

MEETING OF THE CITY COMMISSION
CITY OF SUNRISE, FLORIDA
10770 WEST OAKLAND PARK BLVD.
SUNRISE, FL
DECEMBER 11, 2007
6:30 P.M.

- A. CALL TO ORDER
- B. ROLL CALL
- C. INVOCATION AND PLEDGE OF ALLEGIANCE
- 1. SPECIAL ITEMS A - E
 - A. **PRESENTATION** - A holiday performance by the Welleby Elementary School Chorus. Lourdes Lawrence, Administrative Aide.
 - B. **PRESENTATION** - Presentation of the Employee of the Month Award for December, 2007 to Melvina Williams, Accounts Payable Supervisor in the Finance Department. Laura Toebe, Finance Director.
 - C. **PRESENTATION** - Presentation of the Officer of the Month Award for November, 2007 to Officer Brian Henningsen. John Brooks, Police Chief.
 - D. **PRESENTATION** - Presentation of the Firefighter of the Month Award for December, 2007 to Rescue Lieutenant Chris Shannon, Firefighter Paramedic Tyler Roach and Firefighter Paramedic Joseph Friedemann. Bruce Moeller, Fire Chief.
 - E. **PRESENTATION** - Presentation by a Broward County Supervisor of Elections Representative. Lourdes Lawrence, Administrative Aide.

OPEN DISCUSSION

COMMISSION/MAYOR REPORTS

CITY MANAGER'S REPORT

CITY ITEM

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 - R

C07348 A. **NEW ACCOUNT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, CREATING A NEW LINE ITEM ACCOUNT IN FUND (420) SPRINGTREE; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Tariq Riaz, Central Services Director.

C07346 B. **SCHOLARSHIPS** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING THE CONTINUATION OF A SCHOLARSHIP PROGRAM FOR GRADUATING PUBLIC HIGH SCHOOL STUDENTS FOR FISCAL YEAR 2007-2008; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Caryl Ungerer, Leisure Services Director.

C07345 C. **AGREEMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING A FACILITY LICENSE AGREEMENT BETWEEN THE CITY AND HOLIDAY INN HOTEL & SUITES, FOR THE PURPOSE OF HOSTING A NATIONAL SOCCER COACH'S CLINIC AND USING FACILITIES AT SOCCER CLUB PARK; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Caryl Ungerer, Leisure Services Director.

C07347 D. **AMENDMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, AMENDING THE PERSONNEL SUMMARY FOR THE 2007/2008 FISCAL YEAR BUDGET; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Tariq Riaz, Central Services Director.

C07349 E. **EQUIPMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING THE PURCHASE OF ONE TORO GROUNDSMASTER 4500-D FOR THE LEISURE SERVICES DEPARTMENT FROM WESCO TURF SUPPLY, LAKE MARY, FLORIDA UNDER THE TERMS AND CONDITIONS OF THE FLORIDA STATE CONTRACT NO. 515-630-06-1; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Caryl Ungerer, Leisure Services Director.

C07354 F. **AMENDMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING A SECOND AMENDMENT TO THE CONTINUING SERVICES AGREEMENT WITH HAZEN &

SAWYER, P.C. FOR PROFESSIONAL ENGINEERING SERVICES FOR WASTEWATER INFRASTRUCTURE PROJECTS; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Hector Castro, Utilities Director.

C07355 G. **AMENDMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING THE SECOND AMENDMENT TO THE CONTINUING SERVICES AGREEMENT WITH CH2M HILL, INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR WATER INFRASTRUCTURE PROJECTS; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Hector Castro, Utilities Director.

C07356 H. **AMENDMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING THE SECOND AMENDMENT TO THE CONTINUING SERVICES AGREEMENT WITH MWH AMERICAS, INC. FOR GENERAL ENGINEERING SERVICES; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Hector Castro, Utilities Director.

C07352 I. **COMPUTERS** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING THE PURCHASE OF TEN (10) NOTEBOOKS AND TWENTY-ONE (21) DESKTOP COMPUTERS FROM DELL CORPORATION OF ROUND ROCK, TEXAS; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. John Brooks, Police Chief.

C07351 J. **AGREEMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING AN AGREEMENT AND LETTER OF ENGAGEMENT WITH RACHLIN COHEN & HOLTZ LLP OF FORT LAUDERDALE, FLORIDA, TO PROVIDE EXTERNAL AUDITING SERVICES; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Laura Toebe, Finance Director.

C07353 K. **AMENDMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING A REINSTATEMENT TO THE AGREEMENT BETWEEN THE CITY AND VISIONAIR, INC. OF CASTLE HAYNE, N.C.; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. John Brooks, Police Chief.

C07357 L. **CHANGE ORDER** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING CHANGE ORDER NO. 3 TO AMENDMENT NO. 4 OF PROJECT AGREEMENT NO. 05-004-CH-A BETWEEN THE CITY AND CH2M HILL CONSTRUCTORS,

INC. TO EXTEND THE PROJECT SCHEDULE TO COMPLETE THE NEW HIGH SERVICE WATER PUMP STATION AT THE SAWGRASS WATER TREATMENT PLANT; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Hector D. Castro, Utilities Director.

C07361 M. **CHEMICALS** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, AWARDING BID NO. 08(01)12-01-11-21-C FOR THE PURCHASE OF SULPHURIC ACID TO SULPHURIC ACID TRADING COMPANY, INC. (SATCO) OF TAMPA, FLORIDA; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Hector D. Castro, Utilities Director.

C07360 N. **AMENDING** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, AMENDING RESOLUTION NO. 04-48-06-A, MAKING A THIRD TECHNICAL CHANGE TO THE FISCAL YEAR 2005-2007 LOCAL HOUSING ASSISTANCE PLAN (LHAP) PURSUANT TO THE STATE HOUSING INITIATIVES PARTNERSHIP (SHIP) ACT; AUTHORIZING THE MAYOR TO EXECUTE ANY NECESSARY DOCUMENTS AND CERTIFICATIONS NEEDED BY THE STATE; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Mark Lubelski, Planning & Development Director.

C07363 O. **EXPENSES** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, PROVIDING FOR THE DEFENSE OF OFFICIALS FOR MATTERS WITHIN THE COURSE AND SCOPE OF THE SERVICE TO THE CITY; PROVIDING DEFINITIONS, PROCEDURES FOR APPROVAL AND AUTHORIZATION; PROVIDING FOR RESERVATION OF RIGHTS AND IMMUNITIES; APPLICABILITY; MALICIOUS, FRIVOLOUS OR GROUNDLESS ALLEGATIONS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Kimberly Register, City Attorney.

M07015 P. **FEES** - A motion approving the reimbursement of payment of legal fees in the amount of \$4,000 submitted by Attorney David Bogenschutz for his representation of Commissioner Irwin Harlem in connection with a complaint filed with the Broward County State Attorneys Office. City Manager Patrick Salerno. Kimberly Register, City Attorney.

M07016 Q. **SCHEDULE** - A motion canceling the regular commission meeting scheduled for December 25, 2007. City Manager Patrick Salerno. Lourdes Lawrence, Administrative Aide.

R. **MINUTES** -
LPA 11/27/07
CCM 11/27/07

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

C07305 3. **AMENDMENT** - Commission discussion and/or action
Re: Second reading of AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING CHAPTER 2, ARTICLE I OF THE CITY CODE; ENTITLED "ADMINISTRATION" BY AMENDING SECTION 2-1, ENTITLED "LOBBYISTS; REGISTRATION REQUIRED"; ESTABLISHING NEW LOBBYIST REGISTRATION REQUIREMENTS; CREATING A PURPOSE AND INTENT; DEFINITIONS; DISCLOSURE; REGISTRATION LOGS; BI-ANNUAL EXPENDITURES REPORT; PENALTIES; PROHIBITING CONTINGENCY FEES FOR LOBBYISTS; AND CREATING A CONE OF SILENCE DURING THE PROCUREMENT PROCESS; PROVIDING FOR ADDITIONAL PENALTIES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE. Commissioner Sheila D. Alu. (First Reading CCM 10/23/07, Passed 5-0)(Second Reading CCM 11/27/07, Tabled Passed 4-0 Alu absent).

C07199 4. **AMENDMENT** - Commission discussion and/or action
Re: Second reading of AN ORDINANCE OF THE CITY OF SUNRISE AMENDING CHAPTER 16, "LAND DEVELOPMENT CODE," ARTICLE V "DISTRICT REGULATIONS," SECTION 16-69 "RS-3 AND RS-5 LOW DENSITY SINGLE FAMILY RESIDENTIAL DISTRICTS,"; SECTION 16-70 "RS-7 SINGLE FAMILY PLANNED DEVELOPMENT DISTRICT"; AMENDING SECTION 16-71 "RM-10 LOW MEDIUM MULTIFAMILY RESIDENTIAL DISTRICT"; AMENDING SECTION 16-72 "RM-16 MEDIUM DENSITY MULTIPLE-

FAMILY RESIDENTIAL DISTRICT"; AMENDING SECTION 16-73 "RM-25 HIGHER DENSITY MULTIPLE-FAMILY RESIDENTIAL DISTRICT"; AMENDING SECTION 16-80 "I-1 LIGHT INDUSTRIAL DISTRICT", ALL TO ELIMINATE PLACES OF PUBLIC ASSEMBLY AS A SPECIAL EXCEPTION USE; AMENDING SECTION 16-77 "CF COMMUNITY FACILITIES DISTRICT," AND SECTION 16-79 "MASTER BUSINESS LIST," TO PROVIDE FOR REGULATIONS OF PLACES OF PUBLIC ASSEMBLY; CREATING ARTICLE VI, "SUPPLEMENTAL REGULATIONS," SECTION 16-114, "HOME AND COMMON-AREA BASED ASSEMBLY USES," TO PROVIDE FOR REGULATION OF HOME AND COMMON-AREA BASED ASSEMBLIES; AMENDING ARTICLE VII "OFF STREET PARKING AND LOADING," SECTION 16-144 "AMOUNT OF OFF-STREET PARKING" TO PROVIDE FOR CONSISTENCY OF TREATMENT OF PLACES OF PUBLIC ASSEMBLY; AND FURTHER AMENDING ARTICLE XVII, "DEFINITIONS," SECTION 16-277 "TERMS DEFINED" TO PROVIDE DEFINITIONS OF "PLACES OF PUBLIC ASSEMBLY" AND "COMMON AREA"; PROVIDING FOR SEVERABILITY, CONFLICT, INCLUSION IN THE CODE; AND PROVIDING FOR AN EFFECTIVE DATE. City Manager Patrick Salerno. Mark Lubelski, Planning & Development Director. (First Reading CCM 11/27/07, Passed 4-0 Alu Absent).

C07339 5. **AMENDMENT** - Commission discussion and/or action
Re: Second reading of AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING FISCAL YEAR 2007/2008 BUDGET ORDINANCE NO. 471, TO AMEND THE POLICE CONFISCATION/FORFEITURE (610); RENEWAL & REPLACEMENT (402) AND CAPITAL IMPROVEMENTS FUND (325); PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Tariq Riaz, Central Services Director. (First Reading CCM 11/27/07, Passed 4-0 Alu Absent).

C07359 6. **AMENDMENT** - Commission discussion and/or action
Re: First reading of AN ORDINANCE OF THE CITY OF SUNRISE, FLORIDA, AMENDING CHAPTER 2 "ADMINISTRATION", ARTICLE III "BOARDS, COMMITTEES, COMMISSIONS, COUNCILS"; ESTABLISHING AN UNSAFE STRUCTURES BOARD; CREATING SECTIONS 2-245 THROUGH 2-249, PROVIDING FOR LEGISLATIVE INTENT; PROVIDING FOR QUALIFICATION OF MEMBERS, TERMS OF OFFICE, AND ORGANIZATION; PROVIDING FOR DUTIES AND POWERS OF MEMBERS, CONFLICT OF

INTEREST, AND DUTIES OF LEGAL COUNSEL; PROVIDING FOR INSPECTION OF UNSAFE BUILDINGS AND STRUCTURES, NOTICE OF VIOLATION, POSTING REQUIREMENTS, AND RECORDING OF NOTICE OF VIOLATION; ESTABLISHING AN APPEAL PROCEDURE, NOTICE OF PUBLIC HEARING, JUDICIAL REVIEW, STANDARDS AND CRITERIA; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CITY CODE; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Kimberly Register, City Attorney.

7. **CAPER** - Receive comments from interested citizens regarding the Consolidated Annual Performance Evaluation Report (CAPER). City Manager Patrick Salerno. Mark S. Lubelski, Planning & Development Director.

8. QUASI - JUDICIAL HEARING

C07288

A. **RECOVER ALL MINISTRIES - SPECIAL EXCEPTION** (BOA 10/2/07, Passed 4-0). (Tabled from Quasi-Judicial Consent-CCM 10/23/07). (Tabled from Quasi-Judicial Hearing on 11/27/07).

CITY CLERK'S REPORT

CITY ATTORNEY'S REPORT

OLD BUSINESS

NEW BUSINESS

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 ADMINISTRATIVE AIDE LOURDES LAWRENCE 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.

ADDENDUM

MEETING OF THE CITY COMMISSION
10770 WEST OAKLAND PARK BLVD.
SUNRISE, FLORIDA
DECEMBER 11, 2007
6:30 P.M.

- A. CALL TO ORDER
- B. ROLL CALL
- C. INVOCATION AND PLEDGE OF ALLEGIANCE
- 2. CONSENT AGENDA ITEMS S - T

C07364 S. **AGREEMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, APPROVING AN AGREEMENT FOR THE SALE AND CONVEYANCE OF REAL PROPERTY TO BLACKSTONE PROPERTIES AND INVESTMENTS, INC. DESCRIBED AS THE WEST 25.00 FEET OF TRACTS 7 AND 8, TOGETHER WITH THE EAST 25.00 FEET OF THAT PORTION OF TRACT 24 LYING SOUTHERLY OF A LINE FORMED BY THE WESTERLY EXTENSION OF THE NORTH LINE OF SAID TRACT 7, IN THE NORTHEAST ONE-QUARTER (N.E. $\frac{1}{4}$) OF THE CHAMBERS LAND COMPANY SUBDIVISION OF SECTION 20, TOWNSHIP 49 SOUTH, RANGE 41 EAST, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, PAGE 5A, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LESS AND EXCEPT THEREFROM THE SOUTH 25 FEET FOR ROAD RIGHT-OF-WAY (THE "PROPERTY"); PROVIDING FOR AUTHORITY TO EXECUTE DOCUMENTS; PROVIDING FOR APPROVALS; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Kimberly A. Register, City Attorney.

C07366 T. **AGREEMENT** - A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, PROVIDING APPROVAL FOR AN AGREEMENT BETWEEN THE CITY AND 7-ELEVEN, INC., FOR ACCESS AND ENVIRONMENTAL ASSESSMENT ACTIVITIES ALONG CITY RIGHT-OF-WAY ON A MEDIAN LOCATED WITHIN THE RIGHTS-OF-WAY KNOWN AS NOB HILL ROAD, JUST SOUTH OF SUNSET STRIP, WHICH LOCATION IS SHOWN ON THE PLAT OF SUNSET PLAZA, AS RECORDED IN PLAT BOOK 152, PAGE 48 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE. City Manager Patrick Salerno. Kimberly A. Register, City Attorney.

PUBLIC HEARINGS

C07362

9. **AMENDMENT** - Commission discussion and/or action
Re: First reading of AN ORDINANCE OF THE CITY OF
SUNRISE, FLORIDA, AMENDING ORDINANCE NO. 715-X-
98-A, AS AMENDED; AMENDNG SECTION 8; PROVIDING
FOR BENEFITS RELATING TO THE GENERAL
EXECUTIVE/MANAGEMENT PLAN; PROVIDING FOR
DEFINITIONS; PROVIDING FOR CONFLICT; PROVIDING
FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE
DATE. City Manager Patrick Salerno. Richard
Fischer, Acting Personnel 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 ADMINISTRATIVE AIDE LOURDES LAWRENCE AT 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.