# City of Pompano Beach City Commission Meeting

## **Commission Chamber**

100 West Atlantic Blvd. Pompano Beach, FL 33060



## **Agenda**

Tuesday, September 28, 2021

6:00 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 Asceleta 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**

Elder Harold Westley Newborn Holiness Church

### **PLEDGE OF ALLEGIANCE**

Led by Asceleta Hammond, City Clerk

### APPROVAL OF MINUTES

<u>21-804</u>	City Commission Meeting Minutes of September 14, 2021
<u>21-806</u>	Special City Commission Meeting Minutes of September 13, 2021
21-805	City Commission Budget Workshop Minutes of July 19, 2021

### **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. PRESENTATION

<u>21-800</u>	Strategic	Plan	2020-2025 and	Action	Agenda	2020-2021 Quarterly	Progress
	Presentation	on.					
	(Fiscal Im	pact:	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. 21-779

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A STATE HIGHWAY LIGHTING, MAINTENANCE, AND COMPENSATION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, FOR LIGHTING IMPROVEMENTS ON VARIOUS STREETS WITHIN THE CITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: FDOT to pay City of Pompano Beach \$266,135.10 for the fiscal year in which this Agreement is signed. Payments will be calculated and made in accordance with Exhibit A.)

(Staff Contact: George Buenaventura)

2. 21-809

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE SERVICE CONTRACT NO. 1065 BETWEEN THE CITY OF POMPANO BEACH AND SUNSHINE CLEANING SYSTEMS, INC. TO PROVIDE JANITORIAL SERVICES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$187,026.58)

(Staff Contact: George Buenaventura)

3. 21-810

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING PROPER CITY **OFFICIALS** TO EXECUTE AMENDMENT BETWEEN THE CITY OF POMPANO BEACH AND **PROVIDE** A-EXCELLENT SERVICE, INC. TO HVAC MAINTENANCE AND **REPAIR** SERVICES: **PROVIDING** AN EFFECTIVE DATE.

(Fiscal Impact: \$200,000.00)

(Staff Contact: George Buenaventura)

4. 21-803

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING A HEARING OFFICER AND CALLING **FOR** TELEPHONIC **PUBLIC** Α **HEARING** REGARDING THE ISSUANCE BY THE CITY OF POMPANO BEACH, **ITS REVENUE** BONDS, **ORIGINAL** FLORIDA, OF IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$160,000,000, IN ONE OR MORE SERIES, FOR THE PURPOSE OF MAKING A LOAN OF FUNDS TO JOHN KNOX VILLAGE OF FLORIDA, INC., TO REIMBURSE AND/OR FINANCE CERTAIN SENIOR LIVING AND HEALTH FACILITIES ON THE CAMPUS OF JOHN KNOX VILLAGE OF FLORIDA, INC.; PROVIDING AN EFFECTIVE DATE. (Fiscal Impact: N/A)

(- -- - --- --- -- - - - - - - - )

(Staff Contact: Andrew Jean-Pierre)

5. 21-812

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN ADDENDUM TO CONTRACT FOR SALE AND PURCHASE BETWEEN THE CITY OF POMPANO BEACH AND CHRIST CHURCH UNITED METHODIST, INC. FOR THE PROPERTY WEST OF FOUNDERS PARK BETWEEN NE 2ND AVENUE ON THE WEST, NE 3RD AVENUE ON THE EAST, NE 4TH STREET ON THE NORTH AND NE 1ST STREET ON THE SOUTH, AND WITH TWO OF THE LOTS LOCATED ON THE WEST SIDE OF NE 2ND AVENUE, SOUTH OF NE 4TH STREET, AND NORTH OF NE 2ND STREET; PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

(Fiscal Impact: N/A)

(Staff Contact: Cassandra LeMasurier)

6. 21-814

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A BROWARD CULTURAL DIVISION GRANT AWARD COUNTY AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY IN THE **AMOUNT** OF \$13,500 FOR CONTRACTED SERVICES FOR ARTIST FEES, ARTIST TALKS AND WORKSHOPS, AND CONFIRMING THE CITY'S CONTRIBUTION IN AN AMOUNT OF \$16,500; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$16,500.00 matching funds: Account #001-1039-510-55-80)

Strategic Plan Initiative

(Staff Contact: Phyllis A. Korab)

7. <u>21-816</u>

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND RATIFYING THE CITY MANAGER'S EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA, DEPARTMENT OF STATE, DIVISION OF ARTS AND CULTURE, ACCEPTING MULTI-DISCIPLINARY **GENERAL** A PROGRAM SUPPORT **GRANT** IN THE **AMOUNT** OF \$73,483.00 FOR ADDITIONAL ARTISTS AND MARKETING/PRODUCTION EXPENSES, AND CONFIRMING THE CITY'S CONTRIBUTION IN AN AMOUNT OF \$73,483.00; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$73,483.00 matching funds: Account #001-1039-510-55-80)

Strategic Plan Initiative

(Staff Contact: Phyllis A. Korab)

### D. REGULAR AGENDA

### **QUASI-JUDICIAL PROCEEDING**

8. <u>21-752</u> P.H. 2021-94: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING ON THE SOUTHEAST CORNER OF NORTH OCEAN BOULEVARD AND NE 10TH STREET AND COMMONLY KNOWN AS 900 N. OCEAN BOULEVARD FROM RM-45 (MULTIPLE-FAMILY RESIDENCE-45) TO PD-I (PLANNED DEVELOPMENT - INFILL); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: SEPTEMBER 14, 2021

(Staff Contact: Daniel Keester-O'Mills/David Recor)

9. 21-757 P.H. 2021-104: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING ON THE WEST SIDE OF DIXIE HIGHWAY, SOUTH OF NE 17TH COURT AND COMMONLY KNOWN AS 1661 N. DIXIE HIGHWAY FROM B-3 (GENERAL BUSINESS) TO B-4 (HEAVY BUSINESS); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: SEPTEMBER 14, 2021

(Staff Contact: Jean Dolan/David Recor)

**END OF QUASI-JUDICIAL PROCEEDING** 

10. 21-817 A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND ACCEPTING THE POMPANO BEACH CULTURAL ARTS MASTER PLAN UPDATE PREPARED BY FRITZ GEITNER, INC., PROVIDING A BLUEPRINT FOR CULTURAL ARTS ACTIVITIES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

Strategic Plan Initiative

(Staff Contact: Phyllis A. Korab)

11. 21-756

### P.H. 2021-95: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, **AMENDING CHAPTER** 152. "BUILDINGS," BY **AMENDING SECTION** 152.12. "BUILDING PERMIT FEES," TO PROVIDE REQUIREMENTS FOR PRIVATE PROVIDERS THAT PERFORM BUILDING PLAN REVIEW SERVICES AND/OR BUILDING INSPECTION SERVICES IN THE CITY, AND TO PROVIDE BUILDING PERMIT **FEES** FOR BUILDING PERMIT APPLICATIONS FOR PROJECTS IN THE CITY THAT UTILIZE PRIVATE PROVIDERS TO PERFORM PLAN REVIEW SERVICES AND/OR BUILDING INSPECTION SERVICES: PROVIDING SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: SEPTEMBER 14, 2021

(Staff Contact: Michael Rada)

#### 12. 21-735

### P.H. 2021-96: (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 FOR MERCHANT PAYMENT CARD PROCESSING AMONG THE CITY OF POMPANO BEACH, PAYA, INC. AND BMO HARRIS N.A.; AUTHORIZING THE FINANCE DIRECTOR, CONTROLLER REVENUE COLLECTIONS MANAGER TO EXECUTE ON BEHALF OF THE CITY ALL MERCHANT ACCOUNT APPLICATIONS AND OTHER **FORMS** ASSOCIATED WITH THIS AGREEMENT; PROVIDING FOR SEVERABILITY; PROVIDING AN **EFFECTIVE** DATE.

(Fiscal Impact: \$330,000)

FIRST READING: SEPTEMBER 14, 2021

(Staff Contact: Andrew Jean-Pierre)

#### 13. 21-739

### P.H. 2021-97: (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 FOR COMMISSIONED ARTWORK BETWEEN THE CITY OF POMPANO BEACH AND TYLER FUQUA CREATIONS, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$35,000.00)

FIRST READING: SEPTEMBER 14, 2021

Strategic Plan Initiative

(Staff Contact: Laura Atria/Phyllis A. Korab)

#### 14. 21-741

### P.H. 2021-101: (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 CONTRACT FOR PROFESSIONAL CONSULTING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND RUMMEL KLEPPER & KAHL, LLP, FOR CONTRACT FOR CONSTRUCTION CONTINUING **ENGINEERING** INSPECTION **SERVICES VARIOUS FOR CITY** PROJECTS: PROVIDING FOR SEVERABILITY; **PROVIDING** AN**EFFECTIVE** DATE.

(Fiscal Impact: NA)

FIRST READING: SEPTEMBER 14, 2021

(Staff Contact: Matthew Kudrna)

#### 15. 21-770

### P.H. 2021-105: (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 MASTER SERVICES AGREEMENT NO. 23264 BETWEEN THE CITY OF **POMPANO** BEACH AND JUSTFOIA, INC. TO PROVIDE A SYSTEM TO ASSIST WITH THE PROCESSING OF **PUBLIC RECORDS** THE CITY REQUESTS; PROVIDING FOR SEVERABILITY; **PROVIDING** EFFECTIVE DATE.

(Fiscal Impact: Cost for 1st year \$14,110 with annual fee of \$9,300)

FIRST READING: SEPTEMBER 14, 2021

Strategic Plan Initiative

(Staff Contact: Kervin Alfred/Asceleta Hammond)

### 16. 21-706

### P.H. 2021-88: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 98, "PARKS AND PLAYGROUNDS." OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 98.01, "DEFINITIONS," TO MODIFY THE DEFINITION FOR DEPARTMENT; BY AMENDING SECTION 98.02, "PROHIBITED ACTS," TO MODIFY PROHIBITED CONDUCT IN CITY PARKS AND RECREATIONAL FACILITIES, AND TO PROVIDE FOR POSSESSION AND CONSUMPTION OF ALCOHOLIC **BEVERAGES** IN **SPECIFIED** RECREATIONAL FACILITIES UPON APPROVAL; BY AMENDING SECTION 98.07, "PUBLIC EVENT," TO UPDATE THE NAME OF THE DEPARTMENT REFERENCED, AND TO PROVIDE EXCEPTIONS FOR THE LENGTH OF CERTAIN PUBLIC EVENTS; BY AMENDING SECTION 98.071, "PARK RECREATIONAL FACILITY RENTAL: PERMIT APPROVAL: RIGHT OF APPEAL," TO PROVIDE REQUIREMENTS FOR USE OF INFLATABLE BOUNCE HOUSES IN CITY PARKS; BY AMENDING SECTION 98.10, "FEES," TO UPDATE THE NAME OF THE DEPARTMENT REFERENCED, TO ADD LOCATIONS FOR SPECIFIC USES, TO CLARIFY THE NATURE OF THE REQUIRED DEPOSIT FOR SPORTS TOURNAMENTS, TO MODIFY FEES FOR USE OF VARIOUS CITY PARKS AND RECREATIONAL FACILITIES, AND TO AUTHORIZE PERMIT REVOCATION FOR VIOLATIONS; BY AMENDING SECTION 98.45, "FUNCTION AND PURPOSE," AND SECTION 98.46, "HOURS OF OPERATION," TO UPDATE THE NAME OF THE DEPARTMENT REFERENCED; BY AMENDING SECTION 98.47, "FEES," TO UPDATE THE NAME OF THE DEPARTMENT REFERENCED, AND SETTING FEES FOR THE CULINARY KITCHEN PROGRAM: AND BY AMENDING SECTION 98.50. "CITY-OWNED STAFF." SECTION 98.80. SHOWMOBILE," AND SECTION 98.81, "CITY-OWNED PORTABLE STAGE," TO UPDATE THE NAME OF THE DEPARTMENT REFERENCED; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

### **POSTPONED FROM JULY 27, 2021**

(Staff Contact: Mark Beaudreau)

17. 21-790

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 TO FILL THE UNEXPIRED TERM OF JOHN R. CHAPMAN; SAID TERM TO EXPIRE ON MARCH 23, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

### **APPLICANTS**:

Louis Riva, Alternate 1 - District 3 Carlton Gillespie - District 1 Corey Staniscia - District 1 Derek Lewis - District 3 Gwendolyn S. Leys - District 3

(Staff Contact: Asceleta Hammond)

18. 21-791

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF **POMPANO** BEACH, FLORIDA, APPOINTING TO THE MARINE ADVISORY BOARD OF THE CITY OF POMPANO THE UNEXPIRED BEACH TO FILL TERM OF LEE CORSON, ALTERNATE 2; SAID TERM TO EXPIRE ON JULY PROVIDING AN EFFECTIVE DATE.

PLEASE REFER TO FILE ID NO 21-790 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

19. 21-796

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING\_\_\_\_\_\_TO THE GOLF ADVISORY BOARD OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF ROGER GINGERICH, ALTERNATE 1; SAID TERM TO EXPIRE ON JULY 1, 2022; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Fiscal Impact: N/A)

### **APPLICANTS**:

Carlton Gillespie- District 1
Corey Staniscia - District 1
Frank Sellers, Jr. - District 3
Charles MacMichael - District 5
Corey Thompson - District 4

(**Staff Contact:** Asceleta Hammond.)

20. 21-802

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING\_\_\_\_\_\_\_TO THE EMERGENCY MEDICAL SERVICES ADVISORY BOARD OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF PHYLLIS SMITH, ALTERNATE 1; SAID TERM TO EXPIRE ON JULY 1, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

### **APPLICANTS**:

Daniel G. Debrecht - District 3

Predrag P. Jovanov - District 3

Velma Flowers - District 4

Quenton Thompkins - District 4

Dedrick Watkins - District 5

(Staff Contact: Asceleta Hammond)

21. 21-818

Consideration and discussion item for the annual performance evaluation for

Mr. Mark E. Berman, City Attorney.

(Fiscal Impact: To be determined by City Commission)

(Staff Contact: Ed Beecher)

### E. NEXT SCHEDULED MEETING

October 12, 2021 at 1:00 p.m. - Regular City Commission Meeting October 26, 2021 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, 2020 Beginning Balance \$12,000.00

## CITY OF POMPANO BEACH, FLORIDA AUDIENCE TO BE HEARD

		REQU	UEST FORM		
	NAME:				_
	TITLE:				_
	COMPANY:				_
	ADDRESS:			CITY:	_
	STATE:	ZIP:	EMAI	IL:	_
	PHONE:		FAX:		_
needed to po beginning of be heard" se	ermit ten member each City Commi ession shall be con viduals wishing to sp	is of the public ission meeting for ntinued at the eneak are not reached	to speak, whice the "audience and of the Community during the first s		et aside at the ne "audience to
	50	UBJECT YOU I		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.