-5)

Recommend approval of first reading of an ordinance amending Sections 4-1, 4-2 and 4-9, providing definitions, deleting the annual alarm registration renewal fee, and increasing the service fee for false alarm responses.

Note: This item has been withdrawn at the request of Staff

Exhibit: Memo No. 04-983 from Acting City Manager

Surcharges; Water & Wastewater User Rates, Sprinkling Meter Charges

(O-6)

Recommend approval of first reading of an ordinance amending Chapter 28 of the Code of Ordinances to provide a new section 28-1 entitled Surcharges, establishing a surcharge on the City's water and wastewater user rates and sprinkling meter charges for the purpose of promoting water conservation in times of drought. Notice of ordinance was published on June 27, 2004.

Note: This item has been withdrawn at the request of Staff

Exhibit: Memo No. 04-847 from Acting City Manager

CITIZEN PRESENTATIONS

Citizen Presentations appear on the Regular Agenda of the first meeting of the month and are limited to a maximum of three (3) minutes per presentation, for a total of not to exceed five (5) presentations per month.

1. **Kevin P. Green** – Pedi cab application

Exhibits: Application for Citizen Presentation

2. **Reverend W. Roberson II** – Joseph Carter Park repairs

Exhibits: Application for Citizen Presentation

3. **Moses Wright** – neighborhood problems

Exhibits: Application for Citizen Presentation

4. **Mark Remson** – taxicabs

Exhibits: Application for Citizen Presentation

RESOLUTIONS

**Site Plan Approval Extension – Downtown Flagler Village
Putnam Realty, Fourth & Fourth, & Fourth & Fourth II
(134-R-00, 163-R-00 and 175-R-00)**

(R-1)

Request by Putnam Realty, Fourth & Fourth & Fourth & Fourth II to approve site plan extension for a twelve-month period until August 17, 2005.

Applicant: Putnam Realty, Fourth & Fourth & Fourth & Fourth II
Request: Site Plan Approval Extension
Location: Southeast & northeast corners of SE 4th Avenue & SE 5th Street

Recommend: Introduce resolution.
Exhibit: Memo No. 04-864 from Acting City Manager

**Sale of Surplus Property
Southeast Corner of Cortez Street and Seabreeze Boulevard
Amend Resolution Nos. 04-10 & 04-68**

(R-2)

A resolution declaring the City's intent to sell surplus property located at the southeast corner of Cortez Street and Seabreeze Boulevard, which is not needed for public use, and authorizing the property to be considered for sale in accordance with Section 8.04 of the City Charter.

Recommend: Introduce resolution.
Exhibit: Memo No. 04-863 from Acting City Manager

**Landscaping Improvements to I-95 & Sunrise Boulevard Interchange
Amendment No. 2 to Joint Participation Agreement
with Broward County and Florida Dept. of Transportation**

(R-3)

A resolution authorizing the proper City Officials to execute Amendment No. 2 to the Joint Participation Agreement with Broward County and Florida Dept. of Transportation for landscaping improvements to the I-95 and Sunrise Boulevard interchange.

Recommend: Introduce resolution.
Exhibit: Memo. No. 04-868 from Acting City Manager

Broward League of Cities Nomination for E. Harris Drew Award

(R-4)

A resolution supporting the nomination of Commissioner Sam Goldsmith of Coconut Creek for the E. Harris Drew award.

Recommend: Introduce resolution.
Exhibit: Memo. No. 04-927 from Acting City Manager

RESOLUTIONS

**Brickell Redevelopment
Amendment to Note on Plat (PZ Case 11-P-04)**

(R-5)

A resolution approving an amendment to the Brickell Redevelopment plat note.

Applicant: Las Olas Riverfront Associates, L.P.
Request: Amendment to Note on Brickell Redevelopment Plat
Location: New River @ Brickell Avenue and SW 2nd Street

Recommend: Introduce resolution.
Exhibit: Memo. No. 04-902 from Acting City Manager

**Port Business Center
Amendment to Note on Plat (PZ Case 13-P-04)**

(R-6)

A resolution approving an amendment to the Port Business Center plate note.

Applicant: Harbour Shops, LLC
Request: Amendment to Note on Port Business Center Plat
Location: South end of Cordova Road and north of SE 20th Street

Recommend: Introduce resolution.
Exhibit: Memo. No. 04-903 from Acting City Manager

Lot Clearing Cleaning Charges

(R-7)

A resolution authorizing the imposition of a lien against the properties for costs associates with lot clearing and cleaning.

Recommend: Introduce resolution.
Exhibit: Memo. No. 04-911 from Acting City Manager

Funding of School Resource Officers

(R-8)

A resolution requesting full funding from the School Board of Broward County of five elementary School Resource Officers; and seek alternative funding via state legislatives from sources such as the Florida State Lottery, or no match state grants.

Recommend: Introduce resolution.
Exhibit: Memo No. 04-995 from the Acting 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.

Lien Settlements for Special Master and Code Enforcement Board Cases

(M-29)

A motion authorizing proposed settlements for:

1. 600 S.W. 26 Avenue (9315462) – Pleasant Williams and Zadie R. Williams - \$3,860.00
2. 1705 N.W. 8 Place (CE03021125) – Wilson Louigene - \$13,775.00
3. 1609 N.W. 6 Place (CE01031136) – Aaron P. McCree and Allie P. McCree - \$7,112.50
4. 1340 N.W. 19 Avenue (CE03020176) – Lillie Bell Floyd and Keith Floyd - \$5,850.00
5. 1006 N.W. 8 Avenue (CE03021339) – Luckner Virgile - \$15,150.00
6. 1331 N.E. 3 Avenue (CE02091049) – Carline Pierre-Erasme - \$87,500.00
7. 2420 N.W. 19 Street (9501127) – Rueben A. Wiggan - \$2,580.00

Recommend: Motion to approve.

Exhibit: Memo No. 04-919 from Acting City Manager.
