



MEETING OF THE SUNRISE CITY COMMISSION

Commission Chambers, 10770 West Oakland Park Blvd., Sunrise, Florida 33351, www.sunrisefl.gov

CITY COMMISSION MEETING AGENDA Tuesday, December 13, 2011 - 6:30 PM

- 1) **Call To Order**
- 2) **Roll Call**
- 3) **Invocation and Pledge of Allegiance**
- 4) **Special Items**
 - A) **Presentation**

Presentation of the Employee of the Month Award for November, 2011 to Chris Schiel, Utilities Support Supervisor, in the Utilities Department. Timothy Welch, Utilities Director.
 - B) **Presentation**

Presentation of the Employee of the Month Award for December, 2011 to Yolanda Rodriguez, Billing Specialist, in the Fire Department, Norm Rynning, Fire Chief.
 - C) **Presentation**

Presentation of the Officer of the Month Award for November, 2011 to Officers Eric Goldstein and William Gordon. John E. Brooks, Police Chief.
 - D) **Presentation**

Presentation of the Police Officer of the Month Award for December 2011 to Detectives James Krzepak and Michael Bulzone. John E. Brooks, Police Chief.
 - E) **Presentation**

Presentation of the Management Employee Award for December 2011 to James Dixon, Division Chief, in the Fire Department. City Manager Bruce J. Moeller.

F) Presentation

Presentation of Teacher of the Month Award for December, 2011 to Madela-Cristina Matei, Horizon Elementary School. Caryl Ungerer, Leisure Services Director.

5) Open Discussion**6) Commission/Mayor Reports****7) City Manager's Report****8) City Items****A) Appointment - C11329**

A Resolution of the City of Sunrise, Florida, appointing members to the Unsafe Structures Board; and providing an effective date. City Manager Bruce J. Moeller. Felicia M. Bravo, City Clerk. (Tabled on CCM 11/8/11 Passed 3-0 Rosen, Scuotto Absent)

9) Consent Agenda - (ANY ITEM SHALL BE REMOVED FROM THE CONSENT AGENDA FOR DISCUSSION OF SEPARATE VOTE AT THE REQUEST OF ONE (1) COMMISSIONER).**A) Agreement - C11357**

A Resolution of the City of Sunrise, Florida, approving an extension to Subgrant Agreement Number 09HM-5G-11-16-02-001 between the City of Sunrise and the State of Florida Division of Emergency Management for Hazard Mitigation Grant Funding; and providing an effective date. City Manager Bruce J. Moeller. Chuck Meeks, Public Works Director.

B) Agreement - C11363

A Resolution of the City of Sunrise, Florida, approving Project Agreement No. 12-001-CH between the City and CH2M Hill, Inc., for the Sawgrass Water Treatment Plant Acid Reduction Pilot Testing; and providing an effective date. City Manager Bruce J. Moeller. Timothy Welch, Utilities Director.

C) Agreement - C11368

A Resolution of the City of Sunrise, Florida, approving an agreement with Broward County for partial reimbursement for expenses the City incurred in repairing and stabilizing the Springtree West Cove Condominium Canal Bank Failure; and providing an effective date. City Manager Bruce J. Moeller. Kimberly A. Kisslan, City Attorney.

D) Amendment - C11369

A Resolution of the City of Sunrise, Florida, approving a Third Amendment to the agreement between the City of Sunrise and Guidant Management Group, LLC for Golf Course Management Services; and providing an effective date. City Manager Bruce J. Moeller. Caryl Ungerer, Leisure Services Director.

E) Amendment - C11353

A Resolution of the City of Sunrise, Florida, rescinding Resolution 99-298 approving Wash Depot Holdings, Inc. for Car Wash Services; and providing an effective date. City Manager Bruce J. Moeller. Glenn Cummings, Purchasing Director.

F) Shared Parking - C11377

A Resolution of the City of Sunrise, Florida, approving an application for shared parking for CSG Sunwest Commerce Center and Appy's World International, LLC, located at 15491 SW 12th Street, Unit Nos. 408 and 409; directing the recording of a restrictive (shared parking) covenant concerning the shared parking; and providing for an effective date. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

G) Change Order - C11366

A Resolution of the City of Sunrise, Florida, approving a change order to the Standard Construction Management-At-Risk Agreement between the City of Sunrise and Stiles Construction Company for the Public Safety Complex; and providing an effective date. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

H) Change Order - C11365

A Resolution of the City of Sunrise, Florida, approving Change Order No. 2 to Project Agreement No. 06-003-HS between the City of Sunrise and Hazen and Sawyer, P.C., for rehabilitation of lift station nos. 103, 104, 109, 110 and 112 plus upgrades to lift station nos. 106 and ls-104-154 force main; and providing an effective date. City Manager Bruce J. Moeller. Timothy Welch, Utilities Director.

I) Fundraising Events - C11375

A Resolution of the City of Sunrise, Florida, identifying Charities, Fundraising Events and City Events sponsored by the City of Sunrise; and providing an effective date.

J) Agreement - C11358

A Resolution of the City of Sunrise, Florida, accepting a grant agreement from the U.S. Department of Housing and Urban Development (HUD), under the Community Development Block Grant (CDBG) Program in the amount of \$660,972 for FY 2011/2012; and providing an effective date. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

K) Services - C11361

A Resolution of the City of Sunrise, Florida, to award bid no. 12(01)29-01-11-16-R to J & J, Inc. d/b/a Eagle Painting of Sunrise, Florida to furnish and install energy efficient reflective coating; and providing an effective date. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

L) Grant - C11354

A Resolution of the City of Sunrise, Florida, accepting the 2011 Bulletproof Vest Partnership Grant from the U.S. Department of Justice; and providing an effective date. City Manager Bruce J. Moeller. John E. Brooks, Police Chief.

M) Agreement - C11350

A Resolution of the City of Sunrise, Florida, approving an agreement between the City of Sunrise and Ronald L. Book, P.A. for governmental relations services; and providing an effective date. City Manager Bruce J. Moeller. Kimberly A. Kisslan, City Attorney.

N) Agreement - C11360

A Resolution of the City of Sunrise, Florida, approving an agreement between Lori Parrish, as Broward County Property Appraiser and the City of Sunrise, Florida for non-ad valorem assessments for Sunrise Towne One Preferred Special Assessment District; and providing an effective date. City Manager Bruce J. Moeller. Laura Toebe, Finance Director.

O) Agreement - C11364

A Resolution of the City of Sunrise, Florida, approving an agreement between Lori Parrish, as Broward County Property Appraiser and the City of Sunrise, Florida for non-ad valorem assessments; and providing an effective date. City Manager Bruce J. Moeller. Laura Toebe, Finance Director.

P) Equipment - C11355

A Resolution of the City of Sunrise, Florida, approving the purchase of Tasers, Holsters and Accessories from DGG Taser, Inc. of Jacksonville, Florida in the amount of \$211,600.00 for the Police Department and providing an effective date. City Manager Bruce J. Moeller. John E. Brooks, Police Chief.

Q) Agreement - C11356

A Resolution of the City of Sunrise, Florida, to award bid no. 12(02)12-01-11-10-R and a contract to Florida Design Drilling Corporation of Lake Park, Florida for the Sawgrass Floridan Well Construction and Aquifer Performance Test; and providing an effective date. City Manager Bruce J. Moeller. Timothy Welch, Utilities Director.

R) Scholarship Program - C11370

A Resolution of the City of Sunrise, Florida, approving the continuation of a Scholarship Program for Graduating Public High School students for Fiscal Year 2011-2012; and providing an effective date. City Manager Bruce J. Moeller. Caryl Ungerer, Leisure Services Director.

S) Agreement - C11381

A Resolution of the City of Sunrise, Florida, approving an agreement between the City of Sunrise and Mednax Services, Inc. for a Temporary Utility and Construction Easement; and providing an effective date. City Manager Bruce J. Moeller. Timothy Welch, Utilities Director.

T) Vehicles - C11362

A Resolution of the City of Sunrise, Florida, approving the purchase of thirty-seven vehicles with associated equipment, for various City departments, under the terms of the Florida Sheriff's Association Bid No. 11-19-0907; and providing an effective date. City Manager Bruce J. Moeller. Tariq Riaz, Central Services Director.

U) Agreement - C11359

A Resolution of the City of Sunrise, Florida, approving project agreement no. 12-002-HS between the City of Sunrise and Hazen and Sawyer, P.C., to provide for a Water Model Update and Field Testing plan; and providing an effective date. City Manager Bruce J. Moeller. Timothy Welch, Utilities Director.

V) Agreement - C11382**ADDENDUM**

A Resolution of the City of Sunrise, Florida, approving an agreement for Amendment of Notation on the L.E.A.D. Plat between Broward County and the City of Sunrise; and providing an effective date. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

10) Quasi Judicial Consent Agenda - (ANY ITEM SHALL BE REMOVED FROM THE CONSENT AGENDA BY A MAJORITY VOTE OF THE CITY COMMISSION, THE STAFF, THE APPLICANT, OR AN AFFECTED PARTY). ANY ITEM REMOVED FROM THE CONSENT AGENDA SHALL BE TABLED TO THE NEXT REGULARLY SCHEDULED COMMISSION MEETING).**A) Appy's World - C11347**

Special Exception - (BOA 11/1/11 Passed 5-0 Subject to conditions)

A Resolution of the City of Sunrise, Florida, granting a Special Exception use permit for an Indoor Amusement Center to be located at 15491 SW 12 Street, Unit Nos. 408 and 409; providing for penalties for violations of the conditions of approval; providing for the term of the permit; and providing an effective date. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

B) Broward Collision - C11348

Special Exception (BOA 11/1/11, Passed 5-0 Subject to Conditions)

A Resolution of the City of Sunrise, Florida, granting a special exception use permit for automobile repair, major, to be located at 10301 NW 50 Street, Suites 108 & 111; providing for penalties for violations of the conditions of approval; providing for the term of the permit; and providing an effective date. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

C) Sawgrass Mills Mall - C11372

Colonnade Phase III Expansion - Revised Site Plan (BOA 12/1/11 Passed 5-0 as amended with conditions)

A Resolution of the City of Sunrise, Florida, approving a Revised Site Plan for a Retail Shopping Plaza located at 12801 West Sunrise Boulevard, Sunrise, Florida, providing for penalties for violations of the conditions of approval; providing for the term of the permit; and providing an effective date. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

11) Public Hearings

A) Amendment - C11249

Commission discussion and/or action re: Second Reading of an Ordinance of the City of Sunrise, Florida, amending Ordinance No. 715-X, as amended; amending Section 2(b)(1) "Merit Increase;" amending Section 2(d)(1) "Insurance;" amending Section 2(h) regarding additional benefits of Police and Fire; amending Section 2(n) "Retiree Health Insurance Subsidy;" creating Section 11 "Amendment;" providing for conflict; providing for severability; and providing for an effective date. City Manager Bruce J. Moeller. Richard J. Fischer, Personnel Director. (First Reading, CCM 10/25/11, Passed 3-0, Alu, Scuotto Absent). (Second Reading Tabled on CCM 11/8/11 Passed 3-0 Rosen, Scuotto Absent).

B) Amendment - C11318

Commission discussion and/or action re: Second Reading of an Ordinance of the City of Sunrise, Florida, amending Chapter 15 "Utilities*"; Section 15-119 "Schedule C, Water and Sewer Connection Charges; Trust Fund;"; to allow for an exemption of connection fees providing for conflict; providing for severability; providing for inclusion in the city code; and providing an effective date. City Manager Bruce J. Moeller. Laura Toebe, Finance Director. (First Reading, CCM 10/25/11, Passed 3-0, Alu, Scuotto Absent). (Second Reading Tabled on CCM 11/8/11 Passed 3-0 Rosen, Scuotto Absent).

C) Amendment - C11300

Commission discussion and/or action re: Second Reading of an Ordinance of the City of Sunrise, Florida, amending Chapter 4 "Animals*;" by adding Section 4-31 "Tethering of Dogs;" providing for conflict; providing for severability; providing for inclusion in the City Code; and providing an effective date. Commissioner Larry Sofield. (First Reading, CCM 10/25/11 Passed 3-0, Alu, Scuotto Absent). (Second Reading Tabled on CCM 11/8/11 Passed 3-0 Rosen, Scuotto Absent).

D) Amendment - C11314

Commission discussion and/or action re: Second Reading of an Ordinance of the City of Sunrise, Florida pertaining to property maintenance, amending Chapter 9, Nuisances, amending section 9-33 of the Sunrise Code of Ordinances authorizing the imposition and levy of special assessments for nuisance abatement; creating Section 9-33.01 to provide for notice of assessment; creating Section 9-33.02 to establish the City as a Special Assessment District; authorizing the levy of Non-Ad Valorem Assessments in connection with violations of Chapter 9; providing for the collection of Non-Ad Valorem assessments; authorizing agreements with the Broward County Property Appraiser and Tax Collector; authorizing and requiring the adoption of a Resolution regarding the City's use of the Uniform Method of collecting Non-Ad Valorem assessments; providing for annual Non-Ad Valorem assessment rolls; providing transition provisions and ratifying assessments to recover costs incurred by the City to remedy violations prior to the Ordinance's enactment; providing for conflict; providing for severability; providing for inclusion in the City Code; and providing for an effective date. City Manager Bruce J. Moeller. Kimberly A. Kisslan, City Attorney. (First Reading CCM 11/8/11 Passed 3-0 Rosen, Scuotto Absent).

E) Amendment - C11320

Commission discussion and/or action re: First Reading of an Ordinance of the City of Sunrise, Florida, amending Ordinance No. 715-X, as amended; amending Section 2(B) "Pay Plan;" amending Section 2(B)(6) "Reduced Work Week;" amending Section 2(D) relating to insurance and eyeglass benefits; amending Section 2(E) "Annual Physical Examination;" amending Section 2(H) regarding additional benefits of Police and Fire Executive/Management Employees; amending Section 2(I) relating to benefits for part time positions; amending Section 3.B. regarding expense accounts; and creating Section 12 "Part Time No Benefits Employees;" providing for conflict; providing for severability; and providing for an effective date. City Manager Bruce J. Moeller. Richard J. Fischer, Personnel Director. (First Reading Tabled on CCM 11/8/11 Passed 3-0 Rosen, Scuotto Absent).

F) Amendment - C11338

Commission discussion and/or action re: First Reading of an Ordinance of the City of Sunrise, Florida, amending Fiscal Year 2011/2012 Budget Ordinance No. 541, to amend the General Fund (001), Urban Area Security Initiative Grant Fund (140), Water, Wastewater and Gas Funds (Fund 401 and Fund 402) and Police Confiscation Fund (610), providing for conflict; providing for severability; and providing an effective date. City Manager Bruce J. Moeller. Tariq Riaz, Central Services Director. (First Reading Tabled on CCM 11/8/11 Passed 3-0 Rosen, Scuotto Absent).

G) Amendment - C11327

Commission discussion and/or action re: First Reading of an Ordinance of the City of Sunrise, Florida, amending Chapter 2 "Administration*;" Article I "In General;" Amending Section 2-1 "Lobbyists;" and renaming it "Cone of Silence;" creating Article I.5 "Lobbying;" creating Section 2-10 "Title; Intent and Purpose;" creating Section 2-11 "Definitions;" creating Section 2-12 "Lobbying Registration, Statements, and Fees;" creating Section 2-13 "Contingency Fees; Disclosure; Penalties;" and Creating Section 2-14 "Registration of Contacts;" providing for conflict; providing for severability; providing for inclusion in the City Code; and providing an effective date. City Manager Bruce J. Moeller. Kimberly A. Kisslan, City Attorney. (First Reading Tabled on CCM 11/8/11 Passed 3-0 Rosen, Scuotto Absent).

H) Agreement - C11373

Commission discussion and/or action re: First Reading of an Ordinance of the City of Sunrise, Florida, adopting a five-year schedule of Capital Improvements and updating the Capital Improvements Element (CIE) of the Comprehensive Plan pursuant to section 163.3177, Florida Statutes; providing for inclusion in the Comprehensive Plan; providing for conflict; providing for severability; and providing for an effective date. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

I) Amendment - C11352

Commission discussion and/or action re: First Reading of an Ordinance of the City of Sunrise, Florida, Amending Chapter 9 "Nuisances*;" Article II "Noise Regulations;" Section 9-19 "Exemptions;" providing for conflict; providing for severability; providing for inclusion in the City Code; and providing for an effective date. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

J) Amendment - C11374

A Resolution of the City of Sunrise, Florida, approving a Tenth Amendment to the Development Agreement between the City of Sunrise, Sawgrass Property Investments and Metropica Improvement District; and providing an effective date. City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

K) Nuisance Abatement - C11351

A Resolution of the City of Sunrise, Florida, pertaining to the Uniform Method of Collecting Non-Ad Valorem Assessments for Nuisance Abatement; providing for conflict; and providing for an effective date. City Manager Bruce J. Moeller. Kimberly A. Kisslan, City Attorney.

L) Annual Report

Public Hearing to receive comments from interested citizens regarding the Consolidated Annual Performance Evaluation Report (CAPER). City Manager Bruce J. Moeller. Mark S. Lubelski, Community Development Director.

M) US RX Distribution - C11379**ADDENDUM**

A Resolution of the City of Sunrise, Florida, approving the application submitted by US RX Distribution dba Fast Med Health Mart, located at 8237 Sunset Strip, Sunrise, Florida, for a Pain Medication License; providing for conditions; providing for requirement of renewal; and providing an effective date. City Manager Bruce J. Moeller. Kimberly A. Kisslan, City Attorney.

N) Terrero Medical Center - C11380**ADDENDUM**

A Resolution of the City of Sunrise, Florida, approving the application submitted by Terrero Medical Center located at 12651 W. Sunrise Blvd., Suite 301, Sunrise, Florida, for a Pain Medication License; providing for conditions; providing for requirement of renewal; and providing an effective date. City Manager Bruce J. Moeller. Kimberly A. Kisslan, City Attorney.

12) Quasi-Judicial Hearings**13) City Clerk's Report****14) City Attorney's Report****15) Old Business****A) Alcohol Separation Codes**

Commission Discussion and/or Action re: Alcohol Separation Codes. Kimberly A. Kisslan, City Attorney.(Tabled on CCM 11/8/11 Passed 3-0 Rosen, Scuotto Absent).

B) Extended Hours

Commission Discussion and/or Action re: Extended hours licensing requirements. Mark S. Lubelski, Community Development Director.(Tabled on CCM 11/8/11 Passed 3-0 Rosen, Scuotto Absent).

16) New Business**A) Amendment - C11331**

An Ordinance of the City of Sunrise, Florida, amending Chapter 3 "Alcoholic Beverages*;" by amending Section 3-1 "Location of Establishments; Distance from Churches, Schools and Public Parks;" to allow a waiver for places of worship, and amending Section 3-3 "Local Business Tax Receipt; Issuance, Issuance with Restrictions, Denial;" providing for conflict; providing for severability; providing for inclusion in the City Code; and providing an effective date. City Manager Bruce J. Moeller. Kimberly A. Kisslan, City Attorney.

B) Artificial Turf

Commission discussion and/or action re: Artificial Turf on City of Sunrise Fields. Mayor Michael J. Ryan. (Tabled on CCM 11/8/11 Passed 3-0 Rosen, Scuotto Absent).

C) Amendment - C11378

Commission discussion and/or action re: First Reading of an Ordinance of the City of Sunrise, Florida, amending Chapter 7 "Local Business Tax; Local Business Tax Receipts, and Business Regulations*;" by amending Article XII "Newsracks in Public Rights-Of-Way;" to create reserve sections; by creating Article XIII "Towing of Vehicles from Private Property;" providing for conflict; providing for severability; providing for inclusion in the City Code; and providing an effective date. Mayor Michael J. Ryan.

D) Police Chief Annual Review

Commission discussion and/or action re: The annual review and evaluation of the Chief of Police.

Adjournment

If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings, and that, for such purpose, he 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 based F.S.S. 286.0105

Policy of non-discrimination with regard to race, color, religion, national origin, sex, age or physical or mental disabilities; equal opportunity employer.

Any person who believes he or she has a disability requiring the use of auxiliary aids and services at this meeting may call the City Commission office at (954) 746-3250 at least 48 hours prior to the meeting to advise of his/her special requirements.

If you plan to distribute written documents at the meeting, you must provide 12 copies to the City Clerk prior to the start of the meeting.