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City of Hollywood
REGULAR CITY COMMISSION MEETING
March 17, 2010
1:00 PM

NOTES

The City Manager places before the Commission for consideration the consent agenda items prepared by various offices and departments in the City. If a citizen wishes to comment on a specific item, he/she should ask the Mayor or a Commissioner to remove it from the consent agenda for separate consideration; provided, however, if a Cone of Silence under Section 30.15 of the Code of Ordinances is in effect with respect to a specific item, any citizen to whom the Cone of Silence applies is prohibited from asking the Mayor or a Commissioner to remove the item from the consent agenda. In that case, the citizen should ask the City Manager or the City Attorney to ask the Mayor or a Commissioner to remove the item from the consent agenda.

The consent agenda consists of items before the City Commission that are routine and/or non-controversial, the items are voted upon by the City Commission in one motion.

The regular agenda consists of items before the City Commission that must be discussed or could be considered controversial, the items are voted upon by the City Commission individually.

All time certain agenda items will not be considered by the Commission earlier than the time listed for the item, however, the item may be taken up at the same time listed or later in the meeting.

Agenda items not scheduled for a specific time may be considered at any time during the meeting at the discretion of the Commission.

The following items on this agenda are time certain items.

1:00 PM - Items - 21 thru 25
1:30 PM - Item - 26
1:45 PM - Items - 27
2:00 PM - Items - 28 thru 29
5:00 PM - Item - 36

1. **Moment of Silence**
2. **Pledge of Allegiance**
3. **Recognition of Veterans, Active Service Personnel and Their Families**
4. **Roll Call**

CONSENT AGENDA

CAPITAL FACILITIES & INFRASTRUCTURE IMPROVEMENTS

5. **R-2010-057 - Resolution** - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue An Authorization To Proceed For Work Order No. MPI 10-03 Between Malcolm Pirnie, Inc., And The City Of Hollywood For Professional Engineering Services Related To The Replacement Of Membrane Softening (MS) - Nanofiltration (NF) Membranes At The Water Treatment Plant, In A Lump Sum Amount Of \$46,710.00. **PASSED**

6. **R-2010-058 - Resolution** - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Use Of CIP Funds By The Department Of Public Utilities, For Building "A" Office Modifications, Located At The Southern Regional Wastewater Treatment Plant, To Accommodate Staff Moving From 2717 Van Buren Street, In An Amount Not To Exceed \$185,000.00; And Approving An Amendment To The Approved Fiscal Year 2007 Capital Improvement Program To Reallocate Funds For The Building "A" Office Modifications As Set Forth In Exhibit A. **PASSED**

7. **R-2010-059 - Resolution** - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue An Authorization To Proceed For Work Order No. MWH 10-02 Between Montgomery Watson Harza Americas, Inc., And The City Of Hollywood For Professional Engineering Services For Program Management And Owner's Representative Related To The City's Water And Wastewater Capital Improvements Projects (CIP) Program For The First Year Startup Period, In An Amount Not To Exceed \$490,699.00; And Approving An Amendment To The Approved Fiscal Year 2010 Capital Improvement Program To Allocate Funding For This Project As Set Forth In Exhibit A, Public Utilities Capital Improvement Plan Amendment. **WITHDRAWN**

FINANCE, BUDGET, ORGANIZATION & ADMINISTRATION

8. **R-2010-060 - Resolution** - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Deeming The Affordable Housing Advisory Committee Inactive And Removing Its Current Members. **PASSED**

9. **R-2010-061 - Resolution** - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Negotiate And Execute An Agreement Between The Contract Management Company And The City Of Hollywood For Property Tracking Reports, In An Estimated Annual Amount of \$46,120.00. **PASSED**

10. [R-2010-062 - Resolution](#) - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Negotiate And Execute An Agreement Between The Highest Ranked Firm, Wachovia Bank, N.A. And The City Of Hollywood For Banking Services For A Term Of Five (5) Years In An Estimated Annual Amount Of \$117,000.00. **PASSED**
11. [R-2010-063 - Resolution](#) - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Increasing The Lien Search And Certification Fee To \$75.00. **PASSED**

LEGISLATIVE AFFAIRS

12. [R-2010-064 - Resolution](#) - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Opposing Any Taxpayer Bill Of Rights (TABOR) Proposal Or Any Tax Reform Legislation By The State Legislature That Would Impose Artificial Or One-Size-Fits-All Caps On Revenues Or Expenditures Of Local Governments; Providing An Effective Date. **PASSED**
13. [R-2010-065 - Resolution](#) - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Opposing Amendment 4 On The 2010 General Election Ballot, Which Is Sponsored By Florida Hometown Democracy And Would Require Voters To Decide All Changes To A City Or County's Comprehensive Land Use Plan. **WITHDRAWN**
14. [R-2010-066 - Resolution](#) - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Opposing The Local Bill Proposing To Create The Broward Independent Fire District. **WITHDRAWN**

MAINTENANCE

15. [R-2010-067 - Resolution](#) - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue The Attached Blanket Purchase Order Renewing Landscaping Services (Plant And Shrub Installation), Between Nice & Smooth Landscape, Corp. And The City Of Hollywood In An Estimated Annual Amount Of \$100,000.00. (Requires Unanimous Vote) **PASSED**

PUBLIC SAFETY

16. **R-2010-068 - Resolution** - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Submit A Victims Of Crime Act ("VOCA") Grant Proposal To The Office Of The Attorney General, State Of Florida, For The Continued Funding For A Police Department Victim Advocate And Associated Training And Materials; Further Authorizing In-Kind Services To Achieve The Cash And In-Kind Service Match Requirement For This Purpose; And Further Authorizing The Acceptance And Execution Of Said Grant Upon Its Award. **PASSED**
17. **R-2010-069 - Resolution** - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Submit A Grant Proposal To The Broward County Marine Advisory Committee For Fiscal Year 2010/2011 For The Enhancement Of Marine Law Enforcement And Education In Order To Preserve And Promote The Safe And Pleasurable Use Of The Navigable Waterways Within The City Of Hollywood; And Further Authorizing The Acceptance And Execution Of Said Grant Upon Its Award. **PASSED**
18. **R-2010-070 - Resolution** - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Accept The Federal Emergency Management Agency (FEMA) And The Department Of Homeland Security (DHS) FY2009 Assistance To Firefighters Grant Funds For The Refurbishment Of A Fire Department Pumper; And Authorizing The Appropriate City Officials To Execute The Attached Grant Agreement. **PASSED**

TRANSPORTATION

19. **R-2010-071 - Resolution** - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Contract Between Florida Blacktop, Inc. And The City Of Hollywood, For The Construction Of Traffic Speed Tables In The Amount Of \$107,331.00. **PASSED**

ZONING & LAND USE

20. **R-2010-072 - Resolution** - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Utility Easement In Favor Of Florida Power And Light ("FPL") For The Construction, Operation And Maintenance Of The Electrical Services To Serve The New 56th Avenue Public Safety Training And Maintenance Facility Located At 3400 North 56th Avenue. **PASSED**

1:00 PM

PROCLAMATIONS, PRESENTATIONS & AWARDS

21. **Proclamation** - Proclamation In Recognition Of Purchasing Month, March 2010.
22. **Presentation** - Presentation By Virgil Fernandez, Fire Chief, To Firefighter Jose Mendia, For The Award Of Valor.
23. **Presentation** - Presentation By Virgil Fernandez, Fire Chief, To Lieutenant Michael Fulks, For The Career / Lifetime Achievement Award.
24. **Presentation** - Presentation Of Awards By Chadwick E. Wagner, Police Chief, To Detectives Ronald Cannella And Paul Scheel, Officers Of The Year, And Telecommunicator I, Freda Martino, Employee Of The Year For 2009.
25. **Presentation** - Presentation Of Awards By Chadwick E. Wagner, Police Chief, To Detective Elliott Langley, Officer Of The Month For January 2010, And Joel Cantor, Employee Of The Month For January 2010.

TIME CERTAIN ITEMS

1:30 PM
Advertised
Public Hearing

26. **PO-2010-07 - Ordinance Second Reading** - An Ordinance Of The City Of Hollywood, Florida, Creating Section 38.93 Of The Code Of Ordinances; Designating The City Of Hollywood As A Recovery Zone For Purposes Of Sections 1400u-1, 1400u-2, And 1400u-3 Of The Internal Revenue Code Of 1986, As Amended; Providing Findings Of Fact; Providing For Funding Appropriation; Providing For Eligible Activities/Projects For Recovery Zone Economic Development Bonds And Recovery Zone Facility Bonds; Providing Criteria For Activity/Project Investment; Providing For Project Application And Selection Process; Providing For Investment Amount. **Staff:** Director Of Business & International Trade **PASSED**

- 1:45 PM** 27. **PO-2010-08 - Ordinance First Reading** - An Ordinance Of The City Of Hollywood, Florida, Amending The Zoning And Development Regulations To: Remove LCF (Life Care Facility) And Add SSF (Social Service Facility); Revise The Definition Of Family And Community Residential Home; Create Definitions Relating To Pain Management Clinics, Medical Offices And Pharmacies And To Clarify Other Defined Uses That May Dispense Controlled Substances; Add Distance Requirements For Social Service Facilities; Establish Regulations For Pain Management Clinics; Designate Pain Management Clinics And Substance Abuse Rehabilitation Centers As Permitted Or Prohibited Uses; Update The Community Residential Facilities Regulations To Be Consistent With State Law; Creating A Zoning Relief Procedure"; Providing For A Repealer Provision, A Severability Clause; And Providing For An Effective Date. (09-T-32b)
Staff: Director Of Planning And Development Services **PASSED**

QUASI-JUDICIAL ITEMS

(Rules of Procedure Attached to Agenda)

- 2:00 PM** 28. **PO-2010-06 - Ordinance Second Reading** - An Ordinance Of The City Of Hollywood, Florida, Amending The Crystal Lakes Master Development Plan For The Property Generally Located At 3100 N. 24th Avenue, Hollywood, Florida, As More Particularly Described In Exhibit "A" (Originally Approved By Ordinance No. O-2005-17) To Allow For Ten Townhomes To Be Located At 2900 N. 24th Avenue (Phase II Of The Plan); Providing For A Severability Clause, A Repealer Clause And An Effective Date. (05-J-09a) **Staff:** Director Of Planning And Development Services **PASSED**
- 2:00 PM** 29. **R-2010-073 - Resolution** - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving The Site Plan For Phase II Of The Crystal Lakes Master Development Plan To Be Located At 2900 N. 24th Avenue As More Specifically Described In Exhibit "A" (Approved By Ordinance No. PO-2010-06) Pursuant To Section 4.15 Of The Zoning And Land Development Regulations And Chapter 162 Of The Code Of Ordinances; And Providing An Effective Date. (05-P-09a) **Staff:** Director Of Planning And Development Services **PASSED**

ORDINANCES

30. [**PO-2010-09 - Ordinance First Reading**](#) - An Ordinance Of The City Of Hollywood, Florida, Amending Chapter 102 Of The Code Of Ordinances; Amending The Definition Of "City-Sponsored Event" To Include Business Events; Authorizing The City Commission To Establish By Resolution Fees For City-Sponsored Events. **Staff:** Director Of Business & International Trade **PASSED**
31. [**PO-2010-10 - Ordinance First Reading**](#) - An Ordinance Of The City Of Hollywood, Florida, Amending Section 110.53 Of The Municipal Code Of Ordinances Related To Local Business Tax Rates; And Providing For An Effective Date. **Staff:** Director Of Financial Services (Requires Majority Plus One Vote) **PASSED**
32. [**PO-2010-11 - Ordinance First Reading**](#) - An Ordinance Of The City Of Hollywood, Florida, Amending Section 161.07 Of The Code Of Ordinances Regarding Required Park Dedication For New Development; Deleting Reference To Director Of Real Estate And Asset Management Division; Deleting Credit For Private Recreational Facilities; Establishing Credit For Existing Residential Development. (10-T-03) **Staff:** Director Of Planning And Development Services **PASSED**

REGULAR AGENDA

33. [**Presentation**](#) - Presentation By Chadwick E. Wagner, Police Chief, Addressing The 2009 Police Crime Neighborhood Statistics.
34. [**Presentation**](#) - Presentation By Jaye Epstein, Director Of Planning And Development Services, On Comprehensive Plan Activity.
35. [**R-2010-074 - Resolution**](#) - A Resolution Of The City Commission Of The City Of Hollywood, Florida, Considering The Continuance/Sunsetting Of Advisory Boards. **Staff:** City Clerk **PASSED**

5:00 PM

36. ***CITIZENS' COMMENTS (Total Time 30 Minutes)***

**COMMENTS BY THE CITY COMMISSION, CITY
ATTORNEY & CITY MANAGER**

- 37. **Commissioner Sherwood, District 6**
- 38. **Commissioner Asseff, District 1**
- 39. **Commissioner Furr, District 2**
- 40. **Vice Mayor O'Sheehan, District 3**
- 41. **Commissioner Blattner, District 4**
- 42. **Commissioner Russo, District 5**
- 43. **Mayor Bober**
- 44. **City Attorney**
- 45. **City Manager**
- 46. **ADJOURNMENT**

Any person wishing to appeal any decision made by this Commission with respect to any matter considered at such meeting or hearing will need a record of the proceedings, and for such purposes 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 made.

Two or more members of the same city board, commission, or committee, who are not of this Commission, may attend this meeting and may, at that time, discuss matters on which foreseeable action may later be taken by their board, commission or committee.

Persons with disabilities who require reasonable accommodations to participate in City programs and/or services may call the Office of the City Manager five business days in advance at (954) 921-3201 (voice). If an individual is hearing or speech impaired, please call 1-800-955-8771 (V-TDD).