

NOTICE

There will be a Regular Meeting of the CITY COUNCIL of the City of Port St. Lucie on March 8, 2010, 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**
 - a) **PROCLAMATION - PORT ST. LUCIE ORCHID SOCIETY DAYS**
6. **ADDITIONS OR DELETIONS TO AGENDA AND APPROVAL OF AGENDA**
7. **APPROVAL OF CONSENT AGENDA**
 - a) **APPROVAL OF MINUTES**
 - b) **MELVIN BUSH CONSTRUCTION, INC., AMENDMENT XI, CHANGE ORDER #2, CITYWIDE CULVERT REPLACEMENT & SIDEWALK CONSTRUCTION, #20070008, CONSTRUCTION OF SIDEWALK CONNECTING FELDMAN AVENUE WITH PAAR DRIVE ON EAST SIDE OF DARWIN BOULEVARD PORTION OF CITY'S APPROVED PHASE III SIDEWALK CONSTRUCTION LIST, FINAL TRUE-UP OF WORK PERFORMED RESULTING IN AN INCREASE OF \$21,705.40 FOR A NEW CONTRACT PRICE OF \$308,580.50 AND NO ADDITIONAL CALENDAR DAYS, FUND 304-4105-5630, ENGINEERING**
 - c) **FLORIDA INDIAN HOBBYIST ASSOCIATION, REQUEST FOR CITY SPONSORSHIP OF THE 45TH ANNUAL NATIVE AMERICAN POWWOW SCHEDULED FOR MARCH 26-28, FOR THE SOLE PURPOSE OF LOCATING TEMPORARY SIGNAGE REGARDING THE EVENT IN THE RIGHTS-OF-WAY, ASSISTANT CITY MANAGER ORAVEC**
 - d) **FELIX ASSOCIATES, LLC, CHANGE ORDER #3, WATER MAIN REPLACEMENT AT RIVERPARK UNITS 3 & 10 PROJECT, #20080077, FINAL TRUE-UP RESULTING IN A NET DECREASE OF (\$107,647.40) FOR A NEW CONTRACT TOTAL OF \$1,220,800.60; CALENDAR DAYS WILL REMAIN AT 465, FUND 445-3315-5630, UTILITY SYSTEMS**
 - e) **BIG BROTHERS AND BIG SISTERS OF ST. LUCIE COUNTY, REQUEST FOR CITY SPONSORSHIP OF THE TASTE OF ST. LUCIE SCHEDULED FOR**

3/31/10, FOR THE SOLE PURPOSE OF LOCATING TEMPORARY SIGNAGE REGARDING THE EVENT IN THE RIGHTS-OF-WAY, ASSISTANT CITY MANAGER ORAVEC

f) CONTRACTS FOR PURCHASE OF HOMES UNDER THE NEIGHBORHOOD STABILIZATION PROGRAM, LOT 12, BLOCK 3297, PORT ST. LUCIE SECTION FORTY-NINE, 1573 SE FACULTY COURT, \$35,000 OR 99% OF APPRAISED VALUE, WHICHEVER IS LESS; LOT 2, BLOCK 215, PORT ST. LUCIE SECTION FOUR, 1533 SW HIBISCUS STREET, \$94,050 OR 99% OF APPRAISED VALUE, WHICHEVER IS LESS; COMMUNITY SERVICES

8. SECOND READING, PUBLIC HEARING OF ORDINANCES

a) ORDINANCE 10-05, AUTHORIZING THE CONVEYANCE OF PARCEL 4 OF THE LOC RANCH INDUSTRIAL PARK, FROM THE CITY OF PORT ST. LUCIE TO THE HUMANE SOCIETY OF ST. LUCIE COUNTY, INC.; PROVIDING AN EFFECTIVE DATE

b) ORDINANCE 10-07, TO REZONE 0.5 ACRES OF PROPERTY LOCATED ON THE EAST SIDE OF BILTMORE STREET BETWEEN VOLTAIR TERRACE AND THORNHILL DRIVE, FROM RS-2 (SINGLE FAMILY RESIDENTIAL) TO CS (SERVICE COMMERCIAL) FOR A PROJECT KNOWN AS A.W. SLOAT LAND TRUST ORGANIZATION, P09-168; PROVIDING FOR AN EFFECTIVE DATE

c) ORDINANCE 10-08, AMENDING CHAPTER 155 "SIGN CODE" OF THE CITY OF PORT ST. LUCIE MUNICIPAL CODE BY REPEALING THE EXISTING CHAPTER 155 "SIGN CODE" IN ITS ENTIRETY AND ADOPTING A REVISED AND UPDATED CHAPTER 155 "SIGN CODE" AS RECOMMENDED BY THE SIGN CODE REVIEW COMMITTEE; PROVIDING THE INVALIDITY OF ANY PORTION SHALL NOT AFFECT THE REMAINING PORTIONS OF THIS ORDINANCE; PROVIDING FOR AN EFFECTIVE DATE

d) ORDINANCE 10-09, AMENDING THE CODE OF ORDINANCES OF THE CITY OF PORT ST. LUCIE, FLORIDA; AMENDING SECTION 153.04(V) OF THE LANDSCAPE AND LAND CLEARING CODE REGARDING SIDEWALKS; PROVIDING AN EFFECTIVE DATE

e) ORDINANCE 10-11, AUTHORIZING THE CITY MANAGER OF THE CITY OF PORT ST. LUCIE TO ENTER INTO A FIRST AMENDMENT TO THE LEASE AGREEMENT BETWEEN THE CITY OF PORT ST. LUCIE AND WYNDCREST DD FLORIDA; PROVIDING AN EFFECTIVE DATE

9. OTHER PUBLIC HEARINGS

a) PORT ST. LUCIE RESIDENTIAL STREET LIGHTING ASSESSMENT AREA, BOUNDARY #197, SW LETCHWORTH STREET

b) PORT ST. LUCIE RESIDENTIAL STREET LIGHTING ASSESSMENT AREA, BOUNDARY #208, SW EXCEL AVENUE

c) PORT ST. LUCIE RESIDENTIAL STREET LIGHTING ASSESSMENT AREA, BOUNDARY #210, NW BEGONIA AVENUE

d) PORT ST. LUCIE RESIDENTIAL STREET LIGHTING ASSESSMENT AREA, BOUNDARY #211, SW WINSLOW STREET

e) PORT ST. LUCIE RESIDENTIAL STREET LIGHTING ASSESSMENT AREA, BOUNDARY #213, NW AILEEN STREET

f) PORT ST. LUCIE RESIDENTIAL STREET LIGHTING ASSESSMENT AREA, BOUNDARY #216, SW VICEROY STREET

10. FIRST READING OF ORDINANCES

a) ORDINANCE 10-12, ADOPTING THE FLORIDA-FRIENDLY FERTILIZER USE ON URBAN LANDSCAPES; PROVIDING AN EFFECTIVE DATE

b) ORDINANCE 10-13, AMENDING SECTION 72.03 OF THE CITY OF PORT ST. LUCIE CODE OF ORDINANCES, ENTITLED "PARKING OF COMMERCIAL VEHICLES IN RESIDENTIAL ZONES," BY ADDING AN EXCEPTION TO SECTION 72.03(C); AND PROVIDING FOR AN EFFECTIVE DATE

c) ORDINANCE 10-14, AUTHORIZING THE CONVEYANCE OF THAT CERTAIN PORTION OF PROPERTY DESCRIBED AS LOT 16, BLOCK 2320, PORT ST. LUCIE SECTION THIRTY-THREE, WHICH WAS PREVIOUSLY PURCHASED FOR USE IN PHASE II - SEGMENT 2 OF THE REVISED BECKER ROAD WIDENING PROJECT; PROVIDING AN EFFECTIVE DATE

11. RESOLUTIONS

a) RESOLUTION 10-R10, URGING THE FLORIDA LEGISLATURE TO OPPOSE SENATE BILL 782 AND HOUSE BILL 445; PROVIDING AN EFFECTIVE DATE

b) RESOLUTION 10-R11, FOR THE ADOPTION OF THE VANTAGECARE RHS EMPLOYER INVESTMENT PROGRAM (EIP); PROVIDING AN EFFECTIVE DATE

c) RESOLUTION 10-R12, SUPPLEMENTING ORDINANCE 10-02 OF THE CITY OF PORT ST. LUCIE, FLORIDA, ENACTED FEBRUARY 22, 2010, PROVIDING FOR THE ISSUANCE OF NOT EXCEEDING \$39,900,000 AGGREGATE PRINCIPAL AMOUNT OF LEASE REVENUE BONDS, SERIES 2010 (WYNDCREST PROJECT), IN ONE OR MORE SERIES; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A TRUST INDENTURE; RATIFYING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF THE LEASE AGREEMENT, AS AMENDED AND RESTATED; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF AN ASSIGNMENT AGREEMENT; APPROVING THE FORM OF A PRELIMINARY OFFICIAL STATEMENT AND AUTHORIZING THE EXECUTION AND DELIVERY OF AN OFFICIAL STATEMENT; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A CONTINUING DISCLOSURE CERTIFICATE; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A BOND PURCHASE

AGREEMENT TO PROVIDE FOR THE SALE AND DELIVERY OF THE SERIES 2010 BONDS AT A NEGOTIATED SALE WITHIN SPECIFIED PARAMETERS; DELEGATING TO THE CITY MANAGER THE AUTHORITY TO AWARD THE SERIES 2010 BONDS TO THE UNDERWRITER WITHIN CERTAIN PARAMETERS; AUTHORIZING THE PURCHASE OF A FINANCIAL GUARANTY INSURANCE POLICY IF DETERMINED BY THE CITY MANAGER TO BE IN THE BEST INTEREST OF THE CITY; PROVIDING FOR A COVENANT TO BUDGET AND APPROPRIATE NON-AD VALOREM REVENUES OF THE CITY FOR THE PURPOSE OF REPLENISHING THE RESERVE FUND OR SUPPLEMENTING THE BOND FUND, AS DETERMINED BY THE CITY MANAGER TO BE IN THE BEST INTERESTS OF THE CITY; AUTHORIZING SUCH OTHER ACTION IN CONNECTION THEREWITH; AND PROVIDING AN EFFECTIVE DATE

12. UNFINISHED BUSINESS

13. NEW BUSINESS

a) CAPTEC ENGINEERING, INC., EAST/WEST DUNBROOKE CIRCLES - CDBG TRACT 001603 GROUP 2, #20100038, CIVIL ENGINEERING AND SURVEYING SERVICES FOR DRAINAGE IMPROVEMENTS, \$60,000; CONTRACT PERIOD IS 274 CALENDAR DAYS, FUND 118-5900/5901-5340, PUBLIC WORKS

b) AMERICAN CONSULTING ENGINEERS OF FLORIDA, LLC, UPDATE TO EXISTING SET OF SIGNED AND SEALED PORT ST. LUCIE PEDESTRIAN LIGHTING PLANS ORIGINALLY DEVELOPED IN 2004, #20100044, THE LIMITS OF THE PROJECT ARE ALONG PORT ST. LUCIE BOULEVARD FROM VETERANS MEMORIAL PARKWAY TO US 1, \$48,434.70, CONTRACT PERIOD IS 90 CALENDAR DAYS, FUND 104-4121-5688, ENGINEERING

c) REQUEST FOR RECOGNITION BY THE CITY OF PORT ST. LUCIE OF THE GOVERNMENT SUPERVISORS ASSOCIATION OF FLORIDA(GSAF)/OFFICE AND PROFESSIONAL EMPLOYEES INTERNATIONAL UNION (OPEIU) SUPERVISORY BARGAINING UNIT, INTERIM CITY MANAGER

d) HOMES BY KENNEDY II, LTD, REQUEST FOR PRELIMINARY APPROVAL OF ONE-YEAR EXTENSION OF RESOLUTION 07-R82, TRADITION PLAT #50, REQUEST IS TO EXTEND THE TERM OF THE RESOLUTION TO 9/10/11, AS PER CITY CODE SECTION 156.039, INTERIM CITY MANAGER

e) DISCUSSION CONCERNING VACCINE AND GENE THERAPY INSTITUTE (VGTI) BONDS, INTERIM CITY MANAGER

f) KEEP PORT ST. LUCIE BEAUTIFUL, REQUEST TO PLANT 75 BALD CYPRESS TREES AROUND VARIOUS RETENTION PONDS IN THE ST. LUCIE WEST AREA; TOTAL PROJECT COST IS \$4,875, WHICH WILL BE ALLOCATED FROM THE KPSLB LANDSCAPE/BEAUTIFICATION FUND, PUBLIC WORKS

14. DETERMINATION OF EXCUSED ABSENCE

a) COUNCILWOMAN BARTZ, FEBRUARY 22, 2010, BOARD OF ZONING APPEALS AND REGULAR CITY COUNCIL MEETING

15. COUNCIL COMMENTS AND COMMITTEE REPORTS

16. 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

CA030810

**NOTICE
AGENDA ADDENDUM
CITY COUNCIL REGULAR MEETING
MARCH 8, 2010**

5. PROCLAMATIONS AND SPECIAL PRESENTATIONS

b) PROCLAMATION - PATIENT SAFETY AWARENESS WEEK