

Regular City Commission Meeting

Wednesday, May 16, 2018

1:00 PM

City of Hollywood



Hollywood City Hall
2600 Hollywood Blvd
Hollywood, FL 33020
<http://www.hollywoodfl.org>

Commission Chambers Room 219

CITY COMMISSION

Josh Levy, Mayor

Debra Case, Vice Mayor - District 1

Peter Hernandez, Commissioner - District 2

Traci Callari, Commissioner - District 3

Richard Blattner, Commissioner - District 4

Kevin Biederman, Commissioner - District 5

Linda Sherwood, Commissioner - District 6

Dr. Wazir Ishmael, City Manager

Douglas R. Gonzales, City Attorney

Patricia A. Cerny, City Clerk

NOTES

The Consent Agenda is comprised of items prepared by various offices and departments in the City. These items are routine and/or non-controversial in nature, and may be voted upon by the Commission in one motion as listed below.

The regular agenda consists of items that must be discussed or that could be considered controversial, and are voted upon by the Commission individually.

Agenda items not scheduled for a specific time may be considered at any time during the meeting, at the Commission's discretion. However, time certain items will not be considered by the Commission earlier than the time listed for those items, although those items may be taken up at a later time.

The following items on this agenda are time certain items.

1:00 PM - Items - 21 thru 24

2:00 PM - Item - 25

3:00 PM - Item - 26

4:15 PM - Item - 27

4:30 PM - Items - 28 thru 29

5:00 PM - Item - 48

5:15 PM - Items - 30 thru 38

1. Moment of Silence
2. Pledge of Allegiance
3. Recognition of Veterans, Active Service Personnel & Their Families
4. Roll Call

CONSENT AGENDA

If a citizen wishes to comment on a specific item, he/she should submit a comment card to the City Clerk before the Commission approves the consent agenda.

OFFICE OF HUMAN RESOURCES

5. [R-2018-139](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue The Attached Blanket Purchase Order Between Life Extension Clinics, Inc., D/B/A Life Scan Wellness Centers, To Provide Annual Health Screening Physicals For The Fire Rescue & Beach Safety and Ancillary Personnel In The Estimated Annual Amount of \$88,160.00.

Attachments: [Reso - LifeScan Wellness.doc](#)
[B003145 Life Scan Health Screening Physicals.pdf](#)
[Life Scan 2018 Price Proposal City of Hollywood.pdf](#)
[Department Request Life Scan Wellness Centers.pdf](#)
[terphysicalsfire.doc](#)
[BIS 18-173.doc](#)

BUILDING DIVISION

6. [R-2018-140](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Approve The Attached Blanket Purchase Orders With Calvin, Giordano & Associates, Inc And C.A.P. Government, Inc. For Inspection And Plan Review Services In An Estimated Annual Cumulative Amount Of \$800,000.00.

Attachments: [V1_Reso - Calvin Giordano Associates Inc and C.A.P Governmennt Inc F...dc](#)
[B003139 Calvin Giordano.pdf](#)
[B003140 CAP Government.pdf](#)
[Piggyback Request Form - Calvin, Giordano & Associates, Inc and C.A.P Gover](#)
[C.A.P. Government Inc - Fort Lauderdale - Fully Executed Contract.pdf](#)
[Calvin, Giordano & Associates, Inc - Fort Lauderdale - Fully Executed Contract.](#)
[TERMSHEETCALVINGIORDINSPECTPLANREVIEWPIGGYBACK.DOC](#)
[BIS 18168.doc](#)

COMMUNITY DEVELOPMENT DIVISION

7. [R-2018-141](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Agreement With Hispanic Unity Of Florida, Inc. To Provide Housing Counseling Services In An Amount Not To Exceed \$20,563.00.

Attachments: [Hispanic Unity Housing Counseling Reso.doc](#)
[Hispanic Unity Housing Counseling Agreement.doc](#)
[TermSheetHISPANICUNITYSHIPFUNDINGHOUSINGCOUNSELAGBESTINT.I](#)
[BIS 18151.doc](#)

Requires A 5/7th Vote

8. [R-2018-142](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Sale Of City-Owned Property, Located At 7508 Grant Court, To Sunrise Lake Homes, LLC In The Amount Of \$269,900.00; Authorizing The Appropriate City Officials To Execute The Attached Residential Contract For Sale And Purchase Along With A Warranty Deed.
- Attachments:** [Reso 7508 Grant Ct Property Sale.docx](#)
[Contract for Sale 7508 Grant Ct.pdf](#)
[First Appraisal 7508 Grant Court.pdf](#)
[Second Appraisal 7508 Grant Ct .pdf](#)
[TERMSHEETCOSAC7508GRANTCOURTSALEPURCHASE2018.doc](#)
[BIS 18-174.docx](#)
- Requires A 5/7th Vote*
9. [R-2018-143](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Sale Of City-Owned Property Located At 901 North 70 Terrace, To Haydar Life Corporation In The Amount Of \$178,000.00; Authorizing The Appropriate City Officials To Execute The Residential Contract For Sale And Purchase Along With A Warranty Deed.
- Attachments:** [Reso 901 N 70 Terr Sale.docx](#)
[901 N 70 Terr Contract.pdf](#)
[Appraisal 901 N 70 Terrace Hollywood Fl 33024.pdf](#)
[TERMSHEETCOSAC901N70THTERRACEPURCHASE2018.doc](#)
[BIS 18-170.docx](#)
10. [R-2018-144](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Sale Of City-Owned Property Located At 1936 Garfield Street, To Wales Village, Inc. In The Amount Of \$165,000.00; Authorizing The Appropriate City Officials To Execute The Residential Contract For Sale And Purchase Along With A Warranty Deed.
- Attachments:** [Reso 1936 Garfield St Sale.docx](#)
[1936 Garfield St Contract.pdf](#)
[Appraisal 1936 Garfield Street Hollywood Fl 33020.pdf](#)
[TERMSHEETCOSAC1936GARFIELDSTSALEPURCHASE2018.doc](#)
[BIS 18-172.docx](#)
11. [R-2018-145](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Sale Of City-Owned Property, Located At 2131 Cleveland Street, To Reef Properties, LLC In The Amount Of \$144,900.00; Authorizing The Appropriate City Officials To Execute The Attached Residential Contract For Sale And Purchase Along With A Warranty Deed.
- Attachments:** [Reso 2131 Cleveland St Sale.docx](#)
[2131Cleveland St Contract.pdf](#)
[Appraisal 2131 Cleveland Street Hollywood Fl 33020.pdf](#)
[TERMSHEETCOSAC2131CLEVELANDSTSALEPURCHASE2018.DOC](#)
[BIS 18-171.docx](#)

DEPARTMENT OF PARKS, RECREATION & CULTURAL ARTS**12. [R-2018-146](#)**

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Accept The Areawide Council On Aging Of Broward County, Inc. Grant, In The Amount Of \$228,000.00; Approving And Authorizing The Appropriate City Officials To Execute The Local Service Programs Master Contract And Memorandum Of Understanding With The Areawide Council On Aging Of Broward County, Inc. To Provide Enhanced Senior Citizen Recreation Programs; Authorizing The Department Of Financial Services To Amend The Fiscal Year 2018 Operating Budget (R-2017-288); And Further Authorizing The Appropriate City Officials To Execute All Applicable Grant Documents And Agreements.

Attachments: [RESO - Areawide Council on Aging of Broward County Inc Grant.docx](#)
[Elder Grant Exhibit 1 2018-2019.docx](#)
[Elder Grant JL117-29-2018.pdf](#)
[Elder Grant MOU with Matrix.pdf](#)
[TERM SHEET - ELDER GRANT 2018.doc](#)
[BIS 18-165.doc](#)

13. [R-2018-147](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Approve The Attached Quote With Deere & Company For The Purchase Of A John Deere 9009a Terraincut Mower, In The Amount Of \$63,511.50, And Amending The Fiscal Year 2018 Operating Budget (R-2017-288) For The Golf Enterprise Fund 44.

Attachments: [Reso Deere & Company Piggyback.doc](#)
[Exhibit 1 - PRCA JD Mower.xlsx](#)
[Piggyback Request Form - Deere & Company.pdf](#)
[Term Sheet - John Deere 9009A TerrainCute Mower.doc](#)
[BIS 18-169.doc](#)

DEPARTMENT OF FINANCIAL SERVICES**14. [R-2018-148](#)**

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute An Agreement With Laura's And Lolita's, LLC, D/B/A Alexandra's, To Provide Food And Beverage Services At City Hall For A One Year Period.

Attachments: [FOOD SERVICE VENDORS RESOLUTION \(2\).docx](#)
[Sign-In Sheet.pdf](#)
[Vendor's Checklist.pdf](#)
[Menu Pricing Capone's Italian Pizzeria.pdf](#)
[Menu Pricing Alexandra's.pdf](#)
[Menu Pricing The Sub-Ologist.pdf](#)
[Evaluation and Rating Form.pdf](#)
[Alexandras's Supporting Documents.pdf](#)
[Term Sheet - LAURA'S AND LOLITA'S, LLC DBA ALEXANDRA'S.doc](#)
[BIS 18-175.doc](#)

DEPARTMENT OF PUBLIC UTILITIES

15. [R-2018-149](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Renew The Attached Blanket Purchase Order With Shrieve Chemical Company For The Supply Of Sulfuric Acid In An Estimated Annual Amount Of \$430,000.00.
- Attachments:** [01 Resolution - Shrieve Sulfuric Acid Renewal 2018.doc](#)
[B002487 Shrieve.pdf](#)
[B002487 Back-up.pdf](#)
[Term Sheet - Sulfuric Acid - Shrieve Chemical Co.doc](#)
[BIS 18-159.doc](#)
16. [R-2018-150](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue The Attached Blanket Purchase Order With Allied Universal Corporation For The Purchase Of Sodium Hydroxide For An Estimated Annual Expenditure Of \$313,000.00.
- Attachments:** [01 Resolution - Allied Universal Sodium Hydroxide 2018.doc](#)
[B003132 Allied Universal.pdf](#)
[B003132 Back-up.pdf](#)
[Term Sheet - Allied Universal Corp. - Sodium Hydroxide.doc](#)
[Term Sheet - Allied Universal Corp. - Sodium Hydroxide.doc](#)
[BIS 18-158.doc](#)
17. [R-2018-151](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue The Attached Blanket Purchase Order With Dubois Chemicals, Inc. For Hydrofluosilicic Acid In An Estimated Annual Amount Of \$91,000.00.
- Attachments:** [Reso - DuBois Chemicals Inc.doc](#)
[B003137 Dubois Chemicals.pdf](#)
[B003137 Dubois Chemicals Back-up.pdf](#)
[Term Sheet - Dubois Chemicals, Inc..doc](#)
[BIS 18-167.doc](#)
18. [R-2018-152](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Contract With BLDM USA, LLC For Construction Services Related To Lift Station A-5 Upgrade Located At 333 Briarwood Circle, As Identified In The 2007/2008 Wastewater System Master Plan, In The Amount Of \$780,000.00. (Project No. 16-8062)
- Attachments:** [01 Resolution - Contract with BLDM USA for Lift Station A-5 Upgrade \(8062\).do](#)
[02 Contract - Contract with BLDM USA for Lift Station A-5 Upgrade \(8062\).pdf](#)
[03 Bid Tabulation - Contract with BLDM USA for Lift Station A-5 Upgrade \(8062](#)
[04 BLDM USA LLC \(8062\).pdf](#)
[05 Intercounty Engineering Inc \(8062\).pdf](#)
[06 Southeastern Engineering Contractors Inc \(8062\).pdf](#)
[07 V Engineering and Consulting Corp \(8062\).pdf](#)
[08 Metro Express Inc \(8062\).pdf](#)
[09 TV Diversified LLC \(8062\).pdf](#)
[Term Sheet - BLDM USA, LLC.doc](#)
[BIS 18-164.doc](#)

19. [R-2018-153](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Renew The Attached Blanket Purchase Order With Craig A. Smith & Associates, Inc. For Locate/Mark Underground Utilities In An Estimated Annual Amount Of \$300,000.00.
- Attachments:** [01 Resolution - Craig A. Smith First Locate Services First Renewal.docx](#)
[B002945 Craig A Smith.pdf](#)
[B002945 Back-up.pdf](#)
[Term Sheet - Craig A. Smith and Associates, Inc. - Utility Locator Services.doc](#)
[BIS 18-160.doc](#)
20. [R-2018-154](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute An Agreement With Reynolds Construction, LLC For The Permanent Emergency Repairs To The 60-Inch Ocean Outfall Pipeline Inside West Lake Village Community, Along West Lake Drive At Scarlet Oak Street, At Satinleaf Street, And Potentially At River Birch Street, To Be Compensated On A Time And Material Basis. (Project No. 18-8525B)
- Attachments:** [Emergency Resolution for Repairs to Ocean Outfall.docx](#)
[Agreement for Emergency Repairs to Ocean Outfall.pdf](#)
[TERMSHEETREYNOLDSOUTFALLDAMAGEATT2018.DOC](#)
[BIS 18-177.doc](#)

1:00 PM PRESENTATIONS, PROCLAMATIONS AND AWARDS

21. [P-2018-025](#) A Proclamation In Recognition Of The 4th National Gun Violence Awareness Day, June 1, 2018.
- Attachments:** [Natl Gun Violence Awareness Day - 2018](#)
22. [P-2018-026](#) A Proclamation In Recognition Of A No Smoking With Love Sign - May 2018.
- Attachments:** [No Smoking With Love - 2018](#)
23. [P-2018-027](#) Presentation By Joshua Kittinger, Human Resources Officer, Of Employees Hired January 1, 2018 Through April 30, 2018.
Office of Human Resources

1:00 PM TIME CERTAIN ITEM

24. [P-2018-028](#) Presentation By The City's State Legislators To Provide An Update On The 2018 Session.
Office of the City Manager

2:00 PM TIME CERTAIN ITEM

25. [P-2018-029](#) Presentation By Howard Webb, Director Of Transportation Operations, Florida Department Of Transportation, To Provide An Update On The Hollywood Boulevard and A1A Construction Projects.
Office of the City Manager

3:00 PM TIME CERTAIN ITEM

26. [R-2018-155](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Considering An Appeal Of The Denial Of A Vacation Rental License For The Property Located At 929 North Southlake Drive, Pursuant To The Provisions Of The City Of Hollywood Code Of Ordinances.

Attachments: [resappeal929may2018.docx](#)
[Appeal.pdf](#)
[letter to 929 denial of vrl.docx](#)

Office of the City Manager

4:15 PM TIME CERTAIN ITEM

27. [P-2018-030](#) Presentation By Commissioner Callari And The Youth Ambassador Program To Say Farewell To The Senior Members And To Award Them With A Scholarship Check For Their Participation In The Hollywood Youth Ambassador Program.

4:30 PM TIME CERTAIN ITEM(S)

28. [P-2018-031](#) Presentation By The Education Advisory Committee Recognizing Local Public School Teachers And Administrators Who Were Named Teacher Of The Year Or Administrator Of The Year At Their Respective School.

Attachments: [BCPS Nominees_Hlwd_2018.pdf](#)

Community Development Division

29. [P-2018-032](#) Presentation By The Education Advisory Committee Recognizing Local Public School Students and Teachers Who Were Nominated By Their Respective School As Kids Of Character And Staff Of Character.

Community Development Division

5:15 PM TIME CERTAIN ITEM(S)

30. [PO-2018-02](#) An Ordinance Of The City Of Hollywood, Florida, Amending The City Charter By Creating A Preamble, Subject To Approval By The Electorate At A Referendum To Be Held On November 6, 2018.

Attachments: [Charter Preamble.doc](#)

Office of the City Clerk

Second Reading

No Changes Since First Reading

Advertised Public Hearing

31. [PO-2018-03](#) An Ordinance Of The City Of Hollywood, Florida, Amending Article I Of The City Charter Entitled "General Provisions" To Require The City To Continue To Exercise Power Regarding The Environment And To Correct The Name By Which The Form Of Government Of The City Is Known, All Subject To Approval By The Electorate At A Referendum To Be Held On November 6, 2018.

Attachments: [Charter general - Article 1.doc](#)

Office of the City Clerk

Second Reading

No Changes Since First Reading

Advertised Public Hearing

32. [PO-2018-04](#) An Ordinance Of The City Of Hollywood, Florida, Amending Article II Of The City Charter Entitled "The City Commission" To Specify The Number Of Regular Meetings The City Commission Shall Schedule And Hold, To Require The City Commission To Conduct Citizens' Comments In Each Calendar Month In Which The Commission Holds A Regular Meeting, To Create A Duty To Disclose When A Commission Member Has Knowledge Of Another Commission Member's Voting Conflict Of Interest, And To Prohibit The City Commission And Its Members From Giving Orders To And Making Requests Of City Employees Except Designees Of The City Manager Or City Attorney, All Subject To Approval By The Electorate At A Referendum To Be Held On November 6, 2018.

Attachments: [Charter city comission - Article 2.doc](#)

Office of the City Clerk

Second Reading

No Changes Since First Reading

Advertised Public Hearing

33. [PO-2018-05](#) An Ordinance Of The City Of Hollywood, Florida, Amending Article III Of The City Charter Entitled "Elections," Including Changes To The Divisions Entitled "Conduct Of Elections" And "Candidates," All Subject To Approval By The Electorate At A Referendum To Be Held On November 6, 2018.

Attachments: [Charter elections - Article 3.doc](#)

[BIS 18-153.doc](#)

Office of the City Clerk

Second Reading

No Changes Since First Reading

Advertised Public Hearing

34. [PO-2018-06](#) An Ordinance Of The City Of Hollywood, Florida, Amending Articles IV And V Of The City Charter, Entitled "Initiative" And "Referendum", Including A Change To Increase The Time Within Which A Committee Of Petitioners Must File Supplementary Petition Papers Containing Additional Signatures And Non-Substantive Changes Primarily Aimed At Making Uniform The Procedures For An Initiative And A Referendum, Subject To Approval By The Electorate At A Referendum To Be Held On November 6, 2018.
- Attachments:** [Charter initiative referendum - Article 4 & 5.doc](#)
- Office of the City Clerk*
Second Reading
No Changes Since First Reading
Advertised Public Hearing
35. [PO-2018-07](#) An Ordinance Of The City Of Hollywood, Florida, Amending Various Sections Of Article VI Of The City Charter Entitled "City Manager" And Article VII Of The City Charter Entitled "City Attorney," All Subject To Approval By The Electorate At A Referendum To Be Held On November 6, 2018.
- Attachments:** [Charter manager attorney - Article 6 & 7.doc](#)
- Office of the City Clerk*
Second Reading
No Changes Since First Reading
Advertised Public Hearing
36. [PO-2018-08](#) An Ordinance Of The City Of Hollywood, Florida, Amending Article VIII Of The City Charter Entitled "Officers And Employees;" Providing That City Commission Members Are Prohibited From Interfering With The Appointment Of Officers And Employees By The City Attorney, And Providing For Gender Neutrality, All Subject To Approval By The Electorate At A Referendum To Be Held On November 6, 2018.
- Attachments:** [Charter officers employees - Article 8.doc](#)
- Office of the City Clerk*
Second Reading
No Changes Since First Reading
Advertised Public Hearing
37. [PO-2018-09](#) An Ordinance Of The City Of Hollywood, Florida, Amending Section 11.02 Of The City Charter To Add The Immediate Past Chair And Vice-Chair As Non-Voting Ex Officio Members Of The Charter Review Committee, Subject To Approval By The Electorate At A Referendum To Be Held On November 6, 2018.
- Attachments:** [Charter chrtr review committee - Article 11.doc](#)
- Office of the City Clerk*
Second Reading
No Changes Since First Reading
Advertised Public Hearing

38. [PO-2018-10](#) An Ordinance Of The City Of Hollywood, Florida, Amending Section 13.01 Of The City Charter To Clarify That The Sale Or Other Disposition Of A City-Owned Golf Course Must Be Approved By The City's Electors, Subject To Approval By The Electorate At A Referendum To Be Held On November 6, 2018.

Attachments: [Charter city property - Article 13.doc](#)

Office of the City Clerk

Second Reading

No Changes Since First Reading

Advertised Public Hearing

QUASI-JUDICIAL ITEM(S)

(Rules of Procedure Attached to Agenda)

39. [R-2018-156](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving The Allocation Of Up To Eight Bonus Hotel Density Rooms From The "Hollywood Beach Hotel Room Pool" Pursuant To The City's Comprehensive Plan And Zoning And Land Development Regulations For A 31 Room Hotel With Accessory Uses Known As The "Riptide Hotel", Located At 2300 And 2325 North Surf Road. (16-CMPV-73)

Attachments: [Reso.doc](#)

[Exh A.pdf](#)

[Exh B.pdf](#)

[Attachment I.pdf](#)

Planning Division

40. [R-2018-157](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving Payment In Lieu Of Parking For Hollywood Beachfront Townhomes, LLC, Also Known As "Riptide Hotel", Located At 2300 And 2325 North Surf Road, As More Specifically Described In The Declaration Of Covenants Conditions And Restrictions.

Attachments: [Resolution riptide-r.doc](#)

[Attachment_DCCR rev.pdf](#)

[BIS 18176R.doc](#)

Planning Division

REGULAR AGENDA

41. [R-2018-158](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Changing The Time Of The Regular Commission Meeting Scheduled On June 20, 2018 From 1:00 PM To 2:00 PM.

Attachments: [R-Time Change 2018.doc](#)

Office of the City Clerk

42. [R-2018-159](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing Adoption Of The Updated Wastewater Facility Plan For The Implementation Of Wastewater Utility Improvements Projects For Participation In The State Revolving Loan Fund Program.
- Attachments:** [Reso - Adopt Facility Plan Update Amend - 2018.doc](#)
[Exhibit A - Facility Plan Update Amend - 2018.pdf](#)
[Append A - Facility Plan Update Amend - 2018.pdf](#)
[Append B - Facility Plan Update Amend - 2018.pdf](#)
[Append C - Facility Plan Update Amend - 2018.pdf](#)
[BIS 18-166.doc](#)
- Department of Public Utilities*
Advertised Public Hearing
43. [R-2018-160](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Amending The One Year Action Plans For Federal Fiscal Years 2009/2010, 2013/2014, 2015/2016, 2016/2017, And 2017/2018 To Allocate \$358,130.65 Of Community Development Block Grant (CDBG) Funds And \$103,065.01 Of Home Investment Partnership Act (HOME) Funds And To Re-Allocate \$338,393.35 Of CDBG Funds; Amending The Fiscal Year 2018 Adopted Operating Budget (R-2017-288) For The Special Programs Fund (Fund 11).
- Attachments:** [Reso Amend Action Plan CDBG And HOME Rev..doc](#)
[Exhibit 1 CDBG-HOME Rev2.pdf](#)
[BIS 18147.doc](#)
- Community Development Division*
Advertised Public Hearing
44. [R-2018-161](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Execute The Attached Community Development Block Grant Funding Agreement With Miami Rescue Mission, Inc., D/B/A Broward Outreach Center, For The Provision Of A Low-Demand Placement Program In The Amount Of \$40,000.00.
- Attachments:** [Reso_BOC CDBG Funding.doc](#)
[BOCAgreementFINAL.docx](#)
[TERMSHEETBROWARDOUTREACHCDBGFUNDINGAG2018.DOC](#)
[BIS 18163.doc](#)
- Community Development Division*
45. [P-2018-033](#) Presentation By Gus Zambrano, Assistant City Manager For Sustainable Development, Regarding An Update On The General Obligation Bond (GOB).
Office of the City Manager
46. [P-2018-034](#) Presentation By Jaime Hernandez, Emergency Management Coordinator, To Provide An Update On The City Of Hollywood's State Of Hurricane Readiness.
Office of the City Manager

47. [P-2018-035](#) Presentation By Hal King, Parking Administrator, And Jim Corbett Of Walker Consultants Regarding The Barrier Island Parking Study.
Parking Division

48. **5:00 PM CITIZENS' COMMENTS (Total Time 30 Minutes)**

**COMMENTS BY THE CITY COMMISSION, CITY ATTORNEY & CITY
MANAGER**

49. Commissioner Biederman, District 5
50. Commissioner Sherwood, District 6
51. Vice Mayor Case, District 1
52. Commissioner Hernandez, District 2
53. Commissioner Callari, District 3
54. Commissioner Blattner, District 4
55. Mayor Levy
56. City Attorney
57. City Manager
58. **ADJOURNMENT**

Any person who wishes to speak must first complete a comment card from the City Clerk. Comment cards must be returned to the City Clerk within the first five minutes after the start of the agenda item. After being recognized, approach the podium, give your name and address, identify your client or clients (if applicable). A citizen's time is not transferable to any other person.

Citizens' Comments shall be held on the Third Wednesday of each month at the Regular City Commission Meeting in the City Commission Chambers, Room 219, at 5:00 PM.

Lobbyist registration is required if any person, firm or corporation is lobbying the City Commission on any petition or issue, pursuant to the Section 30.15 of the Code of Ordinances.

Any person wishing to appeal any decision made by this Commission 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 proceedings is made, which record includes the testimony and evidence upon which the appeal is made.

Two or more members of the same city board, commission, or committee, who are not of this Commission, may attend this meeting and may, at that time, discuss matters on which foreseeable action may later be taken by their board, commission or committee.

Persons with disabilities who require reasonable accommodations to participate in City programs and/or services may call the Office of the City Manager five business days in advance at (954) 921-3201 (voice). If an individual is hearing or speech impaired, please call 1-800-955-8771 (V-TDD).

Disclosure Of Real Estate Interests And Business Relationships - When an agenda item involves the use or development of land, each member of the City Commission, the City Manager, the Assistant City Manager, the City Attorney, the Deputy City Attorney, and the director and assistant director(s) of each City department and City office shall disclose orally, at the time the City Commission begins to discuss the item, or in writing to the City Clerk prior to the publication of the agenda, any significant interest (as defined below) that such City official or employee or any relative of such City official or employee has in land located within 300 feet of the land that is the subject of the item. When an agenda item involves an invitation for bids, request for proposals, request for qualifications, request for letters of interest, or other competitive solicitation, each member of the City Commission, the City Manager, the Assistant City Manager, the City Attorney, the Deputy City Attorney, and the director and assistant director(s) of each City department and City office shall disclose orally, at the time the City Commission begins to discuss the item, or in writing to the City Clerk prior to the publication of the agenda, any client or business relationship that such City official or employee or any relative of such City official or employee has with any business entity that has submitted a response to the competitive solicitation. "Significant interest" means ownership of more than 5 percent of the value of the land.

Persons attending meetings shall remain seated at all times unless called upon to speak, will not call out comments during the meeting or make inappropriate hand or facial gestures.

Please silence all cell phones prior to entering the meeting.

QUASI-JUDICIAL HEARING PROCEDURES
AND RULES FOR EX-PARTE COMMUNICATIONS

I. Scope and Applicability. These procedures shall apply to all quasi-judicial hearings held by the City Commission or by any Board or Committee (hereinafter referred to as "Boards") which holds quasi-judicial hearings. The City Attorney shall determine which matters are quasi-judicial in nature and shall direct the City Clerk or Board liaison to designate specially such matters on the agenda.

II. Proceedings. Mayor, Vice Mayor or other presiding officer (hereafter, the "Presiding Officer") shall conduct the proceedings and maintain order. The City Attorney or legal advisor shall represent the City Commission or Board, rule on all evidentiary and procedural issues and objections, and advise the City Commission or Board as to the applicable law and necessary factual findings. Hearings shall be conducted informally, but with decorum. Formal rules of procedure shall not apply except as set forth herein; however, fundamental due process shall be accorded.

III. Unauthorized Communications. In all quasi-judicial hearings, all rulings must be based only upon the evidence presented at the hearing. In accordance with Section 286.0115(1), Florida Statutes, ex parte communications with City Commissioners or Board members in quasi-judicial matters is permissible and the adherence to the following procedures shall remove the presumption of prejudice arising from ex parte communications with City Commissioners or Board members:

1. The substance of any ex parte communication with a City Commissioner or Board member which relates to a quasi-judicial action pending before the Commission or Board is not presumed prejudicial to the action if the subject of the communication and the identity of the person, group, or entity with whom the communication took place is disclosed and made a part of the record before the final action on the matter.

2. A City Commissioner or Board member may read a written communication from any person. However, a written communication that relates to a quasi-judicial action pending before the Commission or Board shall not be presumed prejudicial to the action, and such written communication shall be made a part of the record before final action on the matter.

3. City Commissioners or Board members may conduct investigations and site visits and may receive expert opinions regarding quasi-judicial action pending before them. Such activities shall not be presumed prejudicial to the action if the existence of the investigation, site visit, or expert opinion is made a part of the record before final action on the matter.

4. Disclosure made pursuant to subparagraphs 1, 2 and 3 must be made before or during the public meeting at which a vote is taken on such matters, so that persons who have opinions contrary to those expressed in the ex parte communication are give a reasonable opportunity to refute or respond to the communication.

IV. Witnesses and Supporting Materials. At least eight City business days before a

quasi-judicial hearing.

A. Staff shall prepare a report, recommendation and supporting materials, a copy of which shall be available to the applicant, appellant and to the public at the City Clerk's Office. Included in the supporting materials will be copies of all exhibits and documents upon which staff's recommendation is based.

B. The Applicant and the Appellant, if applicable, shall submit a detailed outline of the argument in support of their application, copies of all exhibits which will be presented at hearing and the names and addresses of all witnesses who will be called to testify in support of the application (including resumes for any witness the party intends to qualify as an expert).

C. The eight City business day deadline is necessary to ensure the Commission or Board members are given sufficient opportunity to review the written submissions prior to the hearing, and shall be strictly observed. Should the eight City business day deadline be missed by either staff or the Applicant, the item may be continued at the discretion of the City Commission or Board to the next available agenda.

V. Party Intervenors.

The City Attorney may allow a person to intervene as a Party Intervenor if they meet the following requirements:

A. The person must have an interest in the application, which is different than the public at large.

B. At least three days prior to the hearing, the person shall submit a written request to intervene including: a detailed outline of their interest in the application and argument in favor or against it, copies of all exhibits which will be presented at the hearing and the names and addresses of all witnesses who will be called to testify on their behalf (including resumes for any witness the person intends to qualify as an expert).

VI. Conduct of Hearing.

A. The Presiding Officer shall call the proceeding to order and announce that the hearing has begun.

B. The Presiding Officer, City Attorney or legal advisor shall inquire whether all parties, members of the public and Commission or Board members agree to waiving the quasi-judicial hearing.

C. When the quasi-judicial hearing is not waived, the City Attorney, legal advisor or Presiding Officer shall explain the rules concerning procedure, testimony, and admission of evidence.

D. When the quasi-judicial hearing is not waived, the City Clerk or staff liaison shall swear in all witnesses who are to testify at the hearing.

E. The order of proof shall be as follows:

1. A representative of the City's staff (or outside counsel) shall briefly describe the Applicant's request, introduce and review all relevant exhibits and evidence, report staff's recommendation, and present any testimony in support of staff's recommendation. Staff shall have a maximum of 30 minutes to make their full presentation, including opening statement and all direct presentation by witnesses, but excluding any cross-examination or questions from the Commission or a Board member.

2. The Appellant, if applicable, (or his/her representative or counsel) shall present evidence and testimony in support of the application. Appellant shall have a maximum of 30 minutes to make its full presentation, including opening statement and all direct presentation by witnesses, but excluding any cross-examination or questions from the Commission or a Board member.

3. Any Party Intervenor (or his/her representative or counsel) shall present evidence and testimony in support of or opposed to the application. A Party Intervenor shall have a maximum of 30 minutes to make his/her full presentation, including opening statement and all direct presentation by witnesses, but excluding any cross-examination or questions from the Commission or a Board Member.

4. The Applicant (or his/her representative or counsel) shall present evidence and testimony in support of the application. Applicant shall have a maximum of 30 minutes to make his/her full presentation, including opening statement and all direct presentation by witnesses, but excluding any cross-examination or questions from the Commission or a Board member.

5. Any other persons present who wish to submit relevant information to the City Commission or Board shall speak next for a maximum of three minutes each (excluding any cross-examination or questions from the Commission or a Board member). Members of the public will be permitted to present their non-expert opinions, but the Commission or board will be expressly advised that public sentiment is not relevant to the decision, which must be based only upon competent and substantial evidence.

6. The Appellant will be permitted to make final comments, if any (maximum of five minutes).

7. The Applicant will be permitted to make final comments, if any (maximum of five minutes).

8. The Party Intervenor will be permitted to make final comments, if any (maximum of five minutes).

9. The City's staff will make final comments, if any (maximum of five minutes).

10. At the discretion of the Presiding Officer, the Applicant may be permitted to respond to the final Party Intervenor and staff comments and recommendations (maximum of three minutes).

G. The City Attorney or legal advisor will advise the City Commission or Board as to the

applicable law and the factual findings that must be made to approve or deny the application.

H. The City Commission or Board will conduct open deliberation of the application. The Presiding Officer shall have the discretion to reopen the proceeding for additional testimony or argument by the parties when an outcome substantially different than either the granting or denial of the application is being considered. After deliberations, a vote shall be taken to approve, approve with conditions or deny the application.

VII. Examination by Commissioners and City Attorney or Legal Advisor. Commissioners, Board members and the City Attorney or Legal Advisor may ask questions of persons presenting testimony or evidence at any time during the proceedings until commencement of deliberation.

VIII. Cross-Examination of Witnesses. After each witness testifies, the City staff representative, the Applicant's representative, Appellant's representative, and/or the Party Intervenor's representative shall be permitted to question the witness, but such cross-examination shall be limited to matters about which the witness testified and shall be limited to five minutes per side. Members of the public will not be permitted to cross-examine witnesses. Cross-examination shall be permitted only as would be permitted in a Florida court of law.

IX. Rules of Evidence.

A. All evidence of a type commonly relied upon by reasonably prudent persons in the conduct of their affairs shall be admissible, whether or not such evidence would be admissible in a court of law in Florida. Irrelevant, immaterial, harassing, defamatory or unduly repetitive evidence shall be excluded.

B. Hearsay evidence may be used for the purposes of supplementing or explaining other evidence, but it shall not be sufficient by itself to support a finding unless it would be admissible over objection in a civil action.

C. Documentary evidence may be presented in the form of a copy or the original. Upon request, parties shall be given an opportunity to compare the copy with the original.

X. Statements of Counsel. Statements of counsel, or any non-attorney representative, shall only be considered as argument and not testimony unless counsel or the representative is sworn in and the testimony is based on actual personal knowledge of the matters which are the subject of the statements.

XI. Continuances and Deferrals. The City Commission or Board shall consider requests for continuances made by City staff, the Applicant, the Appellant or a Party Intervenor and may grant continuances in its sole discretion. If, in the opinion of the City Commission or Board, any testimony or documentary evidence or information presented at the hearing justifies allowing additional research or review in order to properly determine the issue presented, then the City Commission or Board may continue the matter to a time certain to allow for such research or review.

XII. Transcription of hearing.

A. The City Clerk or staff liaison shall preserve the official transcript of the hearing through tape recording and/or video recording.

B. The Applicant, Appellant or Party Intervenor may arrange, at its own expense, for a court reporter to transcribe the hearing.

C. The Applicant, Appellant or Party Intervenor may request that all or a part of the transcript of a hearing be transcribed into verbatim, written form. In such case, the Applicant, Appellant or Party Intervenor requesting the transcript shall be responsible for the cost of production of the transcription and the transcription shall become the official transcript.

XIII. Maintenance of Evidence and Other Documents. The Office of the City Clerk or staff liaison shall retain all of the evidence and documents presented at the hearing unless any such evidence is too large to be stored by the City Clerk or staff liaison. In that event, such evidence will be stored in the Community Planning and Development Department.

XIV. False Testimony. Any willful false swearing on the part of any witness or person giving evidence before the Commission or Board as to any material fact in the proceedings shall be deemed to be perjury and shall be punished in the manner prescribed by law for such offense.

XV. Failure of Applicant to Appear. If the Applicant, the Appellant or Party Intervenor or their representative fails to appear at the time fixed for the hearing, and such absence is not excused by the Commission or Board, the Commission or Board may proceed to hear the evidence and render a decision thereon in absentia.

XVI. Subpoena Power. The Applicant, the Appellant or Party Intervenor or City's staff shall be entitled to compel the attendance of witnesses through the use of subpoenas. All such subpoenas shall be issued by the City Clerk at the request of the Applicant, Appellant or City's staff.

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