

**City Commission Regular Meeting Agenda**

**February 3, 2009 -- 6:00 PM**

**Roll Call**

**Invocation:** Chaplain Rick Braswell  
Broward Sheriff's Office

**Pledge of Allegiance**

**Approval of Minutes and Agenda --** December 16, 2008 Regular Meeting

**PRESENTATIONS**

**SAINT THOMAS AQUINAS HIGH SCHOOL DAY**

**(PRES-01)**

THE MAYOR AND CITY COMMISSION WILL ISSUE A PROCLAMATION DECLARING FEBRUARY 3, 2009 AS SAINT THOMAS AQUINAS HIGH SCHOOL DAY IN RECOGNITION OF THE FOOTBALL TEAM WINNING THE 2008 STATE CHAMPIONSHIP.

**Exhibit:** Commission Agenda Report 09-0074

**OUTSTANDING CITY EMPLOYEES**

**(PRES-02)**

THE MAYOR AND CITY COMMISSION WILL RECOGNIZE OUTSTANDING CITY EMPLOYEES.

**Exhibit:** Commission Agenda Report 09-0096

**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 - JUST BREATHE**

**(M-01)**

A motion authorizing and approving execution of an Event Agreement with Bailey and Associates Reporting, Inc. for Just Breathe, a walk to be held February 28, 2009, 11 AM - 1 PM, beginning at DC Alexander Park and ending at Tarpon Bend (200 SW 2 Street).

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0084

**EVENT AGREEMENT AND CO-SPONSORSHIP - FLORIDA AIDS WALK  
CLOSING ROADS ALONG ROUTE**

(M-02)

A motion authorizing and approving execution of an Event Agreement with AIDS Healthcare Foundation, Inc. for Florida AIDS Walk, to be held at Huizenga Plaza, downtown and beach area streets and sidewalks on March 15, 2009, 8 AM - 3 PM; closing roads along route; and approving co-sponsorship to allow banners at specified locations, subject to permitting regulations.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0039

**EVENT AGREEMENT - SISTRUNK PARADE AND STREET FESTIVAL  
CLOSING ROADS**

(M-03)

A motion authorizing and approving execution of an Event Agreement with Sistrunk Historical Festival, Inc. for Sistrunk Parade and Street Festival, to be held February 28, 2009, 8 AM - 6 PM.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0032

**EVENT AGREEMENT - 5K FOR A BETTER DAY  
CLOSING ROADS ALONG ROUTE**

(M-04)

A motion authorizing and approving execution of an Event Agreement with Greater Fort Lauderdale Road Runners Club, Inc. for 5K For A Better Day, to be held February 28, 2009, 7:30 AM - 9:30 AM at Broward General Medical Center and closing roads along route.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0077

**EVENT AGREEMENT - A-1-A MARATHON  
CLOSING ROADS ALONG ROUTE**

(M-05)

A motion authorizing and approving execution of an Event Agreement with Exclusive Sports Marketing, Inc. of Florida for A-1-A Marathon, to be held February 22, 2009, 5:30 AM - 12 noon, beginning at Esplanade and ending at South Beach and closing roads along route.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0078

**EVENT AGREEMENT AND CO-SPONSORSHIP - WATERWAY CLEANUP****(M-06)**

A motion authorizing and approving execution of an Event Agreement with Marine Industries Association of South Florida, Inc. for 32nd Annual Waterway Cleanup, to be held March 7, 2009, 9 AM - 1 PM, at several waterfront locations and approving co-sponsorship to allow banners at specified locations, subject to permitting regulations.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0081

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**EVENT AGREEMENT - UNITED WAY 5K - CLOSING ROADS ALONG ROUTE****(M-07)**

A motion authorizing and approving execution of an Event Agreement with Exclusive Sports Marketing, Inc. of Florida for United Way 5K, to be held February 21, 2009, 5:30 AM - 8 AM, beginning at Birch State Park and ending at George English Park and closing roads along route.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0088

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**EVENT AGREEMENT AND CO-SPONSORSHIP - WALK FOR THE ANIMALS  
CLOSING ROADS ALONG ROUTE****(M-08)**

A motion authorizing and approving execution of an Event Agreement with Humane Society of Broward County, Inc. for Walk for the Animals, to be held March 7, 2009, 8 AM - 12 noon at Huizenga Plaza; closing roads along route; and approving co-sponsorship to allow banners subject to permitting regulations.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0080

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**EVENT AGREEMENT - CORAL RIDGE DOG FEST****(M-09)**

A motion authorizing and approving execution of an Event Agreement with Coral Ridge Association, Inc. for the Coral Ridge Dog Fest, to be held February 14, 2009, 11 AM - 3 PM, at George English Park.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0082

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**EVENT AGREEMENT - PALM 100****(M-10)**

A motion authorizing and approving execution of an Event Agreement with Ultra Sports, LLC for Palm 100, to be held from 6 AM, March 28, 2009 to 2 AM, March 29, 2009 on beach sidewalks from Las Olas Boulevard north to city limits.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0086

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**RESCIND CONTRACT - EXPERTECH NETWORK INSTALLATION (U.S.) INC - \$935,476.76  
FORCEMAIN SYSTEM INTERCONNECTS AND TRANSMISSION SYSTEM IMPROVEMENTS**

(M-11)

A motion authorizing the proper City Officials to 1) rescind contract awarded to Expertech Network Installation (U.S.) Inc., in the amount of \$935,476.76 - forcemain system interconnects and transmission system improvements at various locations throughout City - Project 11119A and 2) re-bid modified project.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 08-1259

**CONTRACT AWARD – HOMESTEAD CONCRETE & DRAINAGE, INC. - \$34,410.09  
ENTRY SIGNS AND LANDSCAPING - NEIGHBORHOOD CAPITAL IMPROVEMENTS PROJECT**

(M-12)

A motion authorizing the proper City Officials to award and execute contract with Homestead Concrete & Drainage, Inc., in the amount of \$34,410.09 – installation of entry signs and landscaping – Golden Heights Homeowners Association, Inc. - Neighborhood Capital Improvement Program – Project 11094.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0072

**CONTRACT AWARD - PALM BEACH BUILDING GROUP, INC. - \$229,500  
RENOVATION OF FACILITIES AT JOSEPH C CARTER PARK**

(M-13)

A motion authorizing the proper City Officials to award and execute contract with Palm Beach Building Group, Inc., in the amount of \$229,500 - renovations to facilities at Joseph C Carter Park - swimming pool showers, gymnasium showers and restrooms and social center restrooms.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0083

**CONTRACT AWARD - ELECTRICAL CONTRACTING SERVICE, INC. - \$66,437.50  
POWER SERVICES FOR TEMPORARY FIRE STATION 49**

(M-14)

A motion authorizing the proper City Officials to 1) award and execute contract with Electrical Contracting Service, Inc., in the amount of \$66,437.50 – power services for temporary Fire Station 49 - 500 Seabreeze Boulevard – Project 11368 and 2) transfer funds to fund the contract.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0092

**CHANGE ORDER 2 – METRO EQUIPMENT SERVICE, INC. - \$336,435.48 - ADD 126 DAYS  
SYSTEMWIDE PUMP STATION UPGRADES**

(M-15)

A motion authorizing 1) Change Order 2 with Metro Equipment Service, Inc., in the amount of \$336,435.48 and the addition of 126 non-compensable calendar days to contract period - additional work - Phase I Systemwide Pump Station Upgrades – Project 10874 and 2) appropriate \$380,000 to fund this change order and engineering fees.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 08-1378

**CHANGE ORDER 3 (FINAL) – METRO EQUIPMENT SERVICE, INC – CREDIT (\$126,536.23)  
PUMP STATION REHABILITATION - BIRCH ROAD AND VISTA MAR FORCE MAIN**

(M-16)

A motion authorizing 1) Change Order 3 (Final) with Metro Equipment Service, Inc., in the CREDIT amount of (\$126,536.23) - final quantity reconciliation - Pump Station Rehabilitation Birch Road and Vista Mar Force Main – Project 10823 and 2) reduce encumbrance by (\$126,536.23).

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0008

**CHANGE ORDER 7 – ASPHALT CONSULTANTS, INC. - \$79,314  
RIVERLAND SOUTH**

(M-17)

A motion authorizing 1) Change Order 7 with Asphalt Consultants, Inc., in the amount of \$79,314 - additional work and quantity adjustments - Septic Area 2 East Basins A and C, Riverland South – Project 10832 and 2) appropriate \$89,000 to fund this change order and engineering fees.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0046

**CHANGE ORDER 1 – INSITUFORM TECHNOLOGIES, INC. – NET ZERO  
WASTEWATER CONVEYANCE SYSTEM – SEWER BASIN A-11 AND ANNUAL SEWER LINING**

(M-18)

A motion authorizing Change Order 1 with Insituform Technologies, Inc., for a net zero cost - quantity adjustments - Wastewater Conveyance System – Sewer Basin A-11 and Annual Sewer Lining - Project 11273.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0050

**CHANGE ORDER 4 (FINAL) - MIAMI SKYLINE CONSTRUCTION CORP. - \$28,227.60  
FIRE STATION 3 RENOVATIONS**

(M-19)

A motion authorizing Change Order 4 (Final) with Miami Skyline Construction Corp., in the amount of \$28,227.60 - renovation of Fire Station 3 - 2801 SW 4 Avenue – Project 10401.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0069

**TASK ORDER 09-08 – HAZEN AND SAWYER, P.C. - \$40,440  
2009 WATER SUPPLY PLANNING ASSISTANCE**

(M-20)

A motion authorizing the proper City Officials to 1) execute Task Order 09-08 with Hazen and Sawyer, P.C., in the amount of \$40,440 - design engineering services -2009 Water Supply Planning Assistance - Project 10760 and 2) appropriate \$46,000 to fund this task order and engineering fees.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0052

**AMENDMENT 2 - TASK ORDER 04-10 - HAZEN AND SAWYER, P.C. - \$28,476  
CENTRAL RIVER LARGE WATER MAIN RIVER CROSSING**

(M-21)

A motion authorizing the proper City Officials to 1) execute Amendment 2 to Task Order 04-10 with Hazen and Sawyer, P.C., in the amount of \$28,476 - additional design engineering services - Central River Area - Large Water Main River Crossing -Project 10814 and 2) appropriate \$32,000 to fund this amendment and engineering fees.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0056

**DESIGNATION OF HOST HOTELS - AGREEMENTS  
U. S. TENNIS ASSOCIATION TOURNAMENTS - JIMMY EVERT TENNIS CENTER**

(M-22)

A motion authorizing the Parks and Recreation Director or his designee to enter into agreements on behalf of the City with local hotels for United States Tennis Association state and national tournaments held at Jimmy Evert Tennis Center.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0073

**MARRIOTT HARBOR BEACH RESORT AND SPA - 3030 HOLIDAY DRIVE  
AMENDMENT 3 - DEVELOPMENT AGREEMENT – LAUDERDALE BEACH ASSOCIATION**

(M-23)

A motion authorizing the proper City Officials to execute a third amendment to development agreement with Lauderdale Beach Association – site plan revisions to Marriott Harbor Beach Resort and Spa – 3030 Holiday Drive.

**Recommend:** Motion to approve.

**Exhibit:** Commission Agenda Report 09-0053

**CONSENT RESOLUTION**

**GRANT APPLICATION – ENHANCED MARINE LAW ENFORCEMENT GRANT PROGRAM  
BROWARD COUNTY - \$138,432 - BOATING SAFETY INITIATIVES**

(CR-01)

A resolution authorizing the proper City Officials to submit a grant application, in the amount of \$138,432 – Enhanced Marine Law Enforcement Grant Program - Broward County - boating safety initiatives.

**Recommend:** Adopt resolution.

**Exhibit:** Commission Agenda Report 09-0063

**AMEND OPERATING BUDGET - APPROPRIATION - \$250,000 - FLAGLER PARK**

(CR-02)

A resolution amending fiscal year 2008-2009 final operating budget, by appropriating \$250,000 from park impact fees to fund construction of Flagler Park.

**Recommend:** Adopt resolution.

**Exhibit:** Commission Agenda Report 09-0091

**AMEND OPERATING BUDGET - APPROPRIATION - OSSWALD PARK - \$699,893.23**

(CR-03)

A resolution amending fiscal year 2008-2009 final operating budget, by appropriating \$699,893.23 from Broward County Osswald Park annexation payment to fund construction of Osswald Park.

**Recommend:** Adopt resolution.

**Exhibit:** Commission Agenda Report 09-0090

**GRANT ACCEPTANCE – ANN HERMAN PARK - \$51,167  
LAND STEWARDSHIP PROGRAM – PARKS FOR PEOPLE**

(CR-04)

A resolution authorizing the proper City Officials to 1) accept Parks for People Land Stewardship Program grant funds, in the amount of \$51,167, from Broward County for Ann Herman Park, 2) amend fiscal year 2008-2009 final operating budget, by accepting and appropriating funds to this project and 3) execute all necessary documents to obtain funding.

**Recommend:** Adopt resolution.

**Exhibit:** Commission Agenda Report 08-1900

**GRANT ACCEPTANCE – FLAGLER HEIGHTS PARK - \$51,166  
LAND STEWARDSHIP PROGRAM – PARKS FOR PEOPLE**

(CR-05)

A resolution authorizing the proper City Officials to 1) accept Parks for People Land Stewardship Program grant funds, in the amount of \$51,166, from Broward County for Flagler Heights Park, 2) amend fiscal year 2008-2009 final operating budget, by accepting and appropriating funds to this project and 3) execute all necessary documents to obtain funding.

**Recommend:** Adopt resolution.

**Exhibit:** Commission Agenda Report 08-1903

**AMEND OPERATING BUDGET- APPROPRIATION - \$6,000  
DONATION TO FORT LAUDERDALE AQUA ANGELS SWIM TEAM - PROJECT ABSTRACT**

(CR-06)

A resolution amending fiscal year 2008-2009 final operating budget, by appropriating \$6,000 from the Law Enforcement Trust Fund - donation to Fort Lauderdale Aqua Angles Swim Team - Project Abstract.

**Recommend:** Adopt resolution.

**Exhibit:** Commission Agenda Report 09-0107

**AMEND OPERATING BUDGET - APPROPRIATION (\$120,000) AND TRANSFER  
GRANT - SE 15 STREET BOAT LAUNCH AND MARINE COMPLEX**

(CR-07)

A resolution amending fiscal year 2008-2009 final operating budget, by appropriating and transferring funds - Florida Inland Navigation District to SE 15 Street Boat Launch and Marine Complex project.

**Recommend:** Adopt resolution.

**Exhibit:** Commission Agenda Report 09-0062



**AMEND OPERATING BUDGET - APPROPRIATION (\$450,000) AND TRANSFER  
GRANT - NEW RIVER FLOATING DOCKS****(CR-08)**

A resolution amending fiscal year 2008-2009 final operating budget, by appropriating and transferring funds - Broward Boating Improvement Program to New River Floating Docks project.

**Recommend:** Adopt resolution.

**Exhibit:** Commission Agenda Report 09-0064

**AMEND OPERATING BUDGET - APPROPRIATION (\$218,454) AND TRANSFER  
GRANT - COOLEY'S LANDING BOAT RAMP REPLACEMENT****(CR-09)**

A resolution amending fiscal 2008-2009 final operating budget, by appropriating and transferring funds - Broward Boating Improvement Program to Cooley's Landing Boat Ramp Replacement project.

**Recommend:** Adopt resolution.

**Exhibit:** Commission Agenda Report 09-0067

**AMEND OPERATING BUDGET - APPROPRIATION - \$218,545  
GRANT - COOLEY'S LANDING BOAT RAMP****(CR-10)**

A resolution amending fiscal year 2008-2009 final operating budget, by appropriating funds - Florida Inland Navigation District to Cooley's Landing Boat Ramp project.

**Recommend:** Adopt resolution.

**Exhibit:** Commission Agenda Report 09-0068

**PURCHASING AGENDA**
**293-10215 - FIREFIGHTING FOAM****(PUR-01)**

Two-year contract for purchase of National Universal Gold firefighting foam is being presented for approval by Fire-Rescue Department.

**Recommend:** Motion to approve.

**Vendor:** Elite Fire & Safety Equipment, Inc.  
Naples, FL

**Amount:** \$21,600.00 (annual estimated)

**Bids Solicited/Rec'd:** 431/5

**Exhibit:** Commission Agenda Report 08-1801

The Procurement Services Department has reviewed this item and recommends awarding to lowest responsive and responsible bidder.

**493-10191 - REJECT BIDS AND RE-BID - LIQUID OXYGEN****(PUR-02)**

Reject all bids for purchase of liquid oxygen and authorize re-bidding is being presented for approval by Public Works Department.

**Recommend:** Motion to reject and authorize re-bidding.

**Bids Solicited/Rec'd:** 278/3

**Exhibit:** Commission Agenda Report 09-0076

The Procurement Services Department has reviewed this item and recommends rejecting all bids and re-bidding.

**492-10187 - EMERGENCY BOARD-UP SERVICES****(PUR-03)**

One-year contract for emergency board-up services is being presented for approval by Building Services Department.

**Recommend:** Motion to approve.

**Vendor:** Assured Contracting, LLC  
Plantation, FL

**Amount:** per unit prices

**Bids Solicited/Rec'd:** 573/8

**Exhibit:** Commission Agenda Report 09-0099

The Procurement Services Department has reviewed this item and recommends awarding to the low responsive and responsible bidder.

**PROPRIETARY - FOUR VEHICLE REPLACEMENTS****(PUR-04)**

Purchase four vehicle replacements identified in the 2008-2009 Fleet Plan and approved in the 2008-2009 Fleet Services Capital Budget is being presented for approval by Parking and Fleet Services Department.

**Recommend:** Motion to approve.

**Vendor:** Advanced Truck Equipment Inc. Container Systems & Equipment Co., Inc.  
Boynton Beach, FL Daytona Beach, FL

**Amount:** \$476,062.00

**Bids Solicited/Rec'd:** N/A

**Exhibit:** Commission Agenda Report 09-0066

The Procurement Services Department has reviewed this item and recommends approval of the proprietary purchase and 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.

**APPEAL - PLANNING AND ZONING BOARD DECISION - VACATE ALLEY - CASE 8-P-08  
NORTH OF SW 33 AVENUE BETWEEN ANDREWS AVENUE AND FEC RAIL LINE**

(MD-01)

Applicant: AG Realty Fort Lauderdale

Zoning: Heavy Commercial - Light Industrial Business B-3

Location: North of SW 33 Street between South Andrews Avenue and FEC Rail Line

**Recommend:** Introduce: 1) motion upholding Planning & Zoning Board decision; OR 2) motion to hold de novo hearing immediately; or (3) resolution setting hearing within 60 days.

**Exhibit:** Commission Agenda Report 09-0026

### RESOLUTIONS

**LOT CLEARING AND CLEANING - SPECIAL ASSESSMENT LIENS FOR ASSOCIATED COST**

(R-01)

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

**Recommend:** Introduce resolution.

**Exhibit:** Commission Agenda Report 09-0054

### CITIZEN PRESENTATIONS

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

**ROBERT WALSH**

(CIT-01)

REMINDER TO VOTE - FEBRUARY 10 AND MARCH 10, 2009 MUNICIPAL ELECTIONS

**Exhibit:** Commission Agenda Report 09-0094

**ROBERT SCOTT LEFFERTS**

(CIT-02)

U.S. PASSION - PEOPLE AGAINST SNUFF AND SLAVERY IN OUR NATION

**Exhibit:** Commission Agenda Report 09-0095

<b>PUBLIC HEARINGS</b>
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**REZONING TO PLANNED UNIT DEVELOPMENT - ESCAPE - 2900 RIOMAR STREET  
CASES 1-ZPUD-08 AND 1-H-08**

(PH-01)

Applicant: RMS Properties IV, LLC  
 Location: 2900 Riomar Street  
 Current Zoning: North Beach Residential Area NBRA  
 Proposed Zoning: Planned Unit Development PUD  
 Future Land Use: Central Beach Regional Activity Center CBRAC

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications, or expert opinions received and make them part of the record.

**Recommend:** Open hearing, close hearing, introduce ordinance on first reading.

**Exhibit:** Commission Agenda Report 09-0004

**DOCK WAIVER APPLICATION - DISTANCE LIMITATIONS  
JOHN C REBHAN - 709 IDLEWYLD DRIVE**

(PH-02)

Applicant: John C Rebhan  
 Location: 709 Idlewyld Drive

Application for Waiver of Limitations - construct and maintain a floating dock pier and two sets of cluster mooring pilings extending from property line into Intracoastal Waterway a maximum distance of 37.2 feet (as to the floating dock), 59.2 feet and 68.3 feet, respectively as to the two sets of cluster mooring pilings.

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of record.

**Recommend:** Open hearing, close hearing, motion to approve.

**Exhibit:** Commission Agenda Report 09-0017

<b>ORDINANCES</b>
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**REDUCING QUORUM REQUIREMENT; CERTAIN ADVISORY BOARDS AND COMMITTEES****(O-01)**

An ordinance reducing the quorum requirement for the Beach Redevelopment; Cemeteries; Education Advisory; Economic Development; Insurance; Parks, Recreation and Beaches; Northwest-Progresso-Flagler Heights Redevelopment; Community Appearance and Facilities; Community Services; Marine Advisory boards and Utility Advisory; Fire-Rescue Facilities and Centennial Celebration committees and Infrastructure and Tree subcommittees of the Utility Advisory Committee.

**Recommend:** Introduce ordinance on second reading.

**Exhibit:** Commission Agenda Report 09-0111

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