City Commission Regular Meeting Agenda

February 7, 2012 -- 6:00 PM

Roll Call

Invocation: Father Jorge Rodriguez de la Viuda

Our Lady Queen of Martyrs Catholic Church

Pledge of Allegiance

Approval of Minutes and Agenda - November 15, 2011, December 6, 2011 and December 20, 2011

Conference Meetings and December 20, 2011 and January 5,

2012 Regular Meetings

PRESENTATIONS

NATIONAL TEEN DATING VIOLENCE AWARENESS AND PREVENTION MONTH - FEBRUARY, 2012

(PRES-01)

no budgetary impact

THE MAYOR AND CITY COMMISSION WILL ISSUE A PROCLAMATION DECLARING THE MONTH OF FEBRUARY, 2012, AS NATIONAL TEEN DATING VIOLENCE AWARENESS AND PREVENTION MONTH IN THE CITY OF FORT LAUDERDALE.

Exhibit: Commission Agenda Report 12-0432

ROTARY CLUB OF FORT LAUDERDALE 90TH ANNIVERSARY DAY - FEBRUARY 7, 2012

(PRES-02)

no budgetary impact

THE MAYOR AND CITY COMMISSION WILL ISSUE A PROCLAMATION DECLARING FEBRUARY 7, 2012, AS ROTARY CLUB OF FORT LAUDERDALE 90TH ANNIVERSARY DAY IN THE CITY OF FORT LAUDERDALE.

Exhibit: Commission Agenda Report 12-0433

EXCELLENCE IN FINANCIAL REPORTING CERTIFICATE - FINANCE DEPARTMENT

(PRES-03)

No budgetary impact

FINANCE DEPARTMENT - CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING FOR FISCAL YEAR ENDED SEPTEMBER 30, 2010 - GOVERNMENT FINANCE OFFICERS ASSOCIATION.

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 AGREEMENTS, RELATED ROAD CLOSINGS AND CO-SPONSORSHIP FOR BANNERS

(M-01)

No budgetary impact.

Event Agreements: 1) Art & Jazz In Victoria Park, 2) Where The Cars Are Antique Car Show, 3) ClueLess On Las Olas, 4) Corporate Run, 5) St. Patrick's Day Celebration (Downtowner), 6) St. Patrick's Day Celebration (Maguire's Hill), 7) March For Cancer, 8) Florida Turkish Festival, 9) Red Bull Candola, and 10) 35th Annual Waterway Clean Up.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0110

TRANSFER FUNDS - \$100,000 WAR MEMORIAL AUDITORIUM AIR CONDITIONING CHILLER UNITS

(M-02)

See Exhibit 1 for Funding Details

Transfer \$100,000 from General Capital Maintenance project to War Memorial Auditorium air conditioning project for purchase of chiller units.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0118

TASK ORDER - CRAVEN THOMPSON & ASSOCIATES, INC. - \$28,700 FIVEASH WATER TREATMENT PLANT BOUNDARY AND TOPOGRAPHIC SURVEY

(M-03)

See Exhibit 2 for funding information.

Task Order with Craven Thompson & Associates, Inc. for Boundary and Topographic Survey at Fiveash Water Treatment Plant.

Recommend: Motion to approve.

TASK ORDER 12 - CDM SMITH INC. F/K/A CAMP DRESSER & MCKEE INC. - \$81,200 PROCESS PIPING - LOHMEYER REGIONAL WASTEWATER TREATMENT PLANT

(M-04)

See Exhibit 2 for Funding Details.

Task Order 12 with CDM Smith Inc. f/k/a Camp Dresser & McKee Inc. for engineering services associated with rehabilitation or replacement of large diameter process piping at Lohmeyer Regional Wastewater Treatment Plant.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0073

TASK ORDERS 7, 9, AND 10 - CDM SMITH INC. F/K/A CAMP DRESSER & MCKEE INC. LOHMEYER REGIONAL WASTEWATER TREATMENT PLANT - \$52,450

(M-05)

See Exhibit 5 for funding details.

Task Orders 7, 9, and 10, with CDM Smith Inc.,f/k/a Camp Dresser & McKee Inc., for accessing and reviewing inventory in Central Regional Wastewater Treatment Facilities and 2012 updates to Capacity Analysis Report and Large Users Renewal and Replacement Analysis Report.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0141

CHANGE ORDER 4 - CENTRAL FLORIDA EQUIPMENT RENTALS, INC. - CREDIT (\$165,940.21) FORCE MAIN AND WATER MAIN INTERCONNECTS

(M-06)

See Exhibit 3 for funding information.

Change Order 4 to Central Florida Equipment Rentals, Inc. for new items, quantity increases and credits and reduction of encumbrance by (\$165,940.21).

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0101

CHANGE ORDER 2 - MOLLOY BROTHERS INC. - CREDIT (\$1,076) ADDITIONAL PIPE SUPPORTS IN WET WELL OF PUMP STATION B-14

(M-07)

See Exhibit 2 for funding information.

Change Order 2 to Molloy Brothers Inc., in net credit amount of (\$1,076) - 2012 Annual Utilities Restoration Contract.

Recommend: Motion to approve.

QUIT CLAIM DEED TO FLORIDA DEPARTMENT OF TRANSPORTATION STATE ROAD A-1-A RIGHT-OF-WAY - 3101 BAYSHORE DRIVE - CAPRI HOTEL, LLC

(M-08)

No budgetary impact.

Authorize execution of Quit Claim Deed in favor of Florida Department of Transportation releasing City's interests in proposed 12-foot right-of-way dedication on State Road A-1-A.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0138

FUNDS TRANSFER - \$100,000 MELROSE PARK IMPROVEMENTS - SHIRLEY SMALL PARK FENCING

(M-09)

Please see Exhibit 1 for funding details.

Transfer \$100,000 from Harbordale Park Improvements to Melrose Park Improvements for wall/fencing portion of project.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0140

GRANT EXTENSION - URBAN AREA SECURITY INITIATIVE INTERLOCAL AGREEMENT AMENDMENT - CITY OF MIRAMAR

(M-10)

No budgetary impact.

Extension of 2007 Urban Area Security Initiative grant agreement to June 30, 2012 and execution of all necessary documents.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0124

GRANT EXTENSION - URBAN AREA SECURITY INITIATIVE INTERLOCAL AGREEMENT AMENDMENT - CITY OF MIRAMAR

(M-11)

No Budgetary Impact.

Extension of 2008 Urban Area Security Initiative grant agreement to February 29, 2012 and execution of all necessary documents.

Recommend: Motion to approve.

GRANT ACCEPTANCE - FLORIDA EMT COUNTY GRANT PROGRAM - \$14,590 VALUE INTRAOSSEOUS EQUIPMENT AND SUPPLIES

(M-12)

No budgetary impact.

Acceptance of grant funded intraosseous equipment and supplies from Florida Emergency Medical Services County Grant Program via City of Hollywood, valued at \$14,590, and authorization to execute all necessary documents to receive this equipment.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0143

TASK ORDER 5 - MILLER LEGG & ASSOCIATES, INC. - BID ASSISTANCE - \$19,760 PARCELS B, C AND D - EXECUTIVE AIRPORT INDUSTRIAL AIRPARK

(M-13)

See Exhibit 3 for Funding Information

Task Order 5 with Miller Legg & Associates, Inc., in the amount of \$19,760 for environmental restoration of Parcels B, C and D at Executive Airport Industrial Park.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0114

GRANT APPLICATION - EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FLORIDA DEPARTMENT OF LAW ENFORCEMENT - OPERATION TREND BUSTER II - \$68,911

(M-14)

NO CURRENT YEAR BUDGETARY IMPACT. MATCHING FUNDS WILL BE BUDGETED IN FY 2012-2013 SUBJECT TO APPROPRIATION OF THE FY 2012-2013 BUDGET.

Grant application for 2012 Edward Byrne Memorial Justice Assistance Grant Program - Operation Trend Buster II, in the amount of \$98,911 with a local cash match of \$4,488, acceptance and appropriation of grant funds.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0135

AMENDMENT TO INTERLOCAL AGREEMENT - FIRE ASSESSMENT BROWARD COUNTY PROPERTY APPRAISER

(M-15)

No budgetary impact.

Amendment to interlocal agreement with Broward County Property Appraiser - fire assessment.

Recommend: Motion to approve.

BAHIA MAR PLANNED UNIT DEVELOPMENT - APPRAISING MARKET VALUE

(M-16)

See Exhibit 2 for funding details.

Authorization to retain services of Integra Realty Resources, in an amount not to exceed \$25,000, for appraising market value of Bahia Mar Planned Unit Development.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0434

AMENDMENT TO INTERLOCAL AGREEMENT - BEACH BUSINESS IMPROVEMENT DISTRICT ANNUAL ASSESSMENT - BROWARD COUNTY PROPERTY APPRAISER

(M-17)

No budgetary impact.

Amendment to interlocal agreement with Broward County Property Appraiser - Beach Business Improvement District - annual assessment.

Recommend: Motion to approve.

CONSENT RESOLUTION

SUPPORTING WORKFORCE BOARD ACCOUNTABILITY ACT

(CR-01)

No budgetary Impact

Resolution supporting Workforce Board Accountability Act and urging Governor and Florida Legislature to maintain authority of local elected officials and regional workforce boards.

Recommend: Consider resolution.

Exhibit: Commission Agenda Report 12-0435

SUPPORTING DAN MARINO FOUNDATION FLORIDA VOCATIONAL COLLEGE

(CR-02)

No budgetary impact

Resolution supporting Dan Marino Foundation efforts for legislation that would establish the Dan Marino Foundation Florida Vocational College.

Recommend: Consider resolution.

Exhibit: Commission Agenda Report 12-0436

SUPPORTING STUDENTS WORKING AGAINST TOBACCO

(CR-03)

no budgetary impact

Resolution supporting Students Working Against Tobacco (SWAT) - tobacco free partnership of Broward County and American Cancer Society to restrict sale of flavored tobacco products.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 12-0431

SUPPORTING IMPOSITION OF SALES TAX ON INTERNET-ONLY RETAILERS

(CR-04)

No budgetary impact

Resolution supporting Florida House Bill 321 and Senate Bill 430, imposing a sales tax on internet-only retailers.

Recommend: Adopt resolution.

SUPPORTING FUNDING OF LOW INCOME HOME ENERGY ASSISTANCE PROGRAM

(CR-05)

No budgetary impact

Resolution in support of funding Low Income Home Energy Assistance Program.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 12-0151

FIREARMS RANGE FACILITY - USE BY OTHER LAW ENFORCEMENT AGENCIES

(CR-06)

No budgetary impact

Authorizing City Manager and Chief of Police to execute license agreements for use of Firearms Range Facility by other law enforcement agencies including fees for such use.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 12-0136

CONSOLIDATED BUDGET AMENDMENTS - APPROPRIATION

(CR-07)

Please see Exhibits 1-10 for funding details.

Amendment of fiscal year 2012 final operating budget - appropriation.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 12-0159

PROGRESSO NEIGHBORHOOD IMPROVEMENTS JOINT PARTICIPATION AGREEMENT - FLORIDA DEPARTMENT OF TRANSPORTATION

(CR-08)

No budgetary impact

Joint Participation Agreement with Florida Department of Transportation relating to Progresso Neighborhood Improvements Project.

Recommend: Adopt resolution.

NORTHWEST COMMERCIAL REDEVELOPMENT PROJECT FIRST AMENDED AND RESTATED ASSIGNMENT OF RIGHTS AND ASSUMPTION OF OBLIGATIONS

(CR-09)

No Budgetary Impact

First Amended and Restated Assignment of Rights and Assumption of Obligations and Conditional Consent under Development Agreement for Northwest Commercial Redevelopment Project Phase II to demonstrate evidence of site control for an application for low-income housing tax credits to Florida Housing Finance Corporation - Milton Jones Development Corporation and Village of the Arts, Ltd.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 12-0393

NORTHWEST COMMERCIAL REDEVELOPMENT PROJECT AMENDED AND RESTATED FOURTH AMENDMENT TO DEVELOPMENT AGREEMENT

(CR-10)

No Budgetary Impact

First Amended and Restated Fourth Amendment to Development Agreement with MJDC AOA, LLC for Northwest Commercial Redevelopment Project to demonstrate evidence of site control for application for low-income housing tax credits to Florida Housing Finance Corporation.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 12-0423

FIFTH AMENDMENT TO DEVELOPMENT AGREEMENT NORTHWEST COMMERCIAL DEVELOPMENT PROJECT

(CR-11)

No Budgetary Impact

Fifth Amendment to Development Agreement with Milton Jones Development Corporation for Phase II of Northwest Commercial Redevelopment Project - availability of buyer remedies in event of seller default.

Recommend: Adopt resolution.

Exhibit: Commission Agenda Report 12-0440

SPECIAL COUNSEL - KESSLER TOPAZ MELTZER & CHECK, LLP GENERAL EMPLOYEES RETIREMENT SYSTEM - CLASS ACTION SECURITIES FRAUD

(CR-12)

No budgetary impact

Appointment of Kessler Topaz Meltzer & Check, LLP, as special counsel to General Employees' Retirement System to pursue lead plaintiff status in a class action securities fraud litigation filed in U.S. District Court, District of Vermont.

Recommend: Adopt resolution.

PURCHASING AGENDA

PROPRIETARY - FLORIDA WATER ENVIRONMENT ASSOCIATION, INC. - \$16,520 MEMBERSHIP FEE AND SPECIAL ASSESSMENT

(PUR-01)

See Exhibit 2 for Funding Details.

Florida Water Environment Association Utility Council - annual membership fee and special assessment.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0057

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

PROPRIETARY - PREVENTIVE MAINTENANCE SERVICE PROGRAM - \$59,100 LOHMEYER REGIONAL WASTEWATER TREATMENT PLANT, DIXIE WELLFIELD & PUMP STATIONS

(PUR-02)

See Exhibit 2 for Funding Details.

Five-year contract for preventive maintenance service program for Caterpillar generators at Lohmeyer Regional Wastewater Treatment Plant, Dixie Wellfield and regional pump stations.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0112

Procurement Services has reviewed this item and recommends approval of this proprietary five year maintenance agreement.

DIGITAL SECURITY CAMERA SERVER AND LAPTOP EQUIPMENT - \$13,683.54

(PUR-03)

See Exhibit 2

Purchase digital security camera server and laptop equipment for mobile digital video viewing and storage purposes.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0120

Procurement Services has reviewed this item and recommends purchase from the WSCA Contract as well as the Florida State Contract.

223-10928 - MOBILE CLOSED CIRCUIT TV SECURITY CAMERA SYSTEM - \$99,555.08

(PUR-04)

PLEASE SEE EXHIBIT 3 FOR FUNDING DETAILS.

Purchase digital mobile closed circuit television security camera system equipment.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0154

Procurement Services has reviewed this item and recommends awarding to the lowest responsive, responsible bidders.

ADDITIONAL FINANCIAL ADVISORY SERVICES - \$20,000 COMPREHENSIVE BANKING SERVICES

(PUR-05)

Funds contingent upon approval of budget amendment, CAR 12-0159

Additional financial advisory services to assist with comprehensive banking services request for proposals.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0142

Procurement Services has reviewed this item and recommends approving the additional services.

CITY-WIDE HIGH-SPEED WIRELESS DATA SERVICES - \$266,204.88

(PUR-06)

Please see Exhibit 2.

Contract extension for city-wide high-speed wireless services to September, 2012.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0125

The Procurement Services Division has reviewed this item and agrees with awarding from the State of

Florida contract.

772-10904 - MINUTES SERVICES - ADVISORY BOARDS AND COMMITTEES Please see Exhibit 3 for fund details.

(PUR-07)

Three-year contract with one, one-year renewal option, for advisory board and committee minutes services.

Recommend: Motion to approve.

Exhibit: Commission Agenda Report 12-0176

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

RESOLUTIONS

SITE PLAN LEVEL IV AND PARKING REDUCTION - CASE 32-R-10 FOUR-STORY MIXED USE - 3132 NE 9 STREET

(R-01)

No budgetary impact

Applicant: Narain Lalwani Address: 3132 NE 9th Street Zoning: Sunrise Lane Area (SLA)

Future Land Use: Central Beach Regional Activity Center

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: Introduce resolution. Staff recommends approval of site plan and parking

reduction.

Exhibit: Commission Agenda Report 12-0128

SITE PLAN LEVEL III WITH ALLOCATION OF FLEX UNITS - ATLANTECH PLAZA CASE 32-R-11

(R-02)

No Budgetary Impact

Applicant: New Boston Atlantech L.P. Location: 6451 North Federal Highway Zoning: Boulevard Business B-1 Future Land Use: Commercial

De novo hearing of Planning and Zoning Board's decision to approve a development plan for mixed use eight-story multifamily residential building, five-story parking garage, swearing in retail and financial use and allocation of flex units.

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: Motion to defer to April 3, 2012, at request of Applicant and concurrence of staff.

CITY CHARTER AMENDMENT SALE OF CITY-OWNED PROPERTY - AFFORDABLE HOUSING OR ECONOMIC DEVELOPMENT

(R-03)

Reschedule proposed City Charter amendment question from March 13, 2012 Municipal General Election - sale of city-owned property - affordable housing or economic development.

Recommend: Introduce resolution.

Exhibit: Commission Agenda Report 12-0459

BOARD AND COMMITTEE APPOINTMENTS

(R-04)

No budgetary impact

A resolution appointing City board and committee members.

Recommend: Introduce resolution.

Exhibit: Commission Agenda Report 12-0100

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

GINA HANKERSON (CIT-01)

No budgetary impact.

General Price List for Sunset Memorial Gardens Cemetery products.

Exhibit: Commission Agenda Report 12-0439

FENEL ANTOINE (CIT-02)

No budgetary impact.

Fraternal Order of Police, Lodge 31 - Funding Request.

Exhibit: Commission Agenda Report 12-0387

ROBERT LEFFERTS (CIT-03)

No budgetary impact.

People Against Sexual Slavery In Our Nation - U. S. Passion.

ART SEITZ (CIT-04)

No budgetary impact.

Campaign Donations, Lobbyist Influence, Bahia Mar, International Swimming Hall of Fame - Aquatic Complex, Ireland's Inn, Grant and Fund Raising - Safety Issues.

Exhibit: Commission Agenda Report 12-0157

CHRISTINE TIMMON (CIT-05)

No budgetary impact

Unconstitutional Immigration.

Exhibit: Commission Agenda Report 12-0156

PUBLIC HEARINGS

COMMUNITY BUS SERVICE - GALT OCEAN MILE - EXPAND ROUTE SERVICE DAYS DOWNTOWN FORT LAUDERDALE TRANSPORTATION MANAGEMENT ASSOCIATION

(PH-01)

Funding information will be brought back to the Commission for review at a later date.

Community Bus Service - Downtown Fort Lauderdale Transportation Management Association - expansion of Sun Trolley Galt Ocean route service days to include Saturday and Sunday service.

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

Exhibit: Commission Agenda Report 12-0102

ORDINANCES

COMMUNITY SERVICES BOARD - ADDITIONAL DUTIES - CHANGING COMPOSITION OF BOARD HOUSING OPPORTUNITIES FOR PERSONS WITH HIV/AIDS GRANT PROGRAM

(0-01)

No current year budgetary impact at this time.

Amendment to Ordinance C-69-76M changing duties of Community Services Board to include serving as advisory board for Housing Opportunities for Persons with HIV/AIDS (HOPWA) Program and adding three designated seats unaffiliated with HOPWA funded agencies.

Recommend: Introduce ordinance on second reading.

HOMELESS ASSISTANCE CENTER - 920 NW 7 AVENUE PERMIT SERVICES TO CLIENTS OF OTHER HOMELESS PROVIDERS

(0-02)

No budgetary impacts

Amendment to Ordinance C-97-21 for Broward County Central Homeless Assistance Center, revising 1) conditions of development order to permit services to clients of other homeless providers and 2) date for annual report.

Recommend: Introduce ordinance on first reading.

Exhibit: Commission Agenda Report 12-0129

VACATION OF RIGHT-OF-WAY - DELETING CONDITION BROWARD HEALTH - 1531 SOUTH ANDREWS AVENUE - CASE 6-P-11

(O-03)

No budgetary impact

Amendment to Ordinance C-11-35, vacating 8.5 foot right of way along north side of SW 16 Street to delete condition requiring conveyance of a vehicular access easement.

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: Introduce ordinance on second reading.