

City Commission Regular Meeting Agenda

February 1, 2011 -- 6:00 PM

Roll Call

Invocation: Pastor Mark Caldwell
First United Methodist Church

Pledge of Allegiance

Approval of Minutes and Agenda - December 21, 2010 Conference Meeting and January 4, 2011
Regular Meeting

PRESENTATIONS

WINTERFEST BOAT PARADE 2010 (PRES-01)

EXPRESSION OF APPRECIATION TO THE CITY OF FORT LAUDERDALE BY WINTERFEST OFFICIALS FOR A SUCCESSFUL WINTERFEST BOAT PARADE 2010.

Exhibit: Commission Agenda Report 11-0086

OUTSTANDING CITY EMPLOYEES (PRES-02)

THE MAYOR AND CITY COMMISSION WILL RECOGNIZE OUTSTANDING CITY EMPLOYEES.

Exhibit: Commission Agenda Report 11-0172

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 ESQ. HEALTH AND TEMPERANCE PARADE CLOSING CITY STREETS ALONG ROUTE (M-01)

A motion authorizing and approving execution of an Event Agreement with Southeastern Conference Association of Seventh Day Adventists, Incorporated for Jerome E. Gray Esq. Health and Temperance Parade, to be held February 19, 2011, 3 PM - 6 PM, from Mount Olive Church to Joseph C. Carter Park and closing city streets along route.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0041

**EVENT AGREEMENT - CORPORATE RUN
CLOSING CITY STREETS ALONG ROUTE**

(M-02)

A motion authorizing and approving execution of an Event Agreement with Team Footworks Educational and Fitness Corporation for the Corporate Run, to be held March 24, 2011, 5 PM - 10 PM, at Huizenga Plaza and closing city streets along route.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0129

EVENT AGREEMENT - CORAL RIDGE GREEN MARKET AT PLAZA 3000

(M-03)

A motion authorizing and approving execution of an Event Agreement with ROS Enterprises, Inc. for Coral Ridge Green Market at Plaza 3000, to be held February 5, 2011 through April 30, 2011, 9 AM - 4 PM, at 3000 North Federal Highway.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0130

**EVENT AGREEMENT - DUCK FEST DERBY
CLOSING SW 2 STREET**

(M-04)

A motion authorizing and approving execution of an Event Agreement with Kids In Distress, Inc. for Duck Fest Derby, to be held February 12, 2011, 1PM - 4PM, at Esplanade and the New River and closing SW 2 Street, from SW 4 Avenue to SW 5 Avenue and SW 4 Avenue, from SW 2 Street south to the Riverwalk.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0131

EVENT AGREEMENT - HOBIE MIDWINTERS EAST SAILING REGATTA

(M-05)

A motion authorizing and approving execution of an Event Agreement with CAT 44, LLC for Hobie Midwinters East Sailing Regatta, to be held March 26, 2011, 7:30 AM - 5 PM, and March 27, 2011, 7:30 AM - 3 PM, at the sailboat launching area on Fort Lauderdale Beach and in the ocean.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0132

EVENT AGREEMENT - PALM 100 - ULTRAMARATHON

(M-06)

A motion authorizing and approving execution of an Event Agreement with Ultra Sports, LLC for Palm 100 - Ultramarathon, to be held from 6 AM, March 26, 2011, to 2 AM, March 27, 2011, beginning at East Las Olas Boulevard, going through the city and continuing north out of the city limits.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0134

EVENT AGREEMENT - RIO VISTA CAMP OUT**(M-07)**

A motion authorizing and approving execution of an Event Agreement with Rio Vista Civic Association, Inc. for Rio Vista Camp Out to be held from 9 AM, February 5, 2011, to 11 AM, February 6, 2011, at Virginia Schuman Young Park.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0138

EVENT AGREEMENT - FORT LAUDERDALE ST. PATRICK'S DAY PARADE AND FESTIVAL CLOSING EAST LAS OLAS BOULEVARD AND SE 1 AVENUE**(M-08)**

A motion authorizing and approving execution of an Event Agreement with Fort Lauderdale St. Patrick's Day Parade and Festival, Inc. for St. Patrick's Day Parade and Festival, to be held March 11, 2011, 12 Noon - 1 PM, and March 12, 2011, 12 Noon - 9 PM, at Huizenga Plaza, Las Olas Riverfront and on East Las Olas Boulevard and closing East Las Olas Boulevard and SE 1 Avenue.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0140

EVENT AGREEMENT - 34TH ANNUAL WATERWAY CLEAN-UP**(M-09)**

A motion authorizing and approving execution of an Event Agreement with Marine Industries Association of South Florida, Inc. for 34th Annual Waterway Cleanup, to be held March 5, 2011, 9 AM - 1 PM, at several waterfront locations citywide and approving co-sponsorship to allow banners at specified locations, subject to permitting regulations.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0145

**CHANGE ORDER 2 - SUN-UP ENTERPRISES, INC. - \$12,240
ADA MODIFICATIONS, PARKING LOT REPAIRS AND CONSTRUCTION****(M-10)**

A motion authorizing Change Order 2 to Sun-Up Enterprises, Inc., in the amount of \$12,240 - additional work - SE 8 Avenue landscaping, Fire Station 49 U-Lot, Southside School - 2010-2011 Annual Contract for ADA Modifications, Parking Lot Repairs and Construction - Project 11634.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 10-1804

**CHANGE ORDER 4 - GATES BUILDERS, INC. - \$33,200
FIRE STATION 49 - 1015 SEABREEZE BOULEVARD****(M-11)**

A motion authorizing Change Order 4 with Gates Builders, Inc., in the amount of \$33,200 - turtle compliant lighting - Fire Station 49 - 1015 Seabreeze Boulevard - Project 10912.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0103

**CONTRACT EXTENSION - PALM BEACH MARINE CONSTRUCTION, INC.
OCEAN REGULATORY BUOYS AND NAVIGATIONAL SIGNS - \$64,000****(M-12)**

A motion authorizing a one-year extension to contract with Palm Beach Marine Construction, Inc., in the amount of \$64,000 - 2011-2012 Annual Ocean Regulatory Buoys and Navigational Signs - Project 11651.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0104

**RAILROAD INFRASTRUCTURE AND UTILITY CROSSING LEASE - \$28,862.83
FLORIDA EAST COAST RAILWAY AND FLAGLER DEVELOPMENT GROUP****(M-13)**

A motion authorizing payment for Florida East Coast Railway and Flagler Development Group, in the amount of \$28,862.83 - maintenance requirements - railroad infrastructure and utility crossing lease - various locations.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0115

**FUNDS TRANSFER - \$23,956 - LAKE AIRE ROUNDABOUT
NEIGHBORHOOD CAPITAL IMPROVEMENT PROGRAM****(M-14)**

A motion authorizing transfer of \$14,956 from Lake Air Street Light Project and \$9,000 from Neighborhood Improvements for a total of \$23,956 to Project 11389.331 to fund Lake Aire Roundabout - Project 11389.331 - Neighborhood Capital Improvement Program - due to delays in release of Community Development Block Grant funds by U.S. Department of Housing and Urban Development.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 10-1839

**GRANT APPLICATION - EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT
FLORIDA DEPARTMENT OF LAW ENFORCEMENT - OPERATION TREND BUSTER - \$61,252**

(M-15)

A motion authorizing the proper City Officials to apply for grant funds, in the amount of \$61,252, with a local cash match of \$5,318 - Florida Department of Law Enforcement - 2011-2012 Edward Byrne Memorial Justice Assistance Grant Program - Operation Trend Buster.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0151

**GRANT EXTENSIONS - 2007 URBAN AREA SECURITY INITIATIVE
INTERLOCAL AGREEMENT AMENDMENT - CITY OF MIRAMAR**

(M-16)

A motion authorizing 1) extension of 2007 Urban Area Security Initiative grants primary and secondary agreements to June 30, 2011 and 2) proper City Officials to execute all necessary documents to finalize the extension, including corresponding amendment to interlocal agreements with City of Miramar - sponsoring and coordinating agency.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0154

COMMERCIAL CRIME INSURANCE RENEWAL - \$16,401.48

(M-17)

A motion authorizing purchase of commercial crime insurance obtained through negotiation method - three-year contract with Travelers Casualty and Surety Company of America - March 1, 2011 through February 28, 2014 - \$5,467.16 per year and a total amount of \$16,401.48.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0144

DIXIE ZONE MASTER SWIMMING CHAMPIONSHIP - SOCIAL EVENT AT AQUATIC COMPLEX

(M-18)

A motion authorizing activity at Aquatic Complex which will include consumption of complimentary alcoholic beverages in a designated area - Dixie Zone Master Swimming Championship social event - February 25, 2011.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0139

**BUSINESS SUCCESS WORKSHOP - CO-SPONSORSHIP
DOWNTOWN COUNCIL - GREATER FORT LAUDERDALE CHAMBER OF COMMERCE**

(M-19)

A motion approving co-sponsorship of Greater Fort Lauderdale Chamber of Commerce Downtown Council's Business Success Workshop, to be held March 16, 2011 at Florida Atlantic University's Fort Lauderdale campus, and use of City logo to assist in promoting the workshop.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0153

**AMENDMENT - TASK ORDER 2 - CORZO, CASTELLA, CARBALLO, THOMPSON, SALMAN, P.A.
NORTHWEST NEIGHBORHOOD IMPROVEMENT PROJECT - \$35,230**

(M-20)

A motion authorizing the proper City Officials to execute an amendment to Task Order 2 with Corzo, Castella, Carballo, Thompson, Salman, P.A., in the amount of \$35,230 - construction inspection services on Northwest Neighborhood Improvement Project 11485.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0098

**NW 6 STREET - SISTRUNK BOULEVARD - JURISDICTION AND RESPONSIBILITY TRANSFER
ROAD TRANSFER AGREEMENT - BROWARD COUNTY**

(M-21)

A motion authorizing the proper City Officials to execute an agreement with Broward County - transferring road jurisdiction and responsibility to City - NW 6 Street - Sistrunk Boulevard - NW 19 Avenue to NW 24 Avenue (city limit).

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0149

CONSENT RESOLUTION

**AMEND OPERATING BUDGET - APPROPRIATION - \$10,000
SPONSORSHIP - 2010 NEW YEAR'S EVE CELEBRATION**

(CR-01)

A resolution amending fiscal year 2010-2011 final operating budget, by accepting and appropriating \$10,000 in cash sponsorship from AT&T for 2010 New Year's Eve Celebration event including \$1,300 to pay Jan Beth Idelman, Inc., event fundraiser.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 11-0146

**AMEND OPERATING BUDGET - APPROPRIATION - \$15,000
SPONSORSHIP - 2010 4TH OF JULY CELEBRATION****(CR-02)**

A resolution amending fiscal year 2010-2011 final operating budget, by accepting and appropriating \$15,000 in cash sponsorship received from Comcast cable Communications for a two-year sponsorship of 4th of July Celebration and \$1,950 to pay Jan Beth Idelman, Inc., event fundraiser.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 11-0147

AMEND OPERATING BUDGET - APPROPRIATION - POLICE HEADQUARTERS FENCE - \$3,785**(CR-03)**

A resolution amending 2010-2011 final fiscal year operating budget by appropriating \$3,785 from General Capital Projects Fund Balance to Police Department Operating Budget - upgrade to metal fence at Police Headquarters.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 11-0102

PURCHASING AGENDA
612-10644 - PLAYGROUND PROTECTIVE SURFACING - OSSWALD PARK - \$40,450.75**(PUR-01)**

Contract to supply and install playground protective surfacing - Osswald Park - presented for approval by Public Works Department.

Recommend: Motion to approve.

Vendor: Green Construction Technologies Inc.
Wilton Manors, FL

Amount: \$40,450.75

Bids Solicited/Rec'd: 423/7

Exhibit: Commission Agenda Report 11-0125

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

**STRUCTURAL ENGINEERING CONSULTANT SERVICES - CONTINUING CONTRACT
LAKDAS/YOHALEM ENGINEERING, INC.****(PUR-02)**

Continuing contract with Lakdas/Yohalem Engineering, Inc. for structural engineering consulting services as solicited, selected and negotiated under Consultants Competitive Negotiations Act.

Recommend: Motion to approve.

Vendor: Lakdas/Yohalem Engineering, Inc.
Fort Lauderdale, FL

Bids Solicited/Rec'd: 1708/12

Exhibit: Commission Agenda Report 11-0126

The Procurement Services Department has reviewed this item and recommends award and execution of a contract Agreement with Lakdas/Yohalem Engineering, Inc.

**412-10671 - REPLACE AND REFURBISH SALT WATER MONITORING WELLS - \$32,600
SALINE INTRUSION MONITORING PROGRAM****(PUR-03)**

Replace and refurbish seawater monitoring wells - Groups I, III and IV - Saline Intrusion Monitoring Program - presented for approval by Public Works Department.

Recommend: Motion to approve.

Vendor: Vertical V-Southeast, Inc.
Fort Lauderdale, FL

Amount: \$32,600.00

Bids Solicited/Rec'd: 453/2

Exhibit: Commission Agenda Report 11-0101

The Procurement Services Department has reviewed this item and recommends approval of this purchase from the low responsive and responsible bidder.

**STRUCTURAL ENGINEERING CONSULTANT SERVICES - CONTINUING CONTRACT
BRYNTESEN AND ASSOCIATES, INC. D/B/A BRYNTESEN STRUCTURAL ENGINEERS****(PUR-04)**

Continuing contract with Bryntesen and Associates, Inc. d/b/a Bryntesen Structural Engineers for structural engineering consulting services as solicited, selected and negotiated under the Consultants Competitive Negotiations Act.

Recommend: Motion to approve.

Vendor: Bryntesen and Associates, Inc. dba Bryntesen Structural Engineers
Fort Lauderdale, FL

Bids Solicited/Rec'd: 1708/12

Exhibit: Commission Agenda Report 11-0127

The Procurement Services Department has reviewed this item and recommends award and execution of a contract Agreement with Bryntesen and Associates, Inc. dba Bryntesen Structural Engineers.

713-10672 - ALUMINUM FENCE - SUNSET MEMORIAL GARDENS - \$82,118**(PUR-05)**

Contract for supply and installation of aluminum fence to replace perimeter chain link fencing at Sunset Memorial Gardens is being presented for approval by Business Enterprises.

Recommend: Motion to approve.

Vendor: 3-C's Builders, Inc.
Deltona, FL

Amount: \$82,118.00

Bids Solicited/Rec'd: 327/9

Exhibit: Commission Agenda Report 11-0106

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

105-10498 - POLICE DEPARTMENT CAFETERIA CONCESSION SERVICES CONTRACT TERMINATION**(PUR-06)**

Terminate contract for cause - Police Department Cafeteria Concession Services - presented for approval by Police Department.

Recommend: Motion to approve.

Vendor: Ultimate Catering, LLC
West Palm Beach, FL

Bids Solicited/Rec'd: N/A

Exhibit: Commission Agenda Report 11-0095

The Procurement Services Department has reviewed this item and recommends cancellation of this contract.

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.

WATER RESEARCH FOUNDATION SUBSCRIPTION - \$34,777**(MD-01)**

A motion approving one-year subscription to Water Research Foundation, Inc., in the amount of \$34,777.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 10-1853

**RENTAL CARS WITH CHAUFFEURS AND, OR SIGHTSEEING VEHICLES
CERTIFICATE OF PUBLIC CONVENIENCE & NECESSITY-ECO CABS, LLC.**

(MD-02)

Applicant: Eco Cabs, LLC.

Certificate of Public Convenience and Necessity for Rental Cars with Chauffeurs and, or Sightseeing Vehicles.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0032

**RENTAL CARS WITH CHAUFFEURS AND, OR SIGHTSEEING VEHICLES
CERTIFICATE OF PUBLIC CONVENIENCE & NECESSITY-FT LAUDERDALE TRANSPORTATION, INC**

(MD-03)

Applicant: Ft. Lauderdale Transportation, Inc.

Certificate of Public Convenience and Necessity for Rental Cars with Chauffeurs and, or Sightseeing Vehicles.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 11-0033

RESOLUTIONS

**DOCK PERMIT APPLICATION - PRIVATE USE OF PUBLIC PROPERTY
MATTHEW AND KATHRYN A BIRKEN FRIEDMAN - 901 CORDOVA ROAD**

(R-01)

Applicant: Matthew and Kathryn A. Birken Friedman

Location: 901 Cordova Road

Dock permit application for use and maintenance of existing dock on public property abutting waterway adjacent to Cordova Road within applicant's property lines immediately east of residence.

Recommend: Introduce resolution.

Exhibit: Commission Agenda Report 11-0116

**VACATE 45 FOOT UTILITY EASEMENT - BROWARD COUNTY
201 SE 6 STREET - BROWARD COUNTY COURTHOUSE - CASE 11-M-10**

(R-02)

Applicant: Broward County Board of County Commissioners

Location: 201 SE 6 Street

Recommend: Introduce resolution.

Exhibit: Commission Agenda Report 11-0079

**VACATE 7 FOOT UTILITY EASEMENT - BROWARD COUNTY
201 SE 6 STREET - BROWARD COUNTY COURTHOUSE - CASE 12-M-10**

(R-03)

Applicant: Broward County Board of County Commissioners
Location: 201 SE 6 Street

Recommend: Introduce resolution.

Exhibit: Commission Agenda Report 11-0080

BOARD AND COMMITTEE APPOINTMENTS

(R-04)

A resolution appointing City board and committee members.

Recommend: Introduce resolution.

Exhibit: Commission Agenda Report 11-0159

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

RAY COX

(CIT-01)

Riverside Park Lighting

Exhibit: Commission Agenda Report 11-0170

JEFF WEINBERGER

(CIT-02)

Religious Invocations at City Commission meetings

Exhibit: Commission Agenda Report 11-0164

ART SEITZ

(CIT-03)

International Swimming Hall of Fame Financing, Recreational Design & Construction, Inc. - Peter Sheridan, 2002, 2003 City Audit, Barrier Island, Connecting the Beach to Downtown, Dec, 2009 City Commission/Sasaki Commitments.

Exhibit: Commission Agenda Report 11-0135

PUBLIC HEARINGS

**VACATE PORTION OF RIGHT-OF-WAY - SW 29 STREET
KEEN-DOLLAR ENTERPRISES - CASE 4-P-10**

(PH-01)

Applicants: Keen-Dollar Enterprises, Inc. and Florida East Coast Railway, LLC.
Location: SW 29 Street, between South Andrews Avenue and FEC railway
Zoning: Heavy Commercial/Light Industrial Business B-3

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 11-0019

MULTIPLE NON-MOTORIZED VEHICLE LICENSES - ORIENT EXPRESS RICKSHAWS, LLC

(PH-02)

Applicant: Orient Express Rickshaws, LLC

Multiple Non-Motorized Vehicle Licenses - transportation within East Sunrise Boulevard to State Road A-1-A, then south to 17th Street Causeway, then west to Federal Highway, then north to Sunrise Boulevard including major roads and the area they enclose.

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

Exhibit: Commission Agenda Report 11-0034

MULTIPLE NON-MOTORIZED VEHICLE LICENSES - OCEAN VIEW RICKSHAW, INC.

(PH-03)

Applicant: Ocean View Rickshaw, Inc.

Multiple Non-Motorized Vehicle Licenses - transportation in Fort Lauderdale beach area between Pelican Beach Resort on the north and Hyatt Regency Pier 66 on the south.

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

Exhibit: Commission Agenda Report 11-0035

ORDINANCES

PAIN CLINICS - MORATORIUM EXTENSION**(O-01)**

An ordinance extending moratorium on the issuance of business tax receipts for the operation of pain clinics and pain management clinics for an additional 180 days.

Recommend: Introduce ordinance on first reading.

Exhibit: Commission Agenda Report 11-0137

CODE AMENDMENT - SECTION 5-29 (a) - SALE OF ALCOHOLIC BEVERAGES ON SUNDAYS**(O-02)**

An ordinance amending Code of Ordinances, Article II, Licensed Establishments, Section 5-29 (a), Hours during which Sales, Consumption and Service are Prohibited, providing for extended hours of sale and on-premises consumption of alcoholic beverages for certain vendors on Sundays.

Recommend: Introduce ordinance on first reading.

Exhibit: Commission Agenda Report 11-0162
