

City of Pompano Beach

**City Commission Meeting
Commission Chamber**

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



Agenda

Tuesday, February 8, 2022

1:00 PM

City Commission

Rex Hardin, Mayor

Beverly Perkins, Vice Mayor

Rhonda Eaton, Commissioner

Cyndy Floyd, Commissioner

Andrea McGee, Commissioner

Tom McMahon, Commissioner

Gregory P. Harrison, City Manager

Mark Berman, City Attorney

Asceletha Hammond, City Clerk

GOVERNMENT IN THE SUNSHINE

The State of Florida pioneered the concept of "Government in the Sunshine," and, accordingly, all meetings of the Pompano Beach City Commission - except those to discuss labor negotiations and litigation strategy, are open to the public. The Commission welcomes the involvement and participation of the citizens.

PROCEDURE

The City Commission has adopted Robert's Rules of Order, Newly Revised.

CITY COMMISSION MEETING TIMES

The City Commission meets two (2) times a month:

Second Tuesday of the month: City Commission Meeting - 1:00 p.m.

Fourth Tuesday of the month: City Commission Meeting - 6:00 p.m.

ADDRESSING THE CITY COMMISSION

"Audience To Be Heard" is scheduled for a thirty (30) minute period at the beginning of the City Commission Meeting, and will be continued to the end of the meeting for those speakers who were not heard during the initial thirty-minute period. All persons interested in speaking during "Audience To Be Heard" must fill out and submit a request form to the City Clerk prior to the call of order of the meeting. Speakers will be limited to three minutes to speak on any matter, which is NOT on the Regular Agenda, or removed from the Consent Agenda, and are requested to approach the podium and state his/her name and address and, if appropriate, the organization they represent, for the record. A request form can be found on the last page of the Agenda program.

ACCESSIBILITY

If you require the services of a Sign Interpreter, please notify the City Manager's Office at (954) 786-4601, 24 hours in advance. Should you require any other assistance to attend or participate in the meeting, please contact the City's ADA Coordinator at (954) 786-4626 at least 24 hours prior to the meeting.

NOTE: Any person who decides to appeal any decision of the City Commission with respect to any matter considered at this meeting will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

CALL TO ORDER

*The Honorable Rex Hardin
Mayor, Presiding*

ROLL CALL

Asceleta Hammond, City Clerk

INVOCATION

*Rabbi Tzvi Dechter
Chadbad of North Broward Beaches*

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

- [22-174](#) Special City Commission Meeting Minutes of January 25, 2022
- [22-175](#) Regular City Commission Meeting Minutes of January 25, 2022

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.

PROCLAMATION

[22-180](#) **Proclamation for Black History Month**

Mayor Rex Hardin will proclaim February as Black History Month in Pompano Beach.

A. PRESENTATION

- [22-147](#) Strategic Plan 2020-2025 and Action Agenda 2020-2021 Quarterly Progress Presentation.
(Fiscal Impact: N/A)

(Staff Contact: Ernesto Reyes)

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 less, 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 (Regular Agenda) meeting in the event that individuals wishing to speak are not reached during the first session". (Effective May 28, 2019)

C. CONSENT AGENDA

1. [22-148](#) Request of Ratification by City Commission for Emergency Procurement for construction supplies for the ongoing City CIP Reclaim System Expansion Project Repair, at a cost of \$400,003.74.
(Fiscal Impact: \$400,003.74)
(Staff Contact: A. Randolph Brown)

2. [22-164](#) Approval to piggyback St. Johns County School District Contract #2018-04 for the furnishing and installation of playground equipment at Coleman Park, for the Public Works Department, by Top Line Recreation, Inc., at a cost of \$87,283.23.
(Fiscal Impact: \$87,283.23)

(Staff Contact: Robert McCaughan)

3. [22-161](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND RATIFYING THE MAYOR’S AND CITY MANAGER’S APPROVAL OF WORK AUTHORIZATION NO. 03 IN THE AMOUNT OF \$354,943.40 BETWEEN THE CITY OF POMPANO BEACH AND HDR ENGINEERING, INC. FOR RUNWAY 10-28 SAFETY ENHANCEMENTS AT THE MUNICIPAL AIR PARK; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Steven Rocco/Tammy Good)

4. [22-157](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LETTER AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION ACCEPTING TWO SHORELINE STABILIZATION UNITS IN SUPPORT OF THE PROJECT KNOWN AS THE WAHOO BAY PROJECT; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$50,000 Grant)

(Staff Contact: Brian Donovan)

5. [22-156](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING A SETTLEMENT AGREEMENT AND RELEASE RELATING TO THE SETTLEMENT OF THE LAWSUIT AGAINST ENDO HEALTH SOLUTIONS INC. AND ENDO PHARMACEUTICALS INC. (“ENDO”), AS PARTIAL SETTLEMENT OF THE ONGOING OPIOID LITIGATION CASE; APPROVING AND AUTHORIZING THE CITY ATTORNEY TO EXECUTE ALL DOCUMENTS PERTAINING TO THIS SETTLEMENT; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Revenue \$27,676.45)

(Staff Contact: Mark E. Berman)

6. [22-169](#) 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 MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY AND PARTICIPATING MUNICIPALITIES REGARDING COLLABORATIVE STUDY AND SUBSEQUENT DEVELOPMENT OF AN INTEGRATED SOLID WASTE AND RECYCLING SYSTEM; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$32,430)

(Staff Contact: Russell Ketchem)

7. [22-163](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND EDWARD ANGELO VECCHIO D/B/A EAST COAST SOFTBALL TOURNAMENTS FOR USE OF THE ATHLETIC FIELDS AT COMMUNITY PARK TO PROVIDE FOR SENIOR LEAGUE SOFTBALL TOURNAMENTS FOR PARTICIPANTS 50 YEARS AND OLDER; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: City to receive 15% of each team's participation fee.)

(Staff Contact: Mark Beaudreau)

D. REGULAR AGENDA

8. [22-165](#) Approval to piggyback Broward County Contract PNC2122386B1, Lift Station Rehabilitation and Repair, for "as needed" purchases from Trio Development Corporation, at a cost of \$950,000.00 per year for FY22 thru FY24, and \$1,000,000.00 each year thereafter.
(Fiscal Impact: \$950,000.00)

(Staff Contact: A. Randolph Brown)

9. [22-145](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE PURCHASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH, AS LESSEE, AND TD EQUIPMENT FINANCE, INC., AS LESSOR, WITH RESPECT TO THE ACQUISITION, PURCHASE, FINANCING AND LEASING OF CERTAIN EQUIPMENT; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AND AUTHORIZING ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$4,017,097)

(Staff Contact: Andrew Jean-Pierre)

10. [22-158](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE CONSTRUCTION AGREEMENT NO. 1162 BETWEEN THE CITY OF POMPANO BEACH AND WEEKLEY ASPHALT PAVING, INC. FOR ASPHALTIC CONCRETE PAVEMENT SURFACING; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$810,000 annually)

(Staff Contact: Robert McCaughan)

11. [22-176](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AUTHORIZING TERMINATION OF THE AGREEMENT FOR CODE COMPLIANCE SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CALVIN, GIORDANO & ASSOCIATES, INC.; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: NA)

(Staff Contact: Brian Donovan/Mario Sotolongo)

12. [22-61](#) **P.H. 2022-13: (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 LEASE AGREEMENT AND A MEMORANDUM OF LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE

(Fiscal Impact: \$45,600 - Revenue)

FIRST READING: JANUARY 25, 2022

(Staff Contact: Gene R. Zamoski)

13. [22-122](#)**P.H. 2022-24: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 32, "DEPARTMENTS," OF THE POMPANO BEACH CODE OF ORDINANCES BY CREATING SECTION 32.90, "ESTABLISHMENT," SECTION 32.91, "FUNCTIONS; RESPONSIBILITIES," AND SECTION 32.92, "CULTURAL AFFAIRS COMMITTEE," TO ESTABLISH THE CULTURAL AFFAIRS DEPARTMENT, ASSIGN FUNCTIONS AND RESPONSIBILITIES AND CREATE A CULTURAL AFFAIRS COMMITTEE; REPEALING RESOLUTIONS 98-141, 2001-155, 2004-303, 2005-116 AND 2011-221, WHICH CREATED AND AMENDED RESPECTIVELY THE CULTURAL ARTS COMMITTEE; AMENDING CHAPTER 98, "PARKS AND PLAYGROUNDS," BY AMENDING SECTION 98.01, "DEFINITIONS," SECTION 98.02, "PROHIBITED ACTS," SECTION 98.03, "DAMAGE TO CITY PROPERTY," SECTION 98.04, "INTOXICATED PERSONS; NUDITY," SECTION 98.05, "TRESPASS," SECTION 98.06, "UNATTENDED CHILDREN," SECTION 98.07, "PUBLIC EVENT," SECTION 98.071, "PARK RECREATIONAL FACILITY RENTAL"; PERMIT APPROVAL; RIGHT OF APPEAL," SECTION 98.10, "FEES," SECTION 98.45, "FUNCTION AND PURPOSE," SECTION 98.46, "HOURS AND DAYS OF OPERATION," SECTION 98.47, "FEES," SECTION 98.48, "LIABILITY FOR DAMAGES," SECTION 98.50, "RECREATION CENTER STAFF," SECTION 98.53, "TERMINATION OF PRIVILEGES," SECTION 98.80, "CITY-OWNED SHOWMOBILE," SECTION 98.81, "CITY-OWNED PORTABLE STAGE," TO DISTINGUISH THE ROLES OF PARKS AND RECREATION AND CULTURAL AFFAIRS DEPARTMENTS AND THEIR RESPECTIVE FACILITIES AND THEIR OPERATION; AMENDING SECTION 98.51, "PERMITS," TO ALLOW THE POSSESSION AND CONSUMPTION OF ALCOHOLIC BEVERAGES AT RECREATION CENTERS FOR APPROVED FACILITY RENTAL APPLICATIONS MEETING ADDITIONAL PERMIT REQUIREMENTS; CREATING SECTION 98.90, "FACILITY USE," SECTION 98.91, "APPLICATION; PERMIT," SECTION 98.92, "CULTURAL FACILITY FEES," SECTION 98.93, "ENFORCEMENT," AND SECTION 98.94, "TERMINATION OF CULTURAL FACILITY PRIVILEGES; EVICTION," TO PROVIDE FOR THE OPERATION, MAINTENANCE AND REGULATION OF CULTURAL FACILITIES; AMENDING CHAPTER 160, "PUBLIC ART," BY AMENDING SECTION 160.02, "DEFINITIONS," SECTION 160.05, "PUBLIC ART FUND ESTABLISHED," AND SECTION 160.06, "PUBLIC ART FUND PURPOSE," TO CLARIFY APPROPRIATIONS TO PUBLIC ART FUND AND RECOGNIZE THE CULTURAL AFFAIRS DEPARTMENT'S ROLE IN PUBLIC ART; PROVIDING FOR

CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JANUARY 25, 2022

(Staff Contact: Mark A. Beaudreau/Phyllis A. Korab)

14. [22-124](#)

P.H. 2022-23: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 34, "CITY POLICY," BY AMENDING SECTION 34.010, "DEFINITIONS," TO EXPAND THE DEFINITION OF EMPLOYEE; BY AMENDING SECTION 34.025, "CONTRIBUTIONS," TO PROVIDE FOR CONTRIBUTIONS BY CERTAIN ADDITIONAL PARTICIPATING EMPLOYEES; AND BY CREATING SECTION 34.0266, "RETIREMENT BENEFITS FOR MANAGEMENT SUPPORT EMPLOYEES," TO CREATE AN ADDITIONAL CLASS OF EMPLOYEE PARTICIPATING IN THE RETIREMENT SYSTEM; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JANUARY 25, 2022

(Staff Contact: Brian Donovan/Ed Beecher)

15. [22-127](#)

P.H. 2022-27: (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 LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND POMPANO AVIATION III, LLC; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$6,443.25 to be paid to the City monthly)

FIRST READING: JANUARY 25, 2022

(Staff Contact: Steven Rocco/Robert McCaughan)

16. [22-136](#)**P.H. 2022-26: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, AMENDING CHAPTER 151, "BEACHES AND WATERWAYS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 151.01, "INTENT," BY AMENDING SECTION 151.02, "PERMIT REQUIRED," BY AMENDING SECTION 151.03, "STRUCTURES IN WATERWAYS," BY AMENDING SECTION 151.05 "SEAWALLS," AMENDING SECTION 151.06, "DISREGARD OF NOTICE," BY AMENDING SECTION 151.07, "BACKFILLING SEAWALLS," BY AMENDING SECTION 151.08, "STRUCTURES ON SEAWALLS," BY AMENDING SECTION 151.09, "VARIANCES," TO MODIFY DEFINITIONS, PROCEDURES AND REQUIREMENTS; BY CREATING SECTION 151.10, "REQUIRED DISCLOSURE IN CONTRACTS FOR SALE OF REAL ESTATE," TO REQUIRE DISCLOSURE OF PROPERTY LOCATED IN A TIDALLY INFLUENCED AREA; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JANUARY 25, 2022



Strategic Plan Initiative

(Staff Contact: John Sfiropoulos)

17. [22-134](#)**P.H. 2022-25: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 91, "BOATS AND WATER RECREATION," OF THE POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 91.10, "DOCKING AND LIVING ABOARD BOATS," TO MODIFY DEFINITIONS, PROCEDURES AND REQUIREMENTS; AND AMENDING SECTION 91.11, "WATERWAYS OR CANALS," TO MODIFY TERMINOLOGY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JANUARY 25, 2022

(Staff Contact: John Sfiropoulos)

18. [22-159](#) **P.H. 2022-33: (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 SERVICE CONTRACT NO. 1356 BETWEEN THE CITY OF POMPANO BEACH AND PORT CONSOLIDATED, INC. FOR THE PURCHASE AND DELIVERY OF UNLEADED GASOLINE AND DIESEL FUEL; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$955,000 Annually)

(Staff Contact: Robert McCaughan)
19. [22-152](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ AS ART DEALER, TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 1, 2024; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

APPLICANTS:
Donna M. Schorr, Art Dealer/District 1- Incumbent
Mary Lou Hamilton, Curator/District 1- Incumbent
Mimi Botscheller, Art Professor/District 1- Incumbent
Tobi Aycock, Architect/District 3- Incumbent
Michael Moore, Artist/ District 3
Carol R. Moore, Professional Artist/ District 3
Tyler Townsend, Museum Collector/ District 3

(Staff Contact: Asceleta Hammond)
20. [22-153](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ AS CURATOR, TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 1, 2024; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 22-152 FOR APPLICANTS.
(Staff Contact: Asceleta Hammond)

- 21. [22-154](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ AS ART PROFESSOR, TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 1, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 22-152 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

- 22. [22-155](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ AS ARCHITECT, TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 1, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 22-152 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

E. NEXT SCHEDULED MEETING

February 22, 2022 at 6:00 p.m. - Regular City Commission Meeting

F. REPORTS

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

G. ADJOURNMENT

BALANCE IN CONTINGENCY

Oct. 1, 2021	Beginning Balance	\$12,000.00
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**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

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 less, 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 (Regular Agenda) meeting in the event that individuals wishing to speak are not reached during the first session."

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.