

**MEETING OF THE CITY COUNCIL
PLANTATION, FLORIDA**

JUNE 3, 2009

The meeting was called to order by Councilwoman Bendekovic, President of the City Council.

1. Roll call by the City Clerk:

Councilmember:	Diane Veltri Bendekovic Jerry Fadgen Peter S. Tingom Sharon Moody Uria
Mayor:	Rae Carole Armstrong
City Attorney:	Donald J. Lunny, Jr.
Absent:	Robert A. Levy

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2. The invocation was offered by Councilman Tingom.

The Pledge of Allegiance followed.

No minutes were approved.

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ITEMS SUBMITTED BY THE MAYOR

Mayor Armstrong congratulated the South Plantation High School Eco Geeks who won the Lexus Environmental Challenge Grand Prize. Each student provided a brief overview of the Challenge and the events that they participated in. Those present included:

Assistant Principal Christine Henschel, Teacher Alan Phipps

Students:

Jason Rosen	Kevin Neidorf
Amanda Myers	David Vargas
Natasha Borja	John Echeverri
Richard Shawn Abrahams	

Mayor Armstrong read a proclamation designating June 3, 2009 as *Eco Geeks Day* in the City of Plantation.

The proclamation was accepted by Mr. Phipps.

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Mayor Armstrong announced that there will be a workshop held by Broward County Transit at the Jim Ward Community Center on June 11, 2009 from 6:00 – 8:00 p.m. regarding transportation concerns and initiatives for Broward County transit systems.

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Brad Orvieto, Consultant, announced that the City is looking for an independent fifth member to be a part of the Police Officers' Retirement Board. He provided a brief overview of the meeting schedule and the Board responsibilities.

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CONSENT AGENDA

As a Commissioner of the CRA, Mayor Armstrong had a voting privilege on Items #13 and #17.

No items were removed from the Consent Agenda.

Mr. Lunny read the Consent Agenda by title.

3. Approve waiving competitive bidding and award bid for Seminole Park Pedestrian Bridge emergency repairs to Structure, Design and Rehabilitation, Inc. in the amount of \$33,600.
4. Approve purchase of 300 Microsoft Office 2003 licenses from Software House International (SHI) in the amount of \$86,400 (Budgeted – IT)
5. Approve purchase of 33 Dell desktop computers for various departments in the amount of \$27,820 (Budgeted – IT)

Resolution No. 10571

6. **RESOLUTION** amending the City's adopted Community Development Block Grant 2008-2009 Action Plan; providing for severability; and providing for an effective date.

Resolution No. 10572

7. **RESOLUTION** confirming a Plantation City Lien of Utilities Service Charges for 9080 NW 12 Street (Zeytoonian)

Resolution No. 10573

8. **RESOLUTION** confirming a Plantation City Lien of Utilities Service Charges for 13211 NW 7 Drive (Olopade)

Resolution No. 10574

9. **RESOLUTION** confirming a Plantation City Lien of Utilities Service Charges for 10650 NW 17 Court (England)

Resolution No. 10575

10. **RESOLUTION** approving the expenditures and appropriations reflected in the Weekly Expenditure Report for the period May 14 – May 20, 2009 for the Plantation Gateway Development District.

Resolution No. 10576

11. **RESOLUTION** approving the expenditures and appropriations reflected in the Weekly Expenditure Report for the period May 14 – May 20, 2009 for the Plantation Midtown Development District.

Resolution No. 10577

12. **RESOLUTION** approving the expenditures and appropriations reflected in the Weekly Expenditure Report for the period May 14 – May 20, 2009.

Resolution No. 10578

13. **RESOLUTION** approving the expenditures and appropriations reflected in the Weekly Expenditure Report for the period May 14 – May 20, 2009 for the City of Plantation’s Community Redevelopment Agency.

Resolution No. 10579

14. **RESOLUTION** approving the expenditures and appropriations reflected in the Weekly Expenditure Report for the period May 21 – May 27, 2009 for the Plantation Gateway Development District.

Resolution No. 10580

15. **RESOLUTION** approving the expenditures and appropriations reflected in the Weekly Expenditure Report for the period May 21 – May 27, 2009 for the Plantation Midtown Development District.

Resolution No. 10581

16. **RESOLUTION** approving the expenditures and appropriations reflected in the Weekly Expenditure Report for the period May 21 – May 27, 2009.

Resolution No. 10582

17. **RESOLUTION** approving the expenditures and appropriations reflected in the Weekly Expenditure Report for the period May 21 – May 27, 2009 for the City of Plantation’s Community Redevelopment Agency.

Motion by Councilman Fadgen, seconded by Councilwoman Uria, to approve tonight’s Consent Agenda as read. Motion carried on the following roll call vote:

Ayes: Fadgen, Tingom, Uria, Bendekovic

Nays: None

Note: Mayor Armstrong voted affirmatively on Items #13 and #17.

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ADMINISTRATIVE ITEMS

18. ANNUAL REAPPOINTMENT/ RATIFICATION OF BOARD AND COMMITTEE MEMBERS.

The following was noted:

Mayor Armstrong’s appointments will remain the same. The vacancies will be filled at a later date. She thanked all of her appointees for their time and interest in the community.

Councilman Fadgen’s appointments will remain the same at this time.

Councilwoman Uria’s appointments will remain the same. Vacancies will be filled at a later date.

Councilman Tingom’s appointments will remain the same. The rotating seat vacancies will be filled at a later date. The following appointments were made:

Board of Adjustment	Tim Hawkins
Unsafe Structures Board	Melvin Scott
Nuisance Abatement Board	Frank Rabinowitz

Councilwoman Bendekovic’s appointments will remain the same. Vacancies will be filled at a later date.

Motion by Councilman Tingom, seconded by Councilwoman Uria, to ratify the aforementioned appointments as presented. Motion carried on the following roll call vote:

Ayes: Uria, Fadgen, Tingom, Bendekovic
Nays: None

Councilwoman Bendekovic thanked all appointees who serve on the Boards and Committees.

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LEGISLATIVE ITEMS

19. Public Hearing and First Reading of an ORDINANCE pertaining to the subject of growth management; amending Ordinance Number 2323 to extend the assignment of 197 flexibility units for Phase 2 of the Village at Plantation development for three (3) years from the effective date hereof; recognizing that 201 of the flexibility units have been vested by the Certificate of Occupancy being issued for Phase 1; providing a savings clause; and providing an effective date therefore.

Mr. Lunny noted this item is being sponsored by the Administration and Planning, Zoning and Economic Development Departments and read the title into the record.

Councilwoman Uria questioned whether the same procedures were used for other developments.

Mr. Lunny explained this procedure has not been used since this project was one-half built and the entitlements expired. This will allow an extension of 3 years due to the recessionary climate. He advised extended rights were granted for the Stiles Development when the site plan was approved.

Motion by Councilwoman Uria, seconded by Councilwoman Bendekovic, to approve the aforementioned Ordinance as presented on first reading. Motion carried on the following roll call vote:

Ayes: Fadgen, Tingom, Uria, Bendekovic
Nays: None

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QUASI-JUDICIAL CONSENT AGENDA - None

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QUASI-JUDICIAL ITEMS

- 20. REQUEST TO DEFER SIGN SPECIAL EXCEPTION FOR FOUNTAINS RETAIL TO THE JUNE 3, 2009 CITY COUNCIL MEETING.

This item was withdrawn from the agenda by the property owner.

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CONSIDERATION OF COUNCILMEMBERS' COMMENTS

City Attorney Lunny requested Council's permission to amend the Code in order to create a flex rule for a situation in which a phase is built and the development stopped. This will address phasing issues and extensions within a development. He noted the Ordinance does not address this issue and will allow the Code to be more user friendly and a more uniformed process. This is a discretionary action that Staff initiated at the request of the Developer and will be done at the next time the Chapter is amended.

Councilman Fadgen questioned the cost of the Code change.

Mayor noted this is an extension of the existing site plan. She felt it was important to allow for the project to continue to be developed.

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Councilman Tingom questioned if the 321 North project is being presented in phases.

Mr. Lunny explained the project was presented and then renegotiated to include phasing. He indicated there has been some discussion regarding readjusting the phases. The Development Agreement contemplates phase changes and renegotiating the obligations relative to each phase. These changes may be presented to Council depending on the significance of the changes being proposed.

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Councilman Fadgen noted he has received several complaints regarding overgrown yards that are either vacant or foreclosed.

Mayor Armstrong advised Code Enforcement has been addressing this issue. The homes that are owned by the banks are the most problematic due to the foreclosure process. She encouraged residents to report homes in their area that are overgrown to Code Enforcement so that action can be taken and documented.

Councilman Tingom explained at the recent Code Enforcement Board meeting several realtors and banks were attempting to maintain properties.

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Councilwoman Bendekovic announced participants are being sought for the 4th of July parade. Please call Ken Boyce in the Parks and Recreation Department at (954) 452-2502 for more information.

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PUBLIC REQUESTS OF THE COUNCIL CONCERNING MUNICIPAL AFFAIRS

Dennis Conklin, resident, requested Council take notice of the President's actions and expressed his disapproval.

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WORKSHOP

- 21. DISCUSSION CONCERNING PROPOSED ORDINANCE PERTAINING TO THE POLICE OFFICERS' RETIREMENT BOARD TO DELETE THE REQUIREMENT THAT DISABILITY RETIRANTS CONVERT THEIR BENEFIT TO A NORMAL RETIREMENT BENEFIT UPON NORMAL RETIREMENT ELIGIBILITY.

This item was withdrawn from the agenda by the City Attorney.

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- 22. DISCUSSION CONCERNING PROPOSED ORDINANCE PERTAINING TO THE PURCHASE OF CREDITED SERVICE FOR TIME SERVED IN THE MILITARY.

This item was withdrawn from the agenda by the City Attorney.

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Meeting adjourned at 8:25 p.m.

Diane Veltri Bendekovic, President
City Council

ATTEST:

Susan Slattery
City Clerk

RECORD ENTRY:

I HEREBY CERTIFY that the Original of the foregoing signed document was received by the Office of the City Clerk and entered into the Public Record this _____ day of _____, 2009.

Susan Slattery, City Clerk