

City of Pompano Beach

City Commission Meeting

Commission Chamber

100 West Atlantic Blvd.

Pompano Beach, FL 33060



Agenda

Tuesday, April 10, 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

Asceletha Hammond, City Clerk

CALL TO ORDER

*The Honorable Lamar Fisher
Mayor, Presiding*

ROLL CALL

Asceleta Hammond, City Clerk

INVOCATION

*Apostle John L. Mohorn
Word of the Living God Ministries*

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

[18-320](#)

Regular City Commission Meeting Minutes of March 27, 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. PROCLAMATIONS

[18-304](#)

Recognition Day for National Service

Mayor Lamar Fisher will proclaim that April 3, 2018 was Recognition Day for National Service. This proclamation recognizes volunteers that provide service in our city through National Service. Peter Kaldes, CEO and President of the South Florida Institute on Aging will receive the proclamation.

B. PRESENTATION[18-286](#)

Presentation of the City of Pompano Beach Comprehensive Annual Financial Report, Single Audit Reports and Management Letter for the fiscal year ended September 30, 2017 and the results of the annual audit by Marcum LLP, Independent Certified Public Accountants.

(Fiscal Impact: N/A)

(Staff Contact: Andrew Jean-Pierre)

C. 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)

D. CONSENT AGENDA

1. [18-312](#)

Approve ranking order for RFP E-07-18 Youth Athletic Programs and authorize staff to negotiate contracts with the highest ranked Competitive Soccer firm: Floridians Football Club Inc., and with sole proposers: PBFC PAL Hammerheads, Inc., Pompano Baseball, Inc., Pompano Piranhas, Inc., Xpress Youth Development Institute, Inc., and South Florida Water Polo Foundation, Inc. (No cost at this time.)

(Fiscal Impact: N/A)

(Staff Contact: Mark Beaudreau)

2. [18-301](#) 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 VENDING AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND RIGHT CHOICE VENDING/COFFEE, LLC; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Approximately \$7k in commission revenues.)

(Staff Contact: Mark Beaudreau)

3. [18-275](#) A RESOLUTION 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 LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND LIVING WATER SURF SCHOOL, LLC TO PROVIDE INSTRUCTION IN OCEAN AWARENESS AND SURFING FUNDAMENTALS AT THE CITY'S NORTH OCEAN PARK; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Licensee will pay the City \$4,125 as compensation for use of pavilions at North Ocean Park.)

(Staff Contact: Mark Beaudreau)

4. [18-321](#) A RESOLUTION 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 EVENT LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND AEG PRESENTS SE, LLC FOR THE POMPANO BEACH AMPHITHEATER; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: City will receive \$4 per ticket sold to each event held at the Amphitheater.)

(Staff Contact: Mark Beaudreau)

5. [18-274](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$20,000)

(Staff Contact: Erjeta Diamanti)

6. [18-244](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT AMONG THE CITY OF POMPANO BEACH, REBUILDING TOGETHER BROWARD COUNTY, INC. AND KAPPA FOUNDATION OF POMPANO BEACH, INCORPORATED; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$50,000 FY 2018)

(Staff Contact: Erjeta Diamanti)

7. [18-314](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE WORK AUTHORIZATION NO. 1 IN THE NOT TO EXCEED AMOUNT OF \$143,833.00, PURSUANT TO THE AGREEMENT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CRAIG A. SMITH & ASSOCIATES, INC. TO PROVIDE ENGINEERING AND SURVEYING SERVICES FOR PROPOSED DRAINAGE IMPROVEMENTS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$143,833.00)

(Staff Contact: Tammy Good/Horacio Danovich)

8. [18-295](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE WORK AUTHORIZATION NO. 28 IN THE AMOUNT OF \$160,000.00 PURSUANT TO THE AGREEMENT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND KEITH AND ASSOCIATES, INC. TO IMPROVE DRAINAGE FACILITIES IN AND AROUND HILLSBORO SHORES; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$160,000.00)

(Staff Contact: Horacio Danovich)

9. [18-299](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **GERALD STRYKER** TO THE POMPANO BEACH ECONOMIC DEVELOPMENT COUNCIL INC. OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BARRY MOSS; FOR A TERM TO BE CONCURRENT WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

10. [18-308](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **KELLYANN MAGUIRE** TO THE CULTURAL ARTS COMMITTEE OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF DAHLIA BAKER, APPOINTEE OF MAYOR LAMAR FISHER; SAID TERM TO COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

11. [18-309](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **HAZEL ARMBRISTER** TO THE CULTURAL ARTS COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER BEVERLY PERKINS; SAID TERM TO COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

E. REGULAR AGENDA12. [18-319](#)**P.H. 2018-61: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA PROVIDING FOR THE ISSUANCE, IN ONE OR MORE SERIES, OF THE CITY'S GENERAL OBLIGATION BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT EXCEEDING \$181,000,000 TO BE APPLIED, TOGETHER WITH OTHER LEGALLY AVAILABLE FUNDS OF THE CITY, IF ANY, TO FINANCE, REIMBURSE AND REFINANCE THE COST OF ACQUIRING, CONSTRUCTING, EQUIPPING, RENOVATING, REPLACING AND IMPROVING CERTAIN PROJECTS APPROVED BY THE QUALIFIED ELECTORS OF THE CITY VOTING IN A BOND REFERENDUM HELD IN THE CITY; PROVIDED, HOWEVER THE AGGREGATE PRINCIPAL AMOUNT OF THE GENERAL OBLIGATION BONDS (EXCLUDING REFUNDING BONDS) TO BE ISSUED IN CONNECTION WITH (1) THE PUBLIC SAFETY PROJECTS SHALL NOT EXCEED \$46,000,000, (2) THE PARKS, RECREATION AND LEISURE PROJECTS SHALL NOT EXCEED \$56,000,000 AND (3) THE STREETS, SIDEWALKS, BRIDGES AND STREETSCAPING PROJECTS SHALL NOT EXCEED \$79,000,000; PROVIDING FOR THE CREATION OF CERTAIN FUNDS AND ACCOUNTS; MAKING CERTAIN COVENANTS IN CONNECTION WITH THE GENERAL OBLIGATION BONDS; AUTHORIZING CITY OFFICIALS TO DO ALL THINGS DEEMED NECESSARY IN CONNECTION WITH THE ISSUANCE, SALE AND DELIVERY OF THE GENERAL OBLIGATION BONDS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Andrew Jean-Pierre/Suzette Sibble)

13. [18-303](#)

Consideration to dual name NW 6th Street "Nellie F. Poitier" Street.

(Fiscal Impact: \$500 provided by Requester)

(Staff Contact: Robert McCaughan)

QUASI-JUDICIAL PROCEEDING

14. [18-298](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE POMPANO CROSSINGS PLAT GENERALLY LOCATED ON THE SOUTH SIDE OF NE 48TH STREET, LYING BETWEEN NORTH DIXIE HIGHWAY AND NE 14TH AVENUE; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Maggie Barszewski/David Recor)

15. [18-271](#) **P.H. 2018-58: (PUBLIC HEARING 2ND READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A FOURTEEN FOOT UTILITY EASEMENT LYING NORTH OF AND PARALLEL TO NE 2ND STREET BETWEEN NE 1ST AVENUE AND NE 2ND AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

FIRST READING: MARCH 27, 2018

(Staff Contact: Maggie Barszewski/David Recor)

- 15A. [18-326](#) **P.H. 2018-63: (PUBLIC HEARING 2ND READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LOCATED ON NW 16TH STREET WEST OF NORTH DIXIE HIGHWAY AND COMMONLY KNOWN AS 140 NW 16TH STREET FROM B-2 (COMMUNITY BUSINESS) TO B-4 (HEAVY BUSINESS); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

FIRST READING: APRIL 24, 2018

(Staff Contact: Maggie Barszewski/David Recor)

16. [18-297](#)**P.H. 2018-60: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING ON THE EAST AND WEST SIDES OF A1A, APPROXIMATELY 500 FEET NORTH OF TERRA MAR DRIVE, COMMONLY KNOWN AS 1380 SOUTH OCEAN BOULEVARD, FROM RM-45 HR (MULTIPLE-FAMILY RESIDENCE 45 HIGH-RISE OVERLAY) TO PD-I (PLANNED DEVELOPMENT-INFILL); PROVIDING FOR SEVERABILITY; PROVIDING FOR RECORDATION; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: David Recor)

END OF QUASI-JUDICIAL PROCEEDING17. [18-300](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A UNIFIED DEVELOPMENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND 1380 SOUTH OCEAN BOULEVARD FL, LLC; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: David Recor)

18. [18-293](#)

Approval to award Bid T-13-18 Construction Services for the Building of the Charlotte J. Burrie Civic Center to the lowest responsive responsible bidder, Shiff Construction & Development Inc., at a cost of \$4,498,475.76.

(Fiscal Impact: \$4,498,475.76)

(Staff Contact: Horacio Danovich/Tammy Good)

19. [18-296](#)**P.H. 2018-62: (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 THIRD AMENDMENT TO PARCEL E GROUND LEASE RELATING TO CITY PROPERTY LYING BETWEEN NORTH OCEAN BOULEVARD (A1A) AND THE ATLANTIC OCEAN AND BETWEEN ATLANTIC BOULEVARD (S.R. 814) AND NE 5TH STREET, BETWEEN THE CITY OF POMPANO BEACH AND PPA-E, LLC; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: (\$1,500/month in lease revenues)

(Staff Contact: Adriane Esteban)

20. [18-240](#)**P.H. 2018-57: (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 EXTENSION TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE BROWARD SHERIFF'S OFFICE AND CITY OF POMPANO BEACH ALLOWING FOR THE ADMINISTRATION OF THE COMMUNITY ORIENTED POLICING SERVICES HIRING (COPS) GRANT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MARCH 27, 2018

(Staff Contact: Erjeta Diamanti)

21. [18-306](#)

Consideration for choosing a Director, Alternate and Second Alternate to attend and vote at any Board of Directors or General Membership Meeting of the Broward League of Cities Meetings where he/she represents his/her municipality.

(Fiscal Impact: N/A)

(Staff Contact: Greg Harrison)

22. [18-310](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE CULTURAL ARTS COMMITTEE OF THE CITY OF POMPANO BEACH TO SERVE A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE MARCH 24, 2021; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

Applicants:

Sharon Stone-Walker, District 2/**Incumbent**

Latoya T. Almonord, District 1

Mary Antoine, District 1

Donna Russo, District 1

Patrice Da Cruz, District 2

Michael Tipton, District 2

Sarahca Peterson, District 3

Monifa Aruwajoye, District 4

Sharonda Chery, District 4

Jazzmann LeSane, District 4

Marcus A. McDougale, District 4

Ethel Robinson-Burns, District 4

Jocelyn Jackson, District 4

David Miller, District 5

Wayne Vereen, District 5



Strategic Plan Initiative

(**Staff Contact:** Asceleta Hammond)

23. [18-311](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE CULTURAL ARTS COMMITTEE OF THE CITY OF POMPANO BEACH TO SERVE AS ALTERNATE FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE MARCH 24, 2021; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 18-310 FOR APPLICANTS.

(**Staff Contact:** Asceleta Hammond)

24. [18-313](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE UNSAFE STRUCTURES AND HOUSING APPEALS BOARD OF THE CITY OF POMPANO BEACH AS ATTORNEY; FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JANUARY 29, 2021; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Daniel R. Cogdill, *Electrical Contractor/Incumbent* - District 2

Paul Summa, *Real Estate Appraiser/Incumbent* - District 2

Whitney Anne Metevia, *Attorney/Incumbent* - District 3

Charles H. Bechert, III, *Attorney* - District 3



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

25. [18-316](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE UNSAFE STRUCTURES AND HOUSING APPEALS BOARD OF THE CITY OF POMPANO BEACH AS REAL ESTATE APPRAISER; FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MARCH 27, 2021; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 18-313 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

26. [18-317](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE UNSAFE STRUCTURES AND HOUSING APPEALS BOARD OF THE CITY OF POMPANO BEACH AS ELECTRICAL CONTRACTOR; FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON APRIL 25, 2021; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 18-313 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

F. REPORTS

City Manager
City Attorney
City Clerk
City Commission

G. ADJOURNMENT**BALANCE IN CONTINGENCY**

Oct. 1, 2017	Beginning Balance	\$10,000.00
March 27, 2018	ET Express Booster (Donation to basketball team)	\$2,500.00
	Total:	\$7,500.00

**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.