

**TOWN OF DAVIE
REGULAR MEETING
AUGUST 16, 2006
6:30 P.M.**

1. PLEDGE OF ALLEGIANCE

2. ROLL CALL

3. PRESENTATIONS

- 3.1. Pine Island Park Waterplay Area FDRAP Grant - Representative Susan Goldstein
- 3.2. Legislative Summary - Representative Eleanor Sobel
- 3.3. Transit Tax - John Hart
- 3.4. Police Explorers - Police Chief John George
- 3.5. Junior FBI Academy - Shirley Taylor-Prakelt, Housing and Community Development Director
- 3.6. Internal Control Presentation - Moore Stephens Lovelace, P.A.
- 3.7. Van Kirk Wetland Update - Dennis Mele

4. APPROVAL OF CONSENT AGENDA

Minutes

- 4.1. June 29, 2006 (Workshop Meeting)

Proclamations

- 4.2. International Association of Firefighters Week (September 1 - 11, 2006)
- 4.3. Prostate Cancer Awareness Month (September 2006)
- 4.4. National Save A Life Month (September 2006)

Resolutions

- 4.5. **INSURANCE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE HUMAN RESOURCES MANAGEMENT DIRECTOR AND RISK MANAGER TO NEGOTIATE A PROPERTY & CASUALTY INSURING AGREEMENT WITH THE FLORIDA MUNICIPAL INSURANCE TRUST (FMIT) THAT PROVIDES FOR PROPERTY, AUTO LIABILITY, GENERAL LIABILITY, AND WORKERS' COMPENSATION INSURANCE COVERAGES TO BE EFFECTIVE OCTOBER 1, 2006 AND THEREAFTER TO PROVIDE FOR CONTINUING INSURANCE PROTECTION FOR THE TOWN OF DAVIE AND ITS EMPLOYEES AND IF UNABLE TO NEGOTIATE A MUTALLY BENEFICIAL AGREEMENT WITH FMIT THAN TO NEGOTIATE AN AGREEMENT WITH THE SECOND RANKED BIDDER, PUBLIC RISK INSURANCE AGENCY (PRIA), AND TO PRESENT ANY RESULTING CONTRACT TO THE TOWN COUNCIL FOR SIGNATURE BY THE MAYOR. (tabled from August 2, 2006)
- 4.6. **HOLIDAY SCHEDULE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE HOLIDAY SCHEDULE AND OTHER OBSERVED DAYS FOR THE TOWN OF DAVIE NON-REPRESENTED EMPLOYEES DURING FISCAL YEAR 2006-2007; AND PROVIDING AN EFFECTIVE DATE.

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- 4.7. **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE BIDS FOR FERTILIZER. (lowest responsive and responsible bidder for each item)
- 4.8. **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO ACCEPT THE BID RECOMMENDATION FOR LINEAR PARK GAZEBO RE ROOFING. (Regency Roofing Company - \$42,790)
- 4.9. **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE BID AWARDED BY THE CITY OF MIAMI GARDENS (BID # 04-05-016 SOUTH FLORIDA GOVERNMENT COOPERATIVE GROUP) FOR THE INSTALLATION AND REPAIR OF CONCRETE RECREATIONAL TRAILS. (Straightline Engineering Group)
- 4.10. **BID** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO ACCEPT THE BID RECOMMENDATION FOR THE ROOF REPAIRS AT THE DAVIE POLICE AND FIRE COMPLEX. (AJM Builders - \$43,350)
- 4.11. **BID RENEWAL** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A RENEWAL OF THE BID AWARDED TO ENVIRONMENTAL REAGENT SERVICE, RESOLUTION #R-2002-184, FOR PURCHASE OF CHEMICAL REAGENTS. (\$10,000)
- 4.12. **CHANGE ORDER** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER #1 TO BUDGET CONSTRUCTION CO., INC. FOR MISCELLANEOUS ITEMS DESCRIBED IN THE CHANGE ORDER. (\$8,420.55)
- 4.13. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ACCEPTING THE AGREEMENT BETWEEN THE TOWN OF DAVIE AND DAVIE TRAVEL CENTER, INC. AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.
- 4.14. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AMENDING THE PROPERTY LEASE AGREEMENT, BETWEEN THE WAGON WHEEL COFFEE ROASTER, INC. AND THE TOWN OF DAVIE, FLORIDA, AND PROVIDING FOR AN EFFECTIVE DATE.
- 4.15. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, SELECTING THE FIRM OF PUBLIC RESOURCES MANAGEMENT GROUP, INC. TO PROVIDE A WATER AND SEWER RATE STUDY AND AUTHORIZING THE TOWN ADMINISTRATOR OR HIS DESIGNEE TO NEGOTIATE AN AGREEMENT FOR SUCH SERVICES.

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- 4.16. **GRANT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE PURCHASE OF A UTILITY TRAILER FROM BURKHARDS TRACTOR AND EQUIPMENT FOR A COUNTYWIDE EMERGENCY MEDICAL SERVICE (EMS) GRANT
- 4.17. **EXPENDITURE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, REQUESTING AUTHORIZATION FOR THE EXPENDITURE OF LAW ENFORCEMENT TRUST FUNDS TO PURCHASE NEW TECHNOLOGY AND EQUIPMENT NEEDED TO EXPAND THE DAVIE POLICE DEPARTMENT'S TECHNICAL EQUIPMENT FOR INVESTIGATIONS.
- 4.18. **AGREEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH GRAYROBINSON, P.A. RELATIVE TO REGULATING THE USE OF TOWN RIGHT-OF-WAY BY COMMUNICATION CONCERNS, AND PROVIDING FOR AN EFFECTIVE DATE.
- 4.19. **LEGISLATURE** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, URGING THE FLORIDA LEGISLATURE TO IMMEDIATELY CONVENE A SPECIAL SESSION TO ADDRESS THE CRISIS IN FLORIDA'S WINDSTORM INSURANCE MARKET, AND PROVIDING FOR AN EFFECTIVE DATE.
- 4.20. **PLAT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING A PLAT KNOWN AS THE "FLAMINGO ISLES" PLAT AND AUTHORIZING THE MAYOR AND TOWN CLERK TO ACKNOWLEDGE THE APPROVAL BY AFFIXING THE MAYOR'S SIGNATURE AND THE TOWN SEAL TO SUCH PLAT; AND PROVIDING AN EFFECTIVE DATE. (P 7-1-05, Flamingo Isles, 1380 South Flamingo Road) Site Plan Committee recommended approval subject to staff's recommendations less item number three under Engineering Division [page 4 of the staff report] and subject to Vice-Chair McLaughlin's comments regarding the plat legend and the non-vehicular access line
- 4.21. **VACATION OF EASEMENT** - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING TO VACATE EASEMENTS ON THE "MEEKS FARM" PLAT, AND PROVIDING AN EFFECTIVE DATE. (DG 3-2-06, Eastern Financial Credit Union, 5700 South University Drive)

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Quasi-Judicial Consent Agenda

- 4.22. SP 8-5-05, Parc 64 Plaza, south of Stirling Road on Davie Road Extension (B-2) 04/25/06 - Site Plan Committee recommended approval subject to the staff report numbers one and three and the following: 1) correct all the radiuses as shown on the plan; 2) add all stop bars and traffic signage at intersections and crosswalks and indicate them on the plans; 3) reduce the height of the light poles to 25-feet and include shielding for those light poles located in the rear parking area on both sides of building 'C'; 4) applicant would add a fountain to the lake; 5) use accent paint colors on the columns and post caps of the rear, eight-foot high concrete wall; 6) the applicant would review the foot-candles in the main driveways and resubmit the photometric plan; 7) on the one-story building, continue the decorative treatments on the side and rear windows the same as were on the front windows; 8) add a "pop-out" building treatment on the rear of the building that matches the front; 9) on the two-story building 'C', on the back, pull the center out eight inches, raise it and make it a decorative treatment and also add decorative treatments to those rear windows; 10) add decorative insets on the top bands of all buildings; 11) roof tile samples and colors should be brought back to this Committee; 12) verify on the plans that on the two-story building walkway, that second-story walkway was to be covered; 13) that all the changes were to be brought back to the Committee on May 9th; and 14) to work with staff and the adjacent landowner to create a cross access agreement that was mutually agreeable to both parties; **and** 05/09/06 - Site Plan Committee recommended approval subject to the staff report and the 14 conditions noted at the April 25th meeting. Additionally, item one was to be corrected and shown on the plans; item six, the photometric foot-candles in the main driveways was to be shown at 2.0 minimum; the applicant was to add decorative insets that were agreed to be put in but left out of the plan (10 inserts per building, two-foot by two-foot decorative pre-cast as indicated on Committee member Evans' plans which were given to the petitioner); item 11 regarded the roof tile, that the roof tile should be either cement tile, clay, 'S' tile, or standing metal seams, but should not be the artificial, steel-backed material of which a sample had been provided; and item 12, that the second-story coved walkways be shown clearly on the plans

5. DISCUSSION OF CONSENT AGENDA ITEMS

6. PUBLIC HEARING

Resolution

- 6.1. **CAPITAL PROJECTS - A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, ADOPTING THE 5-YEAR CAPITAL PROJECTS PROGRAM FOR THE TOWN OF DAVIE FOR FISCAL YEARS 2007- 2011. (tabled from August 2, 2006)**

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Ordinance - Second and Final Reading

- 6.2. **CODE AMENDMENT** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, AMENDING CHAPTER 24, CODE OF ORDINANCES, ENTITLED "TRAFFIC AND VEHICLES", BY AMENDING ARTICLE I THEREOF, ENTITLED "IN GENERAL", BY AMENDING SECTION 24-3 THEREOF ENTITLED "PROHIBITED PARKING; PROHIBITED OPERATION OF VEHICLES", SEC. 24-3 (B) & (D) BY REVISING TEXT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING FOR AN EFFECTIVE DATE. {Approved on First Reading August 2, 2006 - all voted in favor}

Ordinances - First Reading/Quasi Judicial Item (Second and final reading to be held September 6, 2006)

- 6.3. **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING PETITION ZB 7-1-05, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM PRD 6.3 PLANNED RESIDENTIAL DEVELOPMENT DISTRICT TO R-5, LOW-MEDIUM DENSITY DWELLING DISTRICT AND RM-12, MEDIUM-HIGH DENSITY DWELLING DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 7-1-05, RHG/TKO II Joint Venture LLOP/Rolling Hills Hotel Ltd., 3501 West Rolling Hills Circle) (tabled from June 21, 2006) *Planning and Zoning Board recommended denial*
- 6.4. **REZONING** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING REZONING PETITION ZB 7-2-05, CHANGING THE CLASSIFICATION OF CERTAIN LANDS WITHIN THE TOWN OF DAVIE FROM A-1, AGRICULTURAL DISTRICT TO RM-5, LOW MEDIUM DWELLING DISTRICT AND FROM AG, AGRICULTURAL DISTRICT TO RM-5, LOW MEDIUM DWELLING DISTRICT; AMENDING THE TOWN ZONING MAP TO COMPLY THEREWITH; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (ZB 7-2-05, Khavanin/Landau, 1300 Flamingo Road) (tabled from June 21, 2006) *Planning and Zoning Board recommended approval*

Ordinance - First Reading (Second and final reading to be held September 6, 2006)

- 6.5. **VACATION** - AN ORDINANCE OF THE TOWN OF DAVIE, FLORIDA, APPROVING VACATION PETITION VA 8-1-05 - THE COURTYARDS AT ROLLING HILLS, VACATING "ROAD PARCEL" RIGHTS-OF-WAYS AS SHOWN ON THE PLAT OF "ROLLING HILLS GOLF AND TENNIS CLUB", AS RECORDED IN PLAT BOOK 81, PAGES 27, OF THE PUBLIC RECORDS OF BROWARD COUNTY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. (VA 8-1-05, RHG/TKO II Joint Venture LLOP/Rolling Hills Hotel Ltd., 3501 West Rolling Hills Circle) (tabled from June 21, 2006) *Planning and Zoning Board recommended denial*

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Quasi Judicial Items

- 6.6. **VARIANCE** - V 7-3-05, DuPont, 3344 Meadowbrook Way (tabled from August 2, 2006) *Planning and Zoning Board recommended denial*
- 6.7. **VARIANCE** - V 4-1-06, Rodriguez, 10061 SW 15 Place (PRD 3.4) (tabled from July 19, 2006) *Planning and Zoning Board recommended denial*
- 6.8. **VARIANCE** - V 2-3-06, Laystrom/4400 South Inc., 4300 South University Drive (B-2) (to increase an 8 foot fence/wall along a property line of any non-residentially zoned property adjacent to residentially zoned property to 10 feet and to increase an 8 foot masonry wall along the property line to 10 feet) *Planning and Zoning Board recommended approval subject to the staff's recommendations; that a building permit be obtained for the wall; that there be a site plan and landscape plan to go through the site plan process for the purpose of reviewing the type of landscaping that would be provided; and that an "existing tree location survey" would be needed for the Site Plan Committee's review*

7. APPOINTMENTS

- 7.1. Mayor Truex
 - 7.1.1. Airport/Transportation Advisory Board (one exclusive appointment - term expires December 2006)
 - 7.1.2. Agricultural Advisory Board (one exclusive appointment - term expires April 2008) (insofar as possible, members shall have experience in agricultural matters, related occupations or other similar skills)
 - 7.1.3. Parks and Recreation Advisory Board (one exclusive appointment - term expires April 2008) (members should have a concern with or an interest in the park facilities and recreational needs of the citizens of the Town)
 - 7.1.4. Senior Citizen Advisory Committee (one exclusive appointment - term expires April 2008) (members shall be a minimum 60 years of age)
- 7.2. Councilmember Caletka
 - 7.2.1. Youth Education and Safety Advisory Board (one exclusive appointment - term expires April 2008) (members shall, whenever possible, have interest and expertise in law enforcement, elementary school instruction, education matters, child psychology, pediatric medicine, parenthood and grandparenthood)
- 7.3. Councilmember Paul
 - 7.3.1. District Boundaries Review Committee (one exclusive appointment from the respective Councilmember's district; term expires upon submittal of recommendation to the Town Council) (members shall be a registered voter)
- 7.4. Councilmember Starkey
 - 7.4.1. Airport/Transportation Advisory Board (one exclusive appointment - term expires December 2006)

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- 7.5. Unsafe Structures Board (two non-exclusive appointments; terms expire April 2009) (members shall be permanent resident or have their principal place of business within the Town's jurisdiction) (one appointment shall be a plumbing contractor and one appointment shall be a real estate property manager)

8. OLD BUSINESS

9. NEW BUSINESS

10. MAYOR/COUNCILMEMBER'S COMMENTS

11. TOWN ADMINISTRATOR'S COMMENTS

12. TOWN ATTORNEY'S COMMENTS

13. ADJOURNMENT

ANY PERSON WISHING TO APPEAL ANY DECISION MADE BY THIS BOARD OR COMMITTEE WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING WILL NEED A RECORD OF THE PROCEEDINGS, AND, FOR SUCH PURPOSES, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDING IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS MADE.

Persons with disabilities requiring accommodations in order to participate should contact the Town Clerk at 954-797-1023 at least five business days prior to the meeting to request such accommodations. If you are hearing or speech impaired, please contact the Florida Relay Service by using the following numbers: 1-800-955-8700 (voice) or 1-800-955-8771 (TDD).