

# City of Lauderhill, FL

*Suites 141-142  
5581 West Oakland Park Blvd.  
Lauderhill, FL*



## **Agenda Details - Final-revised**

**Monday, April 13, 2015**

**7:00 PM**

**Commission Chambers**

### **City Commission**

*Mayor Richard J. Kaplan  
Vice Mayor Hayward J. Benson Jr.  
Commissioner Margaret Bates  
Commissioner Howard Berger  
Commissioner Ken Thurston*

NOTICE IS HEREWITH GIVEN TO ALL INTERESTED PARTIES THAT IF ANY PERSON SHOULD DECIDE TO APPEAL ANY DECISION MADE AT THE FORTHCOMING MEETING OF THE COMMISSION, SUCH PERSON WILL NEED A RECORD OF THE PROCEEDINGS CONDUCTED AT SUCH MEETING, AND FOR SUCH PURPOSE HE/SHE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH ANY APPEAL MAY BE BASED. IF A PARTY WISHES TO MAKE A PRESENTATION, A COPY OF THE ELECTRONIC MEDIA TO BE USED FOR THAT PRESENTATION (DVD, CD, VIDEO, POWER POINT, ETC.) MUST BE PROVIDED TO THE CITY'S MIS DEPARTMENT AT LEAST 48-HOURS PRIOR TO THE COMMISSION MEETING. IT IS THE PARTY'S RESPONSIBILITY TO PROVIDE ALL DATA AND TO ARRANGE FOR THE EQUIPMENT NECESSARY FOR THE PRESENTATION. IN ADDITION, THAT PARTY IS RESPONSIBLE FOR PROVIDING A SUFFICIENT NUMBER OF COPIES OF ANY INFORMATION THAT IS TO BE DISTRIBUTED TO THE CITY COMMISSION.

**I CALL TO ORDER**

**II COMMUNICATIONS FROM THE PUBLIC (AND RESPONSES TO THE PUBLIC, IF THE TIME PERMITS DURING THIS PORTION OF THE MEETING OF THE CITY COMMISSION)**

**III ADJOURNMENT (NO LATER THAN 7:30 PM)**

**I CALL TO ORDER OF REGULAR MEETING**

**II ROLL CALL**

**III PLEDGE OF ALLEGIANCE TO THE FLAG FOLLOWED BY GOOD AND WELFARE**

**IV CONSIDERATION OF CONSENT AGENDA**

**V APPROVAL OF MINUTES**

[12-0150](#) A. MINUTES OF THE REGULAR MEETING OF THE CITY COMMISSION, MARCH 30, 2015.

**Attachments:** [03-30-15 Minutes of Comm. Mtg.pdf](#)

**VI PROCLAMATIONS / COMMENDATIONS**

A. A PROCLAMATION FOR LUEREEN FLOURNOY HONORING HER FOR HER 100TH BIRTHDAY.

B. A PROCLAMATION PROCLAIMING APRIL AS WORKPLACE VIOLENCE AWARENESS MONTH.

**VII SPECIAL PRESENTATIONS**

A. A PRESENTATION BY THE FOUNDATION FOR SICKLE CELL DISEASE RESEARCH.

**VIII GENERAL PRESENTATIONS (5 MINUTES MAXIMUM)****IX ORDINANCES & PUBLIC HEARINGS - FIRST READING (NOT ON CONSENT AGENDA) (AS ADVERTISED IN THE SUN-SENTINEL)**

1. [12R-1272](#) ORDINANCE NO. 150-04-108: AN ORDINANCE APPROVING THE SIX MONTH BUDGET REVIEW OF REVENUE AND EXPENDITURE AMENDMENTS; APPROVING A SUPPLEMENTAL APPROPRIATION; REFLECTING ADJUSTMENTS TO VARIOUS REVENUE AND EXPENDITURE ACCOUNTS; PROVIDING VARIOUS BUDGET CODE NUMBERS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).  
  
**Sponsors:** Faranda  
**Attachments:** [ORD-15O-04-108-Budget Adjustment-6 Mos.pdf](#)  
[6 Month Supplemental](#)  
[6 Month Transfer](#)  
[FY 2015 Mid Year Budget Report.pdf](#)  
[AgendaRequest\\_15O-04-108.pdf](#)
2. [12R-1115](#) ORDINANCE NO. 150-04-109: AN ORDINANCE AMENDING THE CITY OF LAUDERHILL CODE OF ORDINANCES CHAPTER 9, FIRE PROTECTION, PREVENTION AND LIFE SAFETY, ARTICLE IV, EMERGENCY MEDICAL SERVICES, SECTION 9-61, USER FEES TO UPDATE THE MEDICAL SERVICES TRANSPORT FEES; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).  
  
**Attachments:** [ORD-15R-04-109-CODE 9-61 EMS Transport medical services fees.pdf](#)  
[Transport Fee.pdf](#)  
[AgendaRequest\\_15O-04-109.pdf](#)
3. [12R-1241](#) ORDINANCE NO. 150-04-110: AN ORDINANCE OF THE CITY OF LAUDERHILL AMENDING THE CITY CODE OF ORDINANCES CHAPTER 4, ANIMALS AND FOWL, ARTICLE III, PET SHOPS AND COMMERCIAL KENNELS; AMENDING THE REGULATIONS GOVERNING THE SALE OF DOGS AND CATS; AMENDING SECTION 4-31, DEFINITIONS; AMENDING SECTION 4-41, PET SHOPS; CREATING SECTION 4-41.5, CERTIFICATE OF SOURCE OF DOGS AND CATS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR AN EFFECTIVE DATE (CO-SPONSORED BY COMMISSIONER HAYWARD J. BENSON, JR. AND COMMISSIONER HOWARD BERGER).

**Attachments:** [ORD-15R-04-110-Retail Pet Sales Ban Ordinance.pdf](#)  
[Dania-Beach-pet-sales-ordinance-May2014-2.pdf](#)  
[Dania PIJAC \(1\).pdf](#)  
[Best Friends.jpg](#)  
[HSUS Ordinance copy Lauderhill.docx](#)  
[HSUS response to PIJAC testimony \(1\).pdf](#)  
[MiamiBeach PetOrdinanceMay2014.pdf](#)  
[Tamarac-pet sales ordinanceDec2014.pdf](#)  
[Palmetto Bay PIJAC \(1\).pdf](#)  
[City of East Providence Puppy Mill Court Decision.pdf](#)  
[AgendaRequest\\_15O-04-110.pdf](#)

4. [12R-1278](#) ORDINANCE NO. 15O-04-111: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE SALE AND PURCHASE AGREEMENT BETWEEN THE CITY OF LAUDERHILL AND WE FLORIDA FINANCIAL FOR WE FLORIDA FINANCIAL TO PURCHASE THE VACANT PARCEL OF LAND LOCATED AT 6279 WEST OAKLAND PARK BOULEVARD, LAUDERHILL SUBJECT TO DEED RESTRICTIONS FOR THE PURCHASE PRICE OF \$850,000.00; AUTHORIZING THE CITY MANAGER AND/OR HIS DESIGNEE TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS; PROVIDING FOR PAYMENT FROM THE APPROPRIATE BUDGET CODE NUMBER; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

**Attachments:** [ORD-15O-04-111-Land Sale-Purchase Contract OPB Vacant We Financial.pdf](#)  
[Land Sale-Purchase Agreement OPB parcel.pdf](#)  
[AgendaRequest\\_15O-04-111.pdf](#)

**X COMMUNICATIONS FROM PUBLIC OFFICIALS AT 9:00 PM, OR IMMEDIATELY BEFORE ADJOURNMENT, WHICHEVER SHALL FIRST OCCUR. IF AN ITEM OF LEGISLATION IS BEING DISCUSSED AT 9:00 PM, THE CHAIR MAY DELAY THESE COMMUNICATIONS UNTIL AFTER THE ITEM OF LEGISLATION HAS BEEN RESOLVED.**

**XI ORDINANCES & PUBLIC HEARINGS - SECOND READING (NOT ON CONSENT AGENDA) (AS ADVERTISED IN THE SUN-SENTINEL)**

5. [12R-1251](#) ORDINANCE NO. 15O-03-106: AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS (LDR) AND PERTAINING TO PUBLIC NOTICE; AMENDING LDR ARTICLE IV., DEVELOPMENT REVIEW REQUIREMENTS, PART 1.0., GENERAL APPLICATION FILING, REVIEW, AND FINAL DETERMINATION, SECTION 1.9., PUBLIC NOTICE REQUIREMENT BY CREATING SUBSECTION

1.9.4., PUBLISHED NOTICE; CREATING SUBSECTION 1.9.5., CONSTRUCTIVE NOTICE; AMENDING PART 2.0., ZONING MAP AMENDMENTS, SECTION 2.10, PUBLIC NOTICE; AMENDING ARTICLE IV., PART 3.0., PROCEDURES FOR OBTAINING RELIEF FROM THE LDR, SECTION 3.1., VARIANCES, SUBSECTION 3.1.2, NOTIFICATIONS; AMENDING PART 4.0., SPECIAL EXCEPTION USE, SECTION 4.9., NOTICE OF HEARING; AMENDING PART 5.0., DEVELOPMENT PLAN/SITE PLAN REVIEW, SUBSECTION 5.1.2; CREATING PART 6.0., PLAT AND SUBDIVISION REGULATIONS, SECTION 6.22., PUBLIC NOTICE REQUIREMENTS; AMENDING PART 8.0., DEVELOPMENT AGREEMENTS, SECTION 8.8., PUBLIC NOTICE REQUIREMENTS; CREATING PART 9.0., BROWNFIELD REDEVELOPMENT, SECTION 9.8., PUBLIC NOTICE REQUIREMENTS, SECTION 9.8.3., OTHER NOTICE; ADDING CROSS-REFERENCE TO PART 1.0., SECTION 1.9. THROUGHOUT THESE SECTIONS AND SUBSECTIONS AS APPROPRIATE; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

**Attachments:**

[ORD.15O-03-106.pdf](#)

[CONSTRUCTIVE NOTICE DRR WITH ATTACHMENTS.pdf](#)

[AgendaRequest\\_15O-03-106.pdf](#)

6. [12R-1254](#) ORDINANCE NO. 15O-03-107: AN ORDINANCE OF THE CITY OF LAUDERHILL, FLORIDA, AMENDING THE CITY OF LAUDERHILL CODE OF ORDINANCES CHAPTER 2, ADMINISTRATION, ARTICLE II, OFFICERS AND EMPLOYEES, DIVISION 3, RETIREMENT, PART 2, GENERAL EMPLOYEES PENSION FUND, TO CREATE A SECOND AND THIRD TIER FOR EMPLOYEE BENEFITS, AMENDING SECTION 2-61, DEFINITIONS, TO DEFINE EACH TIER; AMENDING SECTION 2-63, RETIREMENT DATES AND BENEFITS, TO REQUIRE 25 YEARS OF SERVICE FOR NORMAL RETIREMENT ELIGIBILITY OR THE ATTAINMENT OF 10 YEARS OF SERVICE AT AGE 65 OR 15 YEARS OF SERVICE AT AGE 60 UNDER TIERS TWO AND THREE; AMENDING SECTION 2-63, TO PROVIDE FOR A 2.5% MULTIPLIER FOR TIER TWO MEMBERS AND A 2.25% MULTIPLIER FOR TIER THREE MEMBERS; AMENDING SECTION 2-66, VESTING, TO PROVIDE THAT TIER TWO AND TIER THREE MEMBERS BECOME FULLY VESTED IN THE PLAN AFTER 10 YEARS OF CREDITED SERVICE; AMENDING 2-68, CONTRIBUTIONS, TO PROVIDE THAT MEMBERS OF TIER ONE, TIER TWO AND TIER THREE OF THE PLAN SHALL CONTRIBUTE 10% OF EARNINGS; AMENDING SECTION 2-73, DEFERRED RETIREMENT OPTION PROGRAM, TO PROVIDE THAT TIER TWO AND TIER THREE MEMBERS ARE NOT ENTITLED TO PARTICIPATE IN THE DROP; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR SEVERABILITY;

PROVIDING FOR A REPEALER; PROVIDING FOR AN EFFECTIVE DATE.

**Attachments:** [ORD.15O-03-107.pdf](#)  
[AgendaRequest\\_15O-03-107.pdf](#)

## XII RESOLUTIONS (IF NOT ON CONSENT AGENDA)

7. [12R-1265](#) RESOLUTION NO. 15R-04-74: A RESOLUTION APPROVING THE WAIVER OF COMPETITIVE BIDDING; APPROVING THE AWARDS OF CONTRACT TO VARIOUS VENDORS TO SUPPLY CHLORINE, LIQUID IN CYLINDER, TO THE CITY OF LAUDERHILL ON AN AS NEEDED BASIS AT THE COOPERATIVE PRICING FOR ONE TON CYLINDERS BASED UPON THE BIDS SOLICITED BY THE CITY OF FORT LAUDERDALE ACTING AS "LEAD AGENCY" FOR THE SOUTHEAST FLORIDA GOVERNMENTAL COOPERATIVE PURCHASING GROUP (#452-11496); PROVIDING FOR PAYMENT FROM THE APPROPRIATE BUDGET CODE NUMBER ON AN AS NEEDED BASIS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

**Sponsors:** Faranda

**Attachments:** [RES-15R-04-74-Piggy-Chlorine one ton cylinders 2015.pdf](#)  
[cityoffortlauderdalebidno11496.pdf](#)  
[AgendaRequest\\_15R-04-74.pdf](#)

8. [12R-1270](#) RESOLUTION NO. 15R-04-75: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL WAIVING COMPETITIVE BIDDING; AUTHORIZING THE PIGGY BACK OF THE FLORIDA SHERIFF'S ASSOCIATION BID AWARD (14-22-0904) FOR THE PURCHASE OF EIGHT (8) ESP PREMIUM CARE VEHICLE WARRANTIES FROM DON REID FORD, INC. FOR EIGHT (8) RECENTLY PURCHASED FORD POLICE INTERCEPTOR SEDANS IN TOTAL THE AMOUNT OF \$31,360.00; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 305-311-6512; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

**Attachments:** [RES-15R-04-75-PIGGY-vehicle warranties Don Reid Ford.pdf](#)  
[Warranties PIS AWD \(P2M\) 12 22 14.pdf](#)  
[AgendaRequest\\_15R-04-75.pdf](#)

9. [12R-1271](#) RESOLUTION NO. 15R-04-76: A RESOLUTION APPROVING THE WAIVER OF COMPETITIVE BIDDING; APPROVING THE PURCHASE OF THE VERIPIC® DIGITAL PHOTO EVIDENCE MANAGEMENT SYSTEM™ IN AN AMOUNT NOT TO EXCEED \$18,588.71 FROM THE SOLE SOURCE PROVIDER/MANUFACTURER, VERIPIC; PROVIDING FOR PAYMENT USING 2013 EDWARD BYRNE JUSTICE ASSISTANCE GRANT FUNDS FROM BUDGET CODE NUMBER

510-511-5820; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER CHARLES FARANDA).

**Attachments:** [RES-15R-04-76-Sole Source -Veripic digital photo mgmt.pdf](#)  
[Veripic Sole Source Letter.pdf](#)  
[Veripic User Agreement and Cost.pdf](#)  
[AgendaRequest 15R-04-76.pdf](#)

10. [12R-1274](#) RESOLUTION NO. 15R-04-77: A RESOLUTION OF THE COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA APPROVING THE LAUDERHILL FIRE STATION 110 FINAL PLAT AND AUTHORIZING THE MAYOR AND THE CITY CLERK OF THE CITY OF LAUDERHILL TO SIGN SAID PLAT AND AFFIX THE SEAL OF THE CITY; ACCEPTING THE DEDICATIONS OF RIGHTS-OF-WAY AND OTHER PUBLIC EASEMENTS AS CONTAINED IN THE PLAT, AGREEING TO MAINTAIN ALL COMPLETED PUBLIC EASEMENTS AND IMPROVEMENTS; ACCEPTING AND AGREEING TO THE TERMS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA)

**Attachments:** [RES-15R-04-77-Plat Final Approval -fire station.pdf](#)  
[FS110 ATTACHMENT PACKAGE.pdf](#)  
[Fire Station Final Plat.pdf](#)  
[AgendaRequest 15R-04-77.pdf](#)

11. [12R-1275](#) RESOLUTION NO. 15R-04-78: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL FLORIDA SUPPORTING H.RES 123 INTRODUCED BY REPRESENTATIVE ALCEE L. HASTINGS WHICH SUPPORTS THE DESIGNATION OF AUGUST 6TH AS NATIONAL VOTING RIGHTS DAY; PROVIDING FOR DISTRIBUTION OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER HOWARD BERGER)

**Attachments:** [RES-15R-04-78-Support - National Voting Rights Day.pdf](#)  
[Backup 12R-1275.pdf](#)  
[AgendaRequest 15R-04-78.pdf](#)

12. [12R-1280](#) RESOLUTION NO. 15R-04-79: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL SUPPORTING THE BILL REGARDING THE SEXTING LAW; PROVIDING FOR THE DISTRIBUTION OF THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER HOWARD BERGER).

**Attachments:** [RES-15R-04-79-Support - Sexting Law.pdf](#)  
[HB 845 Sexting Law Bill.pdf](#)  
[sexting law backup01669020150406102354.pdf](#)  
[AgendaRequest 15R-04-79.pdf](#)

13. [12R-1279](#) RESOLUTION NO. 15R-04-80: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL SUPPORTING THE CARIBBEAN VILLAGE HEALTH & WELLNESS FAIR TO BE HELD ON JUNE 14, 2015; PROVIDING THAT THE CITY WILL PROVIDE IN-KIND SERVICES TO BE DETERMINED BY THE CITY MANAGER IN EXCHANGE FOR THE CITY BEING RECOGNIZED AND LISTED AS A SPONSOR OF THE EVENT; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER HOWARD BERGER).
- Attachments:** [RES-15R-04-80-Support - Caribbean Village Health & Wellness.pdf](#)  
[health & wellness brochure01668920150406100501.pdf](#)  
[AgendaRequest\\_15R-04-80.pdf](#)
14. [12R-1277](#) RESOLUTION NO. 15R-04-81: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE SEVENTH AMENDMENT TO THE LEASE CONTRACT BETWEEN BROWARD COUNTY AND THE CITY OF LAUDERHILL FOR THE ONE (1) YEAR EXTENSION OF THE LAUDERHILL MALL LEASE; PROVIDING TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
- Attachments:** [RES-15R-04-81-AGRMT-Library lease-7th amdt.pdf](#)  
[LauderhillLibraryLease Amend 07 \(clean\).pdf](#)  
[AgendaRequest\\_15R-04-81.pdf](#)
15. [12R-1276](#) RESOLUTION NO. 15R-04-82: A RESOLUTION ACCEPTING THE PROPOSAL OF JMW CONSTRUCTION, INC. IN THE AMOUNT OF \$172,000.00 FOR REFURBISHMENT OF THE MEDITATION PARK FOUNTAIN AND POND AT INVERRARY; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 450-925-6225; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
- Attachments:** [RES-15R-04-82-Proposal-JMW Construction Meditation Park.pdf](#)  
[RFP2014-017 MEDITATION PARK WATERFALL RENOVATION](#)  
[Meditation Park Fountain - JMW Proposal](#)  
[AgendaRequest\\_15R-04-82.pdf](#)
16. [12R-1285](#) RESOLUTION NO. 15R-04-83: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA, AUTHORIZING THE SETTLEMENT OF THE LITIGATION STYLED CITY OF SUNRISE, ET. AL. VS. BROWARD COUNTY; AUTHORIZING THE CITY MANAGER TO EXECUTE A SETTLEMENT AGREEMENT WITH BROWARD COUNTY; AUTHORIZING THE CITY MANAGER TO EXECUTE A SETTLEMENT PROCEEDS DISTRIBUTION AGREEMENT WITH THE SETTLING MUNICIPALITIES; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).



- Attachments:**    [RES-15R-04-83-RRB County Litigation Settlement.pdf](#)  
[JAC Letter re Proposed Settlement Agreement.pdf](#)  
[Ex A RRB Asset Litigation Settlement Agreement 1 30 15.with Exhibits.pdf](#)  
[Ex A -Signature Page Lauderhill - Settlement Agreement.pdf](#)  
[Ex B-Settling Municipalities Agreement 1.30.15.pdf](#)  
[Ex B - Signature Page Lauderhill - Settlement Agreement.pdf](#)  
[AgendaRequest\\_15R-04-83.pdf](#)

- XIII    QUASI-JUDICIAL MATTERS (IF NOT ON CONSENT AGENDA)**
- XIV    QUASI-JUDICIAL MATTERS, FIRST READING**
- XV    QUASI-JUDICIAL MATTERS, SECOND READING**
- XVI    UNFINISHED BUSINESS**
- XVII    OLD BUSINESS**
- XVIII    NEW BUSINESS**
- XIX    ADJOURNMENT**