

AGENDA

REGULAR MEETING CITY COUNCIL BOCA RATON FEBRUARY 14, 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 January 23, 2006
Minutes of the Regular Meeting of January 24, 2006

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:

- a. Elder Affairs Advisory Board – seven vacancies

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) | 80 kW Standby Generator-Replacement
Requested by Municipal Services
MGI-Morgan General Mechanical Group, Inc. | \$31,850 |
| 2) | Tennis Court Equipment & Supplies
Requested by Recreation Services
Welch Tennis Courts, Inc., Sport Supply
Group, Inc. d/b/a BSN Sports, Tennis Supply,
and Fast-Dry Corporation | \$84,245 |
| 3) | Corrosion Control Chemical
Requested by Utility Services
Calciquest, Inc. | \$177,000 |

b. Competitive Sealed Proposal

- | | | |
|----|--|----------|
| 1) | Police Uniforms
Requested by Police Services
Safety Schell Corporation d/b/a Special
Products Group | \$60,000 |
|----|--|----------|

c. Sealed Bid - Renewals

- | | | |
|----|--|----------|
| 1) | Landscape Maintenance Services for the
Complex-Renewal
Requested by Recreation Services
Custom Care, Inc. | \$32,000 |
| 2) | Reclaimed Water Polymer-Renewal
Requested by Utility Services
KED Group, Inc. | \$47,700 |
| 3) | Landscape Maintenance Services for Utility
Services-Renewal
Requested by Utility Services
Custom Care, Inc. | \$66,433 |

d. Emergency – Hurricane Wilma (Phase IV)

- | | | |
|----|---|-----------|
| 1) | Electrical Inspection & Restoration to
Downtown Lighting
Requested by Municipal Services
Lectra Living, Inc. | \$40,000 |
| 2) | Lamp Fixtures
Requested by Municipal Services
Spero Electric Corporation | \$257,520 |

e. Resolution No. 18-2006

A resolution of the City of Boca Raton authorizing the City Manager to apply for a grant from the United States Department of Justice, Bureau of Justice Assistance pursuant to the Gang Resistance Education and Training (G.R.E.A.T.) Program; authorizing the expenditure of matching funds for said grant, if awarded; authorizing and directing the City Manager to comply with the terms and conditions of said grant, if awarded; providing for severability; providing for repealer; providing an effective date

f. Resolution No. 19-2006

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an Agreement with Mathews Consulting Inc. for the purpose of providing engineering services for the City's wastewater transmission and collection system; providing for severability; providing for repealer; providing an effective date

g. Resolution No. 20-2006

A resolution of the City of Boca Raton approving and accepting an Easement Deed from Fifth Avenue Place, LLC, over certain lands located at 465 East Palmetto Park Road; providing for severability; providing for repealer; providing an effective date

h. Resolution No. 21-2006

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an Interlocal Agreement with Palm Beach County for the purpose of reimbursable funding for engineering, design, permitting, construction and mitigation costs for the North Boca Raton Beach Nourishment Project; providing for severability; providing for repealer; providing an effective date

i. Resolution No. 22-2006

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an Interlocal Agreement with Palm Beach County for the purpose of reimbursable funding for dredging the Boca Raton Inlet; providing for severability; providing for repealer; providing an effective date

j. Resolution No. 23-2006

A resolution of the City of Boca Raton authorizing the City Manager to apply for a grant from the United States Department of Homeland Security to continue the coordination and development of the City of Boca Raton Citizen Corps Program; authorizing the acceptance of said grant, if awarded; authorizing and directing the City Manager to comply with the terms and conditions of said grant, if awarded; providing for severability; providing for repealer; providing an effective date

k. Resolution No. 24-2006

A resolution of the City of Boca Raton authorizing the City Manager to apply for a grant from the United States Department of Homeland Security for the purchase of equipment, supplies, and printing of materials for the City of Boca Raton Community Emergency Response Team (CERT); authorizing the acceptance of said grant, if awarded; authorizing and directing the City Manager to comply with the terms and conditions of said grant, if awarded; providing for severability; providing for repealer; providing an effective date

l. Receive and File Board Orders

- 1) Zoning Board of Adjustment
 - a. Resolution No. BA-05-03
 - b. Resolution No. BA-05-06

m. Receive and File Board Minutes – February 14, 2006

- 1) A1A Landscape Task Force
December 7, 2005
- 2) Community Appearance Board
January 10, 2006
January 17, 2006
- 3) Community Relations Board
November 21, 2005
- 4) Downtown Visions Committee
December 14, 2005
- 5) Education Advisory Board
November 28, 2005
- 6) General Employees' Pension Board
November 9, 2005
- 7) Historic Preservation Board
December 6, 2005 (Workshop)
December 20, 2005
- 8) Marine Advisory Board
January 4, 2006
- 9) Police and Firefighters' Pension Board
November 17, 2005
November 29, 2005 (Investment Committee)
- 10) Special Master
September 28, 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. 15-2006

A resolution of the City of Boca Raton accepting and approving the final plat known as the Boca Village Plat Two subdivision plat, and authorizing the Mayor and City Clerk to execute the plat; providing for severability; providing for repealer; providing an effective date (SUB-05-04)

5. Resolution No. 17-2006

A resolution of the City of Boca Raton granting tentative plat approval for Countess deHoernle Park Subdivision Plat, subject to conditions; providing for severability; providing for repealer; providing an effective date (SUB-05-06)

(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:

6. Resolution No. 14-2006

A resolution of the City of Boca Raton granting a modification of the master plan for an expansion to the square footage at the St. Andrews South Central Facility on a parcel of land located at 6045 Verde Trail, as described more particularly herein; providing for severability; providing for repealer; providing an effective date (SC-05-14)

REGULAR BUSINESS – PART III – REGULAR PUBLIC HEARINGS:

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.)

7. Ordinance No. 4923

An ordinance of the City of Boca Raton amending the Future Land Use Map of the Comprehensive Plan by redesignating certain property consisting of 6.52 acres, more or less, located generally east of Military Trail and south of Spanish River Boulevard, as more specifically described herein, from IL (Light Industrial) to PI (Public and Private Institutional); providing for the appropriate revisions of the Future Land Use Map; providing for severability; providing for repealer; providing an effective date (SC-05-16)

8. Ordinance No. 4924

An ordinance of the City of Boca Raton relating to rezoning; providing for the rezoning of a parcel of land consisting of 6.52 acres, more or less, located generally east of Military Trail and south of Spanish River Boulevard, as described more particularly herein, from Light Industrial and Research Park District (LIRP) to Public Land District (PL); providing for the appropriate revisions of the Zoning District Map; providing for severability; providing for repealer; providing an effective date (ZC-05-04)

9. Ordinance No. 4925

An ordinance of the City of Boca Raton amending the Code of Ordinances, relating to the Executive Employees' Retirement Plan; amending Sections 12-160 and 12-162, Code of Ordinances, relating to the purchase of past service and providing for an alternative method of calculation; providing for severability; providing for repealer; providing for codification; providing an effective date

10. Ordinance No. 4926

An ordinance of the City of Boca Raton amending the Code of Ordinances relating to the General Employees' Pension Plan; amending Section 12-84, Code of Ordinances, relating to the purchase of past service and providing for an alternative method of calculation; providing for severability; providing for repealer; providing for codification; providing an effective date

11. Ordinance No. 4927

An ordinance of the City of Boca Raton amending the City's Comprehensive Plan by changing the Capital Improvement Element to include projects which are necessary for the City to continue to meet its adopted level-of-service standards; amending the Capital Improvement Element to update Table 1: the School District of Palm Beach County Six-Year Capital Improvement Schedule; providing for inclusion in the Comprehensive Plan; providing for severability; providing for repealer; 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:

12. Meet Me Downtown – Alcoholic Beverage Permit

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.