



A G E N D A

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

May 10, 2010

***Commission Chambers
Suites 141-142
5581 West Oakland Park Boulevard
Lauderhill, FL 33313***

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. 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, APRIL 26, 2010.

VI. PROCLAMATIONS:

- A. A PROCLAMATION DECLARING THE WEEK OF MAY 16 TO 22, 2010, AS WATER RE-USE WEEK.
- B. A PROCLAMATION DECLARING THE CITY OF LAUDERHILL AS "PLAYFUL CITY USA PLAY DAY", ON THURSDAY, OCTOBER 28, 2010.
- C. A PROCLAMATION HONORING DR. REGGIE R. LEWIS.

VII. PRESENTATIONS:

- A. LEGISLATIVE UPDATE BY SENATOR JEREMY RING.
- B. UPDATE BY LAUDERHILL'S SCHOOL BOARD DISTRICT REPRESENTATIVE, PHYLLIS C. HOPE, ON DEVELOPMENTS WITHIN THE SCHOOL BOARD AFFECTING LAUDERHILL SCHOOLS.
- C. PRESENTATION ON HOME DÉCOR ROW SIDEWALK SALE (REQUESTED BY MAYOR RICHARD J. KAPLAN).
- D. CERTIFICATES OF APPRECIATION TO PARTICIPANTS/MEMBERS OF THE "TO HAITI WITH LOVE" BENEFIT CONCERT (REQUESTED BY VICE MAYOR DALE V.C. HOLNESS).

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

1. **ORDINANCE NO. 100-05-122:** AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS (LDR) AND GENERALLY PERTAINING TO EDITORIAL CHANGES AND CORRECTIONS; AMENDING LDR SCHEDULE B., PERMITTED AND SPECIAL EXCEPTION USES, SECTION B-2, USES PERMITTED IN NONRESIDENTIAL ZONING DISTRICTS, CHANGING THE ZONING DISTRICT ABBREVIATIONS, REPEALING, RENAMING, ADDING AND REORGANIZING LAND USES AND LAND USE CATEGORIES, AND ADDING WITHIN THE NEIGHBORHOOD COMMERCIAL (CG) ZONING DISTRICT THOSE USES ALREADY ALLOWED IN LDR ARTICLE III, PART 3.0, SECTION 3.2., SUBSECTION 3.2.1., NEIGHBORHOOD COMMERCIAL (CN) ZONING DISTRICT; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

2. **ORDINANCE NO. 100-05-123:** AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA REPEALING THE CODE OF ORDINANCES PART II., CHAPTER 3, ALCOHOLIC BEVERAGES; DELETING ALL PROVISIONS IN ITS ENTIRETY; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

3. **ORDINANCE NO. 100-05-124:** AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS (LDR) AND PERTAINING TO ALCOHOLIC BEVERAGE SALES ESTABLISHMENTS; AMENDING LDR ARTICLE III. PART 1.0., SECTION 1.5., DEFINITIONS, GENERAL; AMENDING LDR SCHEDULE A., LAND USE CLASSIFICATIONS; AMENDING LDR ARTICLE III., ZONING DISTRICTS, PART 5.0., SECTION 5.3., ALCOHOLIC BEVERAGE USES; AMENDING LDR ARTICLE III, PART 5.0., SECTION 5.28., NIGHTCLUBS, BARS, TAVERNS, PACKAGE STORES; AMENDING LDR SCHEDULE B., PERMITTED AND SPECIAL EXCEPTION USES, SECTION B-2, USES PERMITTED IN NONRESIDENTIAL ZONING DISTRICTS; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

4. **ORDINANCE NO. 100-05-125:** AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS (LDR) AND PERTAINING PRIMARILY TO EATING ESTABLISHMENTS; AMENDING LDR ARTICLE I., SECTION 1.5., DEFINITIONS, GENERAL; AMENDING LDR ARTICLE III., PART 5.0., SECTION 5.32., RESTAURANTS; AMENDING LDR SCHEDULE B., PERMITTED AND SPECIAL EXCEPTION USES, SECTION B-2, USES PERMITTED IN NONRESIDENTIAL ZONING DISTRICTS; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

5. **ORDINANCE NO. 100-05-126:** AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS SCHEDULE B., PERMITTED AND SPECIAL EXCEPTION USES, SECTION B-2, USES PERMITTED IN NONRESIDENTIAL ZONING DISTRICTS; REPLACING THE LAND USE CATEGORY NURSERY SCHOOL AND DAY CARE CENTER WITH THE LAND USE CATEGORY SCHOOLS, PRE-SCHOOL, NURSERY, CHILDCARE AND ELDERLY CARE AND PROHIBITING SUCH LAND USE CATEGORY WITHIN THE GENERAL COMMERCIAL ZONING DISTRICT BUT ALLOWING IT WITHIN THE NEIGHBORHOOD COMMERCIAL ZONING DISTRICT AS A PERMITTED USE; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

6. **ORDINANCE NO. 100-05-127:** AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS (LDR) AND PERTAINING TO CHILDCARE AND SIMILAR USES; AMENDING THE LDR ARTICLE III., PARAGRAPH 3.2.1.B. TO ALLOW WITHIN THE NEIGHBORHOOD COMMERCIAL (CN) ZONING DISTRICT SCHOOLS, PRE-SCHOOL, NURSERY, CHILDCARE, AND ELDERLY CARE AS A PERMITTED USE; AMENDING ARTICLE III., PARAGRAPH 3.2.1.D TO REPEAL WITHIN THE NEIGHBORHOOD COMMERCIAL (CN) ZONING DISTRICT DAY CARE, CHILD AND ELDERLY USES AS SPECIAL EXCEPTION USES; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA)

7. **ORDINANCE NO. 100-05-128:** AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS (LDR) SCHEDULE B., PERMITTED AND SPECIAL EXCEPTION USES, REPLACING THE LAND USE CATEGORY PUBLIC/PRIVATE PRIMARY AND SECONDARY SCHOOLS WITH THE LAND USE CATEGORY SCHOOLS, PUBLIC OR PRIVATE PRIMARY AND SECONDARY AND PROHIBITING SUCH LAND USE CATEGORY WITHIN THE GENERAL COMMERCIAL (CG) ZONING DISTRICT; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

8. **ORDINANCE NO. 100-05-129:** AN ORDINANCE AMENDING THE LAND DEVELOPMENT REGULATIONS ARTICLE III., ZONING DISTRICTS, PART 5.0., SPECIAL REGULATIONS FOR SPECIFIC LAND USE CLASSIFICATIONS, SECTION 5.7. AUTOMOBILE, TRUCK, TRAILER, MOTORCYCLE, BOAT, RECREATION VEHICLE, SUBSECTION 5.7.1 (OUTDOORS) SALES, DISPLAY, STORAGE OR REPAIRS, INCLUDING REPAIR GARAGES, NEW AND USED CAR AGENCIES AND LOTS, CAR WASH, BY ADDING PROVISION ADDRESSING CAR WASHES; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

9. **ORDINANCE NO. 100-05-130:** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA AMENDING THE CODE OF ORDINANCES, CHAPTER 2. ADMINISTRATION, ARTICLE III, DEPARTMENTS OF CITY GOVERNMENT, DIVISION 8, DIVISION OF PURCHASING, SECTION 2-139, FORMAL CONTRACT PROCEDURE, INCREASING THE LOCAL BUSINESS PREFERENCE TO FIVE PERCENT (5%) OF THE BID OR FIVE (5) POINTS TOWARD ANY PROPOSAL TO BID; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY VICE MAYOR DALE V.C. HOLNESS).

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

10. **ORDINANCE NO. 100-04-120:** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL IMPOSING A TWELVE (12) MONTH MORATORIUM ON ADULT ENTERTAINMENT USES WITHIN THE CITY OF LAUDERHILL; APPLYING TO THE ISSUANCE OF SPECIAL EXCEPTION USE DEVELOPMENT ORDERS, CERTIFICATES OF USE AND LOCAL BUSINESS TAX RECEIPTS FOR ADULT ENTERTAINMENT USES; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

11. **ORDINANCE NO. 100-04-121:** AN ORDINANCE APPROVING THE SIX MONTH REVIEW BUDGET ADJUSTMENTS AND REVENUE AND EXPENDITURE AMENDMENTS, AND ROLL-FORWARDS FOR FUNDS; REFLECTING ADJUSTMENTS TO VARIOUS REVENUE AND EXPENDITURE ACCOUNTS; PROVIDING VARIOUS BUDGET CODE NUMBERS; PROVIDING FOR AN EFFECTIVE DATE.

COMMUNICATIONS FROM THE MAYOR AND OTHER PUBLIC OFFICIALS 9.00 P.M. OR IMMEDIATELY BEFORE ADJOURNMENT, WHICHEVER SHALL FIRST OCCUR:

RESOLUTIONS

DEES

12. **RESOLUTION NO. 10R-05-100:** A RESOLUTION AWARDING THE BID TO _____ IN AN AMOUNT NOT TO EXCEED \$_____ TO CONSTRUCT A PASSIVE PARK AT THE EXISTING SITE OF 1080 N.W. 47TH AVENUE IN ACCORDANCE WITH THE PLANS AND SPECIFICATIONS DEVELOPED BY BARRANCO GONZALEZ ARCHITECTS AND BID NUMBER 2010-008; PROVIDING THAT THIS FIRST PHASE OF WORK INCLUDES, BUT IS NOT LIMITED TO: A PEDESTRIAN TRAIL, A PLAYGROUND, PARK FURNITURE, ASPHALT PARKING, DECORATIVE FENCE, SITE LIGHTING, LANDSCAPE AND IRRIGATION AS DEPICTED IN CONSTRUCTION DRAWINGS; ACKNOWLEDGING CREDITS IN THE AMOUNT OF \$75,000.00 FROM A BROWARD COUNTY GRANT; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 305-361-6522; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

HUMAN RESOURCES

13. **RESOLUTION NO. 10R-05-101:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL APPROVING MODIFICATIONS TO THE EXISTING JOB DESCRIPTION OF FIRE CODE OFFICIAL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

POLICE

14. **RESOLUTION NO. 10R-05-102:** A RESOLUTION OF THE CITY OF LAUDERHILL APPROVING THE EXPENDITURE OF ABANDONED PROPERTY FUNDS IN THE AMOUNT OF \$1,403.86 TO PROVIDE FUNDING FOR THE PURCHASE AND INSTALLATION OF CARPETING AT THE POLICE DEPARTMENT BUILDING REAR ENTRANCE FROM RESOURCE 4 FLOORS; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 001-247-0300; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
15. **RESOLUTION NO. 10R-05-103:** A RESOLUTION APPROVING THE DONATION OF FUNDS FROM THE STATE LOCAL LAW ENFORCEMENT TRUST FUND (LETF) IN THE AMOUNT OF \$500.00 TO THE LAUDERHILL/LAUDERDALE LAKES YMCA TO SUPPORT DRUG TREATMENT, DRUG EDUCATION OR DRUG PREVENTION, CRIME PREVENTION, SAFE NEIGHBORHOOD, OR SCHOOL RESOURCE OFFICER PROGRAMS IN ACCORDANCE WITH STATE GUIDELINES; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 120-683-9935; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER M. MARGARET BATES).
16. **RESOLUTION NO. 10R-05-104:** A RESOLUTION APPROVING THE DONATION OF FUNDS FROM THE STATE LOCAL LAW ENFORCEMENT TRUST FUND (LETF) IN THE AMOUNT OF \$500.00 TO THE LAUDERHILL BOYS & GIRLS CLUB TO SUPPORT DRUG TREATMENT, DRUG EDUCATION OR DRUG PREVENTION, CRIME PREVENTION, SAFE NEIGHBORHOOD, OR SCHOOL RESOURCE OFFICER PROGRAMS IN ACCORDANCE WITH STATE GUIDELINES; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 120-683-9935; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER M. MARGARET BATES).

QUASI-JUDICIAL MATTERS:

QUASI-JUDICIAL MATTERS, FIRST READING:

NONE

QUASI-JUDICIAL MATTERS, SECOND READING:

NONE

UNFINISHED BUSINESS:

NONE

OLD BUSINESS:

NONE

NEW BUSINESS

ADJOURNMENT