

NOTICE

There will be a Regular Meeting of the CITY COUNCIL of the City of Port St. Lucie on December 1, 2008, at 7:00 p.m., at Port St. Lucie City Hall, 121 SW Port St. Lucie Boulevard, Port St. Lucie, Florida.

AGENDA

1. **MEETING CALLED TO ORDER**
2. **ROLL CALL**
3. **INVOCATION & PLEDGE OF ALLEGIANCE**
4. **PUBLIC TO BE HEARD**
5. **PROCLAMATIONS AND SPECIAL PRESENTATIONS**
6. **ADDITIONS OR DELETIONS TO AGENDA AND APPROVAL OF AGENDA**
7. **APPROVAL OF CONSENT AGENDA**

a) **APPROVAL OF MINUTES, NOVEMBER 10, 2008**

b) **NEW CINGULAR WIRELESS PCS (FKA BELLSOUTH MOBILITY), LEASE OF CITY-OWNED COMMUNICATIONS TOWER LOCATED AT THE PUBLIC WORKS YARD, 450 SW THORNHILL DRIVE THROUGH 7/1/13, WITH AN ANNUAL RENT INCREASE OF 4%, #20010349, PUBLIC WORKS**

c) **INTERLOCAL AGREEMENT BETWEEN THE CITY OF PORT ST. LUCIE AND THE ST. LUCIE COUNTY BOARD OF COMMISSIONERS CONCERNING FUNDING FOR TREE PLANTING: A \$50,000 GRANT TO PURCHASE TREES TO BE PLANTED ON THE WOOD STORK TRAIL (HILLMOOR LAKE PROJECT), AND A \$10,000 GRANT TO PURCHASE TREES TO BE PLANTED PURSUANT TO THE CITY'S MASTER TREE PLANTING PLAN, COMMUNITY REDEVELOPMENT AGENCY**

d) **FIRST AMENDMENT TO LEASE AGREEMENT BETWEEN THE CITY OF PORT ST. LUCIE AND THE BOYS & GIRLS CLUB OF ST. LUCIE COUNTY, EXTENDING THE LEASE TERM THROUGH 9/30/09, AND PROVIDING THAT UPON 90 DAYS' WRITTEN NOTICE TO THE OTHER PARTY, EITHER PARTY MAY TERMINATE THE LEASE AGREEMENT, LEGAL DEPARTMENT**

e) **ARBOR TREE AND LAND, INC., (ATL), AMENDMENT #1, CHANGE ORDER #5, E-8 CANAL STORM CLEANING, UTILIZING THE REMAINING FUNDS IN THE NATURAL RESOURCES CONSERVATION SERVICES (NRCS) GRANT, #20070060, \$1,940, FOR A NEW CONTRACT TOTAL OF \$1,681,244, FUND 401-2500-5340, PUBLIC WORKS**

f) **WAIVER OF BID PER SECTION 35.04(C), FOR GOOD CAUSE SHOWN, TO HAVE R.J. SULLIVAN CORPORATION PERFORM FLOW METER MODIFICATIONS AT THE GLADES WASTEWATER PUMPING STATION, #20090042, \$24,970, WORK TO BE COMPLETED WITHIN 90 DAYS, FUND 445-3513-5630, UTILITY SYSTEMS**

8. **SECOND READING, PUBLIC HEARING OF ORDINANCES**

a) **ORDINANCE 08-121, AUTHORIZING THE CONVEYANCE OF AN EASEMENT TO FLORIDA POWER & LIGHT COMPANY FOR THE RANGELINE WATER REPUMP STATION SITE; PROVIDING AN EFFECTIVE DATE**

9. OTHER PUBLIC HEARINGS

10. FIRST READING OF ORDINANCES

a) **ORDINANCE 08-136**, PROVIDING FOR THE APPROVAL AND EXECUTION OF AN AGREEMENT BETWEEN DJG DEVELOPERS, LLC, AND THE CITY OF PORT ST. LUCIE RELATING TO A PROJECT KNOWN AS ORANGE LAKE CROSSINGS; PROVIDING AN EFFECTIVE DATE

11. RESOLUTIONS

a) **RESOLUTION 08-R172**, FINDING CONDITIONS DECLARED A THREAT TO THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY LOCATED AT CERTAIN PROPERTIES WITHIN THE CITY OF PORT ST. LUCIE, FLORIDA, HAVE BEEN ABATED; CANCELLING THE HEARINGS TO SHOW CAUSE; DISMISSING EACH MATTER; AND PROVIDING AN EFFECTIVE DATE

b) **RESOLUTION 08-R173**, AMENDING RESOLUTION 08-R155 IDENTIFYING CERTAIN PROPERTIES WITHIN THE CITY OF PORT ST. LUCIE A THREAT TO THE HEALTH, SAFETY, AND GENERAL WELFARE OF THE COMMUNITY PURSUANT TO CHAPTER 40 OF THE PORT ST. LUCIE CITY CODE; PROVIDING FOR A NEW HEARING DATE TO DETERMINE WHETHER THE AFFECTED PROPERTIES SHOULD BE FOUND A PUBLIC NUISANCE; PROVIDING NOTICE TO THE OWNERS AND MORTGAGEE(S) OF THE PROPERTIES OF SAID HEARING DATE; PROVIDING AN EFFECTIVE DATE

12. UNFINISHED BUSINESS

a) **DISCUSSION CONCERNING COUNCIL RULES**, CITY COUNCIL

13. NEW BUSINESS

a) **TETRA TECH**, DESALINATION FEASIBILITY STUDY, #20080045, \$245,708, CONTRACT PERIOD IS 270 CALENDAR DAYS, FUND 431-1340-5310, UTILITY SYSTEMS

b) **DISCUSSION CONCERNING REQUEST TO DISSOLVE THE PORTOFINO ISLES COMMUNITY DEVELOPMENT DISTRICT (CDD)**, SHAWN GARRETT, PRESIDENT, NEWPORT ISLES HOMEOWNERS ASSOCIATION, INC.

c) **CHIEF OF POLICE CONTRACT PURSUANT TO SECTION 32.71(c), CITY OF PORT ST. LUCIE MUNICIPAL CODE**, CONCERNING APPOINTMENT OF DONALD L. SHINNAMON, CITY MANAGER

d) **DICKERSON FLORIDA, INC.**, PRIMARY CONTRACTOR, AND **COMMUNITY ASPHALT CORPORATION**, SECONDARY CONTRACTOR, ASPHALT, #20080139, \$100,000, PURCHASE ORDERS WILL BE ISSUED ON AS AS-NEEDED BASIS; THE CONTRACT IS FOR FIVE YEARS WITH AN OPTION FOR A FIVE-YEAR RENEWAL, FUND 104-4125-5530, PUBLIC WORKS

e) **NATURE'S KEEPER, INC.**, MOWING OF DRAINAGE RIGHTS OF WAY, GREENBELTS, AND PONDS, #20080107, \$288,082.50 PLUS A \$10 INDEMNIFICATION FEE, CONTRACT WILL BE 1/1/09 THROUGH 12/31/14, WITH ONE POSSIBLE FIVE-YEAR RENEWAL, FUND 104/401-4127-5341, PUBLIC WORKS

f) **LYNCH PAVING AND CONSTRUCTION**, PRIMARY CONTRACTOR, AND **COMMUNITY**

ASPHALT CORPORATION, SECONDARY CONTRACTOR, ASPHALTIC CONCRETE PAVING PROJECTS OF 10-199 TON PER PROJECT, #20080138, \$300,000, CONTRACT RUNS THROUGH 9/30/10 WITH THE POSSIBILITY OF ONE TWO-YEAR RENEWAL, FUND 304-4125-5340, PUBLIC WORKS

g) COMMUNITY ASPHALT CORPORATION, PRIMARY CONTRACTOR, AND **DICKERSON FLORIDA, INC.**, SECONDARY CONTRACTOR, ASPHALTIC CONCRETE PAVING PROJECTS OF 200+ TON PER PROJECT, #20080125, \$1,700,000, CONTRACT RUNS THROUGH 9/30/10 WITH THE POSSIBILITY OF ONE TWO-YEAR RENEWAL, FUND 304-4125-5340, PUBLIC WORKS

h) REISS ENVIRONMENTAL, INC., CHANGE ORDER #6, RANGELINE WATER TREATMENT PLANT REPUMP STATION DESIGN, PERMITTING AND CONSTRUCTION SERVICES, ADDITIONAL ENGINEERING SERVICES, \$156,160, FOR A NEW CONTRACT AMOUNT OF \$1,865,025, AND AN INCREASE OF 180 CALENDAR DAYS FOR A TOTAL OF 1,398 DAYS, FUND 444-3515-5630, UTILITY SERVICES

14. ADJOURN

NOTICE: No stenographic record by a certified court reporter will be made of the foregoing meeting. Accordingly, any person who may seek to appeal any decision involving the matters noticed herein will be responsible for making a verbatim record of the testimony and evidence at said meeting upon which any appeal is to be based.

NOTICE: Public and Press are invited to review all the backup for Council Meetings. Copies are available on Thursday, Friday, and Monday before any Council Meeting in the City Clerk's Office in City Hall. On Meeting nights a copy of backup material is in the Reception Area for further review during the meeting. PLEASE LEAVE THE AGENDA BACKUP MATERIAL IN GOOD ORDER FOR OTHERS TO REVIEW.

NOTICE: Anyone wishing to speak during Public to be Heard or the First Reading of Ordinances is required to sign on the sheet supplied by the City Clerk in the front of the Chambers (at the lectern).

AS A COURTESY TO THE PEOPLE RECORDING THE MEETING, PLEASE TURN OFF ALL CELL PHONES, PAGERS AND BEEPERS