

Regular City Commission Meeting

Monday, July 3, 2017

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

Traci Callari, Vice Mayor - District 3

Debra Case, Commissioner - District 1

Peter Hernandez, Commissioner - District 2

Richard Blattner, Commissioner - District 4

Kevin Biederman, Commissioner - District 5

Linda Sherwood, Commissioner - District 6

Dr. Wazir Ishmael, City Manager

Alan Fallik, Acting City Attorney

Patricia A. Cerny, City Clerk

NOTES

The City Manager places before the Commission for consideration the consent agenda items prepared by various offices and departments in the City.

The consent agenda consists of items that are routine and/or non-controversial, the items are voted upon by the City Commission in one motion.

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

Agenda items not scheduled for a specific time may be considered at any time during the meeting at the discretion of the Commission.

All time certain agenda items will not be considered by the Commission earlier than the time listed for the item, however, the item may be taken up at the same time listed or later in the meeting.

The following items on this agenda are time certain items.

1:00 PM - Items - 31 thru 33

1:30 PM - Items - 34 thru 35

2:00 PM - Item - 36

5:00 PM - Items - 37 and 48

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.

ARCHITECTURE & URBAN DESIGN DIVISION5. [R-2017-183](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Consultant's Authorization To Proceed (ATP) No. 2 Between Lakdas/Yohalem Engineering Inc. And The City Of Hollywood To Provide Additional Professional Engineering Services For Structural Engineering For The Van Buren Parking Garage In An Estimated Lump Sum Of \$48,800.00.

Attachments: [RES LADKAS - Van Buren ATP #2.doc](#)
[Exhibit A Lakdas.pdf](#)
[Van Buren ATP #2 - Lakdas.pdf](#)
[Term Sheet - LakdasYohalem Engineering, Inc. ATP NO. 2 Van Buren Garage. \(BIS 17-230.doc](#)

DEPARTMENT OF DEVELOPMENT SERVICES6. [R-2017-184](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Accepting The Permanent Easement Conveying To The City Of Hollywood A Permanent Easement Interest In The Property Described In The Attached Permanent Easement Document; Said Dedication Being Made By Gloria Valencia; Said Property Being Located At 5917 Lee Street In Hollywood, Florida.

Attachments: [1 Resolution dedication.doc](#)
[3 Permanent Easement Document.pdf](#)
[4 Ownership.pdf](#)
[5 Location Map.pdf](#)

ENGINEERING DIVISION7. [R-2017-185](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Amending Resolution Nos. R-2002-21, R-2010-305, R-2011-206 And R-2016-262 Revising Engineering, Utilities And Landscape Permit Fees Collected As Part Of The Building Permit Process For Site Work And Right-Of-Way Improvements And Adopting The Revised Fee Schedule.

Attachments: [ResoBuildingFee Amend2017.docx](#)
[EN17-132 Comparison Permit Fees.pdf](#)
[BIS 17208.doc](#)

DEPARTMENT OF FINANCIAL SERVICES

8. [R-2017-186](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Increase The Attached Blanket Purchase Order (B002993) Between W.W. Grainger, Inc. And The City Of Hollywood For Maintenance Repair, Operating MRO: Facilities Maintenance Supplies City Wide, For An Estimated Annual Expenditure Of \$135,000.00
- Attachments:** [ResGraingerCitywide DRAFT.doc](#)
[Backup B002993.pdf](#)
[Backup for Grainger.pdf](#)
[tergrainger.doc](#)
[BIS 17-221.doc](#)
9. [R-2017-187](#) 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 Home Depot U.S.A., Inc. And The City Of Hollywood For Retail Maintenance, Repair, Operating (MRO) Supplies And Related Services City-Wide For And Estimated Annual Expenditure Of \$80,000.00.
- Attachments:** [ResHome Depot Citywide.doc](#)
[BPO Home Depot.pdf](#)
[BackUp Home Depot.pdf](#)
[terhomedepot.doc](#)
[BIS 17-222.doc](#)
10. [R-2017-188](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Execution And Delivery Of The 2017 Amendment To Interlocal Agreement Providing For Duration and Dissolution Of The Commission Which Amendment Amends The Interlocal Agreement, As Amended, Which Provides For The Establishment, Powers And Purposes Of The First Florida Governmental Financing Commission Of Which The City Of Hollywood Is A Member; And Providing An Effective Date.
- Attachments:** [01 - Resolution FFGFC Dissolution.docx](#)
[02 - FFGFC Resolution Amendments.pdf](#)
[03 - FFGFC Reso EX A 2017 Rule Amendment.pdf](#)
[04 - FFGFC Reso EX B Dissolution Plan.pdf](#)
[05 - FFGFC Reso EX C Interlocal Agreement Amendment.pdf](#)
[terffgfc.doc](#)
[BIS 17-207.doc](#)

11. [R-2017-189](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Amending The Budgets Of Various Funds Of The Fiscal Year 2017 Operating Budget Adopted And Approved By Resolution R-2016-284, As Detailed In The Attached Exhibits 1 - 7; Revising Operating Revenues, Authorizing Budgetary Transfers And Adjustments, Reauthorizing And Re-Appropriating Certain Funding; And Providing An Effective Date.
- Attachments:** [Budget Amendmant Reso_rev.doc](#)
[Exhibit 1.pdf](#)
[Exhibit 2.pdf](#)
[Exhibit 3.pdf](#)
[Exhibit 4 Revised.pdf](#)
[Exhibit 5.pdf](#)
[Exhibit 6.pdf](#)
[Exhibit 7.pdf](#)
[BIS 17-217.doc](#)
12. [R-2017-190](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Amending the Number and Type of the Authorized Positions and Adjusting the Assignments Of The Authorized Positions For Each Department For The Fiscal Year 2017 As Previously Established (R-2016-286).
- Attachments:** [PosCntrl.docx](#)
[Exhibit 1 Position Control.pdf](#)
[Exhibit 2.pdf](#)
[BIS17-218.doc](#)
13. [R-2017-191](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue The Attached Blanket Purchase Order Extending The Agreement For An Additional Sixty (60) Day Period Between Regions Security Services, Inc. And The City Of Hollywood For Uniformed, Armed And Unarmed Security Guard Services - Citywide For An Estimated Amount Of \$64,000.00.
- Attachments:** [ResRegionsSecurityGuardServicesI.doc](#)
[BackUp B002355.pdf](#)
[Term Sheet - Regions Security Services, Inc. - 60 day extension.doc](#)
[BIS 17-232.doc](#)
- Requires A 5/7th Vote*
14. [R-2017-192](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Relating To A Debt Financing To Fund Certain Capital Improvement Projects Contained In The Proposed FY 2017 - FY 2021 Capital Improvement Program, Authorizing A Declaration Of Official Intent Under U.S. Treasury Regulations With Respect To Reimbursements From The Proceeds Of The Debt Financing For Temporary Advances Made For Payment Prior To Issuance, And Related Matters.
- Attachments:** [Reso Declaration of Intent.doc](#)
[Declaration.docx](#)
[BIS 17-231.doc](#)

OFFICE OF HUMAN RESOURCES

15. [R-2017-193](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Bind The Renewal Of Medical Professional Liability For A Not To Exceed Amount Of \$35,200.00.

Attachments: [Resolution Medical Professional Liability Arthur J. Gallagher EMT Professional Liability Policy 2017](#)
[terinsmedicalprofessionalliability.doc](#)
[BIS 17-228.doc](#)

DEPARTMENT OF INFORMATION TECHNOLOGY

16. [R-2017-194](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue The Attached Purchase Order Between SHI Corporation And The City Of Hollywood For The Purchase Of A Hosted Microsoft E-Mail Solution With Three Years Of Maintenance For An Amount Of \$228,000.00 For Year One And \$170,000.00 For Years Two And Three.

Attachments: [Res Microsoft Office 365.docx](#)
[SHI Quote-13440329 - Office 365 Licenses.pdf](#)
[SHI Quote-13480789 - Prof Services.pdf](#)
[43230000-15-02 Microsoft LSP Contract Executed.pdf](#)
[FDMS 43230000-15-02 O365 Piggyback signed.docx](#)
[City of Hollywood EA 2017 Forms](#)
[Product Selection Form-0606460.006 PSF](#)
[tershiinternational.doc](#)
[BIS 17-226.doc](#)

17. [R-2017-195](#) 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 Atci Communications International, Inc. And The City Of Hollywood For Security Systems Services Maintenance And Repair Of Cameras City-Wide In The Estimated Annual Amount Of \$121,725.00.

Attachments: [Res ATCi 2017.doc](#)
[ATCi 2017 - BPO.pdf](#)
[ATCi 2017 - Backup](#)
[TermSheetATCIPIGGYBACK.doc](#)
[BIS 17-225.doc](#)

PARKING DIVISION

18. [R-2017-196](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Agreement Between T2 Systems, Inc. And The City Of Hollywood For An Extension Of The Existing Contract For Parking Enforcement Equipment And Software In The Amount Of \$26,055.51.

Attachments: [Reso for extension 07-03-17.docx](#)
[City of Hollywood - FL- 6 month Flex PE, Flexport Renewal, exp. 7-18-17_v1.pdf](#)
[Term Sheet - t2 Systems Inc..doc](#)
[BIS 17210.doc](#)

Requires A 5/7th Vote

19. [R-2017-197](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Negotiate And Execute An Agreement Between The Highest Ranked Firm And The City Of Hollywood To Provide Parking Garage Elevator Refurbishment At Garfield Parking Garage In An Estimated Amount of \$91,200.00.

Attachments: [Res Oracle Elevator.doc](#)
[Oracle Elevator - Backup.pdf](#)
[Term Sheet - Oracle Elevator Company.doc](#)
[BIS 17227.doc](#)

DEPARTMENT OF PARKS, RECREATION & CULTURAL ARTS

20. [R-2017-198](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Execute The Attached Agreement Between the City of Hollywood and The Port Everglades Rowing Club, Inc. D/B/A Hollywood Rowing Club ("Club").

Attachments: [Reso Rowing Club.docx](#)
[PortEvergladesRowingProgramManagementAg2017.docx](#)
[TERMSHEETPORTEVERGLADESROWINGCLUCHOLLANDPARK2017.DOC](#)
[BIS 17-224.doc](#)

21. [R-2017-199](#) 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 Attached Local Service Programs Contract And Memorandum Of Understanding Between The Areawide Council On Aging Of Broward County, Inc. And The City Of Hollywood To Provide Enhanced Senior Citizen Recreation Programs; And Authorizing The Department Of Financial Services To Amend The Fiscal Year 2017 Operating Budget (R-2016-284) As Detailed In Exhibit 1; And Further Authorizing The Appropriate City Officials To Execute Any And All Applicable Grant Documents And Agreement(s).

Attachments: [TMP-2017-367 ELDER GRANT RESO](#)
[TMP-2017-367 ELDER GRANT Exhibit 1](#)
[MOU with Matrix.pdf](#)
[Elder Grant F Lippman JL117-29-2018.pdf](#)
[TERMELDERGRANT2017.doc](#)
[BIS 17-206.doc](#)

POLICE DEPARTMENT

22. [R-2017-200](#) A Resolution Of The City Commission Of The City of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Agreement Between The City Of Hollywood And The School Board Of Broward County, Florida, Relating To The 2017-2018 School Resource Officer Program In Local Public Elementary And Secondary Schools.

Attachments: [Resolution.doc](#)
[SRO Agreement.pdf](#)
[Term Sheet.doc](#)
[BIS 17205.doc](#)

23. [R-2017-201](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Accept 2016 Department Of Homeland Security Grant Funds From The City Of Miami In The Approximate Amount Of \$120,669.41 To Enhance Public Safety And Emergency Management UASI Approved Projects, Training And Equipment; Further Authorizing The Appropriate City Officials To Execute The Attached Memorandum Of Agreement Between The City Of Hollywood And The City Of Miami (And All Other Applicable Sub-Grant Documents And Agreements); And Amending The Fiscal Year 2017 Operating Budget (R-2016-284) As Outlined In Exhibit 1.

Attachments: [Resolution.doc](#)
[2016 UASI grant Exhibit 1.pdf](#)
[Memoramdum of Agreement.docx](#)
[Term Sheet.docx](#)
[BIS 17216.doc](#)

DEPARTMENT OF PUBLIC UTILITIES

24. [R-2017-202](#) 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 Tripp Electric Motors And The City Of Hollywood For Motor And Pump Repair For An Estimated Annual Expenditure Of \$135,000.00.

Attachments: [Reso - Tripp Electric Motors.doc](#)
[B002997 Tripp Electric Motors.pdf](#)
[Term Sheet - Tripp Electric Motors.doc](#)
[BIS 17-209.doc](#)

25. [R-2017-203](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Official To Accept And Execute The Attached Two (2) Easements (Exhibits A And B), For The Upgrade Of The Sewage Lift Station A-5 Located At 333 Briarwood Circle, From The Carriage Hills Condominium Association, Inc. (City Project No. 16-8062).

Attachments: [Resolution - Two Easements for Carriage Hills L-S A-5 Upgrades.docx](#)
[Exhibits A and B - Two Easements for Carriage Hills L-S A-5 Upgrades.pdf](#)
[Utility Easement Form - Two Easements for Carriage Hills L-S A-5 Upgrades.pdf](#)

26. [R-2017-204](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Contract Between All Webb's Enterprises, Inc. And The City Of Hollywood For Construction Services Related To The Injection Wells Mechanical Integrity Testing And Cleaning At The Southern Regional Wastewater Treatment Plant, In The Amount Of \$424,010.00 And Approving An Amendment To The Fiscal Year 2017 Capital Improvement Program, As Set Forth In The Attached Exhibit A. (Project No. 16-9938)

Attachments: [All Webb's Enterprises Injection Well Testing & Cleaning 9938 - Resolution_revi Exhibit A - All Webb's Enterprises Injection Well Testing & Cleaning 9938.pdf](#)
[Contract - All Webb's Enterprises Injection Well Testing & Cleaning 9938.pdf](#)
[Engineer's Recommendation - All Webb's Enterprises Injection Well Testing & C Bid 9938 - All Webb'a Enterprises Inc.pdf](#)
[Bid 9938 - Youngquist Brothers, Inc.pdf](#)
[Term Sheet - All Webb's Enterprises, Inc..doc](#)
[BIS 17-229.doc](#)

27. [R-2017-205](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Execute The Attached Contract Between Mills Electric Service, Inc. And The City Of Hollywood For Construction Services Related To The Cryogenic Plant Compressor Soft Start Replacement Located At The Southern Regional Wastewater Treatment Plant, In The Amount Of \$346,233.00; Authorizing The Appropriate City Officials To Execute An Agreement With Hillers Electrical Engineering, Inc. For Technical Services During The Construction Phase Of The Project, In An Amount Not To Exceed \$16,000.00; And Approving An Amendment To The Fiscal Year 2017 Capital Improvement Program, As Set Forth In Exhibit "A" (Project No. 16-9417)

Attachments: [Resolution - Mills Cryogenic Plant Soft Start \(9417\) Rev.docx](#)
[Exhibit A - Mills Cryogenic Plant Soft Start \(9417\).pdf](#)
[Contract - Mills Cryogenic Plant Soft Start \(9417\).pdf](#)
[Proposal - Mills Cryogenic Plant Soft Start \(9417\).pdf](#)
[Bid Evaluation - Mills Cryogenic Plant Soft Start \(9417\).pdf](#)
[Bid 9417 Mills - Mills Cryogenic Plant Soft Start \(9417\).pdf](#)
[Bid 9417 Edwards - Mills Cryogenic Plant Soft Start \(9417\).pdf](#)
[TERMSHEETMILLSCRYOGENICPLANTSOFTSTARTREPLACEMENT2017.D](#)
[TERMSHEETHILLERSELECTRICALENGINEERINGTECHNICALSERVICES20](#)
[BIS 17-233.doc](#)

DEPARTMENT OF PUBLIC WORKS**28. [R-2017-206](#)**

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue The Attached Blanket Purchase Orders Renewing The Agreement Between Ceres Environmental Services, Inc., Crowder Gulf Joint Venture, Inc. And The City Of Hollywood For Emergency Debris Removal From Limited Spaces & Gated Communities For A One (1) Year Period In The Amount Of \$25,000.00 Each And The Authorization To Increase For A Combined Amount Of \$2,000,000.00 To Be Used In The Event Of An Emergency Declaration.

Attachments: [Res Emergency Debris Removal from Limited spaces & Gated Communities - F Backup BPO2498-BPO2500.pdf](#)
[Backup PR-17-161.pdf](#)
[Backup PR-17-162.pdf](#)
[Term Sheet - Emergency Debris Removal - Limited Spaces and Gated Commu BIS 17-203.doc](#)

29. [R-2017-207](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Amendment Number Five To State Of Florida Department Of Transportation (FDOT) Landscape Inclusive Memorandum Of Agreement Between FDOT And The City Of Hollywood To Maintain Landscape And Streetscape Improvement Within The FDOT's Highway Facilities Within The Medians, Outside The Travel Way And Made To The Travel Way (If Applicable) That Are Being Made At The Request Of The City Of Hollywood.

Attachments: [Reso for FDOT Landscape Inclusion Memo.docx](#)
[Agreement, Exhibit A and B - Hollywood Amend#5\(6-14-17\).pdf](#)
[TermSheetFDOTMOUAmend5LANDSCAPEINCLUSIVE.doc](#)
[BIS 17-215.doc](#)

30. [R-2017-208](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue The Attached Five Blanket Purchase Orders Renewing The Agreements Between Ashbritt, Inc., Bergeron Emergency Services, Inc., Ceres Environmental Services, Inc., Crowder Gulf Joint Venture, Inc., DRC Emergency Services And The City Of Hollywood, For Emergency Response And Recovery Services For A One (1) Year Period In The Amount Of \$25,000.00 Each And The Authorization To Increase For A Combined Amount Of \$2,000,000.00 To Be Used In The Event Of An Emergency Declaration.

Attachments: [Res Emergency Response and Recovery - Renewal 4.doc](#)
[Backup B002501-B002503-B002505-B002506-B002509.pdf](#)
[Backup PR-17-165.pdf](#)
[Backup PR-17-170.pdf](#)
[Backup PR-17-168.pdf](#)
[Backup PR-17-167.pdf](#)
[Backup PR-17-171.pdf](#)
[Term Sheet - Emergency Response and Recovery Services.doc](#)
[BIS 17-202.doc](#)

1:00 PM PRESENTATIONS, PROCLAMATIONS AND AWARDS

31. [P-2017-043](#) Proclamation In Recognition Of Honor Guards Day - July 1, 2017.
- Attachments:** [ProcHonorGuardsDay - July 1 2017](#)
32. [P-2017-044](#) Presentation By The Hollywood Council Of Civic Associations Of Scholarships To Melinda Hebert, Zoe Dekeles And Zak Meyers.
33. [P-2017-045](#) Presentation By Joshua Kittinger, Human Resources Officer, Of Employees Hired March 1, 2017 Through June 30, 2017.

1:30 PM TIME CERTAIN ITEM

34. [PO-2017-11](#) An Ordinance Of The City Of Hollywood, Florida, Amending Chapter 119 Of The Code Of Ordinances Entitled "Vacation Rental License Program" To Revise The Definition Of A Vacation Rental, And To Require Compliance Inspections For Vacation Rentals; Providing For Severability; Providing For Conflicts; Providing For An Effective Date.

Attachments: [ORDINANCE - CHAPTER 119 - VACATION RENTALS - rev 5.doc](#)

Second Reading

No Changes Since First Reading

Advertised Public Hearing

Staff Recommends Continuation To August 30, 2017

1:30 PM QUASI-JUDICIAL ITEM

(Rules of Procedure Attached to Agenda)

35. [R-2017-209](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Considering The Request For An Amendment To The Design And Site Plan (Previously Approved By Planning And Development Board Resolution 15-DPV-72) For The Construction Of A 62 Unit Residential Development Located At 2000 Van Buren Street (Sol Van Buren Pursuant To The Provisions Of The City Of Hollywood Zoning And Land Development Regulations. (15-AP-72a).

Attachments: [1572a_CC Reso 2017_0703.docx](#)
[EXHIBIT A.pdf](#)
[EXHIBIT B.pdf](#)
[EXHIBIT C.pdf](#)
[Attachment i.pdf](#)
[Attachment ii Part I.pdf](#)
[Attachment ii Part II.pdf](#)
[Attachment iii.pdf](#)
[Attachment iv.pdf](#)
[Attachment v.pdf](#)

2:00 PM TIME CERTAIN ITEM

36. [R-2017-210](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Supporting The Amendment Of State Statute 327.4108 Anchoring Of Vessels In Anchoring Limitation Areas To Add North And South Lake To The List Of Designated Anchoring Limitation Areas

Attachments: [res designation of north and south lakes are recreational.docx](#)

5:00 PM QUASI-JUDICIAL ITEM

(Rules of Procedure Attached to Agenda)

37. [PO-2017-12](#) An Ordinance Of The City Of Hollywood, Florida, Amending Ordinance No. O-76-25, The Hillcrest PUD Ordinance, As Amended By Resolution R-81-56, Ordinances O-81-80, O-84-54, O-87-39, O-93-75, O-99-09, O-2000-05, O-2002-34, O-2009-38, O-2013-11 And O-2016-10 By Amending Exhibit "A" Of O-2016-10 To Modify The Conditions To The Hillcrest PUD-R Modified Site Plan For Phase 2 Of The Previously Approved 645 Residential Units And Amenities, Including But Not Limited To The Golf Course. (15-JPZ-44a)

Attachments: [1544a JPZ CC Ordinance 2017_0621.doc](#)
[1544a JPZ CC_HOLD HARMLESS.doc](#)
[Attachment I](#)
[Attachment II](#)
[Attachment III Hillcrest Phasing Plan.pdf](#)

Second Reading
No Changes Since First Reading
Advertised Public Hearing

ORDINANCE(S)**38. [PO-2017-13](#)**

An Ordinance Of The City Of Hollywood, Florida, Granting A Petition For The Establishment Of A Community Development District For The Real Property Legally Described In Exhibit "A"; Establishing The Name Of The District As The Hillcrest Community Development District; Making Findings Of Fact Regarding The District, Describing The Boundaries Of The District; Naming The Five Persons Designated To Be The Initial Members Of The Board Of Supervisors; Providing Consent For The Exercise Of Certain Powers, Providing For Conflicts; Providing For A Severability Clause; And Providing For An Effective Date.

Attachments: [HillcrestCDDFINAL1June122017 docDraft Ordinance Hillcrest.doc](#)
[Exhibit A.pdf](#)
[Exhibit B.pdf](#)
[Attachment 1.pdf](#)
[BIS 17220.doc](#)

First Reading

39. [PO-2017-01](#)

An Ordinance Of The City Of Hollywood, Florida, Creating The Emerald Hills Safety Enhancement District, A Dependent Special District Authorized By Section 189.02, Florida Statutes; Providing For The Purpose, Powers, Functions And Duties Of The District; Designating The Geographic Boundary Limitations Of The District; Stating The Authority Of The District; Explaining Why The District Is The Best Alternative; Designating The Membership, Organization, Compensation And Administrative Duties Of The Governing Board Of The District; Stating All Financial Disclosures, Noticing And Reporting Requirements; Declaring That The Creation Of The District Is Consistent With The Approved Local Government Comprehensive Plans; Providing For Conflicts; Providing For Severability; Providing For Sunset; And Providing For An Effective Date.

Attachments: [ORDINANCE - Emerald Hills Security Enhancement District - second reading - ;](#)
[MEMO- 1 of 2 Safe Neighborhood Impro District- Citizen Comments Addressed](#)
[Memo - 2 of 2 - EMSED - Memo.pdf](#)
[Emerald Hills West HPD Ballot.pdf](#)
[Emerald Hills Safety Enhancement District Notice Mailing.pdf](#)
[Emerald Hills Safety Enhancement District - Invoice.pdf](#)
[Emerald Hills Safety Enhancement District - payment.pdf](#)
[Emerald Hills Safety Enhancement District - Map - Entire District.pdf](#)
[EMSED-1.pdf](#)
[EMSED-2.pdf](#)
[EMSED-3.pdf](#)
[EMSED-4.pdf](#)
[EMSED-5.pdf](#)
[EMSED-6.pdf](#)
[emerald hills mailing.pdf](#)

Second Reading

Continued From The May 3, 2017 Meeting

Staff Recommends Continuation To August 30, 2017

40. [PO-2017-14](#) An Ordinance Of The City Of Hollywood, Florida, Amending Chapter 99 Of The Code Of Ordinances Entitled "Municipal Beach" To Revise Section 99.02 Section(B)(4) Related To The Launching Of Non-Motorized Vessels.

Attachments: [Ordinance - CHAPTER 99 -Municipal Beach - Non motorized vessels.docx](#)

First Reading

REGULAR AGENDA

41. [R-2017-211](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Designating The Voting Delegate For The Florida League Of Cities 2017 Annual Conference, To Be Held On August 17-19, 2017 In Orlando, Florida

Attachments: [R-fal-leg-appt.DOC](#)
[Voting Delegate 2017 FLC Annual Conference.pdf](#)

42. [R-2017-212](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Relating To The Provision Of Fire Rescue Services, Facilities And Programs In The City Of Hollywood, Florida; Establishing The Estimated Assessment Rate For Fire Rescue Assessments For The Fiscal Year Beginning October 1, 2017; Directing The Preparation Of An Assessment Roll; Authorizing A Public Hearing And Directing The Provision Of Notice Thereof; Providing For Conflicts; Providing For Severability; And Providing An Effective Date.

Attachments: [01 Reso Fire Rescue Assess FY2018.docx](#)
[02 APPA Fire Rescue Incident Rpt Situation Codes.pdf](#)
[03 APPB Fire Rescue Property Use Codes.pdf](#)
[04 APPC Fire Rescue Apportionment Method.pdf](#)
[05 APPD Fire Rescue Rate Schedule.pdf](#)
[06 APPE Fire Rescue Notice To Be Published.pdf](#)
[07 APPF Fire Rescue Trim Notice.pdf](#)
[BIS 17-213.doc](#)

43. [R-2017-213](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Relating To The Provision Of Fire Inspection Services In The City Of Hollywood, Florida; Establishing The Estimated Assessment Rates For Fire Inspection Assessments For The Fiscal Year Beginning October 1, 2017; Directing The Preparation Of An Assessment Roll; Authorizing A Public Hearing And Directing The Provision Of Notice Thereof; Providing For Conflicts; Providing For Severability; And Providing An Effective Date.

Attachments: [01 Reso Fire Inspection FY2018.docx](#)
[02 APPA Fire Inspection Rates.pdf](#)
[03 APPB Fire Inspection Notice To Be Published.pdf](#)
[04 APPC Fire Inspection Sample TRIM Notice.pdf](#)
[BIS 17-214.doc](#)

44. [R-2017-214](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Relating To The Levying And Collecting Of A Non-Ad Valorem Assessment For The Costs Of Abating Nuisances Occurring On Real Property That Are Prohibited Under The City's Code Of Ordinances; Establishing The Estimated Assessment Amounts To Be Included On The Annual Property Tax Bills Of The Effected Property Owners Who Have Had Remedial Work Performed On Their Properties By The City; Directing The Preparation Of An Assessment Roll; Authorizing A Public Hearing And Directing The Provision Of Notice Thereof; Providing For Conflicts; Providing For Severability; And Providing An Effective Date.
- Attachments:** [01 Prelim Assess Reso Nuisance Abate FY2018.docx](#)
[02 AppA Parcels Assessed.pdf](#)
[03 AppB Notice To Be Published.pdf](#)
[04 AppC Sample TRIM Notice.pdf](#)
[BIS 17-212.doc](#)
45. [R-2017-215](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Setting The Proposed ("Not To Exceed") Millage Rate Pursuant To Section 200.065 (2) (b), Florida Statutes, And Setting The Date, Time And Place At Which A Public Hearing Will Be Held To Consider The Proposed Millage Rate And Tentative Budget.
- Attachments:** [Reso not to exceed.doc](#)
[BIS17-200.doc](#)
46. [R-2017-216](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving and Authorizing The Appropriate City Officials To Execute The Attached First Amendment To The License And Management Services Agreement Between The City Of Hollywood, Florida ("City") And McCumber-Wright Venture, LLC., For Hollywood Beach Golf And Country Club.
- Attachments:** [Reso_FirstAmendmentLicenseMgmtAgHollywoodBeachGolfCourse.doc](#)
[FirstAmendmentLicenseMgmtAgHollywoodBeachGolfCourse.doc](#)
[MWW - Hlwd Bch Golf CC Exp 06.2026.pdf](#)
[TermSheetMcCumberFirstAmendmentHBGC.doc.docx](#)
[BIS 17-223.doc](#)
47. [R-2017-217](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Amending Resolution Nos. R-2010-171, R-2011-303 And R-2016-184 In Order To Establish On-Street Parking Rates Within Downtown Hollywood; And Amending R-2011-303 To Eliminate The Three Hour Free On-Street Parking Program.
- Attachments:** [Reso & Exhibit C for paid parking downtown v4.doc](#)
[BIS 17219.doc](#)
48. **5:00 PM CITIZENS' COMMENTS (Total Time 30 Minutes)**

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

49. Commissioner Sherwood, District 6

50. Commissioner Case, District 1

51. Commissioner Hernandez, District 2

52. Vice Mayor Callari, District 3

53. Commissioner Blattner, District 4

54. Commissioner Biederman, District 5

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-day 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 eight 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.

R-2016-334, 11/2/2016