

AGENDA

REGULAR MEETING CITY COUNCIL BOCA RATON JANUARY 10, 2006 6:00 PM

INVOCATION:

PLEDGE OF ALLEGIANCE TO THE FLAG:

ROLL CALL:

Mayor Steven L. Abrams
Deputy Mayor Susan Whelchel
Council Member Peter R. Baronoff
Council Member Bill Hager
Council Member Susan Haynie

AMENDMENTS TO THE AGENDA:

MINUTES:

Minutes of the Regular Workshop Meeting of December 12, 2005
Minutes of the Regular Meeting of December 13, 2005

PROCLAMATIONS/RECOGNITIONS/AWARDS:

NOTICE

Pursuant to F.S. 286.0105, if any decision of City Council affects you, and you decide to appeal any decision made at this meeting with respect to any matter considered, you will need a record of the proceedings and, for such purposes, you 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 to be based. (The above NOTICE is required by State Law. If you desire a verbatim transcript, you shall have the responsibility, at your own cost, to arrange for the transcript.)

REGULAR BUSINESS - PART I:

1. Appointments to the following boards:

2. Responses to Workshop Information Requests:

3. Consent Agenda:

(Prior to consideration of a motion to approve the Consent Agenda, the Mayor shall provide for public comment. Those items removed from the Consent Agenda will be considered under Part VII or as otherwise directed by the City Council.)

a. Sealed Bids

- | | | |
|----|--|-----------|
| 1) | Removal & Replacement of Roll-Up Doors
Requested by Utility Service
JB Mathews Co. | \$222,400 |
| 2) | Tandem Vibratory Drum Roller with Trailer-
Replacement
Requested by Utility Service
Nations Rent USA, Inc. | \$30,030 |
| 3) | Removal and Replacement of Air Conditioning
Unit - Replacement
Requested by Utility Service
Airmatic Controls, Inc. | \$60,541 |

b. Competitive Sealed Proposal

- | | | |
|----|--|----------|
| 1) | Fire Rescue Uniform Shirts-Renewal
Requested by Fire Rescue Services
Forever Young | \$37,066 |
|----|--|----------|

c. Sealed Bids - Renewals

- | | | |
|----|--|-----------|
| 1) | Automotive, Light & Heavy Duty Truck Parts-Renewal
Requested by Municipal Services
Boca Raton Auto Parts, Total Truck Parts, American
Battery, Cold Air Distributors, Florida Brake & Truck Parts,
General GMC, L & L Distributors, NAPA Auto Parts,
S & H Distributors Inc., Southern Automotive Products,
& Vehicle Maintenance Program Inc. | \$332,000 |
| 2) | Wastewater Collection System Rehabilitation-Renewal
Requested by Utility Services
Madsen-Barr Corporation, Video Industrial Services, Inc.,
Chaz Equipment Company, Inc., American Water Services
Underground Infrastructures, Inc., and Lanzo Lining
Services, Inc. | \$950,000 |

d. Intergovernmental Agreements

1)	Printer Cartridges, Ribbons & Media Supplies Requested by City Wide Martin Associates of South Florida	\$32,700
2)	Safety Equipment for Two (2) New Fire Trucks Requested by Fire Rescue Services Fisher Scientific Company LLC	\$37,093
3)	Ammunition Requested by Police Services Gulf States Distributors	\$25,770
4)	Dive Team Vehicle (New) Requested by Police Services Pride Enterprises	\$99,986
5)	Water Meter Fittings & Water Line Accessories Requested by Utility Services Ferguson Enterprises, Inc.	\$50,000
6)	Sodium Hydroxide Requested by Utility Services Allied Universal Corp.	\$92,020
7)	Toro Workman 3300-D Spray Rig & Accessories – Replacement Requested by Recreation Services Wesco Turf Supply, Inc.	\$29,787
8)	Roofing Repair Services at Utility Services Complex Requested by Utility Services Advanced Roofing, Inc.	\$134,063

e. Sole Source

1)	Extrication Equipment for Two (2) New Fire Trucks Requested by Fire Rescue Services Fisher Scientific Company LLC	\$38,015
2)	Water Meter Reading Devices Requested by Financial Services Badger Meter, Inc.	\$91,625
3)	Ballfield Lighting Parts and Fixtures Requested by Recreation Services Musco Sports Lighting, Inc.	\$35,000
4)	Ballfield Lighting Assemblies and Fixtures Requested by Recreation Services Hunter-Knepshield Company	\$40,000

- f. Emergency (Hurricane Wilma – Phase II)
- | | | |
|----|---|-----------|
| 1) | Fuel
Requested by Municipal Services
Almond Oil Company | \$26,623 |
| 2) | Fence Repairs
Requested by Recreation Services
Hartzell Construction, Inc. | \$180,000 |
| 3) | Electrical Inspection and Repairs to Sports Lighting
Requested by Recreation Services
Lectra Living, Inc. | \$56,000 |

g. Resolution No. 1-2006

A resolution of the City of Boca Raton announcing the regular election to be held in and for the City of Boca Raton on the 14th day of March 2006; providing for publication; providing for severability; providing for repealer; providing an effective date

h. Resolution No. 3-2006

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an agreement with Lewis, Stroud, Deutsch, P.L. for the purpose of professional services; providing for severability; providing for repealer; providing an effective date

i. Resolution No. 4-2006

A resolution of the City of Boca Raton authorizing the City Manager to execute Work Order No. 26 with Robert G. Currie Partnership, Inc. for the purpose of providing professional architectural and engineering services for the Boca Raton Fire-Rescue facilities; providing for severability; providing for repealer; providing an effective date

j. Resolution No. 5-2006

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an Addendum to a Lease Agreement with Lewis Rental Properties for the purpose of renting space for the Police Athletic League; providing for severability; providing for repealer; providing an effective date

k. Resolution No. 6-2006

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an Addendum to a Lease Agreement with Lewis Rental Properties for the purpose of renting office space; providing for severability; providing for repealer; providing an effective date

l. Resolution No. 7-2006

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an agreement with the State of Florida, Department of Environmental Protection for the purpose of reimbursable funding for the design, permitting, construction and monitoring of the South Boca Raton Beach Renourishment Project; providing for severability; providing for repealer; providing an effective date

m. Receive and File Board Orders

- 1) Zoning Board of Adjustment
 - a) Resolution No. BA-05-09
 - b) Resolution No. BA-05-08
 - c) Resolution No. BA-05-07

n. Receive and File Board Minutes – January 10, 2006

- 1) A1A Landscape Task Force
November 30, 2005
- 2) Builders' Board of Adjustment and Appeals
September 28, 2005
- 3) Citizen's Pedestrian and Bikeway Advisory Board
October 17, 2005
- 4) Community Appearance Board
November 15, 2005
November 22, 2005
November 29, 2005
December 6, 2005
- 5) Education Advisory Board
September 26, 2005
- 6) Environmental Advisory Board
November 17, 2005
- 7) Executive Employees' Retirement Plan
October 7, 2005
- 8) General Employees' Pension Board
September 8, 2005
October 12, 2005
- 9) Historic Preservation Board
November 15, 2005
- 10) Library Advisory Board
October 17, 2005
November 16, 2005
- 11) North Federal Highway Steering Committee
October 11, 2005
- 12) Parks and Recreation Board
October 11, 2005
- 13) Physically and Mentally Challenged Advisory Board
October 6, 2005
- 14) Planning and Zoning Board
October 20, 2005

- 15) Police and Firefighters' Pension Board
September 8, 2005
September 22, 2005
- 16) Special Master
September 14, 2005

REGULAR BUSINESS – PART II-A – QUASI-JUDICIAL CONSENT AGENDA:

(Prior to consideration of a motion to approve the quasi-judicial consent agenda, the Mayor shall provide for the opportunity for the public to request removal of any resolution for public hearing.)

4. Resolution No. 8-2006

A resolution of the City of Boca Raton granting tentative plat approval for the proposed 1800 North Military Trail Subdivision plat, located at 1800 North Military Trail, as more specifically described herein, subject to conditions; providing for severability; providing for repealer; providing an effective date (SUB-04-08)

(If you are planning to speak during any public hearing under Part II-B, Part III, or Part IV, please state your name and address for the record and limit your remarks to five (5) minutes.) (Note: The conduct of any public hearing under Part II-B will be governed by the "quasi-judicial procedures" attached to this agenda.)

REGULAR BUSINESS – PART II-B – QUASI-JUDICIAL AND RELATED PUBLIC HEARINGS:

5. Resolution No. 2-2006

A resolution of the City of Boca Raton granting a variance pursuant to the City of Boca Raton Coastal Construction Setback Ordinance for the Athena Condominium Association, Inc., to construct a dune crosswalk at 2070 North Ocean Boulevard; providing for severability; providing for repealer; providing an effective date (SC-04-03)

REGULAR BUSINESS – PART III – REGULAR PUBLIC HEARINGS:

6. Ordinance No. 4906

An ordinance of the City of Boca Raton relating to the General Employees' Pension Plan; providing for a lump sum payment to certain retired or disabled general employees; providing for severability; providing for repealer; providing for codification; providing an effective date

7. Ordinance No. 4911

An ordinance of the City of Boca Raton establishing the process and procedure for early voting for the March 14, 2006 election; providing for severability; providing for repealer; providing an effective date

8. Ordinance No. 4912

An ordinance of the City of Boca Raton amending Section 23-108, Code of Ordinances, to establish the time for land dedications, and payments in lieu thereof, for park or recreational purposes; providing for severability; providing for repealer; providing for codification; providing an effective date

9. Ordinance No. 4913

An ordinance of the City of Boca Raton amending the Fiscal Year 2005-2006 budget through the First Quarterly Budget Amendment; providing for severability; providing for repealer; providing an effective date

10. Ordinance No. 4914

An ordinance of the City of Boca Raton amending the Fiscal Year 2005-2006 budget through a budget amendment, relating to Hurricane Wilma; providing for severability; providing for repealer; providing an effective date

REGULAR BUSINESS – PART IV – REGULAR PUBLIC HEARINGS/SETTLEMENTS:

REGULAR BUSINESS – PART V - INTRODUCTION OF ORDINANCES:

(Rule 1.13 of the City Code states that the Council shall not grant leave to any person to speak on any ordinance which is listed for the purpose of introduction only.)

11. Ordinance No. 4915

An ordinance of the City of Boca Raton amending Section 10-116, Code of Ordinances, to revise the definition of inoperable motor vehicle to include motor vehicles with license plates and vehicle registration which were issued for another motor vehicle; providing for severability; providing for repealer; providing for codification; providing an effective date

12. Ordinance No. 4916

An ordinance of the City of Boca Raton amending Exhibit A of Ordinance No. 4859 of the City of Boca Raton which consisted of an amendment to the Future Land Use Map of the Comprehensive Plan that redesignated certain property located at 1601 Clint Moore Road as more specifically described herein, from Light Industrial to Commercial; providing for severability; providing for repealer; providing an effective date (UC-04-10R2/SC)

13. Ordinance No. 4917

An ordinance of the City of Boca Raton establishing the Elder Affairs Advisory Board; providing for the membership, appointment, term, quorum, compensation, powers and duties of the Board; providing for severability; providing for repealer; providing for codification; providing an effective date

REGULAR BUSINESS - PART VI - PUBLIC REQUESTS:

(If you are planning to speak during public requests, please state your name and address for the record and limit your remarks to five (5) minutes.)

REGULAR BUSINESS - PART VII- RESOLUTIONS AND OTHER BUSINESS:

CITY MANAGER RECOMMENDATIONS AND REPORTS:

CITY ATTORNEY REPORTS:

MAYOR AND COUNCIL MEMBER REPORTS:

ADJOURNMENT:

Quasi-Judicial Public Hearing Procedures

1. Any hearing listed on the agenda, as a quasi-judicial public hearing will be conducted pursuant to these rules. This means that the City Council is required by law to base its decision on the evidence contained in the record of this proceeding, which consists of the testimony at the hearing and on the materials, which are in the official City file on this application at the end of the hearing.
2. At the beginning of the hearing, the members of the City Council will announce for the record any “ex parte” contacts not previously disclosed in writing and included in the official City file. The name of the person with whom the contact occurred and the subject matter of the discussion will be disclosed.
3. The City Attorney will announce that each applicant requesting approval, relief or other action from the City Council, planning and zoning board, community appearance board, or the zoning board of adjustment shall disclose, at the commencement (or continuance) of the public hearing(s), any consideration provided or committed directly, or on its behalf, for an agreement to support, or withhold objection to, the requested relief or action.
4. The City Clerk will administer an oath to all persons who intend to testify at this hearing. **Any person who intends to testify at this hearing is asked to fill out a card, which can be found in the rear of the Council Chamber.** The purpose of this card is to provide an accurate record of an appearance at this hearing. Please hand the card to one of the clerks in the front of the chamber.
5. The City staff will make an initial presentation. The petitioner will then make a presentation. During the staff and petitioner’s presentation, only the members of the City Council are permitted to ask questions.
6. After the petitioner’s presentation, all other parties who are present to testify and/or provide written or other evidence for inclusion in the record will be permitted to do so. During this time, only the members of the City Council are permitted to ask questions.
7. After the staff, the petitioner and other interested parties have made their presentations, persons will be permitted to cross-examine participants in the hearing, including the staff and the petitioner, **in order of their appearance at the hearing.** Anyone who testifies at the hearing should remain until the conclusion of the hearing in order to be able to respond to any questions.
8. After the questions have been asked and answered, the petitioner shall be provided with an opportunity for a brief rebuttal and summary.
9. The Mayor will then declare the public hearing closed, and a motion will be made regarding the matter. The Council will then proceed to discuss the matter and vote on the matter.