



# ***A G E N D A***

**CITY COMMISSION MEETING  
LAUDERHILL, FLORIDA  
7:30 P.M.**

***March 30, 2009***

***Commission Chambers  
Suites 111-112  
3800 Inverrary Boulevard***

***N***OTICE 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. ROLL CALL**
- III. PLEDGE OF ALLEGIANCE**
- IV. MOTION TO APPROVE CONSENT AGENDA**

**V. APPROVAL OF MINUTES:**

- A. MINUTES OF THE REGULAR MEETING OF THE CITY COMMISSION, MARCH 9, 2009.

**VI. PROCLAMATIONS:**

NONE

**VII. PRESENTATIONS:**

NONE

**ORDINANCES & PUBLIC HEARINGS ----- FIRST READING: (AS ADVERTISED IN THE SUN-SENTINEL)**

1. ORDINANCE NO. 09O-03-118: AN ORDINANCE OF THE CITY OF LAUDERHILL, FLORIDA PROVIDING FOR THE ISSUANCE OF ITS \$6,000,000 CITY OF LAUDERHILL, FLORIDA STORMWATER UTILITY REVENUE BONDS, SERIES 2009 AS ADDITIONAL BONDS UNDER ORDINANCE NO. 04O-04-124 ENACTED ON MAY 10, 2004 FOR THE PURPOSE OF FINANCING THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF ADDITIONS, EXTENSIONS, RENOVATIONS AND IMPROVEMENTS TO THE CITY'S STORMWATER MANAGEMENT UTILITY AND PAYING COSTS OF ISSUANCE OF THE SERIES 2009 BONDS; PROVIDING FOR THE TERMS OF SUCH SERIES 2009 BONDS; DETERMINING CERTAIN DETAILS OF THE SERIES 2009 BONDS; AWARDED THE SALE OF THE SERIES 2009 BONDS TO SUNTRUST BANK PURSUANT TO A NEGOTIATED SALE; APPOINTING A PAYING AGENT AND REGISTRAR FOR THE SERIES 2009 BONDS; AUTHORIZING THE PROPER OFFICIALS OF THE CITY OF LAUDERHILL TO DO ALL OTHER THINGS DEEMED NECESSARY OR ADVISABLE IN CONNECTION WITH THE ISSUANCE OF THE SERIES 2009 BONDS; PROVIDING FOR CERTAIN OTHER MATTERS IN CONNECTION WITH THE SERIES 2009 BONDS; PROVIDING FOR AN EFFECTIVE DATE.

2. ORDINANCE NO. 090-03-119: AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE CITY OF LAUDERHILL CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION, CREATING ARTICLE VIII, SAFE NEIGHBORHOOD IMPROVEMENT DISTRICTS, DIVISION I, GENERALLY; PROVIDING INTENT, PURPOSE, AND AUTHORIZING THE ESTABLISHMENT OF LOCAL GOVERNMENT SAFE NEIGHBORHOOD IMPROVEMENT DISTRICTS GENERALLY WITHIN THE CITY; PROVIDING DEFINITIONS; PROVIDING THE COMPOSITION OF THE BOARD OF DIRECTORS; PROVIDING ELIGIBILITY TO REQUEST GRANTS, TO LEVY AD VALOREM TAXES ON REAL AND PERSONAL PROPERTY OF UP TO 2 MILLS ANNUALLY, AND AUTHORITY TO COLLECT SPECIAL ASSESSMENTS TO SUPPORT PLANNING AND IMPLEMENTATION OF THE DISTRICT IMPROVEMENTS INCLUDING COMMUNITY POLICING INNOVATIONS PURSUANT TO FLORIDA STATUTES, SECTION 197.3635 IN AN AMOUNT NOT TO EXCEED \$500.00 FOR EACH INDIVIDUAL PARCEL OF LAND PER YEAR; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED CITY MANAGER, CHARLES FARANDA).
  
3. ORDINANCE NO. 090-03-120: AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE CITY OF LAUDERHILL CODE OF ORDINANCES, CHAPTER 2, ADMINISTRATION, CREATING ARTICLE VIII, SAFE NEIGHBORHOOD IMPROVEMENT DISTRICTS, DIVISION 2, WINDERMERE/TREE GARDENS SAFE NEIGHBORHOOD IMPROVEMENT DISTRICT; ESTABLISHMENT OF SPECIFIC NAMED DISTRICT, DEFINING DISTRICT BOUNDARIES; PROVIDING ELIGIBILITY TO REQUEST GRANTS, TO LEVY AD VALOREM TAXES ON REAL AND PERSONAL PROPERTY OF UP TO 2 MILLS ANNUALLY, AND AUTHORITY TO COLLECT SPECIAL ASSESSMENTS TO SUPPORT PLANNING AND IMPLEMENTATION OF THE DISTRICT IMPROVEMENTS INCLUDING COMMUNITY POLICING INNOVATIONS PURSUANT TO FLORIDA STATUTES, SECTION 197.3635 IN AN AMOUNT NOT TO EXCEED \$500.00 FOR EACH INDIVIDUAL PARCEL OF LAND PER YEAR; DESIGNATING BOARD OF DIRECTORS; ESTABLISHING ADVISORY COUNCIL; PROVIDING DISTRICT POWERS; PROVIDING REGISTRATION REQUIREMENTS; PROVIDING TERMS OF DISSOLUTION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED CITY MANAGER, CHARLES FARANDA)

**ORDINANCES & PUBLIC HEARINGS --- SECOND READING: (AS ADVERTISED IN THE SUN-SENTINEL)**

4. ORDINANCE NO. 09O-03-114: AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE ZONING DISTRICT MAP IDENTIFIED IN LAND DEVELOPMENT REGULATIONS, ARTICLE III., ZONING DISTRICTS, PART 2.0., DISTRICT REGULATIONS, SUBSECTION 2.2.1., ADOPTION OF ZONING DISTRICT MAP; CHANGING THE ZONING DISTRICT MAP FROM NEIGHBORHOOD COMMERCIAL (CN) TO RESIDENTIAL SINGLE-FAMILY AT FIVE DWELLING UNITS PER GROSS ACRE (RS-5) ZONING DISTRICT AND ALLOCATING 0.802± NET ACRES/2.09± GROSS ACRES OF COMMERCIAL TO RESIDENTIAL FLEXIBILITY ACREAGE FOR PROPERTY LEGALLY DESCRIBED AS LOTS 15, 16, 17 AND 18, BLOCK 1, SUNSHINE VILLAS SECOND ADDITION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 74, PAGE 2 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
  
5. ORDINANCE NO. 09O-03-115: AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS ADDRESSING BANQUET HALLS; AMENDING SCHEDULE A., LAND USE CLASSIFICATIONS, AND ADDING THE TERM AND DEFINITION FOR BANQUET HALL; AMENDING SCHEDULE B, PERMITTED AND SPECIAL EXCEPTION USES, TO ALLOW WITHIN THE GENERAL COMMERCIAL (CG) AND COMMERCIAL WAREHOUSE (CW) ZONING DISTRICTS A BANQUET HALL AS A SPECIAL EXCEPTION USE; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
  
6. ORDINANCE NO. 09O-03-116: AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS, SCHEDULE I, SIGN REQUIREMENTS, AMENDING PARAGRAPH C OF SUBSECTION 15.2 TO MODIFY THE FREQUENCY THAT THE DISPLAY ON A DYNAMIC DISPLAY SIGN MAY CHANGE OR MOVE; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY VICE MAYOR HAYWARD J. BENSON, JR.).

7. ORDINANCE NO. 09O-03-117: AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS ARTICLE I. PART 1.0., GENERAL, SECTION 1.5., DEFINITIONS, GENERAL, BY ADDING "SEPARATION STANDARD OR REQUIREMENT OR DISTANCE REQUIREMENT"; AMENDING ARTICLE III., ZONING DISTRICTS, PART 5.0., SPECIAL REGULATIONS FOR SPECIFIC LAND USE CLASSIFICATIONS, SECTION 5.3., ALCOHOLIC BEVERAGES, SUBSECTION 5.3.2., SEPARATION REQUIREMENTS, PARAGRAPH A., AND REPEALING HOW THE DISTANCE BETWEEN ALCOHOLIC BEVERAGE USES IS MEASURED AND MAKING OTHER CHANGES; AMENDING PARAGRAPH B., AND REPEALING HOW THE DISTANCE BETWEEN ALCOHOLIC BEVERAGE USES AND SCHOOLS IS MEASURED AND MAKING OTHER CHANGES; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED CITY MANAGER, CHARLES FARANDA).

## **RESOLUTIONS**

### **COMMISSION**

8. RESOLUTION NO. 09R-03-65: A RESOLUTION APPROVING THE SECOND AMENDMENT TO AGREEMENT BETWEEN THE CITY OF LAUDERHILL AND BROWARD COUNTY PUBLIC TRANSPORTATION SERVICES TO EXTEND THE TERM OF THE SHUTTLE BUS SERVICE AGREEMENT THROUGH APRIL 29, 2009; PROVIDING TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
9. RESOLUTION NO. 09R-03-66: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA, SUPPORTING AND APPROVING AN AMENDMENT TO THE COMPREHENSIVE PLAN WHICH WILL SEEK TO ACHIEVE A THIRTY PERCENT OR MORE TREE CANOPY COVERAGE BY 2030; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER M. MARGARET BATES).

10. RESOLUTION NO. 09R-03-67: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL OPPOSING HOUSE BILL (HB) 227 AND SENATE BILL (SB) 580 WHICH REQUIRE LOCAL GOVERNMENTS TO PROVE ELEMENTS OF IMPACT FEES BY A PREPONDERANCE OF THE EVIDENCE AND WHICH PROHIBIT COURTS FROM USING DEFERENTIAL STANDARDS IN COURT ACTIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER M. MARGARET BATES).
  
11. RESOLUTION NO. 09R-03-68: A RESOLUTION REMOVING ANDY H. ANSOLA FROM THE CITY OF LAUDERHILL 50<sup>th</sup> ANNIVERSARY PLANNING COMMITTEE FOR CAUSE FOR FAILURE TO ATTEND THE REQUIRED NUMBER OF MEETINGS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY COMMISSION).

### **COMMUNITY REDEVELOPMENT**

12. RESOLUTION NO. 09R-03-69: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL OF BROWARD COUNTY, FLORIDA, SUPPORTING THE PROPOSED BOUNDARY CHANGE OF THE BROWARD COUNTY/FORT LAUDERDALE ENTERPRISE ZONE TO BE EXPANDED TO INCLUDE ALL OF THE AREAS OF THE STATE ROAD 7 COMMUNITY REDEVELOPMENT AREA THAT ARE NOT CURRENTLY PART OF THE ENTERPRISE ZONE (THE AREA WEST OF STATE ROAD 7); PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

### **D.E.E.S.**

13. RESOLUTION NO. 09R-03-70: A RESOLUTION APPROVING THE LOCALLY FUNDED AGREEMENT BETWEEN THE CITY OF LAUDERHILL AND FLORIDA DEPARTMENT OF TRANSPORTATION FLORIDA'S TURNPIKE ENTERPRISE IN THE AMOUNT OF \$12,650.00 REPRESENTING THE CITY OF LAUDERHILL'S COST FOR THE REMOVAL OF AN ABANDONED 30" CITY MAIN WHICH IS A UTILITY CONFLICT WITHIN THE FLORIDA'S TURNPIKE ENTERPRISE RIGHT-OF-WAY ALONG THE TURNPIKE CROSSING; PROVIDING TERMS AND CONDITIONS; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 401-917-6311; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

14. RESOLUTION NO. 09R-03-71: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL ACCEPTING AND APPROVING THE UTILITY EASEMENT DEDICATION FROM COMMUNITY EDUCATION PARTNERS, INC. FOR THE CONSTRUCTION, MAINTENANCE, REPAIR, INSTALLATION AND REBUILDING OF FIRE HYDRANTS AND RELATED WATER FACILITIES ON THE PROPERTY LOCATED AT LOT 8 AND 9, BLOCK 2, BOULEVARD SHOPPES NO. 2, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 106, PAGE 37, OF THE OFFICIAL PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, MORE COMMONLY KNOWN AS 4800 NORTH UNIVERSITY DRIVE, LAUDERHILL, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

#### **FIRE DEPARTMENT**

15. RESOLUTION NO. 09R-03-72: A RESOLUTION WAIVING COMPETITIVE BIDDING REQUIREMENTS; AWARDED THE PURCHASE OF THE LUCAS CHEST COMPRESSION DEVICE (MECHANICAL CPR) IN THE TOTAL AMOUNT OF \$81,500.00 FROM PHYSIO-CONTROL, INC., A SOLE SOURCE PROVIDER; PROVIDING FOR PAYMENT IN THE AMOUNT OF \$59,970.00 FROM EMS MATCHING STATE GRANT FUNDS AND PROVIDING FOR PAYMENT IN AN AMOUNT NOT TO EXCEED \$21,530.00 FROM BUDGET CODE NUMBER 305-321-614; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

#### **HUMAN RESOURCES**

16. RESOLUTION NO. 09R-03-73: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING THE SETTLEMENT WITH WASTE MANAGEMENT, INC. AND AUTHORIZING PAYMENT OF THE REVISED INVOICE IN THE AMOUNT OF \$320,000.00; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

**POLICE DEPARTMENT**

17. RESOLUTION NO. 09R-03-74: A RESOLUTION OF THE CITY OF LAUDERHILL APPROVING THE EXPENDITURE OF ABANDONED PROPERTY FUNDS IN THE AMOUNT OF \$1,644.00 TO ADT TO COMPLETE DOOR UPGRADES IN THE ADMINISTRATIVE AREA OF THE POLICE DEPARTMENT; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 621-369-603; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
  
18. RESOLUTION NO. 09R-03-75: A RESOLUTION APPROVING THE EXPENDITURE OF FUNDS FROM THE POLICE DEPARTMENT FEDERAL FORFEITURE FUND IN THE AMOUNT OF \$2,000.00 TO DONATE TO THE WINNERS OF THE LAUDERHILL COLLEGE SCHOLARSHIP ESSAY CONTEST TO BE USED TOWARDS TUITION, ROOM, BOARD AND/OR BOOKS FOR THE 2009-10 SCHOOL YEAR; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 110-683-9936; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
  
19. RESOLUTION NO. 09R-03-76: A RESOLUTION APPROVING THE EXPENDITURE OF FUNDS FROM THE POLICE DEPARTMENT FEDERAL FORFEITURE FUND IN THE AMOUNT OF \$44,100.00 FOR THE PURCHASE OF FIELD TRAINING MANAGEMENT, EARLY WARNING PERFORMANCE SOFTWARE FROM THE SOLE SOURCE PROVIDER, ON TARGET PERFORMANCE SYSTEMS, LLP; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 110-683-9936; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

**QUASI-JUDICIAL MATTERS:**

**QUASI-JUDICIAL MATTERS, FIRST READING:**

20. RESOLUTION NO. 09R-03-63: A RESOLUTION APPROVING THE SPECIAL EXCEPTION USE DEVELOPMENT ORDER OF DERBA ENTERPRISES, INC., SUBJECT TO CONDITIONS, TO ALLOW IN THE GENERAL COMMERCIAL ZONING DISTRICT A CONVENIENCE STORE ON AN APPROXIMATE ±2.13 ACRE SITE DESCRIBED AS TRACT "B", SUNSHINE VILLAS 2<sup>nd</sup> ADDITION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 74, PAGE 2 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, MORE COMMONLY KNOWN AS THE KWIK PIC LOCATED WITHIN THE FORMER MISSION LAKE PLAZA (RENAISSANCE PLAZA) AND SITUATED AT 5440 N.W. 19<sup>th</sup> STREET, LAUDERHILL, FLORIDA; PROVIDING FOR AN EFFECTIVE DATE.

**QUASI-JUDICIAL MATTERS, SECOND READING:**

NONE

**UNFINISHED BUSINESS:**

NONE

**OLD BUSINESS:**

NONE

**NEW BUSINESS**

NONE

**ADJOURNMENT**