

City of Pompano Beach

City Commission Meeting

Commission Chamber

100 West Atlantic Blvd.

Pompano Beach, FL 33060



Agenda

Tuesday, May 9, 2017

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

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 are 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 – 6:00 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 6:00 p.m. 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.

HEARING IMPAIRED

If you require the services of a Sign Interpreter, please notify the City Manager's Office 24 hours in advance.

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 Lamar Fisher
Mayor, Presiding*

ROLL CALL

Asceleata Hammond, City Clerk

INVOCATION

*Rabbi Tzui Dechter
Chabad of North Broward Beaches*

PLEDGE OF ALLEGIANCE

Led by Asceleata Hammond, City Clerk

APPROVAL OF MINUTES

17-416 Regular City Commission Meeting Minutes of April 25, 2017

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

17-407 Government Finance Officers Association Award (GFOA)

Linda C. Davidson, representing the Government Finance Officers Association, will present the GFOA Award to the City of Pompano Beach Budget Office.

17-408 Certificate of Achievement for Excellence in Financial Reporting

Linda C. Davidson, representing the Government Finance Officers Association, will present the Certificate of Achievement for Excellence in Financial Reporting to Andrew Jean-pierre, Finance Director and Suzette Sibble, Assistant City Manager who will accept the award on behalf of the City of Pompano Beach.

B. PROCLAMATIONS**17-410****Water Reuse Week**

Mayor Lamar Fisher will present a proclamation for Water Reuse Week to A. Randolph Brown, Utilities Director for the City of Pompano Beach along with a special presentation of the Drop Savers Water Conservation Poster contest winners:

Winner Division 1

Student: Jazleen Santibanez
Teacher: Linda Cristantello
School: Cypress Elementary School

Winner Division 2

Student: Delma Matias
Teacher: Linda Cristantello
School: Cypress Elementary

Winner Division 3

Student: Madison Molter
Teacher: Candyce Rapp
School: McNab Elementary

Winner Division 4

Student: Thamerlande Toussaint
Teacher: Diane Pallet
School: Cypress Lake Middle School

17-412**Recognition of BSO Captain Cary Marks**

Mayor Lamar Fisher will present a proclamation of recognition to Captain Cary Marks, Pompano Beach Area 1 Commander, for his thirty-one years of BSO service. Captain Marks served his last four years in Pompano Beach.

17-431**National Safe Boating Week**

Mayor Lamar Fisher will present a proclamation proclaiming National Safe Boating Week to Richard Leys, Flotilla Commander 34, U.S. Coast Guard Auxiliary and Marshall Vellin, Commander of Pompano Beach Power Squadron.

17-409 Curtain Call Playhouse - 20th Anniversary

Mayor Lamar Fisher will present a proclamation to Kris Coffelt, Founder and Artistic Director of Curtain Call Playhouse, in honor of the theatre's 20th anniversary.

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.

D. CONSENT AGENDA

1. **17-336** Joyce Dooner is requesting to transfer ownership of Block 9, Lot 69, Plot 3 in the Central Lawn back to Pompano Beach Cemetery.
(Fiscal Impact: \$1,392.30)
(Staff Contact: Robert McCaughan)
2. **17-399** Approval to award Bid E-20-17, Asphalt, Picked Up As Needed, to the low responsive bidder, Hardrives, Inc. (Items 1, 2, 3, and 4) as prime contractor, and to Community Asphalt Corp., and Weekley Asphalt Paving, Inc., as alternate contractors, for annual open-end contracts, at an estimated cost of \$218,730.00.
(Fiscal Impact: \$218,730.00)
(Staff Contact: Robert McCaughan)
3. **17-378** Approval to award Bid #E-19-17 Palm-Aire Wellfield 48-inch Raw Water Main Pigging [Rebid] to the sole responsive responsible bidder, Clean Harbor Industrial Services, Inc., at a cost of \$199,585.00.
(Fiscal Impact: \$199,585.00)
(Staff Contact: A. Randolph Brown)
4. **17-415** 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 LIVING WATER SURF SCHOOL, LLC; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$3,300.00 as compensation for the use of North Ocean Park.)

(Staff Contact: Mark A. Beaudreau)

5. **17-424** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, PROVIDING FOR TIME LIMITS FOR CITY COMMISSION MEETINGS AND ESTABLISHING PROCEDURES TO EFFECTUATE SAME; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark E. Berman)

6. **17-425** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, SUPPORTING THE BROWARD CITIES LITERACY PARTNERSHIP PROPOSAL; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark E. Berman)

7. **17-403** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **TOM MCMAHON** TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER REX HARDIN, 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)

E. REGULAR AGENDA**QUASI-JUDICIAL PROCEEDING**8. **17-367****P.H. 2017-48: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY OF POMPAÑO BEACH, FLORIDA, ABANDONING A TEN FOOT UTILITY EASEMENT LOCATED SOUTH OF WEST COPANS ROAD AND WEST OF NORTH POWERLINE ROAD NEAR THE WESTERN TERMINUS OF NW 22ND STREET AND COMMONLY KNOWN AS 1951 N. POWERLINE ROAD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: APRIL 25, 2017

(Staff Contact: Maggie Barszewski/Robin Bird)

9. **17-385****P.H. 2017-51: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY OF POMPAÑO BEACH, FLORIDA, ABANDONING A CERTAIN FIFTY-FIVE FOOT WIDE PORTION OF THE RIGHT-OF-WAY FOR RIVERSIDE DRIVE LYING SOUTH OF ATLANTIC BLVD, EAST OF THE INTRACOASTAL AND NORTH OF SE 2 STREET; PROVIDING FOR AN ALLEY AND SIDEWALK DEDICATION TO THE CITY OF A PORTION OF THE PROPERTY LOCATED AT 105 HIBICUS AVE; PROVIDING FOR THE APPROVAL OF A UTILITY AGREEMENT WITH TSATAS ACQUISITIONS, LLC OUTLINING THE MAINTENANCE AND OWNERSHIP OBLIGATIONS OF THE EXISTING UTILITIES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: APRIL 25, 2017

(Staff Contact: Maggie Barszewski/Robin Bird)

END OF QUASI-JUDICIAL PROCEEDING

10. **17-404** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO APPLY FOR THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION REVOLVING LOAN PROGRAM FOR POINT SOURCE WATER POLLUTION CONTROL; UPON APPROVAL, EXECUTE THE CORRESPONDING LOAN AGREEMENT, PLEDGING OF STORMWATER UTILITY FEES AS THE REVENUES TO REPAY THE LOAN, AND PROVIDING FOR CARRYING OUT ALL LOAN RESPONSIBILITIES UNDER THE AGREEMENT; PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$3,230,287.00, plus interest from stormwater fees (approximately \$167,000.00 annually))

**Strategic Plan Initiative**

(Staff Contact: A. Randolph Brown)

11. **17-398** Approve ranking order for RFP L-28-17 Development & Implementation of a Citywide Marketing & Sponsorship Program, and authorize staff to negotiate a contract with the highest-ranked firm, The Superlative Group, Inc. (No cost at this time.).
(Fiscal Impact: N/A)

(Staff Contact: Suzette Sibble)

12. **17-419** **P.H. 2017-52: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE AMENDING CHAPTER 36, "TAXATION AND FINANCE", OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH BY AMENDING SECTION 36.032, "INSURANCE SERVICES FUND," TO PROVIDE FOR PROCEDURES AND AUTHORITY TO RESOLVE VARIOUS EMPLOYMENT CLAIMS AND TO INCREASE THE COMBINED AUTHORITY FOR SETTLEMENT OF CLAIMS BY THE RISK MANAGER, CITY ATTORNEY AND CITY MANAGER; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

**Strategic Plan Initiative**

(Staff Contact: Ed Beecher)

13. **17-381****P.H. 2017-53: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ENACTING A TEMPORARY MORATORIUM TO PROHIBIT THE ACCEPTANCE OR PROCESSING OF ANY APPLICATION FOR A PERMIT, DEVELOPMENT ORDER, OR ANY OTHER OFFICIAL ACTION OF THE CITY HAVING THE EFFECT OF PERMITTING OR ALLOWING THE CONSTRUCTION OF WIRELESS COMMUNICATIONS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY CONTROLLED BY THE CITY; PROVIDING FOR A SIX MONTH TERM TO BE EXTENDED IF NECESSARY BY THE CITY COMMISSION; PROVIDING FOR EARLY TERMINATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

14. **17-380****P.H. 2017-49: (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 POLICE SERVICES BETWEEN THE CITY OF POMPANO BEACH AND THE SHERIFF OF BROWARD COUNTY, FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: APRIL 25, 2017

(Staff Contact: Greg Harrison/Mark Berman)

15. **17-391****P.H. 2017-50: (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 LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SOUTH FLORIDA FISHING CLASSIC, INC. FOR THE USE OF ALSDORF PARK TO CONDUCT ITS ANNUAL POMPANO BEACH FISHING RODEO; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: In kind services \$430.00 a year)

FIRST READING: APRIL 25, 2017

**Strategic Plan Initiative**

(Staff Contact: Mark A. Beaudreau)

16. **17-413**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE GOLF COURSE ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 11, 2020; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Richard J. Porraro - Incumbent - District 1

Grant Galuppi - Incumbent - District 3

Corey Thompson - District 4

Richard Sasso - City of Lighthouse Point

**Strategic Plan Initiative**

(Staff Contact: Asceleta Hammond)

17. **17-414**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE GOLF COURSE ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 11, 2020; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2017-413 FOR APPLICANTS.



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

F. REPORTS

City Manager

City Attorney

City Clerk

City Commission

G. ADJOURNMENT

BALANCE IN CONTINGENCY

Oct. 1, 2016	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.