

# City of Hollywood

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



## Meeting Minutes

**Wednesday, July 8, 2015**

**1:00 PM**

**Commission Chambers Room 219**

## **Regular City Commission Meeting**

### ***CITY COMMISSION***

***Peter Bober, Mayor***

***Kevin Biederman, Vice Mayor - District 5***

***Patricia Asseff, Commissioner - District 1***

***Peter Hernandez, Commissioner - District 2***

***Traci Callari, Commissioner - District 3***

***Richard Blattner, Commissioner - District 4***

***Linda Sherwood, Commissioner - District 6***

***Dr. Wazir Ishmael, City Manager***

***Jeffrey P. Sheffel, City Attorney***

***Patricia A. Cerny, City Clerk***

The Regular City Commission Meeting of the City of Hollywood, Florida, was called to order by Mayor Bober on Wednesday, July 8, 2015 at 1:05 PM in the City Commission Room, Room 219, Joseph W. Watson Circle, Hollywood, Florida.

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

**Present:** Commissioner Patricia Asseff, Commissioner Peter Hernandez, Commissioner Traci Callari, Commissioner Richard Blattner, Vice Mayor Kevin D. Biederman, Commissioner Linda Sherwood and Mayor Peter Bober

### **CONSENT AGENDA**

#### **Approval of the Consent Agenda**

**ACTION:** A motion was made by Commissioner Sherwood, seconded by Commissioner Asseff, to approve the Consent Agenda. The motion passed unanimously (7-0).

5. [R-2015-185](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute the Attached Engagement Letter Between The City Of Hollywood And Paul Ryder, Jr., P.A. For Legal Services In The Estimated Annual Amount Of \$75,000.00.  
**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).
6. [R-2015-186](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Designating Bond Counsel To Provide Services To the City In Connection With The Issuance Of Its General Obligation Refunding Bonds, Series 2015; Authorizing the Appropriate City Officials To Execute The Attached Engagement Letter Between Greenberg Traurig, P.A. For Bond Counsel Services In The Amount Of \$35,000.00.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

7. [R-2015-187](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving The Regular City Commission Meeting Minutes Of February 4, 2015.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

8. [R-2015-188](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving The Regular City Commission Meeting Minutes Of February 18, 2015.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

9. [R-2015-189](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving The Regular City Commission Meeting Minutes Of March 4, 2015.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

10. [R-2015-190](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing Participation In The "Florida Green Energy Works Program" And The "Clean Energy Green Corridor Program," Voluntary Programs Providing Interested Property Owners With The Opportunity To Finance Energy Efficiency Improvements On Their Property By Repayment Through Non-Ad Valorem Assessments On Their Property Tax Bill, Authorizing The appropriate City Officials To Execute An Interlocal Agreement Between The Florida Green Finance Authority And The City Of Hollywood And An Interlocal Agreement Between The Clean Energy Green Corridor District And The City Of Hollywood For Administration Of These Programs In The City.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

11. [R-2015-191](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Supporting A Statewide Ban On Extreme Hydraulic Fracturing And Other Similar Methodologies For Energy Resource Extraction In Florida.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

12. [R-2015-192](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Agreement And Issue The Attached Blanket Purchase Order Between The Highest Ranked Firm And The City Of Hollywood To Provide Occupational Health Services For An Estimated Annual Expenditure Of \$53,625.00.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

13. [R-2015-193](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving An Extension Of One Hundred And Eighty (180) Calendar Days Of The Agreement Between The City Of Hollywood, Florida And Desman Incorporated For A Parking Management Plan.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

14. [R-2015-194](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Amending The General Fund (Fund 01) For The Fiscal Year 2015 Adopted Budget (R-2014-282), Revising Operating Revenues, Authorizing Budgetary Transfers, And Providing An Effective Date.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

15. [R-2015-195](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Amending The Special Programs Fund (Fund 11) Of The Fiscal Year 2015 Adopted Budget (R-2014-282), Revising And Recognizing Certain Operating Revenues, Authorizing Certain Budgetary Reappropriations And Reallocations As Detailed In The Attached Exhibit 1, And Providing An Effective Date.
- ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed 6-0. Vice Mayor Biederman declared a voting conflict.
16. [R-2015-196](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Amending The Adopted Fiscal Year 2015 Operating Budget (R-2014-282); Authorizing The Continuation Of Certain Previously Authorized And Appropriated Funds In Certain Identified Accounts Of The Adopted Fiscal Year 2014 Operating Budget, As Amended, Which Balances Remained Unencumbered At The End Of The 2014 Fiscal Year In The Law Enforcement Forfeiture Fund, Fund 12, Into Identified Fiscal Year 2015 Accounts in Fund 12 In The Amounts As Detailed In The Attached Exhibit 1, And Providing An Effective Date.
- ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).
17. [R-2015-197](#) 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 Bank Of America, N.A. And The City Of Hollywood To Provide A Purchasing Card Program To Make Small Dollar Purchases Of Good And Services.
- ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).
18. [R-2015-198](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing An Amendment To The Agreement Between The City Of Hollywood and Gabriel, Roeder, Smith & Company For Actuarial Consulting Services - General Employees' Retirement Fund, In The Amount Of \$55,000.00 For Additional Services Related To An Experience Study, Governmental Accounting Standards Board Pronouncements, And Supplemental Pension Distributions.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

19. [R-2015-199](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Accept And Execute The Attached Grant Contract And Memorandum Of Understanding For The Amount Of \$228,000.00 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 Establishment Of Certain Accounts To Recognize And Appropriate The Grant Funding, And Further Authorizing The Appropriate City Officials To Execute Any And All Applicable Grant Documents And Agreement(s).

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

20. [R-2015-200](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Termination Of The Agreement With American Traffic Solutions For the Photo Red Light Enforcement Program.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

21. [R-2015-201](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Use Of The City's "Best Interest" Exemption To Issue A Purchase Order To Chart Industries, Inc. For The Fabrication Of A Spare Nitrogen Superheater, For The Cryogenic Plant At The City Of Hollywood, Southern Regional Wastewater Treatment Plant, In The Amount Of \$60,500.00; And To Issue A Purchase Order To Solutionwerks, Inc. For Engineering Services And Technical Assistance During The Production Of The Fabrication (Or Shop) Drawings Related To The Spare Nitrogen Superheater, In The Amount Of \$3,000.00; And To Amend The Approved Fiscal Year 2015 Capital Improvement Program, As Set Forth In Exhibit A.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

22. [R-2015-202](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Contract Between Rowland, Inc. And The City Of Hollywood For Manholes Repairs And Replacements Services Related To The Gravity Sewer System Condition Assessment, Renewal, And Replacement Program (A.K.A. Inflow/Infiltration Reduction Program), As Identified In The 2007/2008 Wastewater System Master Plan, In The Amount Of \$762,271.00 (City Project No. 15-7075).
- ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).
23. [R-2015-203](#) 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 All Power Generators And The City Of Hollywood For Generator Preventative Maintenance & Repair Services For Public Utilities For An Estimated Annual Expenditure Of \$54,765.00.
- ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).
24. [R-2015-204](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue The Attached Blanket Purchase Order Renewing The Agreement Between Arbor Tree & Land, Inc. And The City Of Hollywood, The Attached Blanket Purchase Order Renewing The Agreement Between Ceres Environmental Services, Inc. And The City Of Hollywood, The Attached Blanket Purchase Order Renewing The Agreement Between 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.
- ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).
25. [R-2015-205](#) 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 Arbor Tree & Land, Inc. And The City Of Hollywood, The Attached Blanket Purchase Order Renewing The Agreement Between Ashbritt, Inc. And The City Of Hollywood, The Attached Blanket Purchase Order Renewing The Agreement Between Bergeron Emergency Services, Inc. And The City Of Hollywood, The Attached Blanket Purchase Order Renewing The Agreement Between Ceres Environmental Services, Inc. And The City Of Hollywood, The Attached Blanket Purchase Order Renewing The Agreement Between Crowder Gulf Joint Venture, Inc. And The City Of Hollywood, The Attached Blanket Purchase Order Renewing The Agreement Between 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.

**ACTION: This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).**

26. [R-2015-206](#)

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 Genuine Parts Company D/B/A Napa Auto Parts And The City Of Hollywood For The Supply And Delivery Of Automotive And Truck Parts, Accessories And Supplies For An Estimated Annual Expenditure Of \$159,400.00.

**ACTION: This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).**

27. [R-2015-207](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Execution By The Appropriate City Officials Of The Attached First Amendment To The Commingled Waste Disposal Services Agreement Between The City Of Hollywood And Waste Management Inc. Of Florida; And Approving And Authorizing The Issuance Of The Attached Blanket Purchase Order Increasing The Estimated Annual Expenditure For Said Services To An Estimated Annual Amount Of \$682,500.00 For The Remainder Of The Initial Five Year Contract Term (July 14, 2018).

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

28. [R-2015-208](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Amending Resolution Nos. R-2002-21 and R-2011-206 To Revise The Existing Plans Processing Fee And Permit Fee Schedule To Include Plans Processing Fees And Permit Fees For Landscaping Plan Reviews And Plan Processing Fees For Maintenance Of Traffic Plan Reviews.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

29. [R-2015-209](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Amending Resolution Nos. R-2002-022 And R-2008-146 To Revise The Existing Fee Schedule Related To The Site Plan Review Process To Include Fees For Traffic, Parking And/Or Transportation Related Study Reviews.

**ACTION:** This Resolution was moved by Commissioner Sherwood, which was seconded by Commissioner Asseff, and adopted on the Consent Agenda. The motion passed unanimously (7-0).

36. [PO-2015-19](#)

An Ordinance Of The City Of Hollywood, Florida, Amending Section 1. Of Ordinance No. O-2015-02 To Extend The 120 Day Site Plan Submission Date Time Frame For The Parc View Apartments Project; And Providing For An Effective Date.

**ACTION:** Dr. Wazir Ishmael, City Manager, withdrew the ordinance from consideration.

34. [R-2015-211](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving The "Denny's Hollywood Store 485" Plat, Being In The City Of Hollywood, Broward County, Florida, And Generally Located On The East Side Of North 29th Avenue Between Sheridan Street And Raleigh Street.

The City Attorney explained waiving the quasi-judicial procedures.

The Mayor asked if there were any objections to waiving the quasi-judicial procedures, being there was no objection, the quasi-judicial procedures were waived.

Jonathan Vogt, Deputy Director of Public Works/City Engineer, explained the intent of the resolution.

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed unanimously. (7-0)**

35. [R-2015-212](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Vacating A Portion Of An Exclusive Ingress Egress Easement (ORB 24155, Pg 180) Located Within Parcel G Of The "South Florida Industrial Park" Plat (PB 63, Pg 38), As More Particularly Described In Exhibit "A" Attached Hereto, In Connection With The Construction Of A New Denny's Restaurant. (VA-15-04)

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed unanimously. (7-0)**

42. [PO-2015-20](#)

An Ordinance Of The City Of Hollywood, Florida, Amending Chapter 38 Of The Code Of Ordinances Entitled "Purchasing" Repealing Section 38.39(B)(3)(S); Amending Section 38.40, Competitive Bidding Or Competitive Proposals Required; Amending Section 38.42, Formal Contract Procedure; Amending Section 38.43, Open Market Procedure; Amending Section 38.48, Termination, Extension, And Renewal Of Contracts.

George Keller, Assistant City Manager for Finance and Administration, provided an introduction and explained the intent of the ordinance.

Joel Wasserman, Director of Procurement Services, provided a presentation on the intent of the ordinance.

Discussion ensued among staff and members of the Commission.

Dr. Wazir Ishmael, City Manager, responded to questions raised by the Commission.

Commissioner Hernandez declared a voting conflict.

Jeffrey P. Sheffel, City Attorney, provided additional information.

**ACTION: Motion was made by Vice Mayor Biederman, which was seconded by Commissioner Sherwood, to amend section 38.40(C)(8) to require a 5/7th's vote of the City Commission. The motion on voice vote carried 6-0. Commissioner Hernandez abstained.**

Discussion ensued among staff and members of the Commission.

The City Clerk read the title of ordinance on first reading.

**ACTION: Motion was made by Commissioner Sherwood, which was seconded by Commissioner Asseff, to approved as amended the Ordinance. The motion on roll call vote carried:**

**Aye:** Commissioner Asseff  
Commissioner Callari  
Commissioner Blattner  
Vice Mayor Biederman  
Commissioner Sherwood  
Mayor Bober

**Abstain:** Commissioner Hernandez

30. [P-2015-044](#) Presentation By State Representative Evan Jenne, To Provide An Update On The 2015 Legislative Session and Special Session.

Evan Jenne, State Representative, provided a re-cap on the Legislative Session and Special Session.

Discussion ensued among Representative Jenne and members of the Commission.

31. [PO-2015-17](#) An Ordinance Of The City Of Hollywood, Florida, Considering The Request For An Amendment To The Seaside Village Master Development Plan (Previously Approved By Ordinance No. O-2014-08) To Change The Two Multi-Family Buildings On The East Side Of North Ocean Drive To Eight (8) Single Family Homes And Changing The Building Footprint And Setbacks; And Providing An Effective Date. (13-DJPVZ-100a)

The City Attorney explained waiving the quasi-judicial procedures for items 31-33 and Mayor Bober questioned if there were any objections to waiving them. There were no objections, and the quasi-judicial procedures were waived.

The City Clerk read the ordinance title on first reading.

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Blattner, to adopt on first reading the Ordinance. The motion on roll call vote carried:**

**Aye:** Commissioner Asseff  
Commissioner Hernandez  
Commissioner Callari  
Commissioner Blattner  
Vice Mayor Biederman  
Commissioner Sherwood  
Mayor Bober

32. [R-2015-210](#) A Resolution Of The City Commission Of The City Of Hollywood,

Florida, Vacating And Abandoning Public Easement Interests Previously Dedicated To The City By An Indenture Recorded In OR Book 2847, Pg 509, Attached Hereto And Located Within Lot 18, Block 174 Of The Hollywood Central Beach” Plat, And Associated With The Proposed Seaside Village Development Within The North Beach Community. (VA-15-03)

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed unanimously. (7-0)**

33. [PO-2015-18](#)

An Ordinance Of The City Of Hollywood, Florida, Approving An Amendment To The Current Costa Hollywood Planned Development Master Plan (Originally Approved By Ordinance O-2004-23, And Amended By Ordinances O-2006-38 And O-2013-07); Allocating Three (3) Additional Bonus Hotel Density Condo-Hotel Rooms From The “Central Beach Hotel Room Pool” For A Total Of 143 Bonus Hotel Density Condo-Hotel Rooms Pursuant To The City’s Comprehensive Plan; And Releasing The Declaration Of Restrictions Recorded In Official Records Book 50902 At Pages 1569-173 Of The Public Records Of Broward County, Florida. (12-D-17b)

The City Clerk read the ordinance title on first reading.

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Hernandez, to adopt on first reading the Ordinance. The motion on roll call vote carried:**

**Aye:** Commissioner Asseff  
Commissioner Hernandez  
Commissioner Callari  
Commissioner Blattner  
Vice Mayor Biederman  
Commissioner Sherwood  
Mayor Bober

43. [R-2015-218](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Designating The Voting Delegate For The Florida League Of Cities 2015 Annual Conference, To Be Held On August 13-15, 2015 In Orlando, Florida.

**ACTION: Motion was made by Commissioner Sherwood, which was seconded by Vice Mayor Biederman, to adopt the Resolution appointing Commissioner Asseff as voting delegate. On a voice vote the motion passed unanimously. (7-0)**

44. [R-2015-219](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Adopting A One Year Action Plan And Projected Use Of Funds For Federal Program Year 2015/2016.

Mayor Bober announced the resolution was advertised in conformance with State Statutes and City codes. The public hearing was opened, being there was no one present who wished to speak, the public hearing was declared closed.

Davon Barbour, Director of Economic Redevelopment, explained the intent of the resolution.

Vice Mayor Biederman announced he will abstain from voting due to a conflict of interest.

Vice Mayor Biederman left the meeting at 1:40 PM.

**ACTION: Motion was made by Commissioner Sherwood, which was seconded by Commissioner Callari, to adopt the Resolution. The motion on roll call vote carried:**

**Aye:** Commissioner Asseff  
Commissioner Hernandez  
Commissioner Callari  
Commissioner Blattner  
Commissioner Sherwood  
Mayor Bober

**Abstain:** Vice Mayor Biederman

**45. [R-2015-220](#)**

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Contract Between Giannetti Contracting Corporation And The City Of Hollywood For Construction Services Related To The Water Main Replacement Program From Hollywood Boulevard To Sheridan Street Between Federal Highway (US-1) And The Intracoastal Waterway, As Identified In The 2007 Water System Master Plan And As Part Of The City-Wide Water Main Replacement Program, And For Miscellaneous Stormwater Improvements, In The Amount Of \$13,689,489.38; And To Amend The Approved Fiscal Year 2015 Capital Improvement Program, As Set Forth In Exhibit A (City Project No. 13-5119).

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed 6-0. Vice Mayor Biederman was absent.**

**46. [R-2015-221](#)**

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Contract Between TLC Diversified, Inc. And The City Of Hollywood For Construction Services Related To The Return Activated Sludge (RAS) Pump Station No. 2 Replacement Located At The Southern Regional Wastewater Treatment Plant, As Identified In

The 2007/2008 Wastewater System Master Plan, In The Amount Of \$1,537,000.00; And To Execute The Attached Authorization To Proceed For Work Order No. H&S 15-02 Between Hazen And Sawyer, P.C. And The City Of Hollywood For Construction Administration Services During The Construction Phase Of The Project, In An Amount Not To Exceed \$136,730.00; And To Amend The Approved Fiscal Year 2015 Capital Improvement Program, As Set Forth In Exhibit A. (Project No. 14-9522).

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed 6-0. Vice Mayor Biederman was absent.**

47. [R-2015-222](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Issue The Attached Blanket Purchase Order And Execute An Agreement Between Waste Pro Of Florida, Inc. And The City Of Hollywood For Curbside Recycling Collection Services In An Estimated Annual Amount Of \$1,240,658.60.

Vice Mayor Biederman returned to the meeting at 1:42 PM.

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed unanimously. (7-0)**

48. [R-2015-223](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Negotiate And Execute An Agreement Between United Data Technologies (UDT) And The City Of Hollywood For The Lease/Purchase And Maintenance Of A Unified Communications System; And Further Authorizing A Six-Year Financing Agreement Between Key Government Finance And The City Of Hollywood For A Total Estimated Amount Of \$1,155,554.00.

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed unanimously. (7-0)**

49. [R-2015-224](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Issuance Of Not More Than \$44,400,000.00 In Initial Principal Amount Of The City Of Hollywood, Florida General Obligation Refunding Note, Series 2015, For The Purpose Of Refunding On A Current Basis, All Of The City's Outstanding General Obligation Bonds, Series 2005, And Paying Costs Of Issuance; Providing The Form And Terms Of The Series 2015 Note; Providing For The Payment Of The Series 2015 Note From A Tax On All

Taxable Property In The City Of Hollywood; Determining The Need For A Negotiated Sale Of Such Series 2015 Note To Raymond James Capital Funding, Inc.; Designating The City's Financial Services Department To Act As Paying Agent; Approving The Form Of And Authorizing The Execution And Delivery Of A Note Purchase Agreement; Providing For The Rights And Remedies Of The Holders Of The Series 2015 Note; Providing For Certain Other Matters Deemed Necessary; Making Certain Covenants Relating To The Issuance Of The Series 2015 Note, Authorizing The Proper Officers Of The City To Do All Other Things Deemed Necessary Or Advisable In Connection With The Issuance Of The Series 2015 Note; And Providing For An Effective Date.

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed unanimously. (7-0)**

**59. Commissioner Callari, District 3**

Hollywood Beach July 4th Event

Commissioner Callari thanked staff for the tremendously successful Hollywood Beach July 4th celebration. She stated the fireworks were amazing and the beach was very well maintained the entire weekend.

Commission Summer Break

Commissioner Callari explained that members of the Commission will be accessible via e-mail throughout the summer break. She requested that everyone continue to be cognizant of their surroundings and report any unusual activity to the Police Department.

Pool Safety

Commissioner Callari emphasized the importance of pool safety. She announced that an 18 month old child drowned this morning.

Crime Vigilance

Commissioner Callari stated there have been situations involving crime in the City during the past week. She explained the importance for everyone to be aware of their surroundings and act as the eyes and ears for the Police Department. She wished everyone a safe summer.

**60. Commissioner Blattner, District 4**

Hollywood Beach July 4th Event

Commissioner Blattner stated he enjoyed the excellent Hollywood Beach July 4th celebration and thanked staff for their efforts. He

explained that he thought the traffic pattern leaving the beach was unusual.

#### South Florida Industrial Park

Commissioner Blattner announced he and most of the City Commission attended a ribbon cutting ceremony at the South Florida Industrial Park yesterday in recognition of Aerospace Precision Company relocation of their headquarters and distribution operations from California to their existing site in the South Florida Industrial Park. He thanked City staff who were involved with this project. Rick Scott, Florida State Governor, was in attendance. Commissioner Blattner stated the South Florida Industrial Park has the potential for being a slum which is an embarrassment. One of the current issues is the gravel and dirt parking area which must be improved.

#### Port Everglades Event

Commissioner Blattner announced he and Mayor Bober attended an event at Port Everglades to acknowledge the Army Corps of Engineers approval to dredge the Port in order to deepen it, which will result in the ability to accommodate larger ships. Thousands of jobs will be created for this project. Tim Ryan, Mayor of Broward County, acknowledged at the event that 80 percent of the Port is located in Hollywood.

#### Community Redevelopment Agency (CRA)

Commissioner Blattner stated there has been extensive discussion regarding the CRA doing business with Broward County. He requested that the next Commission meeting on August 26, 2015 be a Joint/Special Commission and CRA meeting or schedule a separate Joint Workshop at the earliest opportunity in August. The topics to be addressed will be the CRA working with Broward County and the financial options available for the City in FY2016 and future years. Commissioner Blattner requested that Dr. Wazir Ishmael, City Manager, and Jorge Camejo, Executive Director of the CRA, work together with their staff to craft a proposal that will be amenable to everyone in order to work together as a team. Commissioner Asseff and Commissioner Sherwood supported the request.

#### Metropolitan Planning Organization (MPO)

Commissioner Blattner announced that the draft of the MPO traffic improvement plan from 2016 through 2020 has been released. He explained that there will be \$385 million available for projects in the City over the next 4 years.

### **61. Vice Mayor Biederman, District 5**

#### South Florida Industrial Park

Vice Mayor Biederman supported Commissioner Blattner regarding the necessity to improve the poor aesthetics and unpaved interior roads of the South Florida Industrial Park. He acknowledged that the road entrance has been paved. He suggested that this location is perfect to create an improvement district and requested support. Commissioner Sherwood supported it.

#### Hollywood Beach July 4th Event

Vice Mayor Biederman stated he did not attend the Hollywood Beach July 4th event although he followed the activities and the very positive comments on Facebook and Twitter. He explained that a Hollywood resident acknowledged what a great job the cleanup crew did, which he forwarded to staff involved with the event.

#### Sidewalk Repairs

Vice Mayor Biederman stated there are areas of the City that have cracked sidewalks which are a safety hazard and are a negative reflection on the City. He explained that 72nd Avenue from Taft Street to Sheridan Street is a high traffic area that has cracked sidewalks which are the result of trees that were planted by the City. He announced one resident is going to special magistrate due to their sidewalk that has been lifted by City trees.

## **62. Commissioner Sherwood, District 6**

#### South Florida Industrial Park

Commissioner Sherwood agreed with Commissioner Blattner and Vice Mayor Biederman in regard to the poor aesthetic condition of the South Florida Industrial Park and the importance of improving the site which the City should facilitate. She emphasized the importance of having an infrastructure in place in order to attract large aerospace companies such as Precision Aerospace, Inc. which would provide good job opportunities.

#### FY2016 Budget

Commissioner Sherwood requested that the City Manager and Director of the CRA work together over the summer to develop a plan that reflects that the City will not have a deficit for the FY2016 budget and will not negatively impact employee salary increases.

#### A1A Traffic

Commissioner Sherwood explained while in Fort Lauderdale she witnessed cars speeding and insufficient parking along A1A when she dined in a hotel restaurant recently. She stated that people should not complain about the Hollywood Beach parking which is far better than

what she observed in Fort Lauderdale.

#### Vacation House Rental

Commissioner Sherwood explained that due to illness she was not able to attend the last Commission Meeting on June 17, 2015. She requested the item regarding a lawsuit for the vacation house rental in North Lake be recalled in order for her to vote on the issue.

**ACTION:** A motion was made by Commissioner Sherwood, and seconded by Mayor Bober to file a nuisance lawsuit against the house located at 929 N. Southlake Drive.

Extensive discussion ensued among members of the Commission regarding the motion. Skip Margerum, Manager of Code Enforcement, and Tomas Sanchez, Interim Police Chief, provided additional information regarding code violations and noise complaints for 929 N. Southlake Drive which were addressed and resolved.

Vice Mayor Biederman questioned what an estimated cost for attorney fees would be to initiate a public nuisance lawsuit. Jeffrey P. Sheffel, City Attorney, explained the process and stated the approximate fees would be \$25,000.00 to \$30,000.00, which is not recoverable.

Further discussion ensued among staff and members of the Commission regarding the motion to file a public nuisance lawsuit for 929 N. Southlake Drive. Commissioner Blattner requested that the City Manager or a designate reach out to the property owner. Lori Mertens-Black, Chief Civic Affairs Officer, updated members of the Commission on her communication with the property owner. She explained the vacation rental ordinance will be brought before the Commission in the fall. Commissioner Callari stated the plan in place should be followed and brought back to the Commission if it is not effective.

**ACTION:** A motion was made by Commissioner Hernandez, and seconded by Commissioner Callari to call the question. The motion passed on voice vote 4-3. Vice Mayor Biederman, Commissioner Sherwood and Commissioner Asseff were opposed.

**ACTION:** On voice vote, the motion by Commissioner Sherwood, which was seconded by Mayor Bober to file a public nuisance lawsuit failed on voice vote 4-3. Since the item was not on the agenda, it required a 5/7th vote to pass. Commissioner Hernandez, Commissioner Callari and Commissioner Blattner were opposed.

### **63. Commissioner Asseff, District 1**

#### Lakes Community Improvements

Commissioner Asseff stated Lakes residents are complaining there have never been improvements in the Lakes area which is assessed at a high rate. She had a discussion with the City Manager about this issue and is requesting there be a presentation on a Community Development District (CDD) fund during a Commission meeting in the fall to address major improvements and installation of lighting around the Lakes.

#### LED Speed Signal Signage

Commissioner Asseff stated she is tired of speed bumps and roundabouts and suggested installing LED speed signal signage which cost approximately \$5,000.00 each. One area that would benefit is Johnson Street and West Lake to stifle speeding.

#### Hollywood Beach July 4th Event

Commissioner Asseff stated the July 4th event was excellent and one of the best the City has done. She congratulated the Chief of Police and the Police Officers who contributed to its success.

#### City Parks Maintenance

Commissioner Asseff announced she attended a recent South Florida Water Management District meeting at the South Florida Regional Planning Council. One of the items on the agenda was a presentation on Amendment One. She recommended that the City monitor this legislation for any funding needed for maintenance of new parks and Hollywood Beach.

#### Legislative Agenda

Commissioner Asseff announced that the Florida League of Cities has begun to prepare their Legislative Agenda. A bill will be presented to the State of Florida Legislature to make possession of marijuana a civil offense. She recommended that members of the Commission consider supporting the bill to be enforced in the City.

#### Hollywood Beach Littering

Commissioner Asseff suggested that enforcement of the \$500.00 fine for littering on Hollywood Beach be enforced.

#### Summer Break

Commissioner Asseff wished everyone a good summer.

### **64. Commissioner Hernandez, District 2**

#### South Florida Industrial Park

Commissioner Hernandez explained that millings are ground up

asphalt which may be a consideration for the South Florida Industrial Park area instead of gravel or asphalt. It is advantageous to use in areas where there is high traffic from heavy equipment and trucks since it does not require patching which would be the case with asphalt.

#### Hollywood Beach July 4th Event

Commissioner Hernandez thanked all of the staff from various departments as well as the CRA for their involvement in making the Hollywood Beach July 4th event a success. He stated staff did an excellent job cleaning up the beach and the Police presence was amazing.

#### Liberia

Commissioner Hernandez stated residents of the south central area in the Liberia section have requested additional Police presence. He thanked the Police for their efforts.

#### Pembroke Road Wall

Commissioner Hernandez thanked staff involved with the construction of the Pembroke Road Wall. He requested to view the final color selected prior to the wall being painted.

#### Commission in the Community Meeting

Commissioner Hernandez thanked all who attended the Commission in the Community meeting on June 24, 2015 at City Hall.

#### Backflow Preventers

Commissioner Hernandez stated he had a conversation with the City Manager in regard to the backflow preventers. He explained that some building trade individuals feel the permit process should be the responsibility of the Department of Public Utilities rather than the Building Department. He explained that the City requires a permit for installation as well as for recertification. The cost for a permit is \$170.00 versus \$80.00 for recertification.

#### Beach Parking

Commissioner Hernandez explained there is a small parcel next to Billy's Stone Crab Restaurant that is City property which the Florida Department of Transportation (FDOT) has been using. He stated there are adjacent properties that have expressed interest in utilizing the parcel for parking. He questioned whether other businesses would be permitted to use that area and suggested charging them \$169.00 for an annual City-wide parking pass.

#### Summer Break

Commissioner Hernandez wished everyone a great summer.

**65. Mayor Bober**

## Hollywood Beach July 4th Event

Mayor Bober thanked all of the City employees for their amazing efforts with the success of the July 4th event. He complimented the staff responsible for the cleanup which was great and stated the Police Department presence was amazing.

## Port Everglades

Mayor Bober explained that he was at Port Everglades for the recent event to acknowledge the Army Corps of Engineers approval to dredge the Port and observed that some of the welcoming signage to the City is in poor condition. He requested staff to look at the area and clean up the signs and surrounding grass.

## Aerospace Job Opportunities

Mayor Bober explained that during the Aerospace Precision, Inc. event yesterday that he had a conversation with Governor Scott in reference to the creation of higher wage jobs for the aerospace sector in the City.

## Summer Break

Mayor Bober wished everyone a safe and healthy summer.

**66. City Attorney**

## Executive Session

Jeffrey P. Sheffel, City Attorney, announced pursuant to Florida Statutes 286.011 (8)(a), an executive session will be held on Wednesday July 15, 2015 at 3:00 PM regarding Lyle Bien et.al. vs. City of Hollywood litigation. Attending the session will be the Mayor, Commissioners, Dr. Wazir Ishmael, City Manager, City Attorney and David Miller, outside counsel.

**67. City Manager**

## CRA

Dr. Wazir Ishmael, City Manager, stated he is looking forward to working with the Community Redevelopment Agency (CRA) and Broward County over the summer to share a number of recommendations with members of the Commission upon return from summer break.

## Aerospace Precision, Inc.

Dr. Wazir Ishmael, City Manager, stated Aerospace Precision, Inc. will

be increasing their staff with 25 high paying jobs. He announced there will be a follow up meeting today with Precision Aerospace. Inc., to discuss their expansion plans.

#### South Florida Industrial Park

Dr. Wazir Ishmael, City Manager, explained that there have been several expansion plans for the South Florida Industrial Park in the past which have not come to fruition due to lack of funds. He stated there are a few options to consider for financing the improvements of the South Florida Industrial Park that will have to be worked out. They include a Community Development District (CDD) or the City could allocate a portion of its funding resources or share expenses with the businesses. He explained there have been numerous requests from members of the Commission to allocate funding for sidewalk improvements, beach cleanup and parking which seems that the City is constrained by its fiscal ability. He stated the millage rate will have to be addressed.

#### FY2016 Budget

Dr. Wazir Ishmael, City Manager, announced the FY2016 budget workshop will be held on August 27, 2015 from 3:00 PM to 5:00 PM followed by 2 public hearings on September 15, 2015 at 5:30 PM and September 28, 2015 at 5:30 PM.

#### Orangebrook Golf and Country Club

Dr. Wazir Ishmael, City Manager, stated there have been 8 responses to the Letter of Interest for the Orangebrook Golf and Country Club of which 6 of the 8 had a residential component. He stated responses were from many large well established firms who have not previously worked in the City.

#### Summer Break

Dr. Wazir Ishmael, City Manager, wished an enjoyable summer to all.

#### 20. [R-2015-200](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Termination Of The Agreement With American Traffic Solutions For the Photo Red Light Enforcement Program.

Mayor Bober stated the City Attorney notified him someone wanted to speak on item twenty.

Alan Koslow, Attorney for ATS, expressed personal opinions/concerns.

Discussion ensued among staff and members of the Commission.

Jeffrey P. Sheffel, City Attorney, provided additional information on the proposal by ATS representative, which is to allow staff to work with ATS so that the City doesn't have to pay the vendor for the next 60 days.

Discussion ensued among members of the Commission.

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Blattner, to reconsider Resolution R-2015-200.**

Jeffrey P. Sheffel, City Attorney, explained the motion to re-consider and Robert Rules of Order.

Discussion ensued among members of the Commission on the motion to re-consider.

**ACTION: On voice vote, the motion by Commissioner Asseff, which was seconded by Commissioner Blattner, to reconsider Resolution R-2015-200 passed 4-3. Commissioner Hernandez, Commissioner Callari, and Vice mayor Biederman were opposed.**

Discussion ensued among staff and members of the Commission.

Discussion ensued among members of the Commission on amending the resolution to add language that if ATS waives its right to the two final payments due under the agreement, staff is authorized to negotiate with ATS during the 60 day period. If staff is able to negotiate an acceptable amendment to the ATS agreement, they shall place it on an agenda prior to the expiration of the 60 days.

**ACTION: Motion was made by Commissioner Hernandez, which was seconded by Commissioner Callari, to adopt the Resolution as originally drafted (terminate the contract with 60 days, with no re-negotiation). On a voice vote the motion failed 4-3. Since the Commission was considering the termination of the contract without cause, it required a 5/7th vote to pass. Commissioner Asseff, Commissioner Sherwood and Vice Mayor Biederman were opposed.**

**ACTION:** Motion was made by Commissioner Blattner, which was seconded by Commissioner Asseff, to adopt the Resolution with an amendment to authorize the City Attorney to begin negotiation with ATS which includes the remuneration of fees. On a voice vote the motion failed 4-3. Since the Commission was considering the termination of the contract without cause, it required a 5/7th vote to pass. Commissioner Hernandez, Commissioner Callari and Vice Mayor Biederman were opposed.

**ACTION:** Motion was made by Commissioner Hernandez, which was seconded by Commissioner Callari, to adopt the Resolution as written.

**ACTION:** Motion was made by Vice Mayor Biederman, which was seconded by Commissioner Sherwood, to amend the Resolution to consider negotiations if ATS agrees, in addition to waiving the final two payments, to credit three months of fees already paid.

The following individuals expressed personal opinions/concerns:

1. Helen Chervin, 2470 Adams Street
2. Omar Recuro, 2012 Plunkett Street

Commissioner Callari left the meeting at 3:36 PM and returned at 3:40 PM.

3. Cliff Germano, 1627 N 28th Court
4. Patricia Antrican, 2534 Fillmore Street
5. Orlando Torres, ATS, Tempe, AZ

Discussion ensued among members of the Commission on the motion to amend.

Tomas Sanchez, Police Chief, responded to questions raised by the Commission.

Commissioner Hernandez left the meeting at 3:49 PM and returned at 3:53 PM.

Discussion ensued among members of the Commission on the motion to amend.

**ACTION:** On voice vote, the motion to amend made by Vice Mayor Biederman and seconded by Commissioner Sherwood passed 5-2. Commissioner Hernandez and Commissioner Callari were opposed.

**ACTION: On voice vote, the motion to adopt the resolution as amended passed 5-2. Commissioner Hernandez and Commissioner Callari were opposed.**

37. [R-2015-213](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Denying The Request Of The Board Of Trustees Of The Hollywood Employees Retirement Fund, To Approve Funding Of The Supplemental Distribution For The Fiscal Year Ending September 30, 2012.

Commissioner Sherwood left the meeting at 3:58 PM and returned at 4:04 PM.

Commissioner Hernandez left the meeting at 3:59 PM and returned at 4:00 PM.

Mayor Bober left the meeting at 4:00 PM and returned at 4:02 PM.

George Keller, Assistant City Manager for Finance and Administration, provided a presentation on the intent of the resolution.

Commissioner Blattner left the meeting at 4:04 PM and returned at 4:07 PM.

Andre Brown, 2316 Mayo Street, expressed personal opinions/concerns.

Discussion ensued among staff and members of the Commission.

Jeffrey P. Sheffel, City Attorney, provided additional information.

Discussion ensued among staff and members of the Commission.

Dr. Wazir Ishmael, City Manager, provided additional information.

Discussion ensued among staff and members of the Commission.

Matthew Lalla, Director of Financial Services, provided additional information.

Commissioner Hernandez left the meeting at 4:47 PM and returned at 4:50 PM.

Discussion ensued among staff and members of the Commission.

Commissioner Blattner left the meeting at 5:17 PM and returned at 5:19 PM.

Extensive discussion ensued among staff and members of the Commission.

Commissioner Asseff left the meeting at 5:28 PM and returned at 5:30 PM.

Robert Straus, 2638 Jackson Street, expressed personal opinions/concerns.

Commissioner Callari left the meeting at 5:43 PM and returned at 5:47 PM.

Discussion ensued among staff and members of the Commission.

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed 4-3. Commissioner Hernandez, Commissioner Callari, and Vice Mayor Biederman were opposed.**

38. [R-2015-214](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The City Attorney To File Civil Actions Against The Boards Of Trustees Of The Police Of Officers Retirement System, The Firefighters Pension System, And The Employees Retirement Fund (Collectively, The "Boards") For The Improper Payment Of Supplemental Distributions.

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed 4-3. Commissioner Hernandez, Commissioner Callari and Vice Mayor Biederman were opposed.**

39. [R-2015-215](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The City Attorney To File One Or More Civil Actions Against The Board Of Trustees Of Trustees Of The Firefighters Pension System (The "Board") For The Improper Payment of Supplemental Distributions.

**ACTION: Dr. Wazir Ishmael, City Manager, withdrew the resolution from consideration.**

40. [R-2015-216](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The City Attorney To File A Civil Action Against The Employees Retirement Board (The "Board") For Granting Pensions To Individuals Deemed Vested Solely As A Result Of The

Ordinance Freezing The Prior Plan In 2011.

Cliff Germano, 1627 N 28 Court, expressed personal opinions/concerns.

Discussion ensued among members of the Commission.

Commissioner Sherwood left the meeting at 6:08 PM and returned at 6:13 PM.

Dr. Wazir Ishmael, City Manager, responded to questions raised by the Commission.

Jeffrey P. Sheffel, City Attorney, provided additional information.

Discussion ensued among staff and members of the Commission.

Lisa Castronovo, Pension Coordinator, provided additional information.

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Hernandez, to adopt the Resolution. On a voice vote the motion passed 5-2. Commissioner Asseff and Mayor Bober were opposed.**

41. [R-2015-217](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Adopting The Best Practice Of The Government Finance Officers Association Concerning Sustainable Funding Practices Of Defined Benefit Pension Plans.

Matthew Lalla, Director of Financial Services, explained the intent of the resolution.

**ACTION: Motion was made by Vice Mayor Biederman, which was seconded by Commissioner Callari, to table the Resolution. On a voice vote the motion failed 2-5. Commissioner Asseff, Commissioner Hernandez, Vice Mayor Biederman, Commissioner Sherwood and Mayor Bober were opposed.**

**ACTION: Motion was made by Vice Mayor Biederman, which was seconded by Commissioner Hernandez, to continue the Resolution to the October 21, 2015 Regular Commission Meeting. On a voice vote the motion passed 4-3. Commissioner Asseff, Commissioner Sherwood and Mayor Bober were opposed.**

50. [R-2015-225](#)

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 Annual 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.

**ACTION: Motion was made by Commissioner Callari, which was seconded by Commissioner Asseff, to adopt the Resolution. On a voice vote the motion passed unanimously. (7-0)**

51. [R-2015-226](#)

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, 2015; 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.

**ACTION: Motion was made by Commissioner Sherwood, which was seconded by Commissioner Hernandez, to adopt the Resolution. On a voice vote the motion passed unanimously. (7-0)**

52. [R-2015-227](#)

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, 2015; 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.

**ACTION: Motion was made by Commissioner Callari, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed unanimously. (7-0)**

53. [R-2015-228](#)

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.

**ACTION: Motion was made by Commissioner Callari, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed unanimously. (7-0)**

**54. [PO-2015-14](#)**

An Ordinance Of The City Of Hollywood, Florida, Amending The Approved Planned Development Master Development Plan Known As "1 And Taylor Condominium Planned Development Master Plan" (Originally Approved By Ordinance No. O-2006-32) For The Properties Generally Located At 410 North Federal Highway And 1817 Taylor Street Now To Be Known As "Jed Tower Planned Development Master Plan." (14-DJPV-90)

Vice Mayor Biederman left the meeting at 6:52 PM and returned at 6:53 PM.

Jeffrey P. Sheffel, City Attorney, explained waiving the quasi-judicial procedures for items 54, 55, 56 and 57. Mayor Bober questioned if there was any objection to waiving the quasi-judicial procedures, being there was no objection, the quasi-judicial procedures were waived.

The Mayor announced the ordinance was advertised in conformance with Florida Statutes and City Codes. The public hearing was opened and Debbie Orshefsky, Attorney for the Applicant, expressed personal opinions/concerns.

The City Clerk read the title on second and final reading.

**ACTION: Motion was made by Commissioner Sherwood, which was seconded by Commissioner Callari, to adopt on second and final reading the Ordinance. The motion on roll call vote carried:**

**Aye:** Commissioner Asseff  
Commissioner Hernandez  
Commissioner Callari  
Commissioner Blattner  
Vice Mayor Biederman  
Commissioner Sherwood  
Mayor Bober

**55. [R-2015-229](#)**

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute The Attached Right Of Way Encroachment Agreement Between The City Of Hollywood And JED Equities, LLC., For Building Elements Proposed Within The Public Right Of Way, Associated With The JED Tower Development Proposed At 1817 Taylor Street.

**ACTION: Motion was made by Commissioner Asseff, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed unanimously. (7-0)**

**56. [R-2015-230](#)**

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Considering The Request For Modification From The Parking Requirements, Variance, Design, And Site Plan Approval For The

Construction Of A Mixed-Use Development Project, Consisting Of 134 Units, Known As "Jed Tower," Located At 1817 Taylor Street; And Providing An Effective Date.

**ACTION:** Motion was made by Commissioner Asseff, which was seconded by Commissioner Sherwood, to adopt the Resolution. On a voice vote the motion passed unanimously. (7-0)

57. [R-2015-231](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Execution Of The Attached Development Agreement Between The CRA, The City Of Hollywood, Florida And Jed Equities, LLC For A Mixed Use Redevelopment Project To Be Located Within The Downtown District Of The CRA; And Providing For An Effective Date.

Commissioner Blattner left the meeting at 7:04 PM. returned at 7:05 PM.

Discussion ensued among members of the Commission on the amendment.

**ACTION:** Motion was made by Commissioner Asseff, which was seconded by Commissioner Callari, to adopt the Resolution with an amendment that the TIF would go to 2025; if the Commission should decide to terminate the Downtown CRA before 2025, it dies with the CRA and does not pass on to the City. On voice vote, the motion passed 6-1. Commissioner Hernandez was opposed.

58. CITIZENS' COMMENTS

Andre Brown, 2316 Mayo Street, expressed personal opinions/concerns.

68. The meeting adjourned at 7:07 PM.

\_\_\_\_\_  
Patricia A. Cerny, MMC  
City Clerk  
Hollywood, Florida

Approved on:

\_\_\_\_\_