

Regular City Commission Meeting

Wednesday, July 7, 2021

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

Linda Sherwood, Vice Mayor - District 6

Caryl Shuham, Commissioner - District 1

Linda Hill Anderson, Commissioner - District 2

Traci Callari, Commissioner - District 3

Adam Gruber, Commissioner - District 4

Kevin Biederman, Commissioner - District 5

Dr. Wazir Ishmael, City Manager

Douglas R. Gonzales, City Attorney

Patricia A. Cerny, City Clerk

MEETING AND PUBLIC COMMENT PROCEDURE

The City of Hollywood, Florida will be conducting a Regular City Commission meeting at 1:00 PM on Wednesday, July 7, 2021 in Room 219. Due to limited public access to Hollywood City Hall, 2600 Hollywood Blvd, Room 219, because of the risk to public health, the City is offering a number of options for members of the public to view and participate in the meeting.

View Meeting Agenda:

The July 7th agenda will be posted on the City's website at the following location: <https://hollywoodfl.legistar.com/Calendar.aspx> and available by the end of the business day on Thursday, July 1st.

Watch the Meeting:

- City's website: <https://www.hollywoodfl.org/WatchMeeting>
- Comcast Channel 78
- ATT U-Verse Channel 99

There are two options for the public to provide comments on Agenda Items:

- Submit comments via an online fillable form to be read into the record during the meetings; or
- Register online to provide in-person comments during the meeting (capacity limits and social distancing requirements apply). Use the following link to register your in-person attendance or to submit a public comment: <https://www.hollywoodfl.org/FormCenter/City-Clerk-12/2Regular-City-Commission-Meeting-Public--248> or visit the City's website homepage at <https://www.hollywoodfl.org> under City News

The opportunity for public comments is available on all agenda items to be voted on by the Commission and under Citizen Comments. The opportunity for public comments is not available on Proclamations and Presentations. Submitted comments are limited to a 400 word maximum. Both submitted comments and registrations to participate in the meeting in-person must be received by 6:00 PM on Tuesday, prior to the City Commission Meeting. Due to capacity limitations and social distancing requirements, in-person participation requires:

- Completion of online advance registration
- Facial covering at all times when inside City Hall
- Temperature check upon entering City Hall

Staff will direct the public to the designated seating area where they will be able to listen to the meeting. Once the meeting begins and maximum indoor capacity is reached, no other members of the public will be allowed in the designated seating area. The City Clerk will call out the names of those wishing to address the City Commission in-person, at which time they will enter the Commission Chambers and address the Commission members. When finished, speakers should exit City Hall. In-person participants commenting on multiple items may return to the designated seating area and wait for their name to be called again.

For additional information regarding the Regular City Commission Meeting, please contact Patricia A. Cerny, City Clerk, at 954-921-3211 or via email at pcerny@hollywoodfl.org.

NOTES

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

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

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

The following items on this agenda are time certain items.

1:00 PM - Item 23

1:15 PM - Item 24

1:30 PM - Item 25

5:00 PM - Items 35 - 37

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

CONSENT AGENDA

(Items # 5-22)

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

OFFICE OF THE CITY ATTORNEY

5. [R-2021-163](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Implement A Settlement With Christopher Jones In The Amount Of \$110,000.00.


Attachments: [Resolution.doc](#)

Strategic Plan Focus Area:  Financial Management & Administration

OFFICE OF THE CITY CLERK


6. [R-2021-164](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving The Regular City Commission Meeting Minutes Of March 3, 2021.

Attachments: [3.3.2021 - Reso - Min - Regular.docx](#)
[March 3, 2021.pdf](#)

Strategic Plan Focus Area:  Communications & Civic Engagement


7. [R-2021-165](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving The Regular City Commission Meeting Minutes Of March 17, 2021.

Attachments: [3.17.2021 - Reso - Min - Regular.docx](#)
[March 17, 2021.pdf](#)

Strategic Plan Focus Area:  Communications & Civic Engagement

8. [R-2021-166](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving The Joint-Special City Commission Meeting Minutes Of March 17, 2021.


Attachments: [3.17.2021 - Reso - Min - Joint-Special.doc](#)
[March 17, 2021 Joint Special.pdf](#)

Strategic Plan Focus Area:  Communications & Civic Engagement

OFFICE OF COMMUNICATIONS, MARKETING & ECONOMIC DEVELOPMENT

9. [R-2021-167](#) A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving The Small Business Relief Program In The Amount Of \$479,816.76 Utilizing Community Development Block Grant Coronavirus Relief Funds Awarded To The City Of Hollywood.

Attachments: [RESO - CDBG-CV Small Business Relief Updated.docx](#)
[Exhibit 1 Small Business Relief Program CDBG-CV2.docx](#)

Strategic Plan Focus Area:  Economic Vitality

OFFICE OF HUMAN RESOURCES

10. [R-2021-168](#) A Resolution of The City Commission of The City of Hollywood, Florida, Approving and Authorizing the Appropriate City Officials to Implement A Settlement with Karen Lafrance For Workers' Compensation Claims in The Amount Of \$30,000.00.


Attachments: [Resolution 2021 Karen LaFrance Workers' Compensation Settlement Agreeemer](#)

Strategic Plan Focus Area:  Financial Management & Administration

11. [R-2021-169](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Bind The Renewal Of Flood Insurance Policy With Hartford Fire Insurance Company For The City-Owned Washington Park Child Care Center, Inc., Located At 5731 Pembroke Road, For A Not To Exceed Amount Of \$1,006.00.

Attachments: [Resolution 2021 Renewal for flood Insurance for Washington Park Child Care C Backup 2021 Flood Insurance for Washington Park Child Care Center, Inc.pdf](#)

Strategic Plan Focus Area:  Financial Management & Administration

DEPARTMENT OF DESIGN & CONSTRUCTION MANAGEMENT

12. [R-2021-170](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Ranking Construction Management At Risk Firms And Authorizing The Appropriate City Officials To Negotiate Phase I Preconstruction Services With The Highest Ranked Firm, Kaufman Lynn Construction, Inc. To Provide Construction Management At Risk Services For The Second Floor Library Build-Out And Miscellaneous City Hall And Site Work Project, A Capital Improvement Project.

Attachments: [Resolution to Rank CMAR for 2nd floor Library \(FINAL\)](#)
[RFQ Packet - CMAR Construction Services Contract Only](#)
[RFQ Packet - CMAR Precon Services Contract Only](#)
[Final Score Sheet](#)
[Packet for Bid RFQ-4669-21-DCM Final](#)
[Notice of Intent to Award RFQ-4669-21-DCM](#)
[Kaufman Lynn Construction, Inc](#)
[DPR Construction, A General Partnership](#)
[Skanska USA Building Inc](#)
[TermSheetRankingFirmsNegotiateContractKaufmanLynn2ndFLLibrary.doc](#)

Strategic Plan Focus Area:  Infrastructure & Facilities

DEPARTMENT OF DEVELOPMENT SERVICES**13. [R-2021-171](#)**

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Approve The Attached Blanket Purchase Agreements With Calvin, Giordano & Associates, Inc. And C.A.P. Government, Inc. For Inspection And Plan Review Services In An Estimated Annual Cumulative Amount Not To Exceed \$800,000.00 Based Upon The City Of Fort Lauderdale Contract #12376-813 In Accordance With Section 38.41(C)(5) Of The City's Procurement Code (Piggyback).

Attachments: [CAP & Calvin Reso.docx](#)
[CAP PA 300000006758576 PA600362 0.pdf](#)
[Calvin Giordano PA 300000006758576 PA600365 0.pdf](#)
[Agreement Plan Reviewand Insp. Calvin, Giordano & Associates, Inc.pdf](#)
[CGA Piggyback & Checklist.pdf](#)
[Agreement Plan Review and Insp. Services- CAP Government-Agreement- Full CAP Piggyback & Checklist.pdf](#)
[City of Fort Lauderdale Bid.pdf](#)
[TermSheetCalvinCAPPiggyback .doc](#)

Strategic Plan Focus Area:  Infrastructure & Facilities

DEPARTMENT OF FINANCIAL SERVICES**14. [R-2021-172](#)**

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute An Agreement With Marcum, LLP To Provide Financial Auditing Services In An Estimated Total Amount Of \$674,250.00 Over A Three Year Period

Attachments: [Resolution \(2021 Financial Auditing Services\).docx](#)
[RFP 4667-21-SS Financial Auditing Services \(1\).pdf](#)
[Master Evaluation Form \(City and CRA\) \(1\).pdf](#)
[Caballero Fierman Proposal.pdf](#)
[Keefe Proposal.pdf](#)
[Marcum Proposal.pdf](#)
[RSM Proposal.pdf](#)
[S Davis Proposal.pdf](#)

Strategic Plan Focus Area:  Financial Management & Administration

DEPARTMENT OF FIRE RESCUE & BEACH SAFETY**15. [R-2021-173](#)**

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute An Agreement With Change Healthcare Technology Enabled Services, LLC For Emergency Medical Billing Services, Based Upon The City Of Lauderhill RFP No. RFP 2017-008 And In Accordance With Section 38.41(C)(5) Of The Code Of Ordinances (Piggyback).

Attachments: [Resolution- Change Healthcare.docx](#)
[MSA_RMS161217_City of Hollywood_EXECUTABLE VERSION_2021_0615_n](#)
[Piggybacking Request Form.pdf](#)
[Piggyback Checklist \(002\).docx](#)
[City of Lauderhill EMS - MSA_RMS155980 - Copy.pdf](#)
[Lauderhill Addendum 2 QA.pdf](#)
[Lauderhill Addendum 3 QA.pdf](#)
[Lauderhill Addendum 4.pdf](#)
[City of Lauderhill EMS - Amendment P201910024040_Fully Executed - Copy.pr](#)
[City of Lauderhill EMS Amendment P202010034476_Fully Executed - Copy.pd](#)
[Copy of Billing Statement.pdf](#)
[Change Healthcare PowerPoint - Copy - Copy.pptx](#)
[Getac Rugged Notebook.pdf](#)
[Term Sheet \(Piggyback\).doc](#)

Strategic Plan Focus Area:  Public Safety

DEPARTMENT OF INFORMATION TECHNOLOGY**16. [R-2021-174](#)**

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue A Purchase Order To Dell Marketing, L.P. For The Purchase Of Various Computer Equipment Including But Not Limited To 240 Laptops, 38 Desktops, 38 Monitors, 265 Docking Stations And Two Servers, Utilizing WSCA-NASPO Contract Number 43211500-WSCA-15-ACS, For An Estimated Amount Not To Exceed \$298,950.60 And In Accordance With Section 38.41(C)(5) Of The Code Of Ordinances (Piggyback); Amending The Fiscal Year 2021 Operating Budget As Adopted And Approved By Resolution R-2020-232.

Attachments: [Dell Laptop Equipment Resolution 2021.docx](#)
[Exhibit 1 - C Purchase.pdf](#)
[Draft PO for Dell Marketing LP PFY-2106217 for \\$282,894.90](#)
[Draft PO for PFY-2106218 for \\$16,055.70.pdf](#)
[Piggyback Checklist for Dell.docx](#)
[Dell Piggyback 0721.pdf](#)
[florida-participating-addendum.pdf](#)
[Memorandum of Insurance.pdf](#)
[US QUOTE 3000088547909.1.pdf](#)
[US QUOTE 3000089289557.2.pdf](#)

Strategic Plan Focus Area:  Infrastructure & Facilities

DEPARTMENT OF PARKS, RECREATION & CULTURAL ARTS**17. [R-2021-175](#)**

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute A Third Amendment To Renew The License Agreement With MVHF, LLC And The Hollywood Community Redevelopment Agency For Five Years, With An Option To Renew, Under The Same Terms And Conditions, For The Property Identified As The Johnson Street Parcel.

Attachments: [RESO - johnsonStreet - Margaritaville Third Amendment - 05.4.2021](#)
[MVHP Third Amendment.docx](#)
[R-2020-269 Executed Agreement Margaritaville-MVHF Johnson Street Parcel.p](#)
[R-2011-014 Part 1 of 3.pdf](#)
[R-2011-014 Part 2 of 3.pdf](#)
[R-2011-014 Part 3 of 3.pdf](#)
[Term Sheet - Margaritaville Beach Resort License Agreement Renewal.doc](#)

Strategic Plan Focus Area:  Infrastructure & Facilities

18. [R-2021-176](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Apply For, And If Awarded, Accept The 2021/22 Florida Department Of State Cultural Facility Grant For Construction Of A New Arts Education Building To The Hollywood Art And Culture Center Facility In The Approximate Amount Of \$500,000.00; Further Authorizing The Appropriate City Officials To Execute All Applicable Grant Documents And Agreements.


Attachments: [Reso - DOS Grant 2021-2020](#)
[FDOS Grant HACC 2021](#)

Strategic Plan Focus Area:  Infrastructure & Facilities

19. [R-2021-177](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Issue A Purchase Order With Kompan, Inc. For The Purchase And Installation Of Playground Equipment, Safety Surfacing And Shade System At Jefferson Park, A General Obligation Bond Project, In The Amount Of \$218,182.80 Based Upon The County Of Mecklenburg North Carolina Contract No.2017001135 In Accordance With Section 38.41(C)(5) Of The Procurement Code (Piggyback).


Attachments: [Resolution for Jefferson Park](#)
[PO 300000006748571_PFY-2105986_0](#)
[Kompan Contract 2017001135](#)
[Jefferson Park playground Procurement package](#)
[Jefferson Park playground Piggyback Checklist](#)
[Term Sheet - Kompan Inc. - Jefferson Park.doc](#)

Strategic Plan Focus Area:  Quality of Life & Strong Neighborhoods

20. [R-2021-178](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Accept The Areawide Council On Aging Of Broward County, Inc. Grant, In The Amount Of \$228,000.00, At No Cost To City, To Provide Enhanced Senior Citizen Recreation Programs; Authorizing The Appropriate City Officials To Execute All Applicable Grant Documents, Amending The Fiscal Year 2021 Operating Budget (R-2020-232).

Attachments: [RESO - Areawide Council on Aging of Broward County Inc. Grant - FY2022.doc](#)
[Exhibit 1.pdf](#)
[Elder Grant Master Contract HM020-29-2023 signed by mayor.pdf](#)
[JL120-29-2021 Exec.pdf](#)
[Lippman JL021-29-2022 no budget page.pdf](#)


Strategic Plan Focus Area:  Quality of Life & Strong Neighborhoods

POLICE DEPARTMENT

21. [R-2021-179](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Ranking The Firms To Provide School Crossing Guard Services; Authorizing The Appropriate City Officials To Execute An Agreement With Kemp Group International Corporation, The Highest Ranked Firm, In An Estimated Annual Amount Of \$451,000.00 Over A Three Year Period.

Attachments: [Res School Crossing Guards 2021](#)
[Kemp Group Agreement 2021](#)
[RFP-4671-21-JE Bid Packet FINAL](#)
[RFP-4671-21-JE Notice of Intent to Award & Matrix](#)
[AJ Squared Security](#)
[Kemp Group International](#)
[NEXTAFF](#)
[Waterfield Florida Staffing](#)

Strategic Plan Focus Area:  Public Safety

DEPARTMENT OF PUBLIC UTILITIES**22. [R-2021-180](#)**


A Resolution Of The City Commission Of The City Of Hollywood, Florida, Approving And Authorizing The Appropriate City Officials To Issue A Blanket Purchase Agreement Along With An Amendment To The Purchase Agreement Terms And Conditions To Siemens Industry, Inc. For A Turn-Key Project Related To Retrofitting Five Variable Frequency Drives Servicing The Influent Pump Station Located At The Southern Regional Wastewater Treatment Plant In A Lump Sum Amount Of \$499,212.94, Based Upon The Sole Source Provision In Section 38.41(C)(2) Of The City's Procurement Code.

Attachments: [Resolution TMP-2021-386.docx](#)
[Draft Blanket Purchase Agreement PA600364 0 Siemens Industry.pdf](#)
[NTSS-023-21 Notice of Intent Award Sole Source Procurement.pdf](#)
[Amendment to COH Terms and Conditions Updated.pdf](#)
[Seimens Industry Certificate of Insurance.pdf](#)
[TERMSHEETSEIMENSPUMPSTATIONSOLESOURCE.DOC](#)

Strategic Plan Focus Area:  Infrastructure & Facilities

1:00 PM PRESENTATIONS, PROCLAMATIONS AND AWARDS**23. [P-2021-46](#)**

Presentation Of Award By Dan Booker, Fire Chief, On The Citizens Award Of Valor To Lt. Kandice Oltz From Coral Springs Fire Department, Jennifer Oltz From Oakland Park Fire Department And The Crew Of Engine And Rescue 40.

Strategic Plan Focus Area:  Public Safety

1:15 PM TIME CERTAIN ITEM**24. [PO-2021-11](#)**

An Ordinance Of The City Of Hollywood, Florida, Amending Chapter 98 Of The Code Of Ordinances Prohibiting Live Aboard Vessels In Certain Areas And Creating Restrictions On The Use Of Public Property.

Attachments: [Ordinance Chapter 98.docx](#)

Second Reading

Advertised Public Hearing

No Changes Since First Reading

Police Department

Strategic Plan Focus Area:  Public Safety

1:30 PM TIME CERTAIN ITEM**25. [PO-2021-12](#)**


An Ordinance Of The City Of Hollywood, Florida, Amending Article 4 Of The Zoning And Land Development Regulations Entitled "Schedule Of District, Use And Setback Regulations" By Amending Section 4.6 "Regional Activity Center, Downtown And Beach Community Redevelopment, And Transit Oriented Corridor Districts" To Address Regulations Related To Properties Adjacent To City Hall Circle; Providing For A Repealer Provision And A Severability Clause. (21-T-22)

Attachments: [2122 CC Ordinance 2021 0707.doc](#)
[Attachment I_May 11 2021 Planning and Development Board Package.pdf](#)

First Reading

Advertised Public Hearing

Planning Division

Strategic Plan Focus Area:  *Quality of Life & Strong Neighborhoods*

ORDINANCE(S)**26. [PO-2021-13](#)**

An Ordinance Of The City Of Hollywood, Florida, Vacating A Portion Of The Platted Alley Lying Within Block 9 Of The Plat Of "The Town Of Hollywood", Plat Book 1, Page 21; Providing A Severability Clause And A Repealer Provision.

Attachments: [Ordinance w legal SOLESTEALLEYVACATIONORDINANCE.doc](#)
[Soleste Exhibit A alley to be vacated.pdf](#)
[Soleste Exhibit B easements.pdf](#)
[3 19024-A-102-Zoning Data.pdf](#)
[4 19024-A-101-Color Site Plan.pdf](#)
[5 19024-A-100-Level 1 Site Plan.pdf](#)
[6 Soleste - Easement Exhibit with Truck.pdf](#)
[7 C-03 PRELIMINARY UTILITY PLAN.pdf](#)

First Reading

Engineering Division


Strategic Plan Focus Area:  *Infrastructure & Facilities*

REGULAR AGENDA**27. [R-2021-181](#)**

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 ("Not To Exceed") Millage Rate And Tentative Budget.

Attachments: [TMP-2021-323 reso revised.docx](#)

Office of Budget & Performance Management


Strategic Plan Focus Area:  *Financial Management & Administration*

28. [R-2021-182](#)

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 Affected 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 And Severability.

Attachments: [01 Reso Prelim Assess Nuisance Abate FY2022](#)
[02 Appendix A Parcels Assessed](#)
[03 Appendix B Notice to Be Published](#)
[04 Appendix C Sample TRIM Notice](#)

Department of Financial Services

Strategic Plan Focus Area:  *Financial Management & Administration*

29. [R-2021-183](#)

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, 2021; Directing The Preparation Of An Assessment Roll; Authorizing A Public Hearing And Directing The Provision Of Notice Thereof; Providing For Conflicts And Severability.

Attachments: [01 Reso Fire Rescue Assess Prelim FY2022](#)
[02 Appendix A Fire Rescue Incident Rpt Situation Codes](#)
[03 Appendix B Fire Rescue Property Use Codes](#)
[04 Appendix C Fire Rescue Apportionment Method](#)
[05 Appendix D Fire Rescue Rate Schedule](#)
[06 Appendix E Fire Rescue Notice to Be Published](#)
[07 Appendix F Fire Rescue Trim Notice](#)

Department of Financial Services

Strategic Plan Focus Area:  *Financial Management & Administration*

30. [R-2021-184](#)

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, 2021; Directing The Preparation Of An Assessment Roll; Authorizing A Public Hearing And Directing The Provision Of Notice Thereof; Providing For Conflicts And Severability.

Attachments: [01 Reso Fire Inspection Prelim FY2022](#)
[02 Appendix A Fire Inspection Rates](#)
[03 Appendix B Fire Inspection Notice to Be Published](#)
[04 Appendix C Fire Inspection Sample TRIM Notice](#)

Department of Financial Services

Strategic Plan Focus Area:  Financial Management & Administration

31. [R-2021-185](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Designating The Voting Delegate For The Florida League Of Cities 2021 Annual Conference To Be Held On August 12 Through 14, 2021.

Attachments: [R-fal-leg-appt 2021.doc](#)
[2021 Voting Delegate Memo.docx](#)


Office of the City Clerk

Strategic Plan Focus Area:  Employee Development & Empowerment

32. [P-2021-47](#)

Presentation By Deputy City Manager George R. Keller, Jr., CPPT And Jaime Hernandez, Emergency And Governmental Affairs Manager, To Review And Discuss The City's Homeless Services Plan, Including The Adoption Of Specific Action Steps To Be Funded And Implemented.

Office of the City Manager

Strategic Plan Focus Area:  Quality of Life & Strong Neighborhoods

33. [R-2021-158](#)


A Resolution Of The City Commission Of The City Of Hollywood, Florida, Authorizing The Appropriate City Officials To Execute A Second Amendment To The Vehicular Access Agreement Among 1940 N. 30 Road Hollywood, LLC., 1954 N. 30th Road, LLC., 3080 Sheridan Street, LLC., 30 Railroad, LLC. (Collectively Known As The Yellow Green Farmer's Market), And Broward County To Revise The Hours Of Operation Permitted For The Yellow Green Farmer's Market In Order To Comply With Broward County's Transportation Concurrency Fees Requirement.

Attachments: [2139 Resolution 2021 0616.docx](#)
[Second Amendment and Exhibit A.pdf](#)
[Attachment I Existing Vehicular Access Agreement Limitation of Hours of Use c](#)
[TermSheetYGFM2NDAMENDMENTVEHICULARACCAG.DOC](#)

Continued from the June 16, 2021 Commission Meeting

Applicant is requesting withdrawal of item

Planning Division

Strategic Plan Focus Area:  *Economic Vitality*


34. [R-2021-186](#)

A Resolution Of The City Commission Of The City Of Hollywood, Florida, Adopting The One Year Action Plan And Projected Use Of \$1,238,416.00 In Community Development Block Grant Funds And \$528,410.00 In Home Investment Partnership Funds For Federal Program Year 2021-2022.

Attachments: [Annual Action Plan 2021-2022 Resolution](#)
[Annual Action Plan 2021-2022.pdf](#)

Advertised Public Hearing

Community Development Division

Strategic Plan Focus Area:  *Quality of Life & Strong Neighborhoods*

5:00 PM TIME CERTAIN ITEM**35. [PO-2020-12](#)**

An Ordinance Of The City Of Hollywood, Florida, Amending The City's Comprehensive Plan By Changing The Land Use Designation For Property Generally Located On The South East Corner Of Stirling Road And Compass Way From The Land Use Designation Of Industrial And Low Medium Residential (10) To Medium Residential (16); Amending The City's Land Use Map To Reflect The Changes. (20-L-09)


Attachments: [2009 Ordinance 2020 0826.DOC](#)
[Exhibit A.pdf](#)
[Attachment I July 23, 2020 Planning and Development Board Staff Report and](#)
[Attachment II Proposed Draft Broward County Ordinance and Amendment Rep](#)

Second Reading

Advertised Public Hearing

No Changes Since First Reading

Planning Division

Strategic Plan Focus Area:  *Economic Vitality*

5:00 PM TIME CERTAIN ITEM - QUASI-JUDICIAL ITEM*(Rules of Procedure Attached to Agenda)*

36. [PO-2021-10](#) An Ordinance Of The City Of Hollywood, Florida, Changing The Zoning Designation Of The Property Generally Located On The Southeast Corner Of Stirling Road And Compass Way From IM-3 (Medium Intensity Industrial And Manufacturing District) And RS-6 (Single Family) To RM-18 (Medium-High Multiple Family); Amending The City's Zoning Map To Reflect The Change In Zoning Designation. (21-Z-04)


Attachments: [2104 Ordinance 2021 0602.doc](#)
[Exhibit A.pdf](#)
[Attachment I April 13, 2021 Planning and Development Board Staff Report and](#)

Second Reading

Advertised Public Hearing

No Changes Since First Reading

Planning Division

Strategic Plan Focus Area:  *Economic Vitality*

37. **5:00 PM CITIZENS' COMMENTS (Total Time 30 Minutes)**

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

38. Commissioner Anderson, District 2
39. Commissioner Callari, District 3
40. Commissioner Gruber, District 4
41. Commissioner Biederman, District 5
42. Vice Mayor Sherwood, District 6
43. Commissioner Shuham, District 1
44. Mayor Levy
45. City Attorney
46. City Manager
47. 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, City Manager, Assistant City Manager(s), City Attorney, Deputy City Attorney, and the director and assistant director(s) of each City department/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, City Manager, Assistant City Manager(s), City Attorney, Deputy City Attorney, and the director and assistant director(s) of each City department/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 five 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 given a reasonable opportunity to refute or respond to the communication.

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

quasi-judicial hearing.

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

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

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

V. Party Intervenors.

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

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

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

VI. Conduct of Hearing.

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

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

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

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

E. The order of proof shall be as follows:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

IX. Rules of Evidence.

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

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

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

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

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

XII. Transcription of hearing.

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

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

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

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

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

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

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

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