

**CITY COMMISSION REGULAR MEETING AGENDA
FEBRUARY 15, 2005 - 6:00 P.M.**

Roll Call

Invocation: Dr. Harold McSwain, Jr., Senior Pastor
First Congregational Church of God

Pledge of Allegiance

**Approval of Minutes and Agenda – February 1, 2005 Conference Meeting
February 1, 2005 Regular Meeting**

PRESENTATIONS

1. The Mayor and City Commissioners will recognize the ***Community Appearance Board's "WOW Award" for District IV.***
2. The Mayor and City Commissioners will issue a proclamation, declaring the week of February 20-26, 2005, to be "National Engineers Week".

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 – Jerome E. Gray Drug Awareness Parade (M-1)

A motion authorizing and approving the execution of an Event Agreement with Mt. Olivet S.D.A. Church to indemnify, protect, and hold harmless the City from any liability in connection with the Jerome E. Gray Drug Awareness Parade, to be held Saturday, February 19, 2005, 3-6 p.m.; and further authorizing the closing of specified City streets for the event route.

Recommend: Motion to approve.
Exhibit: Memo No. 05-141 from City Manager.

Event Agreement – Fort Lauderdale for Tsunami Relief (M-2)

A motion authorizing and approving the execution of an Event Agreement with North Beach Square Neighborhood Association, Inc. to indemnify, protect, and hold harmless the City from any liability in connection with Fort Lauderdale for Tsunami Relief to be held Saturday, March 5, 2005, 12 noon to 11 p.m.; and further authorizing the closing of Sunrise Lane from NE 9 Street to the north end of the Parrot Lounge at 911 Sunrise Lane, 10 a.m. – 12 midnight on March 5, 2005.

Recommend: Motion to approve.
Exhibit: Memo No. 05-202 from City Manager.

CONSENT AGENDA

Event Agreement – Riverwalk Run

(M-3)

A motion authorizing and approving the execution of an Event Agreement with the Junior League of Greater Fort Lauderdale to indemnify, protect and hold harmless the City from any liability in connection with the Riverwalk Run to be held Saturday, March 19, 2005, 5:30 a.m. – 10 a.m.; and further authorizing closing of certain City streets for the event route from 7 a.m. to 8:30 a.m.

Recommend: Motion to approve.

Exhibit: Memo No. 05-203 from City Manager.

Event Agreement – 17th Annual Las Olas March Art Fair

(M-4)

A motion authorizing and approving the execution of an Event Agreement with Las Olas Association, Inc. to indemnify, protect and hold harmless the City from any liability in connection with the 17th Annual Las Olas March Art Fair to be held in the East Las Olas shopping district on Saturday and Sunday, March 5 and 6, 2005, 10 a.m. to 5 p.m.; and further authorizing the closing of East Las Olas Boulevard from SE 6 Avenue to SE 11 Avenue, from 4:30 a.m., March 5, 2005 to 9 p.m. on March 6, 2005.

Recommend: Motion to approve.

Exhibit: Memo No. 05-199 from City Manager.

Event Agreement – St. Patrick’s Street Dance

(M-5)

A motion authorizing and approving the execution of an Event Agreement with the Downtowner Saloon Inc. to indemnify, protect and hold harmless the City from any liability in connection with the St. Patrick’s Street Dance, to be held Thursday and Friday, March 17 and 18, 2005, 12 noon to 11 p.m.; and further authorizing closing of certain City streets from 8 a.m. on March 17, 2005, to 12 noon on March 19, 2005.

Recommend: Motion to approve.

Exhibit: Memo No. 05-200 from City Manager.

Event Agreement – 2005 Children’s Reading Festival

(M-6)

A motion authorizing and approving the execution of an Event Agreement with the Broward County Library to indemnify, protect and hold harmless the City from any liability in connection with the 2005 Children’s Reading Festival, to be held Saturday, April 16, 2005, 10 a.m. to 5 p.m. and Sunday, April 17, 2005, 12 noon to 5 p.m. in Stranahan Park; and further authorizing closing of certain City streets from 6 p.m., April 15, 2005 to 8 p.m., April 17, 2005.

Recommend: Motion to approve.

Exhibit: Memo No. 05-201 from City Manager.

CONSENT AGENDA

Event Agreement – AVP Pro Beach Volleyball

(M-7)

A motion authorizing and approving the execution of an Event Agreement with the Association for Volleyball Professionals, Inc. to indemnify, protect and hold harmless the City from any liability in connection with AVP Pro Beach Volleyball to be held at South Beach on Friday, Saturday and Sunday, April 1-3, 2005.

Recommend: Motion to approve.

Exhibit: Memo No. 05-213 from City Manager.

Event Agreement – Florida Beach Volleyball Tour

(M-8)

A motion authorizing and approving the execution of an Event Agreement with Pro-Motions Sports Marketing, Inc. to indemnify, protect and hold harmless the City from any liability in connection with the Florida Beach Volleyball tour, to be held on the following Saturdays and Sundays in 2005; February 26 and 27, April 16 and 17, and August 27 and 28, 9 a.m. to 6 p.m. at Fort Lauderdale's South Beach.

Recommend: Motion to approve.

Exhibit: Memo No. 05-214 from City Manager.

Event Agreement – Pridefest 2005

(M-9)

A motion authorizing and approving the execution of an Event Agreement with Pride One of Broward County, Inc. to indemnify, protect and hold harmless the City from any liability in connection with Pridefest 2005, to be held Saturday and Sunday, March 12 and 13, 2005, 11 a.m. to 6 p.m. at War Memorial Auditorium and Holiday Park.

Recommend: Motion to approve.

Exhibit: Memo No. 05-215 from City Manager.

Event Agreement – Tsunami Relief

(M-10)

A motion authorizing and approving the execution of an Event Agreement with the Tarpon Bend Food and Tackle – Riverwalk, Ltd. to indemnify, protect and hold harmless the City from any liability in connection with Tsunami Relief to be held at Tarpon Bend Food and Tackle at 200 SW 2 Street on Sunday, February 27, 2005, 12 noon – 1 p.m.; and further authorizing the closing of SW 2 Avenue from SW 2 Street to the alley that runs behind Tarpon Bend, from 10 a.m. to 9 p.m. on February 27, 2005.

Recommend: Motion to approve.

Exhibit: Memo No. 05-216 from City Manager.

CONSENT AGENDA

Change Order No. 1 – Danella Companies, Inc. - \$12,444.36 Credit (M-11)
Davie Boulevard Force Main, SE 18 Street
and adding 11 calendar days to construction period

A motion authorizing the proper City Officials to execute Change Order No. 1 with Danella Companies, Inc. in the amount of \$12,444.36 credit for final contract quantity adjustments, additional costs and adding 11 calendar days to the construction period for Davie Boulevard 54 inch forcemain, SE 18 Street to the G. T. Lohmeyer Wastewater Treatment Plant.

Recommend: Motion to approve.
Exhibit: Memo No. 05-153 from City Manager.

Change Order No. 2 – Catalfumo Construction d/b/a Seawood Builders (M-12)
Riverland Park Project - \$591,891 and adding 150 days to construction period

A motion authorizing the proper City Officials to execute Change Order No. 2 with Catalfumo Construction, LLC d/b/a Seawood Builders in the amount of \$591,891 for additional work associated with the Riverland Park project and adding 150 days to the construction period – Project 15245.

Recommend: Motion to approve.
Exhibit: Memo No. 05-110 from City Manager.

Change Order No. 3 – American Water Services, Inc. - \$28,435.20 (M-13)
Wastewater Conveyance System – Emergency Storm Sewer Pipe Rehabilitation
and a 224 calendar day non-compensable contract extension

A motion authorizing the proper City Officials to execute Change Order No. 3 with American Water Services, Inc. in the amount of \$28,435.20 for emergency storm sewer pipe rehabilitation and other additional work in connection with the Wastewater Conveyance System, Long Term Remediation Program, Basin A27.3, and authorizing a 224- calendar day non-compensable contract extension.

Recommend: Motion to approve.
Exhibit: Memo No. 05-043 from City Manager.

Change Order No. 6 – F & L Construction, Inc. - \$25,460 (M-14)
Concrete and Paving Stones Repair

A motion authorizing the proper City Officials to execute Change Order No. 6 with F & L Construction, Inc. in the amount of \$25,460 for additional work associated with the 2003-2004 Annual contract for concrete and paving stones repair – Project 10612.

Recommend: Motion to approve.
Exhibit: Memo No. 05-107 from City Manager.

CONSENT AGENDA

Task Order Nos. 1, 2, 3, 4 – CMTS Florida, LLC - \$614,161 (M-15)
Utility Construction Inspection Services

A motion authorizing the proper City Officials to execute Task Order Nos. 1-4 with CMTS Florida, LLC in the amount of \$614,161, for utility construction inspection services associated with: 1. Davie Boulevard Water Main Package A (Project 10553A); 2. River Run, Flamingo Park, Oak River Sewer Improvements, Basin F (Project 10507F); 3. Shady Banks Sewer Improvements, Basin B (Project 10543B); and 4. Sailboat Bend Sewer Improvements, Basin B (Project 10542B).

Recommend: Motion to approve.
Exhibit: Memo No. 05-147 from City Manager.

Task Order No. 8 – Kimley Horn & Associates, Inc. - \$402,486 (M-16)
**Professional Design Services – Airport Rescue Fire Fighting
 Emergency Operations Center, Training Facility, Hazardous Material Unit**

A motion authorizing the proper City Officials to execute Task Order No. 8 with Kimley Horn & Associates, Inc. in the amount of \$402,486 for design, permitting and bid assistance services related to the Airport Rescue Fire Fighting Emergency Operations Center, Training Facility and Hazardous Material Unit.

Recommend: Motion to approve.
Exhibit: Memo No. 05-109 from City Manager.

Task Order No. 03-06, Amendment No. 1 – Hazen and Sawyer, P.C. (M-17)
Fiveash Water Treatment Plant Upgrades Phase 1 – no net additional cost

A motion authorizing the proper City Officials to execute Task Order No. 03-06, Amendment No. 1 with Hazen and Sawyer, P.C. relating to Fiveash Water Treatment Plant Upgrades Phase 1, decreasing labor costs for Task 1, Bidding Services, and increasing labor costs for Task 2, Services during Construction for no net additional cost – Project 10387.

Recommend: Motion to approve.
Exhibit: Memo No. 05-152 from City Manager.

Contract Award – Metro Equipment Service, Inc. - \$1,258,924.50 (M-18)
La Preserve Pump Station and Sailboat Bend Master Pump Station

A motion authorizing the proper City Officials to execute a contract with Metro Equipment Service, Inc. in the amount of \$1,258,924.50 for construction of the La Preserve Pump Station (River Oaks – Area 6 Sanitary Sewer Project) and the Sailboat Bend Master Pump Station (Sailboat Bend – Area 11 Sanitary Sewer Project) – Project 10890.

Recommend: Motion to approve.
Exhibit: Memo No. 05-151 from City Manager.

CONSENT AGENDA

**Revocable License – TRG&S Las Olas Beach Club, Ltd.
Close Sidewalk on Poinsettia and Cortez Streets
And Close Westbound Travel Lane of Poinsettia Street**

(M-19)

A motion authorizing the proper City Officials to execute a revocable license with TRG&S Las Olas Beach Club, Ltd. to close the sidewalk on Poinsettia Street (north) and Cortez Street (south), immediately west of State Road A-1-A and to close the westbound travel lane of Poinsettia Street. Deferred from February 1, 2005.

Recommend: Motion to approve.
Exhibit: Memo No. 05-166 from City Manager.

PURCHASING AGENDA

952-9053 – Fire-Rescue Uniforms

(Pur-1)

A two-year contract for Fire-Rescue uniforms is being presented for approval by the Fire-Rescue Department.

Vendor:	Jules Bros' Uniforms, Inc. Miami, FL Gold Nugget Uniforms, Inc. (WBE) dba/Argo Uniforms Hallandale, FL USA Patch Company N. Haven, CT
Amount:	\$ 88,501.70 (estimated annual total)
Bids Solicited/Rec'd:	153/7 with 5 no bids
Exhibit:	Memorandum No. 05-198 from City Manager

The Procurement Services Department recommends awarding to the low responsive and responsible bidders.

PURCHASING AGENDA

Proprietary – Pumps and Parts

(Pur-2)

An agreement to purchase Davis EMU wastewater pumps and parts is being presented for approval by the Public Works Department.

Vendor: Florida Bearings, Inc.
Fort Lauderdale, FL
Amount: \$ 40,000.00 (estimated)
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 05-206 from City Manager

The Procurement Services Department reviewed this item and recommends awarding the proprietary purchase.

452-9143 – Water Distribution and Repair Parts

(Pur-3)

A one-year price agreement for water distribution and repair parts is being presented for approval by the Public Works Department.

Vendor: Ferguson Enterprises
Newport News, VA
Hughes Supply
Pompano Beach, FL
Metalloy Industries
Alachua, FL
Amount: Per Unit Pricing
Bids Solicited/Rec'd: 67/7 with 1 no bid
Exhibits: Memorandum No. 05-224 from City Manager

The Procurement Services Department recommends awarding to the low responsive and responsible bidders.

512-8415 – Assignment of Contract for eiStream Identitech, Inc.

(Pur-4)

An assignment of contract for eiStream Identitech, Inc. – business process management system is being presented for approval by the Information Technology Services Department.

Vendor: Global 360 BGS, Inc.
Dallas, TX
Bids Solicited/Rec'd: N/A
Exhibits: Memorandum No. 05-187 from City Manager

The Procurement Services Department reviewed this item and recommends approving the contract assignment.

PURCHASING AGENDA

Annual Radio Purchase Plan**(Pur-5)**

An annual purchase plan for various Motorola and EF Johnson radios, parts and services for Citywide use is being presented for approval by the Information Technology Services Department.

Vendor: Motorola Communications & Electronics, Inc.
 Schaumburg, IL
 EF Johnson Company
 Waseca, MN

Amount: \$ 136,411.00 (estimated)

Bids Solicited/Rec'd: N/A

Exhibits: Memorandum No. 05-188 from City Manager

The Procurement Services Department recommends approving annual radio purchase plan.

1802-4/09 – Safety Shoes**(Pur-6)**

An agreement to purchase safety shoes for Citywide use is being presented for approval by the Finance Department.

Vendor: Iron Age Corporation
 Pittsburgh, PA
 Lehigh Safety Shoe Co., LLC
 Vestal, NY

Amount: \$ 73,000.00 (estimated annual)

Bids Solicited/Rec'd: N/A

Exhibits: Memorandum No. 05-212 from City Manager

The Procurement Services Department reviewed this item and recommends approving purchases from the Miami-Dade County contract.

752-9144 – Propane Gas**(Pur-7)**

A one-year contract for propane gas is being presented for approval by the Parks & Recreation Department.

Vendor: MacMillan Propane Gas Company of Florida, Inc. (MBE)
 Miami, FL

Amount: \$ 48,720.00 (estimated)

Bids Solicited/Rec'd: 4/2

Exhibits: Memorandum No. 05-140 from City Manager

The Procurement Services Department reviewed this item and recommends awarding to the single 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 Agreement - File WC-01-10903 & WC-03-11970
Dillard Brock - \$21,500**

(M-20)

A motion approving a proposed Settlement Agreement between Dillard Brock and the City.

Recommend: Motion to approve.
Exhibit: Memo No. 05-171 from City Manager.

**Certificate of Appropriateness for Demolition
808 West Broward Boulevard - HPB Case 25-H-04**

(M-21)

On January 3, 2005, the Historic Preservation Board, by a vote of 10-0, approved the request for a Certificate of Appropriateness for demolition of a vacant two-story structure. Deferred from February 1, 2005.

Applicant: Camp Canine; Bradford Fitzgerald, owner

Recommend: Motion to set public hearing within 60 days.
Exhibit: Memo No. 05-211 from City Manager.

**Eviction Proceedings – Shop No. 128, City Park Mall
Medical Therapeutic Massage Clinic, Inc.**

(M-22)

A motion authorizing the proper City Officials to: (1) begin eviction proceedings again Medical Therapeutic Massage Clinic, Inc. located at Shop No. 128 at the City Park Mall; or (2) accept request for a monthly rent reduction and repayment plan.

Recommend: Motion to approve.
Exhibit: Memo No. 05-105 from City Manager.

PUBLIC HEARINGS

Vacate Right of Way – Portion of Flagler Avenue
Case 18-P-03

(PH-1)

At the April 21, 2004 Planning and Zoning Board meeting, the application was recommended by a 5-2 vote for approval. Public Notice was published on February 5, 2005.

Applicant: Art and Shirley Stone (Fort Lauderdale Antique Car Museum)

An ordinance vacating, abandoning and closing a portion of Flagler Avenue, lying west of and adjacent to Block 36, Croissant Park.

Recommend: Open hearing; close hearing; introduce ordinance on second reading.

Exhibit: Memo No. 05-210 from City Manager.

Vacate Right of Way – Portion of NW 2 Street
Case 12-P-04

(PH-2)

At the November 17, 2004 Planning and Zoning Board meeting, the application was recommended by an 8-0 vote for approval. Public Notice was published on February 3 and 10, 2005.

Applicant: Riverbend Corporate Park

An ordinance vacating, abandoning and closing all of NW 2 street as shown on The R.E.B. Plat, west of NW 22 Avenue and east of NW 25 Avenue.

Recommend: Open hearing; close hearing; introduce ordinance on first reading.

Exhibit: Memo No. 05-091 from City Manager.

Application for Dock Waiver of Distance Limitations
413 Idlewyld Drive

(PH-3)

At the January 11, 2005 Marine Advisory Board meeting, the application was recommended by a vote of 13-0 for approval. Public Notice was published on February 3 and 10, 2005.

Applicant: Greg and Victoria Ricker

A resolution authorizing the proper City Officials to waive the limitations of Section 47.19.3 of the City's Unified Land Development Regulations to replace an existing L-shaped pier with an adjoining cradle type boatlift and to update dimensions for two existing mooring pilings that extend into the Intracoastal Waterway a maximum distance of 60.76 feet – pier extension; 41.04 feet – adjoining boatlift; and 81.45 feet – outermost mooring pilings, respectively from the property line.

Recommend: Open hearing; close hearing; introduce resolution.

Exhibit: Memo No. 05-162 from City Manager.

PUBLIC HEARINGS

**Executive Airport – Minimum Annual Lease Rates
And Brokerage Commission Policy**

(PH-4)

A public hearing to adopt a resolution establishing the minimum annual lease rates and adopting a brokerage commission policy for property available for lease at the Fort Lauderdale Executive Airport. Public Notice was published on February 3 and 10, 2005.

Recommend: Open hearing; close hearing; introduce resolution.
Exhibit: Memo No. 05-184 from City Manager.

**Historic Designation
401 NW 7 Avenue – Case 22-H-04**

(PH-5)

At the January 3, 2005 Historic Preservation Board meeting, the application was recommended by a vote of 8-1 for approval. Public Notice was published on February 6, 2005.

Applicant: Right Perspective Development Group

A resolution granting historic designation for landmark status to a structure located at 401 NW 7 Avenue.

Recommend: Open hearing; close hearing; introduce resolution.
Exhibit: Memo No. 05-158 from City Manager.

**Appeal of Planning & Zoning Board Decision – Pat Patel/MaCabi Cigars
1221 East Las Olas Boulevard – Parking Reduction - Case 60-R-04**

(PH-6)

At the October 20, 2004 Planning & Zoning Board meeting, the application was denied by a vote of 4-2. The applicant appealed the Planning & Zoning Board decision. At the January 4, 2005 City Commission, a resolution was adopted 3-2 to hold a De Novo hearing on February 1, 2005. The item was deferred from February 1, 2005.

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.

Recommend: Open hearing; close hearing; introduce resolution.
Exhibit: Memo No. 05-208 from City Manager.

ORDINANCES

Parking and Fleet Services Department (O-1)
Updating Code of Ordinances – Department Name Change

An ordinance amending Chapters 26 and 47 of the Code of Ordinances providing for the redesignation of the Parking Services Division and Parking Division as the Parking and Fleet Services Department, Administrative Services as Parking and Fleet Services and then Parking Manager as the Director of Parking Services. Public Notice was published January 22, 2005.

Recommend: Introduce ordinance on second reading.
Exhibit: Memo No. 05-172 from City Manager.

Amendment to Pay Plan (O-2)

An ordinance amending the Pay Plan, providing for the creation of new classes, the title change and pay range adjustment of classes, the pay range and management category adjustment of classes, the pay range adjustment of classes, the title change of a class and the deletion of classes, all in Schedule I and further providing for the creation of one new class in Schedule II. Public Notice was published on February 5, 2005.

Recommend: Introduce ordinance on first reading.
Exhibit: Memo No. 05-003 from City Manager.

RESOLUTIONS

Executive Airport – Minimum Standards for Airport Tenants (R-1)

A resolution establishing minimum standards for fixed base operators and airport tenants at the Fort Lauderdale Executive Airport.

Recommend: Introduce resolution.
Exhibit: Memo No. 05-196 from City Manager.

Fort Lauderdale Federal Courthouse (R-2)

A resolution supporting efforts by the Broward County Board of County Commissioners to keep a federal courthouse in the City of Fort Lauderdale and opposing any proposal to close the Fort Lauderdale Federal Courthouse that would result in the consolidation of federal courthouses outside of the City of Fort Lauderdale.

Recommend: Introduce resolution.
Exhibit: Memo No. 05-236 from City Manager.

RESOLUTIONS

**Site Plan Level IV Review – Strand Towers 1 and 2 – Las Olas Riverfront
And Corresponding Plat Note Amendment – Brickell Redevelopment Plat
300 SW 1 Avenue - Cases 88-R-04 and 11-O-04** **(R-3)**

Applicant: Las Olas Riverfront Associates Limited Partnership

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.

Recommend: Applicant requests deferral.

Exhibit: Memo No. 05-218 from City Manager.

Site Plan Review - Marbella Place – Case 13-R-04 **(R-4)**
501, 519, 527 North Birch Road – 37 Unit Multifamily Building

Planning & Zoning Board recommended approval by a vote of 5-1 on October 20, 2004. This item was deferred from February 15, 2005.

Applicant: Magna Casa Development II, LLC

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.

Recommend: Introduce resolution.

Exhibit: Memo No. 05-180 from City Manager.

Amendment to Approved Site Plan Level IV Review – Case 80-R-00 **(R-5)**
**Trump International Hotel and Tower a/k/a Gold Coast Merrimac
551 North Fort Lauderdale Beach Boulevard**

A resolution approving an amendment to the approved site plan for Trump International Hotel and Tower a/k/a Gold Coast Merrimac.

Applicant: SB Hotel Associates, LLC

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.

Recommend: Introduce resolution.

Exhibit: Memo. No. 05-225 from City Manager.
