

**CITY OF MIRAMAR
REGULAR CITY COMMISSION MEETING**

A G E N D A

Wednesday

September 27, 2006

7:00 P.M.



FIRST CLASS MAIL

**2300 Civic Center Place
Miramar, Florida
33025-6577**

**Lori C. Moseley
Mayor**

**Winston F. Barnes
Commissioner**

**Marjorie J. Conlan
Commissioner**

**John L. Moore
Commissioner**

**Troy R. Samuels
Commissioner**

**Phone (954) 602-3000
Fax (954) 602-3440**

**Web Site www.ci.miramar.fl.us
clerksoffice@ci.miramar.fl.us**

**CITY OF MIRAMAR
REGULAR COMMISSION MEETING
Wednesday, September 27, 2006**

CALL TO ORDER:

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 the Regular City Commission Meeting of September 13, 2006.
2. Temp. Reso. #R3690 accepting the Water and Sewer System Improvements and Absolute Bill of Sale from Flamingo Square Associates, Flamingo Pavilion Associates, LLC, and Rainmaker Capital of Miramar, LLC, and Easements from Flamingo Pavilion Associates, LLC, and Rainmaker Capital of Miramar, LLC, to serve **Flamingo Square**; authorizing the appropriate City Officials to release Letter of Credit No. SM208799W in the amount of \$102,508.13, and Letter of Credit No. SM215220W in the amount of \$60,787.50, and accept a one-year Maintenance Guarantee Cash Bond in the amount of \$31,244.01, from Flamingo Square Associates, Flamingo Pavilion Associates, LLC, and Rainmaker Capital of Miramar, LLC. *(Development Engineer Bissy Vempala)*

3. Temp. Reso. #R3706 accepting the Water and Sewer System Improvements, Absolute Bill of Sale and Easement from New Urban Mirabella, LLC, Miramar No. 1, LLC and Gene Haskin to serve **Mirabella**; authorizing the appropriate City Officials to release Letters of Credit Nos. 548 and 538 in the amount of \$730,745.00, and \$55,050.00, respectively and to accept a one-year Maintenance Guarantee Letter of Credit in the amount of \$146,809.38, from New Urban Mirabella, LLC. (*Development Engineer Bissy Vempala*)
4. Temp. Reso. #R3737 authorizing the appropriate City Officials to accept grant funding from the Children's Services Council of Broward County, in the amount of \$75,000.00, for the "**Maximizing Out of School Time**" (**M.O.S.T.**) **Grant**; approving an agreement with the Children's Services Council of Broward County for the M.O.S.T. Program. (*Recreation Superintendent Christine Buckley*)

End of Consent Agenda

PUBLIC PARTICIPATION 7:45 – 8:15 P.M.)

RESOLUTIONS

5. Temp. Reso. #R3740 accepting and adopting in principle, subject to annual revision and authorization, the City of Miramar **Capital Improvement Program Document** for Fiscal Years **2007 to 2011**. (*Budget Director Helen G. Ostlund*)
6. Temp. Reso. #R3739 accepting a grant from the "**Urban Area Security Initiative ("UASI") Grant Program** Fiscal Year 2006", through the State of Florida, Division of Emergency Management, for the benefit of the Fort Lauderdale UASI, comprised of the City of Miramar and various other county and municipal entities, in the amount of \$9,980,000; authorizing the execution of a Grant Agreement entitled "Federally-Funded Sub-grant Agreement" with the State of Florida; authorizing the execution of Memorandums of Agreement between the City of Miramar, as "sponsoring agency", and the various other governmental entities comprising the Fort Lauderdale UASI, as "participating agencies". (*Planning/Research Manager Randy Cross*)

PUBLIC HEARING

7. **SECOND READING** of Temp. Ord. #1418 **amending** the Land Development Code by amending Chapter 5, "**Development Review Procedures**", Section 508, "Certificate of Level of Service Compliance", by creating Section 508.18.1., "Miramar Regional Activity Center (MRAC)", to implement the requirements of the Tri-Party Interlocal Agreement with the School Board of Broward County and Broward County for Educational Mitigation Fees to be paid by residential development in the MRAC; providing for severability; providing for inclusion in the code; and providing for an effective date. *(Passed 1st Reading 9/13/06) (Senior Planner Richard Hughes)*

QUASI-JUDICIAL PUBLIC HEARING

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. All approvals will be subject to staff recommended conditions unless otherwise stated in the motion for approval.

8. **SECOND READING** of Temp. Ord. #1424 approving application No. **06-DRI-02**, amending the Development Order for the **Country Lakes West Development of Regional Impact**, adopted on March 5, 1997 and amended on January 28, 1998, on July 1, 1998, on February 2, 2000, on November 20, 2002 and on February 19, 2003; providing approval to permit 150 Multi-Family units in the northwest quadrant and reducing the number of Multi-Family units in the southern portion of the DRI by 150 units; amending Section 2.18 to require Biennial Reports; amending the Master Development Plan to reflect the lakes in the northwest quadrant as permitted and constructed, to permit residential units in the northwest quadrant and, to acknowledge that hotels are a permitted use in commercial areas; amending Section 2.2 to reflect revised residential, commercial, and industrial land use acreages; providing for findings of fact and conclusions of law; providing for severability; and providing for an effective date. *(Passed 1st Reading 9/13/06) (Senior Planner Richard Hughes)*

9. **SECOND READING** of Temp. Ord. #1417 **rezoning** an 11.8-Acre property from the Community Business (B2) Zoning District to the Multi-Family Residential Medium (RM16) Zoning District (application No. 06-ZR-01), legally described in Exhibit "A"; located at the southwest corner of Miramar Boulevard and University Drive; providing for an effective date. *(Passed 1st Reading 09/13/06)* *(Community Development Assistant Director Harold Zombek)*
10. (a) Temp. Reso. #R3712 considering application No. **06-VAR-04**, variance from Land Development Code Section 802, Street Design, Table 802-1, widths of public and private rights-of-way, to permit a 32-foot-wide right-of-way with a sidewalk on one side of the roadway, where a 44-foot-wide right-of-way with sidewalks on both sides of the roadway is required, for the residential at **Sienna Development** (related site plan application No. 05-DRC-34); located at the southwest corner of the intersection of Miramar Boulevard and University Drive. *(Community Development Assistant Director Harold Zombek)*
- (b) Temp. Reso. #R3713 considering application No. **06-VAR-06**, variance from Land Development Code Section 901.4, Table 3, perimeter bufferyard width requirement separating the residential and commercial portions of the **Sienna Development** (related application Nos. 05-DRC-36, Sienna Master Plan, 05-DRC-32, Eastern Financial at Sienna; 05-DRC-33, Commercial at Sienna; and 05-DRC-34, Residential at Sienna); located at the southwest corner of the intersection of Miramar Boulevard and University Drive. *(Community Development Assistant Director Harold Zombek)*
- (c) Temp. Reso. #R3714 considering application No. **06-VAR-07**, variance from Land Development Code Sections 808.3.1(b), 808.3.2 and 808.3.3, to permit shared parking between the residential and commercial portions of the **Sienna Development** (related application Nos. 05-DRC-36, Sienna Master Plan; 05-DRC-33, site plan for Commercial at Sienna; and 05-DRC-34, site plan for Residential at Sienna); located at the southwest corner of the intersection of Miramar Boulevard and University Drive. *(Community Development Assistant Director Harold Zombek)*

(d) Temp. Reso. #R3715 considering application No. **06-VAR-12**, variance from Land Development Code Section 901.4.1(b) pedestrian landscape zones along building facades for the **Commercial at Sienna** site (related site plan application No. 05-DRC-33); located at the southwest corner of the intersection of Miramar Boulevard and University Drive. *(Community Development Assistant Director Harold Zombek)*

(e) Temp. Reso. #R3716 considering application No. **05-DRC-36**, Overall Master Site Plan for **Sienna**, located at the southwest corner of the intersection of Miramar Boulevard and University Drive. *(Community Development Assistant Director Harold Zombek)*

(f) Temp. Reso. #R3717 considering application No. **06-PW-02**, waiver from platting requirements in order to subdivide Parcel "A" of the Hampton Park Plat into three separate parcels to be known as Parcels A-1, A-2, and A-3, for the **Sienna Development** located at the southwest corner of the intersection of Miramar Boulevard and University Drive. *(Community Development Assistant Director Harold Zombek)*

(g) Temp. Reso. #R3718 considering application No. **05-DRC-32**, site plan for **Eastern Financial Florida Credit Union at Sienna**, located at the southwest corner of the intersection of Miramar Boulevard and University Drive. *(Community Development Assistant Director Harold Zombek)*

(h) Temp. Reso. #R3719 considering application No. **05-CAB-79**, Community Appearance Board approval for **Eastern Financial Florida Credit Union at Sienna**, located at the southwest corner of the intersection of Miramar Boulevard and University Drive. *(Community Development Assistant Director Harold Zombek)*

(i) Temp. Reso. #R3720 considering application No. **05-DRC-33**, site plan for **Commercial at Sienna**, located at the southwest corner of the intersection of Miramar Boulevard and University Drive. *(Community Development Assistant Director Harold Zombek)*

(j) Temp. Reso. #R3721 considering application No. **05-CAB-80**, Community Appearance Board approval for **Commercial at Sienna**, located at the southwest corner of the intersection of Miramar Boulevard and University Drive. *(Community Development Assistant Director Harold Zombek)*

(k) Temp. Reso. #R3722 considering application No. **05-DRC 34**, site plan for **Residential at Sienna**, located at the southwest corner of the intersection of Miramar Boulevard and University Drive. *(Community Development Assistant Director Harold Zombek)*

(l) Temp. Reso. #R3723 application No. **05-CAB-81**, Community Appearance Board approval for **Residential at Sienna**, located at the southwest corner of the intersection of Miramar Boulevard and University Drive. *(Community Development Assistant Director Harold Zombek)*

11. Temp. Reso. #R3734 approving a **Park Agreement** between Centerline Homes at Sienna, LLC, and the City of Miramar for **Sienna**; providing for the owner to pay \$701,778.00 as the park dedication fee in lieu of land dedication. ***(Resolution placed here for ease of presentation)*** *(City Engineer Luis Lopez)*

OTHER BUSINESS

Reports and Comments:

Commission Reports:

City Attorney Reports:

City Manager Reports:

(a) Youth Sports Group Allocation

FUTURE WORKSHOP

Date	Time	Subject	Location
October 18, 2006	5:30 p.m.	South Florida Water & Wastewater Utility Trends & Capital Investment Impacts in Miramar	Commission Conference Room

ADJOURNMENT

THE NEXT REGULARLY SCHEDULED CITY COMMISSION MEETING IS:

October 4, 2006 at 7:00 P.M.