

AGENDA

REGULAR MEETING CITY COUNCIL BOCA RATON JUNE 24, 2003 6:00 PM

INVOCATION:

PLEDGE OF ALLEGIANCE TO THE FLAG:

ROLL CALL:

Mayor Steven L. Abrams
Deputy Mayor Susan Whelchel
Council Member Dave Freudenberg
Council Member Bill Hager
Council Member Susan Haynie

AMENDMENTS TO THE AGENDA:

PROCLAMATIONS/PRESENTATIONS:

National Recreation and Parks Month – July 2003

MINUTES:

Minutes of the Regular Workshop Meeting of June 9, 2003
Minutes of the Regular Meeting of June 10, 2003

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. Historic Preservation Board – three (3) vacancies due to term expirations of Cynthia Brown (Boca Raton Historical Society), Michael Wirtz (at-large member), and Lois D. Martin (at-large member), whose terms expire 07/01/03.

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) | Generator Services for Emergency and Stand-by Units
Requested by Utility Services
Pantropic Power Products | \$32,775 |
| 2) | Modifications to Video Monitoring & Alarm System
Requested by Police Services
Florida State Fire & Security, Inc. | \$169,860 |

b. Competitive Sealed Proposals

- | | | |
|----|--|----------|
| 1) | Printing and Distribution of Utility Bills - Renewal
Requested by City Manager
Better Business Forms | \$90,000 |
| 2) | Police Uniforms - Renewal
Requested by Police Services
Special Products Group | \$73,521 |

c. Renewal

- | | | |
|----|---|-----------|
| 1) | Hauling and Disposal of Spent Lime - Renewal
Requested by Utility Services
Soil Tech Distributors, Inc. | \$150,000 |
|----|---|-----------|

d. Intergovernmental Agreements

- | | | |
|----|---|-----------|
| 1) | Storage Area Network and High Speed Tape Back-up System
Requested by City Manager
Champion Computer | \$153,158 |
|----|---|-----------|

e. Resolution No. 106-2003

A resolution of the City of Boca Raton approving and accepting an Easement Deed from James H. Batmasian, Successor Trustee of the Boca Raton Business Park Trust Dated May 22,2003, over certain lands located at 155 NW 11 Street; providing for severability; providing for repealer; providing an effective date

f. Resolution No. 107-2003

A resolution of the City of Boca Raton approving and accepting an Easement Deed from Lynn University, Inc., over certain lands located at 3601 N. Military Trail; providing for severability; providing for repealer; providing an effective date

g. Resolution No. 108-2003

A resolution of the City of Boca Raton granting tentative plat approval to the proposed Royal Palm Yacht and Country Club Replat subdivision plat, subject to conditions; providing for severability; providing for repealer; providing an effective date

h. Resolution No. 112-2003

A resolution of the City of Boca Raton authorizing the City Manager to apply for a grant from U.S. Department of Justice, Office of Community Oriented Policing Services, for an Enhancement of Community Policing Program Grant; 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

i. Resolution No. 114-2003

A resolution of the City of Boca Raton authorizing the Mayor and City Clerk to execute an agreement with Pierce, Goodwin, Alexander & Linville Architects, Inc. for the purpose of providing continuing professional architectural consultant services to the City for the Boca Raton Police-Fire Training Facilities; providing for severability; providing for repealer; providing an effective date

j. Resolution No. 115-2003

A resolution of the City of Boca Raton authorizing the City Manager to execute Work Order No. 1 with Pierce, Goodwin, Alexander, & Linville Architects, Inc. for the purpose of providing professional architectural services for additions and renovations of the existing 116,800 square foot facility located at 6500 Congress Avenue; providing for severability; providing for repealer; providing an effective date

k. Resolution No. 116-2003

A resolution of the City of Boca Raton authorizing the City Manager to execute Work Order No. 2 with Pierce, Goodwin, Alexander, & Linville Architects, Inc. for the purpose of providing professional architectural services for the South Training Site Facility, which encompasses approximately 15 acres, situated between North Military Trail and the Seaboard Railway (Amtrak) and south of Northwest 40th Street and north of the north-end of Northwest Banyan Trail; providing for severability; providing for repealer; providing an effective date

l. Receive and File Board Minutes – June 24, 2003

- 1) Community Appearance Board
May 20, 2003
- 2) Downtown Visions Committee
March 13, 2003
- 3) General Employees' Pension Board
April 10, 2003
- 4) Library Advisory Board
May 14, 2003
- 5) Parks and Recreation
May 6, 2003
- 6) Physically and Mentally Challenged Board
May 1, 2003
- 7) Planning and Zoning Board
May 8, 2003
- 8) Police and Firefighters' Pension Board
March 19, 2003
April 16, 2003

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

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

4. Resolution No. 105-2003

A resolution of the City of Boca Raton granting a variance pursuant to the City of Boca Raton Coastal Construction Control Setback Ordinance for the Blue Water Townhouses to construct a dune crosswalk at 2601 North Ocean Boulevard; providing for severability; providing for repealer; providing an effective date (SC-03-07)

5. Resolution No. 111-2003

A resolution of the City of Boca Raton granting approval of a site plan with a building in excess of 30 feet in height pursuant to Section 28-780, Code of Ordinances, on a parcel of land located at 1701 and 1799 South Federal Highway, as described more particularly herein; providing for severability; providing for repealer; providing an effective date (SPA-02-28)

REGULAR BUSINESS – PART III – REGULAR PUBLIC HEARINGS:

6. Ordinance No. 4714

An ordinance of the City of Boca Raton authorizing the Mayor and City Clerk to execute a deed conveying certain lands to the State of Florida Department of Transportation for roadway improvements for Dixie Highway, which lands are located generally adjacent to the Hillsboro Canal, as more specifically described herein; 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.)

7. Ordinance No. 4715

An ordinance of the City of Boca Raton amending the Future Land Use Map of the Comprehensive Plan by redesignating certain property consisting of 8.85 acres, more or less, located at 1330 North Military Trail, as more specifically described herein, from C (Commercial) to RM (Residential Medium); providing for the appropriate revisions of the Future Land Use Map; providing for severability; providing for repealer; providing an effective date (UC-03-01)

8. Ordinance No. 4716

An ordinance of the City of Boca Raton relating to rezoning; providing for the rezoning of a parcel of land consisting of 8.85 acres, more or less, located at 1330 North Military Trail, as described more particularly herein, from RB1/PCD (Motel Business District/Planned Commercial Development) to PUD/R-3 (Planned Unit Development/Multifamily Residential District); providing for the appropriate revisions of the Zoning District Map; providing for severability; providing for repealer; providing an effective date (UC-03-01)

9. Ordinance No. 4717

An ordinance of the City of Boca Raton providing for the involuntary annexation of property generally located south of Glades Road, east of Saint Andrews Boulevard, north of Lake Worth Drainage District Canal No. L-46 west of Military Trail and north of Lake Worth Drainage District Canal No. L-47 east of Military Trail and comprising all unincorporated property within such area, as more particularly described herein, to the corporate limits of the City of Boca Raton, Florida, as initiated by the City of Boca Raton; providing for a referendum on the question of annexation for the registered electors within the property proposed for annexation; providing for a

revision of the City's boundaries pursuant to the City Charter to include the property annexed; providing for severability; providing for repealer; providing an effective date

10. Ordinance No. 4718

An ordinance of the City of Boca Raton providing for the involuntary annexation of property generally located south of Town Center Mall, east of Saint Andrews Boulevard, north of West Palmetto Park Road and west of Military Trail and comprising all unincorporated property within such area, as more particularly described herein, to the corporate limits of the City of Boca Raton, Florida, as initiated by the City of Boca Raton; providing for a referendum on the question of annexation for the registered electors within the property proposed for annexation; providing for a revision of the City's boundaries pursuant to the City Charter to include the property annexed; providing for severability; providing for repealer; providing an effective date

11. Ordinance No. 4719

An ordinance of the City of Boca Raton providing for the involuntary annexation of property generally located north of Glades Road and east of Powerline Road and comprising all currently unincorporated property in the Santa Barbara residential community, as more particularly described herein, to the corporate limits of the City of Boca Raton, Florida, as initiated by the City of Boca Raton; providing for a referendum on the question of annexation for the registered electors within the property proposed for annexation; providing for a revision of the City's boundaries pursuant to the City Charter to include the property annexed; 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:

12. Resolution No. 117-2003

A resolution of the City of Boca Raton providing for submission of a non-binding straw ballot question to the electors of the City at a special City election relating to possible annexation of areas west of the City, requesting the Supervisor of Elections to hold said special City election on September 9, 2003; providing for severability; providing for repealer; providing an effective date

CITY MANAGER RECOMMENDATIONS AND REPORTS:

13. Hedge Violation – 698 East Conference Drive

14. General Employees' Pension Plan - Biennial Review

15. Transmittal of Annexation Reports to Palm Beach County

16. Annual Executive Evaluation

CITY ATTORNEY REPORTS:

17. Annual Executive Evaluation

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.