

City of Pompano Beach

**City Commission Meeting
Commission Chamber**

*100 West Atlantic Blvd.
Pompano Beach, FL 33060*



Agenda

Tuesday, January 23, 2018

6:00 PM

City Commission

*Lamar Fisher, Mayor
Charlotte J. Burrie, Vice Mayor
Rex Hardin, Commissioner
Barry Moss, Commissioner
Beverly Perkins, Commissioner
Michael Sobel, Commissioner*

*Gregory P. Harrison, City Manager
Mark Berman, City Attorney
Asceletta Hammond, City Clerk*

CALL TO ORDER

*The Honorable Lamar Fisher
Mayor, Presiding*

ROLL CALL

Asceleta Hammond, City Clerk

INVOCATION

*Pastor Don Worden
First Baptist Church of Pompano Beach*

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

[18-175](#) Regular City Commission Meeting Minutes of January 9, 2018

APPROVAL OF AGENDA

CONSENT AGENDA DISCUSSION

The Commission may pull items from the Consent Agenda. During Audience to be Heard, a person may speak on any item on the Consent Agenda, which has not been pulled.

A. SPECIAL PRESENTATION

[18-176](#) **Recognition of Pompano Cowboys Football Team & Cheerleading Squads**

The Parks, Recreation and Cultural Arts Department will recognize the following Gold Coast Pop Warner Super Bowl football team and Regional cheerleading squads from the Pompano Cowboys Program:

Pompano Cowboys Football Super Bowl Champion

Jr Mity Mites - Coach Rodney Adams

Pompano Cowboys Cheerleading Teams at Regionals

Jr Peewee - Coach Nartisha Taylor

Varsity - Coach Felicia Heath

B. AUDIENCE TO BE HEARD

All persons interested in speaking during “Audience To Be Heard” must fill out a request form and turn it in to the City Clerk prior to the meeting. A request form is located on the last page of the agenda program.

Pursuant to Section 30.07(C)(2)(c) of the City's Code of Ordinances, "Thirty minutes or such time needed to permit ten members of the public to speak, whichever is longer, shall be set aside at the beginning of each City Commission meeting for the “audience to be heard” session. The “audience to be heard” session shall be continued at the end of the Commission meeting in the event that individuals wishing to speak are not reached during the first session". (Effective November 27, 2007)

C. CONSENT AGENDA

1. [18-172](#) Request of ratification by City Commission for Emergency Change Order for E-31-17 Deep Well Relining project from awarded vendor Layne Christensen Company in the amount of \$577,500.00.
(Fiscal Impact: \$577,500.00)



Strategic Plan Initiative

(Staff Contact: Randolph Brown)

2. [18-156](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A THIRD AMENDMENT TO THE LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND PROSERVE CONCEPTS, INC.; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$20,000 minimum annual net revenues to the city)



Strategic Plan Initiative

(Staff Contact: Mark A. Beaudreau)

3. [18-168](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, FINDING THAT THE CITY'S CONVEYANCE OF RIGHT-OF-WAY ALONG A PORTION OF NE 51ST STREET TO BROWARD COUNTY SATISFIES THE CRITERIA OF SECTION 253 OF THE CITY'S CHARTER; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Brian Donovan)

D. REGULAR AGENDA

QUASI-JUDICIAL PROCEEDING

4. [18-148](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE TOP SELF STORAGE THREE PLAT LOCATED ON THE NORTH SIDE OF DR. MARTIN LUTHER KING, JR. BOULEVARD BETWEEN BLOUNT ROAD AND NW 27TH AVENUE; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Maggie Barszewski/David Recor)

5. [18-162](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING CITY STAFF'S LETTER OF NO OBJECTION TO AMENDMENT OF NOTATION ON THE ANDREWS PREMIER BUSINESS PARK PLAT; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Maggie Barszewski/David Recor)

6. [18-161](#) **P.H. 2018-35: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A TWELVE FOOT UTILITY EASEMENT LYING SOUTH OF SAMPLE ROAD AND EAST OF POWERLINE ROAD WITHIN PROPERTY LOCATED AT 1800 WEST SAMPLE ROAD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Maggie Barszewski/David Recor)

END OF QUASI-JUDICIAL PROCEEDING

7. [18-174](#) **P.H. 2018-34: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH AMENDING CHAPTER 54, "REUSE WATER AND CROSS-CONNECTION CONTROL," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH BY AMENDING SECTION 54.05, "CONNECTION CHARGES AND RATES," TO REMOVE THE TIME LIMIT FOR NEW CUSTOMERS TO RECEIVE NO COST CONNECTION TO THE REUSE SYSTEM; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: A. Randolph Brown)

8. [18-170](#) Approval to award Bid E-02-18 Asphaltic Concrete Pavement Surfacing Annual Contract to the lowest responsive responsible bidder, Weekley Asphalt Paving Inc., at an estimated annual cost of \$766,260.00.
(Fiscal Impact: \$766,260.00)

(Staff Contact: Robert McCaughan)

9. [18-146](#)

P.H. 2018-25: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A REINSTATEMENT AND FIRST AMENDMENT TO A PARK LEASE AGREEMENT BETWEEN THE BOARD OF COMMISSIONERS OF THE FLORIDA INLAND NAVIGATION DISTRICT AND THE CITY OF POMPANO BEACH RELATING TO EXCHANGE CLUB PARK; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JANUARY 9, 2018

(Staff Contact: Mark A. Beaudreau)

10. [18-131](#)

P.H. 2018-26: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND MICHAEL FARRELL, M.D. FOR MEDICAL CONSULTING AND ADVISORY SERVICES TO THE FIRE DEPARTMENT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$65,004.16 per fiscal year for 3 years)

FIRST READING: JANUARY 9, 2018

(Staff Contact: John Jurgle)

11. [18-157](#)

P.H. 2018-27: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND AMENDMENT TO THE AGREEMENT FOR EXTENSION OF THE PARKING MANAGEMENT SERVICES AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND DENISON PARKING, INC. PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$543,867)

FIRST READING: JANUARY 9, 2018

(Staff Contact: Suzette Sibble)

12. [18-112](#)

P.H. 2018-28: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND AMENDMENT TO REAL ESTATE LEASE BETWEEN THE CITY OF POMPANO BEACH AND FEC ROW, LLC F/K/A FDG FLAGLER STATION II, LLC; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$13,264 Annual Rent; \$2,500 Security Deposit)

FIRST READING: JANUARY 9, 2018

(Staff Contact: Pamela Stanton/David Recor)

13. [18-150](#)**P.H. 2018-29: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, GRANTING AN ADDITIONAL THREE MONTHS' TEMPORARY MORATORIUM ON ISSUANCE OF DEVELOPMENT ORDERS AND PERMITS FOR THE CONVERSION OF MULTI-FAMILY APARTMENT BUILDINGS WITH FIVE (5) OR MORE UNITS, TO SHORT-TERM RENTALS; PROVIDING FOR VESTED RIGHTS, APPEALS, AND EXHAUSTION OF ADMINISTRATIVE REMEDIES; AND PROVIDING FOR EARLY TERMINATION UPON PASSAGE OF ORDINANCES REGULATING APARTMENT CONVERSIONS TO SHORT TERM RENTALS IN THE CITY PRIOR TO EXPIRATION OF THE MORATORIUM; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JANUARY 9, 2018



Strategic Plan Initiative

(Staff Contact: Jennifer Gomez/David Recor)

14. [18-159](#)**P.H. 2018-30: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND DUDE SOLUTIONS, INC. D/B/A FACILITYDUDE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$59,614.17)

FIRST READING: JANUARY 9, 2018



Strategic Plan Initiative

(Staff Contact: Robert McCaughan)

15. [18-166](#)

P.H. 2018-31: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA AUTHORIZING THE APPROVAL OF A CONTRACT WITH AUSTIN TUPLER TRUCKING, INC. AND FLORIDA SUPERIOR SAND, INC. FOR THE PURCHASE OF AGGREGATES, TOP SOIL AND SAND, AS NEEDED PURSUANT TO THE PRICING, TERMS AND CONDITIONS AS PROVIDED FOR IN CITY OF MARGATE, FLORIDA, BID NO. 2018-001, ISSUED ON BEHALF OF THE SOUTHEAST FLORIDA GOVERNMENTAL PURCHASING COOPERATIVE, IN THE APPROXIMATE AMOUNT OF \$130,000 PER YEAR; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: 130,000)

(Staff Contact: Robert McCaughan)

16. [18-143](#)

P.H. 2018-33: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA AUTHORIZING THE APPROVAL OF A CONTRACT WITH SITEONE LANDSCAPE SUPPLY, HOWARD FERTILIZER & CHEMICAL CO., INC., SUNNILAND FERTILIZER CORP., HELENA CHEMICAL CO., RESIDEX LLC, DIAMOND R FERTILIZER CO. INC. AND HARRELL'S, LLC FOR THE PURCHASE OF FERTILIZER AS NEEDED, PURSUANT TO THE PRICING, TERMS AND CONDITIONS AS PROVIDED FOR IN TOWN OF DAVIE, FLORIDA, RFP NO. B-17-124, ISSUED ON BEHALF OF THE SOUTHEAST FLORIDA GOVERNMENTAL PURCHASING COOPERATIVE, IN THE APPROXIMATE AMOUNT OF \$35,000 PER YEAR; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$35,000.00)

(Staff Contact: Robert McCaughan)

17. [18-165](#)

P.H. 2018-32: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND FLORIDA INLAND NAVIGATION DISTRICT FOR ALSDORF PARK; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark A. Beaudreau)

E. REPORTS

- City Manager*
- City Attorney*
- City Clerk*
- City Commission*

F. ADJOURNMENT

BALANCE IN CONTINGENCY

Oct. 1, 2017	Beginning Balance	\$10,000.00
	Total:	\$10,000.00

**CITY OF POMPANO BEACH, FLORIDA
AUDIENCE TO BE HEARD
REQUEST FORM**

NAME: _____

TITLE: _____

COMPANY: _____

ADDRESS: _____ CITY: _____

STATE: _____ ZIP: _____ EMAIL: _____

PHONE: _____ FAX: _____

EACH SPEAKER IS LIMITED TO THREE (3) MINUTES

SUBJECT YOU DESIRE TO SPEAK ON:

NOTE: THIS FORM MUST BE COMPLETED AND HANDED TO THE CITY CLERK PRIOR TO THE CALL TO ORDER OF THE MEETING. THE CITY CLERK WILL CALL RESIDENTS AND/OR TAXPAYERS, TO INCLUDE AUTHORIZED REPRESENTATIVES FOR PERSONS PERMITTED TO BE HEARD, AS WELL AS EMPLOYEES OF THE CITY TO SPEAK FIRST. OTHERS DESIRING TO SPEAK WILL THEREAFTER BE CALLED TO SPEAK, EXCEPT WHEN THE PERSON IS A USER OF THE CITY'S WATER OR SEWER SYSTEM AND WISHES TO BE HEARD ON A MATTER RELATED TO THE CITY'S WATER AND/OR SEWER SYSTEM.