



CCM

10/27/09

MEETING OF THE CITY COMMISSION
CITY OF SUNRISE, FLORIDA
10770 WEST OAKLAND PARK BLVD.
SUNRISE, FL
OCTOBER 27, 2009
6:30 P.M.

- A. CALL TO ORDER
- B. ROLL CALL
- C. INVOCATION AND PLEDGE OF ALLEGIANCE

SPECIAL ITEMS

1. CITY ITEMS

C09353

- A. **AGREEMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING AN AGREEMENT WITH ZYSCOVICH, INC. FOR A NEEDS STUDY AND MASTER PLANNING OF A NEW SUNRISE CITY HALL; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

OPEN DISCUSSION

COMMISSION/MAYOR REPORTS

CITY MANAGER'S REPORT

CONSENT AGENDA - (ANY ITEM SHALL BE REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION OF SEPARATE VOTE AT THE REQUEST OF ONE (1) COMMISSIONER).

2. CONSENT AGENDA ITEMS A - L

C09363

- A. **GRANT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, ACCEPTING THE 2009 BULLETPROOF VEST PARTNERSHIP (BVP) GRANT FROM THE U.S. DEPARTMENT OF JUSTICE, AUTHORIZING THE POLICE CHIEF TO EXECUTE ALL RELATED DOCUMENTS AND SUBMIT REQUESTS FOR REIMBURSEMENTS IN CONNECTION WITH THE GRANT AWARD; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. John E. Brooks, Police Chief.

- C09374 B. **AMENDMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, ESTABLISHING RATES FOR OFF-DUTY DETAILS FOR PUBLIC SERVICE AIDES; PROVIDING FOR CONFLICT; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Richard Fischer, Personnel Director.
- C09351 C. **AGREEMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, TO AWARD BID NO. 09(25)12-08-08-26-H AND A CONTRACT FOR PACKAGE GRAVITY FILTER RESTORATION TO ALL STATE H2O FILTER REHAB OF OSHKOSH, WISCONSIN; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Hector Castro, Utilities Director.
- C09352 D. **AGREEMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, TO AWARD BID NO. 09(14)12-04-04-08-H FOR LOAD BANK WITH TRAILER TO MEGAWATTAGE, LLC OF MIAMI, FLORIDA; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Hector Castro, Utilities Director.
- C09371 E. **SPECIAL EVENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING A REQUEST TO PERMIT CONSUMPTION OF ALCOHOL AT A SPECIAL EVENT AT MARKHAM PARK ON NOVEMBER 8, 2009, AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.
- C09368 F. **INCENTIVE** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, RECOMMENDING THAT S & B INDUSTRY, INC., BE APPROVED AS A QUALIFIED APPLICANT PURSUANT TO §288.106, FLORIDA STATUTES; AND APPROVING AN APPROPRIATION OF \$75,000 AS LOCAL PARTICIPATION IN THE QUALIFIED TARGET INDUSTRY TAX REFUND; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller.
- C09380 G. **SETTLEMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING A WORKERS' COMPENSATION SETTLEMENT; AUTHORIZING WORKERS' COMPENSATION COUNSEL TO FINALIZE AND EXECUTE ALL RELATED DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Tariq Riaz, Central Services Director.

- C09381 H. **LIMITED RELEASE** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING A LIMITED RELEASE BETWEEN THE CITY AND CAMP DRESSER & MCKEE, INC. WITH REGARD TO CLAIMS INVOLVING THE SAWGRASS WASTEWATER TREATMENT PLANT REHABILITATION AND EXPANSION; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Tariq Riaz, Central Services Director.
- C09382 I. **AMENDMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING A THIRD AMENDMENT TO THE AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF SUNRISE PROVIDING FUNDS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) THROUGH THE STATE OF FLORIDA UNDER THE 2005 COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY INITIATIVE PROGRAM (DRI); PROVIDING FOR THE ADMINISTRATION OF ELIGIBLE ACTIVITIES; AUTHORIZING THE MAYOR TO SIGN THE REQUIRED DOCUMENTS; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.
- C09383 J. **REIMBURSEMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, DECLARING THE OFFICIAL INTENT OF THE CITY TO ISSUE UTILITY SYSTEM REVENUE BONDS IN ORDER TO, AMONG OTHER THINGS, REIMBURSE ITSELF FROM THE PROCEEDS OF SUCH REVENUE BONDS FOR FUNDS ADVANCED BY THE CITY FOR CERTAIN EXPENSES INCURRED WITH RESPECT TO THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF CAPITAL IMPROVEMENTS TO THE WATER AND WASTEWATER SYSTEM OF THE CITY; AND AUTHORIZING CERTAIN INCIDENTAL ACTIONS; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Laura Toebe, Finance Director.
- C09385 K. **INSURANCE** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING HMO/PPO EMPLOYEE GROUP HEALTH INSURANCE PLANS THROUGH HUMANA INSURANCE COMPANY OF FLORIDA, INC. FOR THE CONTRACT PERIOD OF JANUARY 1, 2010 THROUGH DECEMBER 31, 2010; PROVIDING FOR FUNDING; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Tariq Riaz, Central Services Director.

L. **MINUTES**
CCM 10/13/09

QUASI-JUDICIAL CONSENT AGENDA - (ANY ITEM MAY BE REMOVED FROM THE CONSENT AGENDA BY A MAJORITY VOTE OF THE CITY COMMISSION, THE STAFF, THE APPLICANT, OR AN AFFECTED PARTY). ANY ITEM REMOVED FROM THE CONSENT AGENDA SHALL BE TABLED TO THE NEXT REGULARLY SCHEDULED COMMISSION MEETING.

QUASI-JUDICIAL CONSENT

PUBLIC HEARINGS

- C09343 3. **AMENDMENT** - Commission discussion and/or action Re: Second reading of AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING CHAPTER 2 "ADMINISTRATION;" ARTICLE 1 "IN GENERAL;" SECTION 2-2 "TRAVEL EXPENSES;" TO PROVIDE FOR CHANGES IN TRAVEL STATUS, MEAL REIMBURSEMENT, MISCELLANEOUS EXPENSES, TRAVEL STATUS REIMBURSEMENT FOR LOCAL CALLS, AND CONDUCT OF TRAVELERS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. (First Reading CCM 10/13/09, Passed 5-0).
- C09354 4. **PROGRAM** - Commission discussion and/or action Re: First reading of AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, CREATING A DAMAGED SIDEWALK REPLACEMENT PROGRAM AND FEE SCHEDULE; AUTHORIZING ADJUSTMENTS TO FEES BY RESOLUTION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Mark S. Lubelski, Community & Development Director.
- C09375 5. **AMENDMENT** - Commission discussion and/or action Re: First reading of AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING CHAPTER 2 "ADMINISTRATION;" ARTICLE VII "PUBLIC PROPERTY;" SECTION 2-371 "SALE OF CITY OWNED REAL PROPERTY FOR PRIVATE USE; PUBLIC HEARING REQUIRED" AND SECTION 2-372 "COMMISSION AUTHORIZATION REQUIRED FOR CERTAIN NEGOTIATIONS;" PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller.

Mark S. Lubelski, Community & Development Director.

C09369

6. **AMENDMENT** - Commission discussion and/or action
Re: First reading of AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA AMENDING CHAPTER 16 "LAND DEVELOPMENT CODE," ARTICLE III "DEVELOPMENT REVIEW PROCEDURES" SECTION 16-31 "SITE PLAN;" AMENDING SECTION 16-32 "SITE PLAN ADJUSTMENTS;" AMENDING SECTION 16-34 "PLAT OR SUBDIVISION;" AMENDING SECTION 16-35 "CONSUMER PROTECTION PROVISIONS;" AMENDING SECTION 16-36 "SPECIAL EXCEPTION USES;" AMENDING SECTION 16-39 "MASTER DEVELOPMENT PLAN;" AMENDING SECTION 16-40 "REVIVAL OF ABANDONED CONSTRUCTION PROJECTS;" CREATING A NEW SECTION 16-43 "ENGINEERING PERMITS FOR PROJECTS WITHIN THE UTILITY SERVICE AREA OUTSIDE THE CORPORATE CITY LIMITS;" CREATING A NEW SECTION 16-44 "MINIMUM REQUIREMENTS FOR ENGINEERING PLAN SUBMITTALS;" AMENDING SECTION 16-48 "BOARD OF ADJUSTMENT;" AMENDING SECTION 16-49 "PLANNING AND ZONING BOARD;" AND AMENDING CHAPTER 2 "ADMINISTRATION*" ARTICLE III "BOARDS, COMMITTEES, COMMISSIONS, COUNCILS*" DIVISION 6 "PLANNING AND ZONING BOARD*" SECTION 2-186 "CREATED; TERM; QUORUM; RULES OF CONDUCT;" AMENDING CHAPTER 16 "LAND DEVELOPMENT CODE" ARTICLE XVII "DEFINITIONS," SECTION 16-277 "TERMS DEFINED;" FOR THE PURPOSE OF UPDATING AND CLARIFYING THE PROVISIONS OF THE LAND DEVELOPMENT CODE; PROVIDING THAT ALL OTHER PROVISIONS OF THE CODE OF ORDINANCES OF THE CITY OF SUNRISE, FLORIDA, SHALL REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Mark S. Lubelski, Community & Development Director.

C09370

7. **AMENDMENT** - Commission discussion and/or action
Re: First reading of AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA AMENDING CHAPTER 16 "LAND DEVELOPMENT CODE," AMENDING ARTICLE V "DISTRICT REGULATIONS" SECTION 16-80 "I-1 LIGHT INDUSTRIAL DISTRICT" TO ALLOW AUTOMOBILE REPAIR USES; SECTION 16-82 "WESTERN SUNRISE AREA" TO PROHIBIT AUTOMOBILE REPAIR USES; ARTICLE VII, SECTION 16-

144 "AMOUNT OF OFF-STREET PARKING" TO PROVIDE STANDARDS FOR AUTOMOBILE REPAIR USES; AND, ARTICLE XVII "DEFINITIONS" SECTION 16-277 "TERMS DEFINED" TO ADD DEFINITIONS FOR AUTOMOBILE REPAIR USES; PROVIDING THAT ALL OTHER PROVISIONS OF THE CODE OF ORDINANCES OF THE CITY OF SUNRISE, FLORIDA, SHALL REMAIN IN FULL FORCE AND EFFECT; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING FOR AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Mark S. Lubelski, Community & Development Director.

C09367 8. **CAPITAL IMPROVEMENTS** - Commission discussion and/or action Re: First reading of AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, ADOPTING A FIVE-YEAR SCHEDULE OF CAPITAL IMPROVEMENTS AND UPDATING THE CAPITAL IMPROVEMENTS ELEMENT (CIE) OF THE COMPREHENSIVE PLAN PURSUANT TO SECTION 163.3177, FLORIDA STATUTES; PROVIDING FOR INCLUSION IN THE COMPREHENSIVE PLAN; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Mark S. Lubelski, Community & Development Director.

C09360 9. **RESIDUAL EQUITY** - Commission discussion and/or action Re: First reading of AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AUTHORIZING A TRANSFER OF RESIDUAL EQUITY FROM THE PUBLIC FACILITIES FUND (FUND 308) TO THE CAPITAL IMPROVEMENTS FUND (FUND 325); PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Laura Toebe, Finance Director.

C09379 10. **AMENDMENT** - Commission discussion and/or action Re: First reading of AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING FISCAL YEAR 2009/2010 BUDGET ORDINANCE NO. 505, TO AMEND THE GENERAL FUND (001), THE URBAN AREA SECURITY INITIATIVE GRANT FUND (FUND 140), AND THE WATER & WASTEWATER CONNECTION FEES FUND (FUND 403), PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Tariq Riaz, Central Services Director.

C09366

- 11. **AMENDMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING A REINSTATEMENT AND EIGHTH AMENDMENT TO THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF SUNRISE, SAWGRASS PROPERTY INVESTMENTS AND METROPICA IMPROVEMENT DISTRICT; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Stuart R. Michelson, City Attorney.

QUASI - JUDICIAL HEARING

CITY CLERK'S REPORT

CITY ATTORNEY'S REPORT

OLD BUSINESS

NEW BUSINESS

C09384

- 12. **UNDERWRITERS** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, SELECTING FIRMS FOR UNDERWRITING SERVICES FOR THE CITY'S PROPOSED UTILITY SYSTEM REVENUE BONDS; AND PROVIDING AN EFFECTIVE DATE. City Manager Bruce J. Moeller. Laura Toebe, Finance Director.

ADJOURNMENT

If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. F.S.S. 286.0105.

Policy of non-discrimination with regard to race, color, religion, national origin, sex, age or physical or mental disabilities; equal opportunity employer.

ANY PERSON WHO BELIEVES HE OR SHE HAS A DISABILITY REQUIRING THE USE OF AUXILIARY AIDS AND SERVICES AT THIS MEETING MAY CALL THE CITY COMMISSION OFFICE AT 954-746-3250 AT LEAST 48 HOURS PRIOR TO THE MEETING TO ADVISE OF HIS/HER SPECIAL REQUIREMENTS.

IF YOU PLAN TO DISTRIBUTE WRITTEN DOCUMENTS AT THE MEETING
YOU MUST PROVIDE 12 COPIES TO THE CITY CLERK PRIOR TO THE
START OF THE MEETING.