

City of Pompano Beach

City Commission Meeting

Commission Chamber

100 West Atlantic Blvd.

Pompano Beach, FL 33060



Agenda

Tuesday, April 24, 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

*Reverend Wylie L. Howard Sr.
St. James Missionary Baptist Church*

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

18-343 Regular City Commission Meeting Minutes of April 10, 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

[18-339](#)

Earth Day Proclamation

Mayor Lamar Fisher will proclaim April 24, 2018 as Earth Day in the City of Pompano Beach. Russell Ketchum, Solid Waste Manager for the City will accept proclamation.

B. SPECIAL PRESENTATIONS[18-305](#)**Special Recognition to City of Pompano Beach Utilities Employees**

Special recognition is being given to Daniel Mondesir, Ben McCullough and Lori Frund of the Utilities Department of the City of Pompano Beach for their quick actions in helping to extinguish a potentially dangerous fire in a field at NW 7th Ave. and NW 8th Street and notifying the Fire Department. They went above and beyond their duties to ensure the safety of the community.

[18-330](#)**SMART Bond Program in Pompano Beach**

Mr. Danny Jardine, Deputy Program Director for CBRE/Heery will update the Mayor and Commission on the progress of the SMART Bond Program in Pompano Beach. Also in attendance will be Broward County School Board Chair Nora Rupert, Superintendent Robert Runcie, Chief Facilities Officer Leo Bobadilla and John Sullivan, Director, Office of Legislative Affairs.

[18-331](#)**Actuarial Valuation Report Presentation**

Presentation of the Actuarial Valuation Report for the City of Pompano Beach Police and Firefighters Retirement System as of October 1, 2017 as prepared and certified by the Nyhart Company, Inc.

(Fiscal Impact: N/A)

(Staff Contact: Greg Harrison)

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. [18-328](#) Approval of budget adjustment to transfer funds from Cemetery Revenue Accounts, to a Cemetery operational expense account for the purchase of grave markers and burial vaults.
(Fiscal Impact: \$145,946.00)

(Staff Contact: Robert McCaughan)

2. [18-188](#) Virginia Little Boardman is Requesting to Transfer Ownership of Block 5, Lot 6, Plots 2 & 3 in the South Lawn to Beverly Gaye Boardman.
(Fiscal Impact: N/A)

(Staff Contact: Robert McCaughan)

3. [18-336](#) 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 AMONG BROWARD COUNTY, THE CITY OF POMPANO BEACH, AND OTHER BROWARD COUNTY CITIES; PROVIDING FOR USE OF TEMPORARY DEBRIS MANAGEMENT SITES AND OTHER RELATED SERVICES; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: None until utilized)

(Staff Contact: Robert McCaughan/Russell Ketchem)

4. [18-237](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A PUBLIC TRANSPORTATION JOINT PARTICIPATION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA DEPARTMENT OF TRASPORTATION RELATING TO THE DEVELOPMENT OF A LANDSIDE/AIRSIDE ACCESS FOR PARCEL "Y" AT THE POMPANO BEACH AIR PARK; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$255,000.00)

(Staff Contact: Robert McCaughan/Steven Rocco)

5. [18-337](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, CHANGING THE DESIGNATION OF A CERTAIN RIGHT-OF-WAY WITHIN THE CITY OF POMPANO BEACH CURRENTLY KNOWN AS NW 6TH STREET BETWEEN DR. MARTIN LUTHER KING, JR. BLVD. AND DIXIE HIGHWAY TO A DUAL DESIGNATION OF NW 6TH STREET AND NELLIE F. POITIER STREET WITH NW 6TH STREET TO BE DISPLAYED ON THE UPPERMOST PORTION OF SIGNAGE; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$500 provided by requester)

(Staff Contact: Robert McCaughan)

6. [18-294](#) Approve ranking order for RFP E-10-18 Inspection and Cleaning of Storm Water Systems and Utilities Jet-Vac On-Call Service, and authorize staff to negotiate a contract with the highest ranked firm: Tele-Vac South, Inc. (No cost at this time.)

(Fiscal Impact: N/A)

(Staff Contact: Randolph Brown)

7. [18-291](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE LOCAL HOUSING ASSISTANCE PLAN AS REQUIRED BY THE STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM ACT, SUBSECTIONS 420.907-420.9079, FLORIDA STATUTES; AND RULE CHAPTER 67-37, FLORIDA ADMINISTRATIVE CODE; AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE ANY NECESSARY CERTIFICATIONS NEEDED BY THE STATE; AUTHORIZING THE SUBMISSION OF THE LOCAL HOUSING ASSISTANCE PLAN FOR REVIEW AND APPROVAL BY THE FLORIDA HOUSING FINANCE CORPORATION; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: 2018-2022 SHIP Funds)



Strategic Plan Initiative

(Staff Contact: Miriam Carrillo)

8. [18-302](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND ADOPTING THE PROGRAM FOR PUBLIC INFORMATION AND FLOOD RESPONSE PREPARATIONS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: David Recor/Paola A. West)

9. [18-318](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A TERMINATION OF OFF-STREET PARKING AGREEMENT AMONG DOWNEY PROPERTIES, LLC, 1010 HOLDINGS, LLC, AND THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: David Recor/Paola A. West)

10. [18-327](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE REINSTATEMENT AND LEASE EXTENSION AGREEMENT NO. 5 BETWEEN THE CITY OF POMPANO BEACH AND MERRITT'S BOAT AND ENGINE WORKS, INC. FOR LEASE OF LAND LYING UNDER CALIBAN CANAL AND WATER RIGHTS CONNECTED THERETO FOR BOATING, RECREATIONAL, CONSERVATIONAL AND MARINE PURPOSES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark Beaudreau)

E. REGULAR AGENDA**QUASI-JUDICIAL PROCEEDING**11. [18-297](#)**P.H. 2018-60: (PUBLIC HEARING 2ND 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)

FIRST READING: APRIL 10, 2018

(Staff Contact: David Recor)

12. [18-326](#)**P.H. 2018-63: (PUBLIC HEARING 1ST 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)

SECOND READING: APRIL 10, 2018

(Staff Contact: Maggie Barszewski/David Recor)

END OF QUASI-JUDICIAL PROCEEDING

13. [18-319](#)**P.H. 2018-61: (PUBLIC HEARING 2ND 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)

FIRST READING: APRIL 10, 2018

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

14. [18-345](#)

Consideration of the General Obligation Bonds Proposed Project Prioritization List.

(Fiscal Impact: N/A)

(Staff Contact: Greg Harrison)

15. [18-322](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A PIER HOTEL PARKING SPACE LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH, POMPANO BEACH PIER HOTEL, LLC AND POMPANO PIER ASSOCIATES, LLC; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/ A)

(Staff Contact: Suzette Sibble)

16. [18-296](#) **P.H. 2018-62: (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 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)

FIRST READING: APRIL 10, 2018

(Staff Contact: Adriane Esteban)

17. [18-346](#) 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 POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY FOR THE PUBLIC PURPOSE OF RESOLUTION OF LITIGATION INVOLVING THE COMMUNITY REDEVELOPMENT AGENCY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$265,000.)

(Staff Contact: Greg Harrison)

18. [18-333](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____ TO THE MARINE ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JANUARY 10, 2021; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANT:

Lee A. Corson, District 5, *Incumbent*



Strategic Plan Initiative

(**Staff Contact:** Asceleta Hammond)

19. [18-334](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE PARKS AND RECREATION ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON APRIL 25, 2021; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Kenneth C. Arnold, *Incumbent* - District 3

Mary C. Antoine - District 1

Patricia DeSanctis - District 1

Rafal Dradrach - District 1

Bruno Munoz - District 1

Kerry-Ann Parsons - District 2

Sarahca Peterson - District 3

Philip J. Schulte - District 3

Hazel K. Armbrister - District 4

Monifa Aruwajoye - District 4

Jazzmann LeSane - District 4

Marguerite K. Luster - District 4

Marcus A. McDougale - District 4

Shelton Pooler - District 4

John Reed - District 4

Bettye A. Walker - District 4

Andy Cherenfant - District 5

Frank Shulman - District 5

Mona Silverstein - District 5



Strategic Plan Initiative

(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
April 10, 2018	Dreamers 4 Change Foundation	\$982.92
	Total:	\$6,517.08

**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.