

**CITY OF POMPANO BEACH  
CITY COMMISSION MEETING  
AGENDA NO. 2015-09  
TUESDAY, JANUARY 27, 2015  
7:00 P.M.**

**CALL TO ORDER**

The Honorable Lamar Fisher  
Mayor, Presiding

**ROLL CALL**

Mary L. Chambers, MMC,  
City Clerk

**INVOCATION**

Pastor Gary McLamore  
Jesus Supernatural Life Center

**PLEDGE OF ALLEGIANCE**

Led by Mary L. Chambers, MMC,  
City Clerk

**APPROVAL OF MINUTES**

City Commission Meeting Minutes of  
January 13, 2015

**APPROVAL OF THE AGENDA**

City Commission

**SPECIAL PRESENTATION**

Cheerleading teams from the City of Pompano Beach Parks, Recreation & Cultural Arts Department's cheerleading program will be recognized for participation in local, regional and national cheerleading competitions in November/December 2014.

**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.

**CONSENT AGENDA**

1. Approval to award Bid L-13-15, Concrete Ready-Mix Delivered, to the low bidder Cemex Construction Materials FL, LLC as prime contractor and to Banaszak Concrete Corporation as alternate contractor, for annual, open contracts, at an estimated cost of \$211,750 annually.

(Staff Contact: Robert A. McCaughan)

2. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **TERRENCE DAVIS** TO THE CULTURAL ARTS COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BARRY DOCKSWELL TO COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mary L. Chambers)



3. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND HOUSING OPPORTUNITIES PROJECT FOR EXCELLENCE, INC. (HOPE, INC.) PROVIDING FOR THE FUNDING AND ADMINISTRATION OF COMMUNITY DEVELOPMENT BLOCK GRANT PROJECTS; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: CDBG Funds in the amount of \$8,000)

(Staff Contact: Miriam Carrillo)

4. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **EMMA ELLINGTON** TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER EDWARD PHILLIPS, FOR A TERM TO BE CONCURRENT WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mary L. Chambers)



**CONSENT AGENDA – CONTINUED**

5. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AUTHORIZING THE MAYOR OR VICE MAYOR, CITY CLERK AND CITY MANAGER, TO EXECUTE ON BEHALF OF THE CITY AGREEMENTS FOR SOLICITATION OF ARTIST SERVICES WITH WESTERN STATES ART FEDERATION CORPORATION; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$675 for current call. Maximum authorization of 2 calls per contract or \$950 annually.)

(Staff Contact: Robin M. Bird/Scott Reale)



6. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH PURSUANT TO CHAPTER 96 OF THE CITY'S CODE OF ORDINANCES, ASSESSING THE CITY'S COST FOR ABATING PUBLIC NUISANCE CONDITIONS ON REAL PROPERTY(IES) IN THE CITY AND PROVIDING THAT UPON THE RECORDING OF THIS RESOLUTION SAID ASSESSMENT, INCLUDING ADMINISTRATION AND INSPECTION COSTS, SHALL BE A LIEN AGAINST THE PROPERTY(IES) WHICH SHALL BEAR INTEREST AS SET FORTH IN SECTION 55.03, FLORIDA STATUTES, AND BE CO-EQUAL WITH LIENS OF AD VALOREM TAXES; DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THE RESOLUTION AND TO PROVIDE OWNER(S) WITH A NOTICE OF LIEN; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Miguel A. Nunez/Robin M. Bird)

7. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LOCALLY FUNDED AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION OF LANDSCAPE, IRRIGATION AND/OR HARDSCAPE IMPROVEMENTS ALONG STATE ROAD 834 (SAMPLE ROAD) FROM STATE ROAD 91 (FLORIDA TURNPIKE) TO MILITARY TRAIL; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$204,973)

(Staff Contact: Robert A. McCaughan)

**CONSENT AGENDA – CONTINUED**

8. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A THREE PARTY ESCROW AGREEMENT AMONG THE CITY OF POMPANO BEACH, THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND THE STATE OF FLORIDA DEPARTMENT OF FINANCIAL SERVICES, DIVISION OF TREASURY, RELATING TO THE LANDSCAPE, IRRIGATION AND/OR HARDSCAPE IMPROVEMENTS PROJECT ALONG STATE ROAD 834 (SAMPLE ROAD) FROM STATE ROAD 91 (FLORIDA TURNPIKE) TO MILITARY TRAIL; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan)

9. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A DISTRICT FOUR (4) AMENDMENT NUMBER SEVEN (7) TO LANDSCAPE INCLUSIVE MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR ADDITIONAL LANDSCAPE IMPROVEMENTS ON STATE ROAD 834 (SAMPLE ROAD) FROM STATE ROAD 91 (FLORIDA TURNPIKE) TO MILITARY TRAIL; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan)

10. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE CHANGE ORDER NO. 1 IN THE AMOUNT OF \$35,489.31 PURSUANT TO THE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SHIFF CONSTRUCTION & DEVELOPMENT, INC., FOR INSTALLATION OF A WATERING SYSTEM AND ANCILLARY EQUIPMENT AT POMPANO COMMUNITY PARK TENNIS CENTER; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan/Tammy Good)



**CONSENT AGENDA – CONTINUED**

11. **RES. NO. 2015-.....:** 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 TRANSPORTATION FOR THE WILDLIFE MANAGEMENT PLAN AT THE POMPANO BEACH AIR PARK; PROVIDING AN EFFECTIVE DATE. (No fiscal impact at this time)

(Staff Contact: Robert A. McCaughan/Steven Rocco)

12. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND KIMLEY-HORN AND ASSOCIATES, INC. FOR RELOCATION OF TAXIWAY DELTA; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$59,227)

(Staff Contact: Robert A. McCaughan/Tammy Good)



13. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE SUBMITTAL OF A TRANSPORTATION ALTERNATIVES PROGRAM GRANT PROPOSAL TO THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, TO MODIFY AND CONSTRUCT THE INTERSECTION OF ATLANTIC BOULEVARD AND NE 1<sup>ST</sup> AVENUE/SW 1<sup>ST</sup> AVENUE; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Robin M. Bird/Jennifer Gomez/Horacio Danovich)



14. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE SUBMITTAL OF A TRANSPORTATION ALTERNATIVES PROGRAM GRANT PROPOSAL TO THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION, TO MODIFY AND CONSTRUCT THE INTERSECTION OF DIXIE HIGHWAY AND NE 3<sup>RD</sup> STREET/HAMMONDVILLE ROAD; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Robin M. Bird/Jennifer Gomez/Horacio Danovich)



**CONSENT AGENDA – CONTINUED**

15. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **JOHN F. PETRONE** TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF VICE MAYOR CHARLOTTE BURRIE, FOR A TERM TO BE CONCURRENT WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mary L. Chambers)



**REGULAR AGENDA**

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**QUASI-JUDICIAL PROCEEDING**

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16. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING CITY STAFF’S LETTER OF NO OBJECTION TO AMENDMENT OF NOTATION ON THE MORNINGSTAR LAKE PARCELS PLAT; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Chris Clemens/Robin M. Bird)

17. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING CITY STAFF’S LETTER OF NO OBJECTION TO AMENDMENT OF NOTATION ON THE U.S. 1 SUBDIVISION PLAT; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Chris Clemens/Robin M. Bird)

18. **P.H. 2015-30; ORD. NO. 2015-....:** (ORDINANCE 2<sup>ND</sup> READING)  
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A TWO (2) FOOT PORTION OF A SIX (6) FOOT UTILITY EASEMENT LOCATED NEAR THE NORTHWEST CORNER OF SE 3<sup>RD</sup> STREET AND SE 15<sup>TH</sup> AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: JANUARY 13, 2015**

(Staff Contact: Maggie Barszewski/Robin M. Bird)

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**QUASI-JUDICIAL PROCEEDING - CONTINUED**

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19. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ALLOCATING A MAXIMUM OF ONE HUNDRED ONE (101) FLEX UNITS FOR A PROPOSED RESIDENTIAL DEVELOPMENT LOCATED AT 641 NORTH DIXIE HIGHWAY, 200 AND 216 NORTHWEST 8<sup>TH</sup> COURT; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robin M. Bird/Maggie Barszewski)

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**END OF QUASI-JUDICIAL PROCEEDING**

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**REGULAR AGENDA - CONTINUED**

20. **P.H. 2015-28; ORD. NO. 2015-....:** (ORDINANCE 2<sup>ND</sup> 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 PARKING MANAGEMENT SERVICES BETWEEN THE CITY OF POMPANO BEACH AND DENISON PARKING, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$396,785.16)

**FIRST READING: JANUARY 13, 2015**

**For attachment “D” please visit:**

[www.mypompanobeachfl.gov/denisonparkinginc](http://www.mypompanobeachfl.gov/denisonparkinginc)

(Staff Contact: Robert A. McCaughan)

21. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING THE POMPANO BEACH 10-YEAR WATER SUPPLY PLAN UPDATE AS REQUIRED BY CHAPTER 373 OF THE FLORIDA STATUTES PREPARED BY MWH AMERICAS, INC., PROVIDING AN UPDATE TO THE PLAN; PROVIDING AN EFFECTIVE DATE. (10 minute presentation)

(Staff Contact: A. Randolph Brown)



**REGULAR AGENDA - CONTINUED**

22. **P.H. 2015-36; ORD. NO. 2015-....: (PUBLIC HEARING 1<sup>ST</sup> READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA ADOPTING A COMPREHENSIVE PLAN, TEXT AMENDMENT TO AMEND THE POTABLE WATER SUB-ELEMENT, THE FUTURE LAND USE ELEMENT, AND THE CONSERVATION ELEMENT; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON OCTOBER 22, 2014; PROVIDING THAT A TRANSMITTAL AND ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robin M. Bird/Maggie Barszewski)

23. **P.H. 2015-32; ORD. NO. 2015-....: (PUBLIC HEARING 1<sup>ST</sup> READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 30, "CITY COMMISSION," OF THE POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 30.02, "MEETINGS," TO ESTABLISH THE TIME OF DAY WHEN REGULAR MEETINGS SHALL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**SECOND READING: JANUARY 13, 2015**

(Staff Contact: Gordon B. Linn)

24. **P.H. 2015-33; ORD. NO. 2015-....: (PUBLIC HEARING 1<sup>ST</sup> READING)**  
AN ORDINANCE AMENDING CHAPTER 100, "STREETS AND SIDEWALKS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 100.21, "PERMITS; FEES," TO SPECIFY PERMIT REQUIREMENTS AND EXPIRATION FOR IMPROVEMENTS CONSTRUCTED ON PUBLIC PROPERTY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan/Alessandra Delfico)

**REGULAR AGENDA - CONTINUED**

25. **P.H. 2015-34; ORD. NO. 2015-....: (PUBLIC HEARING 1<sup>ST</sup> 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 BETWEEN THE CITY OF POMPANO BEACH AND MICHAEL FARRELL, M.D. FOR MEDICAL CONSULTING AND ADVISORY SERVICES TO THE FIRE DEPARTMENT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$65,004.16 annually)

(Staff Contact: John Jurgle)

26. **P.H. 2015-35; ORD. NO. 2015-....: (PUBLIC HEARING 1<sup>ST</sup> READING)**  
AN ORDINANCE 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 98.07, "PUBLIC EVENT," TO PROVIDE FOR LIMITATION ON THE NUMBER AND DURATION OF PUBLIC EVENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Beaudreau)

27. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER OFFICIALS TO EXECUTE A SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND THE MERCER GROUP, INC.; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Gordon B. Linn)

**REPORTS**

City Manager  
City Attorney  
City Clerk  
Internal Auditor  
City Commission

**ADJOURNMENT**

**BALANCE IN CONTINGENCY**

Oct. 1, 2014	Beginning Balance	\$ 8,340.00
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