

**CITY OF MIRAMAR
REGULAR COMMISSION MEETING
Wednesday, December 12, 2001**

CALL TO ORDER: 7:00 p.m.

ROLL CALL/ANNOUNCEMENTS

PLEDGE OF ALLEGIANCE

PRESENTATIONS

CONSENT AGENDA

Items listed under Consent Agenda are viewed to be routine and the recommendation will be enacted by one motion in the form listed below. If discussion is desired, the item(s) will be removed from the Consent Agenda and will be considered separately.

1. Minutes of Regular City Commission Meeting of November 20, 2001.
2. Temp. Reso. #R2054 authorizing the expenditure of up to \$3,000 in Florida State Law Enforcement Forfeiture Funds in support of the **Kids and the Power of Work (KAPOW) Program**. *(Police Chief Melvin D. Standley)*
3. Temp. Reso. #R2024 approving the purchase of emergency medical supplies through purchase orders from **Broward County Fire Rescue Division Logistics Warehouse** in an amount not to exceed \$40,000 for Fiscal Year 2002. *(Fire-Rescue Chief James Hunt)*
4. Temp. Reso. #R2025 approving the purchase of lifepaks through purchase orders to **Medtronic Physio-Control, Corp.**, in an amount not to exceed \$75,000 for Fiscal Year 2002. *(Fire-Rescue Chief James Hunt)*
5. Temp. Reso. #R2026 approving the purchase of pharmacy and miscellaneous medical supplies through purchase orders from **Memorial Healthcare System** in an amount not to exceed \$30,000 for Fiscal Year 2002. *(Fire-Rescue Chief James Hunt)*

6. Temp. Reso. #R2042 repealing Resolution 02-13 and withdrawing the approval for the purchase of sulfuric acid for the West Water Treatment Plant through purchase orders from HCl Industrial Chemical, Inc.; authorizing instead the purchase of sulfuric acid for the West Water Treatment Plant through purchase orders from **Sulphuric Acid Trading Company, Inc. (SATCO)**, utilizing the City of Boynton Beach Bid Award No. 089-2821-01/KR in an amount not to exceed \$87,000 for Fiscal Year 2002. (*Utilities System Administrator Hong Guo*)

7. Temp. Reso. #R2057 approving the first amendment to the agreement between the City of Miramar and **Community Redevelopment Associates of Florida, Inc.**, for management services to implement, administer and monitor the City of Miramar's **2000-2001 Action Plan for U. S. Department of Housing and Urban Development Community Planning and Development Programs**. (*Senior Planner Gustavo Zambrano*) **PULLED BY STAFF**

End of Consent Agenda

RESOLUTIONS

8. Temp. Reso. #R2058 approving an appointment to the **Teen Council Advisory Board**. (*Mayor Lori C. Moseley*)

9. Temp. Reso. #R2056 providing for the **participation** of the **Mayor and City Commission Members** in the **Florida Retirement System Elected Officers' Class**. (*City Attorney Jamie Alan Cole*)

- 9.5 Temp. Reso. #R2064 providing for an economic development incentive offer to **Delta Air Lines, Inc.** to locate a Call Center Operation in the City of Miramar. (*Economic Development Coordinator Glenn Vann*)

ORDINANCES

10. **FIRST READING** of Temp. Ord. #1289 repealing Section 2-225 of the City Code, entitled “**Impact Fees**; in general”; repealing Section 2-226 of the City Code, entitled “Parks and Recreational Impact Fees”, repealing Section 2-227 of the City Code, entitled “Police, Fire/Rescue, Construction Projects and Capital Expenditures Impact Fees”, repealing Section 2-227.1, entitled “Adequacy of Public Safety System”; and repealing Section 508.14 of the Land Development Code, entitled “Parks and Recreational Areas”; and updating the City Code by creating a new division 2A, entitled “Impact Fees for New Development” of Article VI in Chapter 2, entitled “Administration” of the City Code; providing for impact fees to be set by Resolution; providing for an effective date. *(Assistant City Manager/Administration Robert C. Bell)*

SECOND READING SCHEDULED FOR January 9, 2002

PUBLIC HEARINGS

11. **SECOND READING** Temp. Ord. #1287 **establishing the Vizcaya Community Development District**; making certain findings regarding the district; describing the external boundaries of the district; naming five persons designated to be the initial members of the Board of Supervisors; providing for certain special powers; providing for severability; providing an effective date. *(Staff recommends continuance to the meeting of 01/09/02) (Passed 1st Reading 11/20/01) (Assistant City Manager/Administration Robert C. Bell)*
12. **SECOND READING** Temp. Ord. #1283 **amending** Section 15-261 of the **City Code** to provide for three year averaging for the computation of a member’s average monthly earnings; amending Section 15-311 of the City Code to provide for payment of **Normal Retirement Benefits** upon the completion of twenty years of credited service or the twenty year anniversary date for current members; amending Section 15-312 of the City Code to provide a Normal Retirement Benefit of two and seventy-five one hundredths percent of average monthly earnings upon the completion of twenty years of credited service and providing for an increase in the Normal Retirement Benefit upon the completion of the twenty-first through twenty-fifth years of service; amending Section 15-314 of the City Code to revise the definition of early retirement to reflect changes to the definition of Normal Retirement; amending Section 15-318 of the City Code regarding the IRS Code; providing for severability; providing for codification; providing for an effective date. *(Continued from the meeting of 11/07/01) (Passed 1st Reading 11/7/01) (Assistant City Manager/Administration Robert C. Bell)*

13. **SECOND READING** Temp. Ord. #1282 **amending the City Code**, Chapter 2, "Administration," Article VI entitled "Finance and Miscellaneous Fees," by repealing Division 3 entitled "Purchases and Contracts," and **creating a new Division 3 entitled "Procurement"** providing for an effective date. *(Passed 1st Reading 11/20/01) (Procurement Manager Carlos A. Vilches)*
14. **SECOND READING** Temp. Ord. #1284 **amending the Fiscal Year 2001 Operating and Capital Improvement Program Budget**; providing for an effective date. *(Passed 1st Reading 11/20/01) (Budget Manager Helen G. Ostlund)*
15. **SECOND READING** Temp. Ord. #1286 repealing Section 22-27 of the City Code of Ordinances, "**Permit and Related Fees**", and adopting a new Section 22-27, that shall provide for such fees to be set by Resolution; repealing Section 22-28 of the City Code of Ordinances, "Plan Review and Engineering Permit Fees", and adopting a new Section 22-28, that shall provide for such fees to be set by Resolution; providing for an effective date. *(Passed 1st Reading 11/20/01) (Community Development Director Donald J. Waldron)*
16. Temp. Reso. #R2053 **adopting permit and related fees**. *(Community Development Director Donald J. Waldron) (Resolution associated with Ordinance-placed here for ease of presentation)*
17. Temp. Reso. #R2028 **approving the program year 2000-2001 Consolidated Annual Performance and Evaluation Report (CAPER)** for Community Development Programs. *(Continued from the meeting of 11/20/01) (Senior Planner Gustavo Zambrano)*
18. **SECOND READING** Temp. Ord. #1281 **amending** Chapter 8, Section 804.4(A) of the Land Development Code **to revise regulations regarding maximum permissible driveway width for single family homes**, providing for an effective date. *(Passed 1st Reading 11/20/01) (Senior Planner Fred Hagy)*

19. **SECOND READING** of Temp. Ord. #1285 providing for the **abandonment** of the **Bluegrass Lakes Development of Regional Impact** approved by Ordinance No. 88-28, adopted on June 22, 1988, as amended by Ordinance No. 92-31, adopted on April 1, 1992, Ordinance No. 96-22, adopted on May 1, 1996, and Ordinance No. 96-43, adopted on September 4, 1996; providing for findings of fact, conclusions of law and conditions of abandonment; providing for severability; providing for repeal of conflicting ordinances; providing for recordation; providing for an effective date. *(Passed 1st Reading 11/20/01) (Senior Planner Richard Hughes)*

QUASI-JUDICIAL PUBLIC HEARINGS

All who wish to speak shall be collectively sworn in. City Attorney will then read the title of the item to be considered. Staff shall present a brief synopsis of the application and make a recommendation. Next will be a presentation by the applicant. The Commission will then hear from participants in favor of and in opposition to the application. The applicant, staff and or any Commissioner may cross-examine the witnesses, and a participant may request that the board ask questions of a witness. The public hearing will conclude with final remarks by staff and the applicant. No further presentations or testimony shall be permitted. All decisions of the Commission must be based upon competent substantial evidence presented to it at the hearing. All backup materials provided to the City Commission, as a part of the agenda will automatically be made a part of the record of the hearing.

20. Temp. Reso. #R2051 considering application No. **01-CU-11**, conditional use for a **Telecommunications Tower Facility** on Tract "A" of the **Wal-Mart** at Miramar Plat, located at the southwest corner of Pembroke Road and University Drive. *(Staff recommends continuance to the meeting of 01/16/02) (Senior Planner Richard Hughes)*
21. Temp. Reso. #R2052 considering application No. **01-CU-12**, conditional use for a **Telecommunications Tower Facility** on **Eaglewoods Golf Course**, located south of Miramar Parkway, west of Douglas Road, and north of the Florida Turnpike. *(Staff recommends continuance to the meeting of 01/16/02) (Senior Planner Richard Hughes)*
22. (a) Temp. Reso. #R2043 considering application No. **00-DRC-58**, site plan for the **Walgreens at Marketplace**, located within all of Parcel "B" and a portion of Parcel "A" of the Marketplace Partnership Center Plat, legally described in Exhibit "A", located west of Southwest 145th Avenue and north of Miramar Parkway. *(Planner David Goldman)*

- (b) Temp. Reso. #R2044 considering application No. **02-VAR-01**, variance request from Land Development Code (LDC) Section 808.3.2, Off-Street Parking for commercial uses, for the **Walgreens at Marketplace**, within all of Parcel "B" and a portion of Parcel "A" of the Marketplace Partnership Center Plat, legally described in Exhibit "A", located west of Southwest 145th Avenue and north of Miramar Parkway. (*Planner David Goldman*)
- (c) Temp. Reso. #R2045 considering application No. **00-CAB-100**, Community Appearance Board approval for the **Walgreens at Marketplace**, located west of Southwest 145th Avenue and north of Miramar Parkway. (*Planner David Goldman*)
23. (a) Temp. Reso. #R2046 considering application No. **02-DRC-02**, site plan for the **Super Target**, located within a portion of Parcels "C", "D", "E" and "F" of the Miramar Regional Park Replat, located north of Miramar Parkway and east of Southwest 172nd Avenue. (*Planner David Goldman*)
- (b) Temp. Reso. #R2047 considering application No. **02-CAB-03**, Community Appearance Board approval for the **Super Target**, located within a portion of Parcels "C", "D", "E" and "F" of the Miramar Regional Park Replat, north of Miramar Parkway and east of Southwest 172nd Avenue. (*Planner David Goldman*)
24. (a) Temp. Reso. #R2048 considering application No. **01-CU-10**, conditional use for the **Riviera Isles Phase III Residential Development**, located south of Bass Creek Road, west of Interstate-75, north of the Miami-Dade/Broward County Line and east of Dykes Road and Southwest 156th Avenue. (*Senior Planner Fred W. Hagy*)
- (b) Temp. Reso. #R2049 considering application No. **01-DRC-20**, site plan for the **Riviera Isles Phase III Residential Development**, located south of Bass Creek Road, west of Interstate-75, north of the Miami-Dade/Broward County Line and east of Dykes Road and Southwest 156th Avenue. (*Senior Planner Fred W. Hagy*)
- (c) Temp. Reso. #R2050 considering application No. **01-CAB-56**, Community Appearance Board approval for the **Riviera Isles Phase III Single-Family Development**, located south of Bass Creek Road, west of Interstate-75, north of the Miami-Dade/Broward County Line and east of Dykes Road and Southwest 156th Avenue. (*Senior Planner Fred W. Hagy*)

OTHER BUSINESS

25. Reports and Comments:

Commission Reports:

City Attorney Reports:

City Manager Reports:

FUTURE WORKSHOPS

Date	Time	Subject	Location
December 12	4:00	Sanitation	Chambers
January 16	5:30	Fire Dispatch Communications	Chambers

ADJOURNMENT

THE NEXT REGULARLY SCHEDULED CITY COMMISSION MEETING IS:

January 9, 2002 at 7:00 P.M.