



# City of Pompano Beach, Florida

## Regular City Commission Meeting Minutes

**Agenda No.** 2015-16

**Date:** April 28, 2015

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<b><u>CONSENT AGENDA</u></b>			
Approval to purchase maintenance, repair and operation equipment and supplies as needed from Lowe’s Home Centers, Inc. in the estimated annual amount of \$118,273 from budgeted funds in various departments, per the TCPN contract #R142104.			7



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<p><b><u>CONSENT AGENDA - CONTINUED</u></b></p>			
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING CONVEYANCE OF REAL PROPERTY FROM RACETRAC PETROLEUM, INC. TO THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.</p>		2015-271	8
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND RACETRAC PETROLEUM, INC.; PROVIDING AN EFFECTIVE DATE.</p>		2015-272	8
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, PURSUANT TO CHAPTER 96 OF THE CITY'S CODE OF ORDINANCES, ASSESSING THE CITY'S COSTS 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.</p>		2015-273	8
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AN ECONOMIC INCENTIVE OFFER FOR PROJECT KIT TO ASSIST IN FUNDING TEN NEW JOBS IN POMPANO BEACH, FLORIDA; PROVIDING FOR PARTICIPATION IN THE STATE OF FLORIDA'S QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM (QTI); PROVIDING FOR FUNDING OF \$5,000 AS THE CITY OF POMPANO BEACH'S SHARE OF LOCAL PARTICIPATION IN THE QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM; PROVIDING FOR A FUNDING SOURCE; PROVIDING THE CITY MANAGER AUTHORIZATION TO DO ALL THINGS NECESSARY TO</p>		2015-274	9



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<p>IMPLEMENT THE ECONOMIC INCENTIVES; PROVIDING AN EFFECTIVE DATE.</p>			
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SERVICE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND GOVERNMENTJOBS.COM, INC. D/B/A NEOGOV FOR THE INSIGHT ONLINE EMPLOYMENT APPLICATION PRODUCT AND THE ONLINE PERFORMANCE EVALUATION SYSTEM; PROVIDING AN EFFECTIVE DATE.</p>		2015-275	9
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING CONVEYANCE OF REAL PROPERTY FROM HUTTON GROWTH BLUE SKY, LLC TO THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.</p>		2015-276	10
<p>Approval of the donation request for the Blues and Sweet Potato Pie Festival.</p>			10
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CHANGE ORDER NO. 1 PURSUANT TO THE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND PINNACLE CONSTRUCTION SUPPORT GROUP, INC. N/K/A PINNACLE/CSG, INC. PROVIDING FOR A NON-COMPENSABLE TIME EXTENSION AND A NEW COMPLETION DATE FOR FIRE STATION 103; PROVIDING AN EFFECTIVE DATE.</p>		2015-277	11-12
<p>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 EIGHT (8) TO LANDSCAPE INCLUSIVE MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF</p>		2015-278	13



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<p>FLORIDA DEPARTMENT OF TRANSPORTATION FOR ADDITIONAL LANDSCAPE IMPROVEMENTS ON STATE ROAD 814 (ATLANTIC BOULEVARD) FROM 123 FEET EAST OF SE 4<sup>TH</sup> TERRACE TO SE 6<sup>TH</sup> AVENUE; PROVIDING AN EFFECTIVE DATE.</p>			
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CHDO AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND CHOICES NETWORK SYSTEMS, INC., PROVIDING FOR THE FUNDING AND ADMINISTRATION OF HOME INVESTMENT PARTNERSHIPS PROGRAM PROJECTS; PROVIDING AN EFFECTIVE DATE.</p>		2015-279	13-15
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2015 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY FIFTH CENT ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL FOR TRANSIT; PROVIDING AN EFFECTIVE DATE.</p>		2015-280	16
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2015 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL ORDINANCE; PROVIDING AN EFFECTIVE DATE.</p>		2015-281	16



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<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2015 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS OF THE LOCAL OPTION GAS TAX IMPOSED BY THE BROWARD COUNTY LOCAL OPTION GAS TAX ORDINANCE; PROVIDING AN EFFECTIVE DATE.</p>		2015-282	17
<p>A RESOLUTION 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 T.V. DIVERSIFIED INC. FOR REHABILITATION OF LIFT STATION NO. 67; PROVIDING AN EFFECTIVE DATE.</p>		2015-283	17
<p>RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE WORK AUTHORIZATION NO. 9 IN THE AMOUNT OF \$99,966.00 FOR A1A WATER MAIN IMPROVEMENTS PURSUANT TO THE CONTINUING CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND MATHEWS CONSULTING, INC. FOR CIVIL ENGINEERING SERVICES FOR VARIOUS CITY PROJECTS; PROVIDING AN EFFECTIVE DATE.</p>		2015-284	18
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO SUBMIT A GRANT APPLICATION FOR THE 2015 NATIONAL URBAN AND COMMUNITY FORESTRY GRANT WITH THE STATE OF FLORIDA, DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF FORESTRY AND TO PROVIDE MATCHING FUNDS IN THE AMOUNT OF \$30,000; PROVIDING AN EFFECTIVE DATE.</p>		2015-285	19



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A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>KRIS COFFELT</u></b> TO THE CULTURAL ARTS COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER REX HARDIN TO COINCIDE WITH THE TERM OF THE APPOINTING COMMISSIONER; PROVIDING AN EFFECTIVE DATE.		2015-287	19
<b><u>REGULAR AGENDA</u></b>			
Presentation of the Actuarial Valuation Report for the City of Pompano Beach General Employees' Retirement System as of October 1, 2014 by Board Actuary Jose Fernandez of Cavanaugh Macdonald Consulting, LLC.			19-21
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.		2015-288	21-22
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 PALM AIRE CYPRESS COURSE ESTATES 4 <sup>TH</sup> SECTION PLAT; PROVIDING AN EFFECTIVE DATE.		2015-289	22-24
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING NORTH OF NW 33 <sup>RD</sup> STREET AND WEST OF NW 8 <sup>TH</sup> AVENUE FROM I-1 (GENERAL INDUSTRIAL) WITH A PCI (PLANNED COMMERCIAL/INDUSTRIAL) OVERLAY TO I-1 (GENERAL INDUSTRIAL); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.			24-26



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<p>AN ORDINANCE AMENDING CHAPTER 50, “WATER,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 50.06, “BILLING,” TO PROVIDE THE FINANCE DIRECTOR WITH AUTHORITY TO ISSUE REFUNDS TO WATER CUSTOMERS WHO WERE BILLED IN ERROR, WITH CONDITIONS; BY AMENDING CHAPTER 51, “WATER AND SEWERS,” BY AMENDING SECTION 51.06, “TIME AND METHOD OF PAYMENT,” TO PROVIDE SAID AUTHORITY FOR WASTEWATER REFUNDS ALSO; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.</p>	2015-46		26
<p>AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE BROWARD SHERIFF’S OFFICE AND CITY OF POMPANO BEACH ALLOWING FOR THE ADMINISTRATION OF THE COMMUNITY ORIENTED POLICING SERVICES HIRING (COPS) GRANT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.</p>	2015-47		27
<p>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 SCHOOL CROSSING GUARD SERVICES BETWEEN THE CITY OF POMPANO BEACH AND THE BUTLER GROUP OF SOUTH FLORIDA, LLC; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.</p>	2015-48		28
<p>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 AGREEMENT FOR POLICE SERVICES BETWEEN THE CITY OF POMPANO BEACH AND THE SHERIFF OF BROWARD COUNTY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.</p>	2015-49		29



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AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.4218, "COMMERCIAL: EATING AND DRINKING ESTABLISHMENTS," TO REVISE DEFINITION OF AND STANDARDS FOR BAR AND LOUNGE; BY AMENDING SECTION 155.4501, "SEPARATION REQUIREMENTS FOR ALCOHOLIC BEVERAGE ESTABLISHMENTS," TO REVISE SEPARATION REQUIREMENTS FOR ALCOHOLIC BEVERAGE ESTABLISHMENTS AND PLACE IN TABLE FORM; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.			30-32
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <u>KENNETH C. ARNOLD</u> 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, 2018; PROVIDING AN EFFECTIVE DATE.		2015-290	33
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <u>WALTER HEAD</u> TO THE PARKS AND RECREATION ADVISORY BOARD OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF MICHELLE RHOULAC; SAID TERM TO EXPIRE ON AUGUST 22, 2016; PROVIDING AN EFFECTIVE DATE.		2015-291	33-34
31. <b>RES. NO. 2015-292:</b> A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <u>PHILIP C. DESANTIS</u> TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2018; PROVIDING AN EFFECTIVE DATE.		2015-292	34
32. <b>RES. NO. 2015-293:</b> A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <u>HAZEL ARMBRISTER</u> TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2018; PROVIDING AN EFFECTIVE DATE.		2015-293	35



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A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>RUSSELL R. REICHMANN</u></b> TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2018; PROVIDING AN EFFECTIVE DATE.		2015-294	35-36
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>TOBI AYCOCK</u></b> TO THE HISTORIC PRESERVATION COMMITTEE OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF MARION PHELPS; SAID TERM TO EXPIRE ON JUNE 13, 2017; PROVIDING AN EFFECTIVE DATE.		2015-295	36
Consideration for the dual naming of NW Fourth Avenue to add the name of “GRISHAM AVENUE” as per Resolution 2003-38 (Street Naming Policy).			36-38
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<b><u>Commissioner Rex Hardin</u></b> – Beach Library Grand Opening			40
<b><u>Commissioner Barry Moss</u></b> – Tree Topping Ceremony			40
Rebuilding Together in Collier City			40
<b><u>Commissioner Edward Phillips</u></b> – City of Baltimore Unrest on Not Being Heard			40-41
<b><u>Vice Mayor Charlotte Burrie</u></b> – Special Events Permit Process			41-42
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<b><u>Mayor Lamar P. Fisher</u></b> – Beach Branch Library Grand Opening			45
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			45

# ***CITY OF POMPANO BEACH, FLORIDA***

## **REGULAR CITY COMMISSION MINUTES**

Agenda No. 2015-16

Date: April 28, 2015

Commission Meeting Room

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The Mayor called the meeting to order at 6:00 p.m. and presided as the chairman.

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**ROLL CALL:**

***Mayor***  
***Vice Mayor***  
***Commissioner***  
***Commissioner***  
***Commissioner***  
***Commissioner***

**Present:**

*Lamar Fisher*  
*Charlotte Burrie*  
*Barry Dockswell*  
*Rex Hardin*  
*Barry Moss*  
*Edward Phillips*

and

***City Manager***  
***City Attorney***  
***City Clerk***

*Dennis W. Beach*  
*Gordon B. Linn*  
*Asceleta Hammond*

**INVOCATION BY:**

*Rev. Wylie L. Howard, Sr.*  
*St. James Missionary Baptist Church*

**PLEDGE OF ALLEGIANCE LED BY:** *Asceleta Hammond, City Clerk*

Names of Commrs.	M	S	V Y	V N
<b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b>				
<b>PAGE 1</b>				
<b><u>APPROVAL OF MINUTES</u></b>				
<b>MOTION:</b> To approve the Regular City Commission Meeting Minutes of April 14, 2015 as submitted.				
<b><u>VOICE VOTE</u></b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie		X	X	
Fisher			X	
<b><u>APPROVAL OF THE AGENDA</u></b>				
<b>MOTION:</b> To approve the City Commission Meeting Agenda of April 28, 2015, as submitted.				
<b><u>VOICE VOTE</u></b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips		X	X	
Burrie			X	
Fisher			X	
<b><u>CONSENT AGENDA DISCUSSION</u></b>				
Mayor Fisher stated that on the Consent Agenda, the City Commission would pull Items 7, 9, and 11 for discussion. Therefore, a person may speak on the remaining items on the Consent Agenda during Audience to be Heard.				
<b><u>PROCLAMATIONS</u></b>				
<b><u>April 2015 Water Conservation Month</u></b>				
Mayor Fisher on behalf of the Pompano Beach City Commission, and residents, presented to A. Randolph Brown, Utilities Director, a proclamation proclaiming April 2015, as Water Conservation Month in the City of Pompano Beach, followed by a special presentation to the following Drop Savers Water Conservation Poster contest winners.				

Names of Comms.	M	S	Y	N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 2</b></p> <p><b><u>PROCLAMATIONS - CONTINUED</u></b></p> <p><b><u>Winner Division 1 (Kindergarten and First Grade)</u></b>            Student: Jasmine Morales            Teacher: Ms. Lasure/Ms. Sharon Oscarson            School: Cresthaven Elementary</p> <p><b><u>Winner Division 2 (2<sup>nd</sup> and 3<sup>rd</sup> Grade)</u></b>            Student: Ruby Raad            Teacher: Ms. Nancy Dearth            School: Pompano Beach Elementary</p> <p><b><u>Winner Division 3 (4<sup>th</sup> and 5<sup>th</sup> Grade)</u></b>            Student: Vierlyne Chevalier            Teacher: Mr. Gesse Sainvilus            School: Charles Drew Elementary</p> <p><b><u>Winner Division 4 (Middle School - 6<sup>th</sup>, 7<sup>th</sup>, &amp; 8<sup>th</sup> Grade)</u></b>            Student: Ashton Quimby            Teacher: Mr. James Wood            School: Pompano Beach Middle</p> <p><b><u>Winner Division 5 (High School – 9<sup>th</sup>, 10<sup>th</sup>, 11<sup>th</sup>, &amp; 12<sup>th</sup> Grade)</u></b>            None this year.</p> <p><b><u>Winner Division 6 (Special Need Pre-K)</u></b>            Student: Angelina Southwood            Teacher: Ms. Waldren/Ms. Oscarson            School: Cresthaven Elementary</p> <p>A. Randolph Brown, Utilities Director indicated that in the application process for grants and funding for the programs to include stormwater, reuse, and conservation efforts, the ETA was impressed about the City's total integrated water program. He thanked the commission for the proclamation and their support.</p>				



# City of Pompano Beach, Florida

Names of Commrs.	M	S	Y	V	V

## CITY COMMISSION MEETING MINUTES APRIL 28, 2015

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### PROCLAMATIONS - CONTINUED

#### April 12-18, 2015 National Library Week

Mayor Fisher on behalf of the Pompano Beach City Commission, and residents, presented to Barbara Goodrum, President of the Pompano Beach Friends of the Library, a proclamation proclaiming April 12-18, 2015 as National Library Week. Mayor Fisher encouraged all residents to visit the local library to take advantage of the resources and services, as well as recognize all that they do to make the community a place of excellence.

Additionally, Mayor Fisher announced that on Wednesday, April 29, 2015 at 10:00 a.m., the City will officially open a new Beach Branch Library, and invited everyone to come out and join in the celebration.

Deborah Floyd of Pompano Beach Friends of the Library added that the proclamation represents not only the Beach Branch library but also the three other branches to include the Northwest, the Jan Moran Collier City Learning Library and the Pompano Beach Branch.

#### May 2015 Building Safety Month

Mayor Fisher on behalf of the Pompano Beach City Commission, and residents, presented to Miguel Nunez, Chief Building Official for the City of Pompano Beach a proclamation proclaiming the month of May 2015, as Building Safety Month in Pompano Beach, and encouraged the citizens to join the communities across America to participate in Building Safety Month activities.

Miguel Nunez, Chief Building Official, provided a brief history and background on the establishment of the "Building Safety Month" as well as the practices of the Building Department across America to ensure the safety of all buildings.

Additionally, Mr. Nunez explained that the Insurance Safety Office (ISO), a National Insurance Advisory Organization, ensures and determines premiums for property and casualty insurance risks. Every five years, they review the building insurance for municipalities and determine a score from 1 to 10, with 1 rated as the highest qualification.



# City of Pompano Beach, Florida

Names of Comms.	M	S	Y	N

## CITY COMMISSION MEETING MINUTES APRIL 28, 2015

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### PROCLAMATIONS - CONTINUED

Notwithstanding, the insurance premiums throughout the City are based on the ISO ratings, with a lower rating producing a lower premium rate. In 2011 the City received an ISO rating of 4 and in 2013 the City improved its rating to 3, which puts it in the top 20% in the State of Florida.

Finally, Mr. Nunez announced that the City's ninth Contractor Outreach Forum, which is held twice per year, is scheduled for May 12, 2015 at 9:00 a.m. in the City Commission Chambers. He then thanked the City Commission for their support in honoring the Building Safety Month.

### AUDIENCE TO BE HEARD

Mayor Fisher announced that it was time for "Audience To Be Heard" and offered the following guidelines: Once your name is called, please come forward to the podium in front of the commission, state your name and address for the record. Speakers will be limited to three minutes to speak on any item of concern or interest, including those items pulled from the Consent Agenda. In addition, he asked speakers not to speak on any items on tonight's agenda, as they will have that opportunity to do so when that item comes forward. Lastly, he requested that speakers refrain from any emotional outbursts in either support or non-support of the speaker's comments.

**Entry Code to Condominium Residences** – Paul Livingway, 812 N. Ocean Boulevard, Pompano Beach, FL 33060, stated that he was notified by the Fire Department that residents with coded entry to their condominium buildings would be required to enter a code for the fire department. In addition, the police department will require this number to be entered on the resident's code box.



# City of Pompano Beach, Florida

Names of Comms.	M	S	V	V
			Y	N

## CITY COMMISSION MEETING MINUTES APRIL 28, 2015

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### AUDIENCE TO BE HEARD – CONTINUED

Mr. Livingway said he could not understand the correlation between the police and fire departments; nevertheless, he is concerned that if the code number is entered into the internet system, it will become accessible to just about anyone, which could allow people, to include thieves, rapists, and so forth, easy access into their condominiums. In fact, he received the code number by email, which really makes it vulnerable for hackers. Therefore, he requested that the City reconsider this procedure, as it will put thousands of residents in jeopardy and especially those who are older, single, and widowed.

Additionally, Mr. Livingway described a system that the City of Plantation has in place, which allows the police to release by dispatch to open the box for the key to gain entrance to the lockbox and the fire department utilizes it to enter the condominium building as necessary. Therefore, this restricts the code sent to release the box, the time is logged and when the key is returned, the log is backed in. This is a much better and safer system and does not create a process that would put thousands of people in jeopardy.

Finally, he urged the commission to reconsider this ordinance in lieu of the information he just provided regarding the City of Plantation's process.

Mayor Fisher instructed Fire Chief Jurgle and staff to meet with Mr. Livingway to determine whether the City could imitate the City of Plantation's system to protect the condominium residents' code from being so with no trouble accessible.

Comr. Dockswell emphasized Mr. Livingway's comments and reported that he has received three complaints on the subject matter. If necessary, there is the need to document why this is necessary and what the safeguards will be, actions that would be taken should the code gets disclosed, and if there is a preferable solution, he wants to be aware of what that is. Therefore, he would like to ensure that staff places a serious focus on this matter and provide a report to him, as well as to the Mayor and other commissioners, so they can provide information to their constituents who are becoming alarmed about this matter.



# City of Pompano Beach, Florida

Names of Comms.	M	S	V Y	V N
CITY COMMISSION MEETING MINUTES APRIL 28, 2015				
PAGE 6				
<b><u>AUDIENCE TO BE HEARD – CONTINUED</u></b>				
Comr. Moss reiterated that this would be of concern to the thousands of condominium residents in the Palm Aire District, so, he would like to be included in the information disseminated regarding the matter.				
<b><u>Consolidation of Pension Expenses</u></b> – Tom Terwilliger, 3160 NW 1 <sup>st</sup> Avenue, Pompano Beach, FL, indicated that there are two actuaries for the City of Pompano Beach, one for the General Employees’ Pension Fund and one for the Police and Firefighters Pension Fund. Also, there are two accountants for the Pension Plans, as well as two fund managers for the Plans, and so forth. He complained that the taxpayers are responsible for paying the pension for over 700 General Employees and Fire Employees. While he recognizes that there are two bargaining units, however there is only one payer – the taxpayers.				
Therefore, he suggested that the commission consider stop paying twice for the same services and consolidate all pension operations into one fund, which would result in one fund manager, one accountant, and one actuarial and so forth, to save the taxpayers some money.				
<b><u>Parking Lot</u></b> – Delores Bullard, 212 North Flagler Avenue, Pompano Beach, FL, Owner of Cal’s Beauty Salon, expressed concerns that where her business is located, approved parking lots were approved for the rear of the building, but to date no work has been done. In fact, since it has been raining, flooding has occurred in the parking lot area and customers have to wade through water to get to and from their cars. Although they have provided them with temporary parking, she wanted to know how much longer the work would commence and completed for the parking lot.				
<b><u>Senior Housing</u></b> – Ms. Bullard requested that the Commission consider Senior Housing as this is lacking in the Northwest area. She reiterated that there is a desperate need for housing for the elderly low-income citizens of the City. Moreover, she has been asking for this consideration for ten years through the Community Redevelopment Agency (CRA), which to date nothing has happened in this regard.				



# City of Pompano Beach, Florida

Names of Commrs.	M	S	V	V
			Y	N

**CITY COMMISSION MEETING MINUTES APRIL 28, 2015**

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**AUDIENCE TO BE HEARD – CONTINUED**

Ms. Bullard indicated that 50 years ago, there was a destructive riot in the City of Baltimore, and nothing was done to reconstruct in those areas, which has repeated itself in the current riots in that City. Therefore, she complained that the black community in Pompano Beach appears to be neglected. Although the City is working hard to achieve certain goals, however, she urged the commission to look at that particular area and do something for the people, especially for senior housing.

Mayor Fisher, in response to Ms. Bullard questions, reported that last Tuesday the funding and contracting with D. Stevenson Construction, Inc. was approved to construct the Parking Lot.

As it relates to the senior citizens issue, the City is working on that as well. Nevertheless, Mayor Fisher asked staff to provide Ms. Bullard with the senior facility that the church built north of Martin Luther King Boulevard.

Lastly, Mayor Fisher stated that the City's goal is to get redevelopment happening in the area and have been working hard in getting the infrastructures in place.

Comr. Phillips stated that he is also disappointed with the senior housing facility that the Catholic Dioceses is doing, which he understands is just about full, as well as their outreach within the community. Nevertheless, he is cognizant that the City is progressive and is confident that at a certain point in time they will consider a resolution to the senior citizens housing issue.

**CONSENT ITEMS**

**TIME 00:32:30**

**ITEM 1**

Approval to purchase maintenance, repair and operation equipment and supplies as needed from Lowe's Home Centers, Inc. in the estimated annual amount of \$118,273 from budgeted funds in various departments, per the TCPN contract #R142104.



# City of Pompano Beach, Florida

Names of Comms.	M	S	Y	N
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**CITY COMMISSION MEETING MINUTES APRIL 28, 2015**

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**CONSENT ITEMS - CONTINUED**

**RES. NO. 2015-271                      TIME 00:32:30                      ITEM 2**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING CONVEYANCE OF REAL PROPERTY FROM RACETRAC PETROLEUM, INC. TO THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

**RES. NO. 2015-272                      TIME 00:32:30                      ITEM 3**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND RACETRAC PETROLEUM, INC.; PROVIDING AN EFFECTIVE DATE.

**RES. NO. 2015-273                      TIME 00:32:30                      ITEM 4**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, PURSUANT TO CHAPTER 96 OF THE CITY'S CODE OF ORDINANCES, ASSESSING THE CITY'S COSTS 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.



# City of Pompano Beach, Florida

Names of Commsrs.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 9</b></p> <p><b><u>CONSENT ITEMS - CONTINUED</u></b></p> <p><b>RES. NO. 2015-274                      TIME 00:32:30                      ITEM 5</b></p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AN ECONOMIC INCENTIVE OFFER FOR PROJECT KIT TO ASSIST IN FUNDING TEN NEW JOBS IN POMPANO BEACH, FLORIDA; PROVIDING FOR PARTICIPATION IN THE STATE OF FLORIDA'S QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM (QTI); PROVIDING FOR FUNDING OF \$5,000 AS THE CITY OF POMPANO BEACH'S SHARE OF LOCAL PARTICIPATION IN THE QUALIFIED TARGET INDUSTRY TAX REFUND PROGRAM; PROVIDING FOR A FUNDING SOURCE; PROVIDING THE CITY MANAGER AUTHORIZATION TO DO ALL THINGS NECESSARY TO IMPLEMENT THE ECONOMIC INCENTIVES; PROVIDING AN EFFECTIVE DATE.</p> <p><b>RES. NO. 2015-275                      TIME 00:32:30                      ITEM 6</b></p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SERVICE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND GOVERNMENTJOBS.COM, INC. D/B/A NEOGOV FOR THE INSIGHT ONLINE EMPLOYMENT APPLICATION PRODUCT AND THE ONLINE PERFORMANCE EVALUATION SYSTEM; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: The annual recurring cost for the online Performance Evaluation is \$18,450 &amp; the non-recurring cost is \$5,000)</p>				

Names of Commrs.	M	S	V Y	V N
<b>ROLL CALL</b>				
Dockswell		x	x	
Hardin	x		x	
Moss			x	
Phillips			x	
Burrie			x	
Fisher			x	

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**CONSENT ITEMS - CONTINUED**

**RES. NO. 2015-276                      TIME 00:32:48                      ITEM 7**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING CONVEYANCE OF REAL PROPERTY FROM HUTTON GROWTH BLUE SKY, LLC TO THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

The Resolution was read by title only.

**MOTION:** To adopt Resolution No. 2015-276 on reading.

Comr. Moss indicated that since this item refers to activity in his District, he would like to know about Hutton Growth Blue Sky, LLC, and what will they be building.

Robin M. Bird, Development Services Director, explained that they plan to build a retail Dollar General Store in the Northwest area.

**TIME 00:32:30                      ITEM 8**

Approval of the donation request for the Blues and Sweet Potato Pie Festival. (Fiscal impact: \$2,000)

Names of Commrs.	M	S	V Y	V N
<b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b>				
<b>PAGE 11</b>				
<b><u>CONSENT ITEMS – CONTINUED</u></b>				
<b>RES. NO. 2015-277</b>		<b>TIME 00:34:16</b>		<b>ITEM 9</b>
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CHANGE ORDER NO. 1 PURSUANT TO THE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND PINNACLE CONSTRUCTION SUPPORT GROUP, INC. N/K/A PINNACLE/CSG, INC. PROVIDING FOR A NON-COMPENSABLE TIME EXTENSION AND A NEW COMPLETION DATE FOR FIRE STATION 103; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)</p> <p>The Resolution was read by title only.</p> <p><b>MOTION:</b> To amend Resolution No. 2015-277 to correct a clerical error.</p> <p>Gordon Linn, City Attorney indicated that due to a clerical error in the proposed Resolution, he had provided the City Commission as well as the City Clerk with the appropriate change to the Resolution.</p> <p><b>MOTION:</b> To adopt Resolution No. 2015-277 as amended.</p>				
<b><u>VOICE VOTE</u></b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie		X	X	
Fisher			X	
<b><u>VOICE VOTE</u></b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie		X	X	
Fisher			X	

Names of Commrs.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 12</b></p> <p><b><u>CONSENT ITEMS - CONTINUED</u></b></p> <p>Vice Mayor Burrie reported that she has received complaints from a particular irate resident regarding the completion of the Fire Station 103, and requested an explanation on the reasons for the delay.</p> <p>Robert A. McCaughan, Public Works Director, stated that there are several reasons justifying the extension. First, it was weather days, and the other is hiring of subcontractors that were doing subpar performance, which resulted in releasing them and rehiring of other subcontractors to complete the work. Nevertheless, currently there are multiple contractors that are on site, which indicate that the Contractors are making every effort to meet the new completion date.</p> <p>Finally, Mr. McCaughan reported that the tentative completion date would be May 29, 2015.</p> <p>Vice Mayor Burrie understands that the same contractor is also working on Fire Station 11 on the beach, to correct some of the mistakes made by a previous contractor.</p> <p>Mr. McCaughan responded that is correct. Notwithstanding, he indicated that it is difficult for any contractor to take over a job that someone else started, in the case of Fire Station 11. However, they have gained knowledge from that situation to speed up the completion of Fire Station 103.</p>				

Names of Comms.	M	S	V Y	V N
<b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b>				
<b>PAGE 13</b>				
<b><u>CONSENT ITEMS - CONTINUED</u></b>				
<b>RES. NO. 2015-278                      TIME 00:32:30                      ITEM 10</b>				
<p>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 EIGHT (8) 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 814 (ATLANTIC BOULEVARD) FROM 123 FEET EAST OF SE 4TH TERRACE TO SE 6TH AVENUE; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)</p>				
<b>RES. NO. 2015-279                      TIME 00:38:17                      ITEM 11</b>				
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CHDO AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND CHOICES NETWORK SYSTEMS, INC., PROVIDING FOR THE FUNDING AND ADMINISTRATION OF HOME INVESTMENT PARTNERSHIPS PROGRAM PROJECTS; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: HOME funds in the amount of \$82,510.88)</p>				
<p>The Resolution was read by title only.</p>				
<b>MOTION:</b> To adopt Resolution No. 2015-279 on reading.				
<b><u>VOICE VOTE</u></b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie		X	X	
Fisher			X	

Names of Comms.	M	S	Y	V	V
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**CITY COMMISSION MEETING MINUTES APRIL 28, 2015**

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**CONSENT ITEMS - CONTINUED**

Comr. Phillips stated he received some last minute information prior to coming to the meeting. Therefore, he asked, how often has the City funded this particular CHDO program and how many of these programs are in place.

Miriam Carrillo, Office of Housing and Urban Improvement (OHUI), replied that there are three approved CHDO to organizations, to include OASIS, Choices, and Set Free, and they have received prior funding. However, they have not been funded over the last two years.

Comr. Phillips stated that it was brought to his attention that the City appears to be funding a number of repetitive programs; however, there are many other new and innovative ideas that could be considered from time to time.

Additionally, Comr. Phillips noted that in the backup material it states the monies will purchase property at 2861 Northwest 5<sup>th</sup> Street, and inquired as to who would be the property owners.

Ms. Carrillo explained that the closing is scheduled for May 6, 2015, and the application was approved in June 2014, when an RFP was done to receive applicants for the program. The CHDO allocated \$82,510, for the subject property identified. Therefore, this item is to enter into a contract to perform the closing.

Comr. Phillips understands this house will be utilized to house older kids that were not adopted, and questioned whether the property was zoned for this transitional type of facility.

Robin B. Bird, Development Services Director, stated that any existing house will remain as a house regardless of which zoning district it is located. However, a transitional house would not be considered a group home. In fact, it would be no different from a sober home, which the City cannot stop from happening.

Names of Commrs.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 15</b></p> <p><b><u>CONSENT ITEMS - CONTINUED</u></b></p> <p>Pastor Wylie Howard, St. James Missionary Baptist Church, 500 Northwest 21<sup>st</sup> Avenue, Pompano Beach, FL, stated that he is an outreach coordinator and owner of services out of Choices Network, Inc. He clarified their organization's program and involvement, which is to assist with foster care for youths, from ages 18-23 years, who have been ostracized from their homes. There are foster parents retained on staff to provide homes for those children. Therefore, the home can be used as transitional, and they would want to use it as such, if necessary, because their role is to deal with children and families that are at risk.</p> <p>Finally, Pastor Howard thanked the City of Pompano Beach for their assistance in working with him on this project and others to assist in providing a safe home for these children.</p> <p>Mayor Fisher indicated that Pastor Howard has been amazing in what he has been able to accomplish over the years with the youths in the community. Therefore, he is happy that he is taking on this project again as a CHDO recipient to make it a reality for those young people who need that housing.</p> <p>Finally, Mayor Fisher thanked Pastor Howard for his success in this regard and encouraged him to continue with it.</p> <p>Vice Mayor Burrie inquired how many children these foster parents care for at any one time.</p> <p>Pastor Howard replied that the subject home was converted to house approximately four to five kids maximum. In fact, he said his organization hires and trains their own parents so there is a strict discipline to ensure the children are properly supervised.</p> <p>Ms. Carrillo noted that the City had already completed two similar projects that were excellent, and invited anyone who desired to do so to conduct an inspection of these.</p>				



# City of Pompano Beach, Florida

Names of Commrs.	M	S	Y	N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 16</b></p> <p><b><u>CONSENT ITEMS - CONTINUED</u></b></p> <p><b>RES. NO. 2015-280                      TIME 00:32:30                      ITEM 12</b></p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2015 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY FIFTH CENT ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL FOR TRANSIT; PROVIDING AN EFFECTIVE DATE.</p> <p><b>RES. NO. 2015-281                      TIME 00:32:30                      ITEM 13</b></p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2015 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL ORDINANCE; PROVIDING AN EFFECTIVE DATE.</p>				



# City of Pompano Beach, Florida

Names of Commrs.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 17</b></p> <p><b><u>CONSENT ITEMS - CONTINUED</u></b></p> <p><b>RES. NO. 2015-282                      TIME 00:32:30                      ITEM 14</b></p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2015 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS OF THE LOCAL OPTION GAS TAX IMPOSED BY THE BROWARD COUNTY LOCAL OPTION GAS TAX ORDINANCE; PROVIDING AN EFFECTIVE DATE.</p> <p><b>RES. NO. 2015-283                      TIME 00:32:30                      ITEM 15</b></p> <p>A RESOLUTION 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 T.V. DIVERSIFIED INC. FOR REHABILITATION OF LIFT STATION NO. 67; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$21,250.28)</p> <p><i>TO VIEW BACKUP TO THIS ITEM, PLEASE CLICK ON THE LINKS BELOW.</i></p> <p>Sarasota County Bid Form:  <a href="http://www.pompanobeach.fl.gov/sarastabidform">www.pompanobeach.fl.gov/sarastabidform</a>            Sarasota County Contract:  <a href="http://www.pompanobeachfl.gov/sarasotacontract">www.pompanobeachfl.gov/sarasotacontract</a></p>				

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**CONSENT ITEMS - CONTINUED**

**RES. NO. 2015-282                      TIME 00:32:30                      ITEM 14**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2015 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS OF THE LOCAL OPTION GAS TAX IMPOSED BY THE BROWARD COUNTY LOCAL OPTION GAS TAX ORDINANCE; PROVIDING AN EFFECTIVE DATE.

**RES. NO. 2015-283                      TIME 00:32:30                      ITEM 15**

A RESOLUTION 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 T.V. DIVERSIFIED INC. FOR REHABILITATION OF LIFT STATION NO. 67; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$21,250.28)

*TO VIEW BACKUP TO THIS ITEM, PLEASE CLICK ON THE LINKS BELOW.*

Sarasota County Bid Form:  
[www.pompanobeach.fl.gov/sarastabidform](http://www.pompanobeach.fl.gov/sarastabidform)  
 Sarasota County Contract:  
[www.pompanobeachfl.gov/sarasotacontract](http://www.pompanobeachfl.gov/sarasotacontract)



# City of Pompano Beach, Florida

Names of Commrs.	M	S	V	V
			Y	N

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**CONSENT ITEMS - CONTINUED**

**RES. NO. 2015-284                      TIME 00:32:30                      ITEM 16**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE WORK AUTHORIZATION NO. 9 IN THE AMOUNT OF \$99,966.00 FOR A1A WATER MAIN IMPROVEMENTS PURSUANT TO THE CONTINUING CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND MATHEWS CONSULTING, INC. FOR CIVIL ENGINEERING SERVICES FOR VARIOUS CITY PROJECTS; PROVIDING AN EFFECTIVE DATE.

**RES. NO. 2015-285                      TIME 00:32:30                      ITEM 17**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO SUBMIT A GRANT APPLICATION FOR THE 2015 NATIONAL URBAN AND COMMUNITY FORESTRY GRANT WITH THE STATE OF FLORIDA, DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF FORESTRY AND TO PROVIDE MATCHING FUNDS IN THE AMOUNT OF \$30,000; PROVIDING AN EFFECTIVE DATE.

**RES. NO. 2015-286                      TIME 00:32:30                      ITEM 18**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **JAMEESHA BERNADIN** TO THE COMMUNITY APPEARANCE COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER ED PHILLIPS FOR A TERM OF OFFICE WHICH SHALL COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.

Names of Commrs.	M	S	V Y	V N
<b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b>				
<b>PAGE 19</b>				
<b><u>CONSENT ITEMS - CONTINUED</u></b>				
<b>RES. NO. 2015-287</b>		<b>TIME 00:32:30</b>		<b>ITEM 19</b>
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>KRIS COFFELT</u></b> TO THE CULTURAL ARTS COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER REX HARDIN TO COINCIDE WITH THE TERM OF THE APPOINTING COMMISSIONER; PROVIDING AN EFFECTIVE DATE.</p>				
<b>MOTION:</b> To approve Items 1-6, 8, 10, and 12-19.				
<b><u>ROLL CALL</u></b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie		X	X	
Fisher			X	
<p>There was no discussion on Consent Items 1-6, 8, 10, and 12-19.</p>				
<b><u>REGULAR ITEMS</u></b>				
		<b>TIME 00:47:22</b>		<b>ITEM 20</b>
<p>Presentation of the Actuarial Valuation Report for the City of Pompano Beach General Employees' Retirement System as of October 1, 2014 by Board Actuary Jose Fernandez of Cavanaugh Macdonald Consulting, LLC.</p>				
<p>Jose Fernandez, Cavanaugh Macdonald Consulting, LLC, 3550 Busbee Parkway, Suite 250, Kennesaw, GA 30144, indicated Todd Green, his colleague, would also be providing information regarding the results of the October 1, 2014 valuation for the General Employees' Retirement System. The main purposes of the valuation is to determine the City's contribution to that pension plan for the fiscal year beginning October 1, 2015, as well as to provide the Commission with an update of the funded status of that plan.</p>				



# City of Pompano Beach, Florida

Names of Comms.	M	S	Y	N

**CITY COMMISSION MEETING MINUTES APRIL 28, 2015**

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**REGULAR ITEMS - CONTINUED**

Todd B. Green, Cavanaugh Macdonald Consulting, LLC, provided the attached presentation on the Benefit Financing for their Basic Retirement Funding Equation, which includes Contributions, Investment Income, Benefits Paid, and Expenses (administration).

Tom Terwilliger, 3160 Northwest 1st Avenue, Pompano Beach, FL, asked, "What was the annualized cost for the actuarial services performed for the General Employees' Pension Fund?"

Mr. Green replied, "Approximately \$16,000."

Comr. Phillips asked, "What criteria did the actuary use to project salary increases?"

Mr. Green replied that they have an assumed salary increase as part of the whole valuation report.

Comr. Phillips said he understood from the report that they exceeded the salary increases and wanted to know what criterion was used to achieve this.

Mr. Green replied that in their valuation report they showed an age based salary scale that ranges from 10% down to less than 1%, as the person ages through their career. The basis for this was an assumption already adopted by the Board, when they took over the plan the last three years.

Mr. Fernandez added that their assumptions are forward looking, so they are trying to communicate that the assumptions will not be right on the mark, as there is no way to predict the exact year to year as to what the salary increases will be. It is not a specific measure they expect for the salary increases for next year; rather, it is more long term. Therefore, when they perform the valuation, they keep track for the trends to determine whether those assumptions need to be revised as they move forward. In addition, they take into account the expected inflation, so there is an assumed inflation rate that goes into the projected pay increases. Subsequently, there is no one specific measure that they can say they have used to set the salary.

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<b><u>REGULAR ITEMS - CONTINUED</u></b>				
<b>MOTION:</b> To accept the Report as presented.				
<b><u>VOICE VOTE</u></b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie		X	X	
Fisher			X	
<b>RES. NO. 2015-288                      TIME 01:02:28                      ITEM 21</b>				
<p>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.</p> <p>The Resolution was read by title only.</p>				
<b>MOTION:</b> To adopt Resolution No. 2015-288 upon reading.				
<b><u>ROLL CALL</u></b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie		X	X	
Fisher			X	
<p>Gordon B. Linn, City Attorney, advised this item is quasi-judicial in nature; therefore, anyone who wishes to testify must be sworn in and may be subject to cross-examination by the City Commission or any other interested party. The individuals addressing the City Commission must state his or her name, whether he or she has been sworn, and understands the rules which governs these proceedings. Thereafter, Mr. Linn outlined the order in which they would follow: City staff would make its presentation, followed by the applicant or any other person(s) wishing to speak, closing argument, and the Commission's discussion.</p>				



Names of Comms.	M	S	V	V
			Y	N

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**REGULAR ITEMS - CONTINUED**

Gordon B. Linn, City Attorney, advised this item is quasi-judicial in nature; therefore, anyone who wishes to testify must be sworn in and may be subject to cross-examination by the City Commission or any other interested party. The individuals addressing the City Commission must state his or her name, whether he or she has been sworn, and understands the rules which governs these proceedings. Thereafter, Mr. Linn outlined the order in which they would follow: City staff would make its presentation, followed by the applicant or any other person( s) wishing to speak, closing argument, and the Commission's discussion.

Asceleta Hammond, City Clerk, placed under oath all individuals, including staff, addressing the City Commission in this matter.

Chris Clemens, Planner, Development Services Department, stated that the plat is for the CRP Preserve Palm Aire, LLC, located at the northwest corner of Southwest 36<sup>th</sup> Street and North of McNab and goes all the way to Lyons Road, which is a portion of that.

Comr. Moss asked if it is only the portion of the preserve, not Cypress Reach or the Gardens of Palm Aire.

Mr. Clemens replied correct, and explained about the differences for senior living facilities for land use plan, which are based on rooms versus units. Therefore, this is a precautionary measure to change this plat to indicate rooms versus units. Therefore, the applicant is requesting to change from Tract A-1 (the eastern third of Tract A) to 58 garden apartments (4 studio apartments, 22 one bedroom and 32 two bedrooms), 196 high rise units (16 studio apartments, 80 one bedroom apartments and 100 two bedroom apartments), 10 two bedroom villas, 1 two bedroom single family unit; and 32 assisted living units and a 151 bed nursing home – to Tract A-1 (the eastern third of Tract A) is restricted to a Special Residential Facility Category (3) as defined by the Broward County Land Use Plan with 440 sleeping rooms and a 151 bed nursing home.



# City of Pompano Beach, Florida

Names of Comms.	M	S	Y	N
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**CITY COMMISSION MEETING MINUTES APRIL 28, 2015**

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**REGULAR ITEMS - CONTINUED**

Additionally, this tract is intended for “housing for older persons” as defined within the Federal Fair Housing Amendments Act of 1988 and/or the Broward County Human Rights Act, Chapter 83-360, Laws of Florida, as amended by Chapter 89-437, Laws of Florida. Either the units constructed on this tract are to be solely occupied by persons 62 years of age or older; or at least 80% of the units are to be occupied by at least one person 55 years of age or older per unit.

Barbara Hall, Esquire, Greenberg Traurig, 401 East Las Olas Boulevard, Fort Lauderdale, FL, indicated the reason for the change is to simplify the plat note that the use and the density are calculated according to bedrooms. She explained the process of changes that would occur with senior living and the flexibility to change the plat note.

Comr. Phillips desires that everyone be conscientious when the traffic study is received of the effect of the roadways currently in the City. He said this is a good and enormous project, but he is concerned about the amount of traffic it will generate.

**P.H. 2015-63; ORD. NO. 2015-... TIME 01:09:44 ITEM 23**

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING NORTH OF NW 33RD STREET AND WEST OF NW 8TH AVENUE FROM I-1 (GENERAL INDUSTRIAL) WITH A PCI (PLANNED COMMERCIAL/INDUSTRIAL) OVERLAY TO I-1 (GENERAL INDUSTRIAL); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

The Ordinance was read by title only.

Names of Comms.	M	S	V Y	V N
<b>ROLL CALL</b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie		X	X	
Fisher			X	

**CITY COMMISSION MEETING MINUTES APRIL 28, 2015**

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**REGULAR ITEMS - CONTINUED**

**MOTION:** To approve the Ordinance upon First Reading.

Gordon B. Linn, City Attorney, advised this item is quasi-judicial in nature; therefore, anyone who wishes to testify must be sworn in and may be subject to cross-examination by the City Commission or any other interested party. The individuals addressing the City Commission must state his or her name, whether he or she has been sworn, and understands the rules which governs these proceedings. Thereafter, Mr. Linn outlined the order in which they would follow: City staff would make its presentation, followed by the applicant or any other person(s) wishing to speak, closing argument, and the Commission's discussion.

Asceletta Hammond, City Clerk, placed under oath all individuals, including staff, addressing the City Commission in this matter.

Robin M. Bird, Development Services Director, stated that this is a rezoning request from I-1 (General Industrial) PCI (Planned Commercial/Industrial) to a I-1 (General Industrial) to take it out of the Master Plan. There have been several revisions to the master plan for the Center Port where sometimes this parcel is included and sometimes not, as well as it is a cleanup.

Additionally, this has been a parking lot for Tri-Rail and it has now become a formal home for Tri-Rail for the South Florida Regional Transportation Authority (SFRTA). The size of the property is 4.4-acres located at the northwest corner of Northwest 33<sup>rd</sup> Street and Northwest 8<sup>th</sup> Avenue. SFRTA desires to develop the existing Park and Ride site into its Operations Center, a Parking Garage and their home offices. Finally, the Planning and Zoning Board unanimously recommend approval. In addition, it is in accordance with the land use plan.

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<b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b>				
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<b><u>REGULAR ITEMS - CONTINUED</u></b>				
Brandi Creed, South Florida Regional Transportation Authority (SFRTA), 800 Northwest 33 <sup>rd</sup> Street, Pompano Beach, FL, indicated that this has been SFRTA property for a while, which they have been using as a parking lot for the station. However, they will be building their headquarters at the site.				
<b>P.H. 2015-61; ORD. NO. 2015-46 TIME 01:12:10 ITEM 24</b>				
AN ORDINANCE AMENDING CHAPTER 50, "WATER," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 50.06, "BILLING," TO PROVIDE THE FINANCE DIRECTOR WITH AUTHORITY TO ISSUE REFUNDS TO WATER CUSTOMERS WHO WERE BILLED IN ERROR, WITH CONDITIONS; BY AMENDING CHAPTER 51, "WATER AND SEWERS," BY AMENDING SECTION 51.06, "TIME AND METHOD OF PAYMENT," TO PROVIDE SAID AUTHORITY FOR WASTEWATER REFUNDS ALSO; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact will vary based on nature and potential amounts of refund requests)				
The Ordinance was read by title only.				
<b>MOTION:</b> To adopt Ordinance No. 2015-46 upon second and final reading.				
<b>ROLL CALL</b>				
Dockswell				x
Hardin	x			x
Moss				x
Phillips				x
Burrie		x		x
Fisher				x
Suzette Sible, Finance Director, stated this item is to request amendment to the City's water and sewer ordinance to allow the Finance Director to process refunds against utility customer accounts in the event of billing errors.				

Names of Comms.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 27</b></p> <p><b><u>REGULAR ITEMS - CONTINUED</u></b></p> <p><b>P.H. 2015-56; ORD. NO. 2015-47 TIME 01:13:22 ITEM 25</b></p> <p>AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE BROWARD SHERIFF'S OFFICE AND CITY OF POMPANO BEACH ALLOWING FOR THE ADMINISTRATION OF THE COMMUNITY ORIENTED POLICING SERVICES HIRING (COPS) GRANT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)</p> <p>The Ordinance was read by title only.</p> <p><b>MOTION:</b> To adopt Ordinance No. 2015-47 upon second and final reading.</p> <p><b>Ernesto Reyes, Budget Director, stated this is the second reading of the ordinance, which provides through the Memorandum of Understanding, the administration for the fiscal year 2014 Community Oriented Policing Services (COPS) Hiring Grant.</b></p>				
<b><u>ROLL CALL</u></b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie		X	X	
Fisher			X	







Names of Commrs.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 31</b></p> <p><b><u>REGULAR ITEMS - CONTINUED</u></b></p> <p>restaurants, to simplify the definition of a bar or a lounge. Staff revised the standards for bars considered as an accessory use to reduce the number of seats required from 200 to 150. Staff also reduced the customer service area from 3,000 square feet to 2,500 square feet, as well as revised the strictly incidental sales to 51% sales from non-alcohol and food. Therefore, Section 155.4501(B) is the exceptions from alcoholic beverage establishments' standards separation requirements is user friendly and put in a table, as well as to revise the standards for bars to be considered as an accessory use.</p> <p>Vice Mayor Burrie questioned whether people would be put out of business by passing this ordinance.</p> <p>Mr. Bird replied no. This is strictly for relaxation, and it would increase the number of people who could do these activities.</p> <p>Comr. Dockswell understands from the newly created table that if someone wanted to open a bar or lounge, they would have to be a 1,000 feet away from a sexually oriented business, but only 500 feet away from child-care facilities, school or place of worship.</p> <p>Mr. Bird replied that is correct.</p> <p>Comr. Dockswell does not understand the greater distance for a sexually oriented business versus a child-care facility.</p> <p>Mr. Bird replied that some of those numbers are standard requirements dated back some time ago and must be supported by researches and studies. Therefore, Mr. Bird's educated guess would be there is no need for an over agglomeration of bars next to each other that will create a deleterious effect, which has been proven. These are bars, not restaurants agglomerated to sexually oriented business. Moreover, bar patrons tend to stumble from one to another perhaps to create the deleterious effect, which is lesser occurrence of over agglomeration when there is a child facility.</p>				

Names of Commrs.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 32</b></p> <p><b><u>REGULAR ITEMS - CONTINUED</u></b></p> <p>Additionally Mr. Bird replied that there needs to be specific distance requirements and the specific is with the 1,000 feet has been challenged and the City was supported on that. However, the 2,000 feet distance requirement for residential district was struck down. However, all other distance requirements were upheld.</p> <p>In answer to Comr. Dockswell's question, Mr. Bird stated that the distance requirements is municipality required not state.</p> <p>Comr. Hardin indicated that he was interested to see how it relates to schools and similar facilities, and the distance difference for that. Therefore, to encourage development next to Schools and Churches to then link them to restrictions would be bad; however, to have bar after bar in certain areas would not be good.</p> <p>Mayor Fisher indicated that what instigated this update is the issue to relax certain rules in trying to encourage business along the McNab business corridor.</p> <p>Comr. Hardin explained the chart issue is secondary.</p> <p>Comr. Phillips recalled why this issue came up for discussion, and said he is not adverse as to why or how it came up, but there is a reflective thought when one considers the requirement of 500 feet distance from these businesses of child care facilities versus 1,000 feet required of other sexual oriented businesses. He thanked Comr. Dockswell for mentioning the distance requirements. Nevertheless, he will be voting on the item but with some serious reservations on the distance requirements for the children Daycare facilities.</p>				

Names of Commrs.	M	S	V Y	V N
<b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b>				
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<b><u>REGULAR ITEMS - CONTINUED</u></b>				
<b>RES. NO. 2015-290</b>				
<b>TIME 01:23:22</b>				
<b>ITEM 29</b>				
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>KENNETH C. ARNOLD</u></b> 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, 2018; PROVIDING AN EFFECTIVE DATE.</p> <p>The Resolution was read by title only.</p> <p><b>MOTION:</b> To adopt Resolution No. 2015-290 upon reading.</p>				
<b><u>ROLL CALL</u></b>				
Dockswell			x	
Hardin		x	x	
Moss			x	
Phillips			x	
Burrie			x	
Fisher	x		x	
<p>There was no discussion on this item.</p>				
<b>RES. NO. 2015-291</b>				
<b>TIME 01:24:03</b>				
<b>ITEM 30</b>				
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>WALTER HEAD</u></b> TO THE PARKS AND RECREATION ADVISORY BOARD OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF MICHELLE RHOULAC; SAID TERM TO EXPIRE ON AUGUST 22, 2016; PROVIDING AN EFFECTIVE DATE.</p> <p>The Resolution was read by title only.</p>				

Names of Comms.	M	S	V Y	V N
<b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b>				
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<b><u>REGULAR ITEMS - CONTINUED</u></b>				
<b>MOTION:</b> To adopt Resolution No. 2015-291 upon reading.				
<b><u>ROLL CALL</u></b>				
Dockswell			X	
Hardin		X	X	
Moss				X
Phillips			X	
Burrie	X		X	
Fisher			X	
 Vice Mayor Burrie nominated Walter Head to replace her appointment Michelle Rhoulac and Comr. Moss nominated James Santomassimo. Of the two nominees Walter Head had the prevailing votes of the Commission.				
<b>RES. NO. 2015-292                      TIME 01:25:08                      ITEM 31</b>				
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>PHILIP C. DESANTIS</u></b> TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2018; PROVIDING AN EFFECTIVE DATE.				
The Resolution was read by title only.				
<b>MOTION:</b> To adopt Resolution No. 2015-292 upon reading.				
<b><u>ROLL CALL</u></b>				
Dockswell			X	
Hardin		X	X	
Moss			X	
Phillips			X	
Burrie			X	
Fisher	X		X	
 There was no discussion on this item.				

Names of Commrs.	M	S	V Y	V N
<b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b>				
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<b><u>REGULAR ITEMS - CONTINUED</u></b>				
<b>RES. NO. 2015-293</b>				
<b>TIME 01:25:43</b>				
<b>ITEM 32</b>				
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>HAZEL ARMBRISTER</u></b> TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2018; PROVIDING AN EFFECTIVE DATE.</p> <p>The Resolution was read by title only.</p> <p><b>MOTION:</b> To adopt Resolution No. 2015-293 upon reading.</p>				
<b>ROLL CALL</b>				
Dockswell			X	
Hardin		X	X	
Moss			X	
Phillips	X		X	
Burrie			X	
Fisher			X	
<p>There was no discussion on this item.</p>				
<b>RES. NO. 2015-294</b>				
<b>TIME 01:26:16</b>				
<b>ITEM 33</b>				
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>RUSSELL R. REICHMANN</u></b> TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2018; PROVIDING AN EFFECTIVE DATE.</p> <p>The Resolution was read by title only.</p>				

Names of Commrs.	M	S	V Y	V N
<b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b>				
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<b><u>REGULAR ITEMS - CONTINUED</u></b>				
<b>MOTION:</b> To adopt Resolution No. 2015-293 upon reading.				
<b><u>ROLL CALL</u></b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips		X	X	
Burrie			X	
Fisher			X	
 There was no discussion on this item.				
<b>RES. NO. 2015-295</b>	<b>TIME 01:26:45</b>	<b>ITEM 34</b>		
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>TOBI AYCOCK</u></b> TO THE HISTORIC PRESERVATION COMMITTEE OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF MARION PHELPS; SAID TERM TO EXPIRE ON JUNE 13, 2017; PROVIDING AN EFFECTIVE DATE.				
The Resolution was read by title only.				
<b>MOTION:</b> To adopt Resolution No. 2015-295 upon reading.				
<b><u>ROLL CALL</u></b>				
Dockswell		X	X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie			X	
Fisher			X	
 There was no discussion on this item.				
	<b>TIME 01:27:19</b>	<b>ITEM 35</b>		
Consideration for the dual naming of NW Fourth Avenue to add the name of "GRISHAM AVENUE" as per Resolution 2003-38 (Street Naming Policy).				

Names of Comms.	M	S	V Y	V N
<b>ROLL CALL</b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips		X	X	
Burrie			X	
Fisher			X	

**CITY COMMISSION MEETING MINUTES APRIL 28, 2015**

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**REGULAR ITEMS - CONTINUED**

**MOTION:** To approve dual naming of NW Fourth Avenue to add the Name of Grisham Avenue.

Robert A. McCaughan, Public Works Director, stated the item is asking the commission to consider dual naming street – Northwest 4<sup>th</sup> Avenue – to Grisham Avenue. The family has paid the required \$500 fee, along with submittal of a Memorandum from the family, which supports the reason for the commission to consider amending the street name. The boundaries will include Northwest 4<sup>th</sup> Avenue from Martin Luther King, Jr. Boulevard north to northwest 10<sup>th</sup> Street. Nevertheless, he suggested that should the commission agree to the request, he recommends to extend it to Northwest 11<sup>th</sup> Street, and if future redevelopment would extend Northwest 4<sup>th</sup> Avenue south to Atlantic Boulevard that that portion of Northwest 4<sup>th</sup> Avenue roadway be amended.

Mayor Fisher indicated that it is very well deserved.

Clarence J. Grisham, Sr. third child of Harry David Grisham II and Fannie Payton Grisham, thanked the commission for their consideration to name the street after his parents, who were pioneers of Pompano Beach for many years and contributed greatly to the City of Pompano Beach.

Hazel Grisham, wife of Clarence Grisham, 2340 Northwest 29<sup>th</sup> Street, Oakland Park, FL, indicated that she was impressed with the history of the family and as well as the exceptional stories of how they contributed to the wellbeing of the City of Pompano Beach. Their struggles and accomplishments are outstanding, especially those stories where they came from the bean field and ended up being administrator for the School Board of Broward County, as a principal

Names of Comms.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 38</b></p> <p><b><u>REGULAR ITEMS - CONTINUED</u></b></p> <p>for approximately three schools before retiring. As well as a person who did not graduate from high school but was able to build a business to service the community, providing free cleaning services to the police department and jobs for those living in the community are the many accolades for this family. Therefore, she indicated that the family would appreciate any consideration that the commission could give in naming the street on behalf of Harry and Fannie Grisham.</p> <p>Finally, Mrs. Grisham indicated that while they are currently not living in Pompano Beach, her husband spends his entire days at the Hotel Grisham, located at 407 Northwest 4<sup>th</sup> Avenue, Pompano Beach, FL.</p> <p>Mayor Fisher indicated that the next step is a Resolution, which will be presented to the commission for an official adoption.</p> <p>Delores Bullard, 212 North Flagler Avenue, Pompano Beach, FL, recommended that the commission consider granting this request and explained her background with the Grisham family business.</p> <p>Comr. Phillips stated that he personally knew Fannie and Harry Grisham, who were entrepreneur and educator, as well as served in the Mount Calvary Baptist Church of Pompano Beach. The family has always been involved in the community and paid special attention to the activities. Therefore, to name this road after the Grisham's will provide an additional incentive to people to work harder to upgrade the area. Finally, he indicated that he was proud to have been associated with the family.</p> <p><b><u>REPORTS</u></b></p> <p><b><u>City Manager</u></b> – No Report.</p> <p><b><u>City Attorney – Commission Continuing Education on Ethics</u></b> – Gordon B. Linn, City Attorney stated that he prepared a Memorandum to the City Commission on their continuing education requirements. He explained that there is an annual requirement, under the County Ordinance, for eight (8) hours of public service ethics training. He understood that all the members may have already completed four (4) hours training and will need to complete an additional four (4) hours of training.</p>				

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**REGULAR ITEMS - CONTINUED**

for approximately three schools before retiring. As well as a person who did not graduate from high school but was able to build a business to service the community, providing free cleaning services to the police department and jobs for those living in the community are the many accolades for this family. Therefore, she indicated that the family would appreciate any consideration that the commission could give in naming the street on behalf of Harry and Fannie Grisham.

Finally, Mrs. Grisham indicated that while they are currently not living in Pompano Beach, her husband spends his entire days at the Hotel Grisham, located at 407 Northwest 4<sup>th</sup> Avenue, Pompano Beach, FL.

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**REPORTS**

**City Manager** – No Report.

**City Attorney – Commission Continuing Education on Ethics** – Gordon B. Linn, City Attorney stated that he prepared a Memorandum to the City Commission on their continuing education requirements. He explained that there is an annual requirement, under the County Ordinance, for eight (8) hours of public service ethics training. He understood that all the members may have already completed four (4) hours training and will need to complete an additional four (4) hours of training.



# City of Pompano Beach, Florida

Names of Commsrs.	M	S	Y	V
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## CITY COMMISSION MEETING MINUTES APRIL 28, 2015

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### REPORTS – CONTINUED

Additionally, Mr. Linn indicated that under the state law there is a four (4) hour requirement, which is to include ethics, public records law and public meetings law. The State Statute does not state how much of either is required. Therefore, it is to the commission's benefit to weigh heavily to the ethics, yet, they will need to have some of the other matters included in the training, but there is no length of time.

In conclusion, Mr. Linn suggested that a meeting be held in the commission chamber for everyone, which would include a two-hour ethics meeting and the next time there could be a two-hour ethics meeting and then a short presentation on the public records law and on the public meetings law. In addition, Mr. Linn said he discovered that there is a website that the commission could take a tutorial at their convenience, either on ethics or on all three subject matters to complete the required training. On the other hand, they could do a combination of taking the ethics online and then take training of public records and public meetings law provided for in the commission chambers.

Vice Mayor Burrie stated that she reviewed the information the City Attorney provided to her and she is unsure of taking the required training for the various subject matters. Therefore, she would prefer to come to the Commission Chambers for the four hours required training as well as for whatever required hours on all the subject matters.

Comr. Phillips and Comr. Moss agreed with Vice Mayor Burrie's comments.

Mr. Linn determined that he is now fully aware of the commission's consensus regarding the subject matter.

Comr. Hardin noted that any of the commissioners could visit the City Attorney's office to ask questions they need answered towards this end.

Mr. Linn confirmed that he will proceed to schedule training for two (2) hours of ethics and the next class will be for two (2) hours plus the two extra subject matters.

Names of Comms.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 40</b></p> <p><b><u>REPORTS – CONTINUED</u></b></p> <p><b><u>City Clerk – Update on Charter Amendment Advisory Committee</u></b> – Asceleta Hammond, City Clerk reported that the Charter Amendment Advisory Committee will be meeting on May 7, 2015, at 6:30 p.m. and will be discussing the Election issues.</p> <p><b><u>Commissioner Barry J. Dockswell – Beach Library Grand Opening</u></b> – Comr. Dockswell reiterate that he hopes to see everyone at 10:00 a.m. April 29, 2015, for the grand opening of the Beach Library at Riverside Drive and Northeast 2<sup>nd</sup> Street.</p> <p><b><u>Commissioner Rex Hardin – Beach Library Grand Opening</u></b> – Comr. Hardin reiterated the invitation for everyone to attend the Beach Library Grand Opening.</p> <p><b><u>Commissioner Barry Moss – Tree Topping Ceremony</u></b> – Comr. Moss reported that he joined the Mayor, today, April 28, 2015, at the Tree Topping Ceremony at John Knox Village, which was very well attended. He said the super structure is up on time, within budget and no injuries to workers.</p> <p><b><u>Rebuilding Together in Collier City</u></b> – Comr. Moss officially thanked the Rebuilding Together Group that went into Collier City last week Saturday, April 25, 2015, and worked on thirteen (13) properties. He visited seven of those properties and the Group did an outstanding job for many appreciative people.</p> <p>Mayor Fisher added that to date it was the largest ever-attended volunteers.</p> <p><b><u>Commissioner Edward Phillips – City of Baltimore Unrest on Not Being Heard</u></b> – Comr. Phillips stated that he is taking a sense of responsibility and for the people he represents, indicating that there is a climate in another City called Baltimore where there are some people who are showing their concerns of not being heard. However, he would like to take this opportunity to assure his community, as a commissioner on the dais, that they are being heard and the City’s police department would be professional and if they are not they will answer to the City’s Commission and not just one commissioner.</p>				

Names of Comms.	M	S	Y	V N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 41</b></p> <p><b><u>REPORTS – CONTINUED</u></b></p> <p>Comr. Phillips indicated that “our hearts go out to the families in Baltimore” but we stand firm as a City to ensure that incidents similar to what is happening in Baltimore will not happen here in Pompano Beach.</p> <p><b><u>Vice Mayor Charlotte J. Burrie – Special Events Permit Process –</u></b>            Vice Mayor Burrie indicated that sometime ago, the staff did something with the City Code of Ordinances regarding special events permit. She understands that the special events permit would allow people to have more special events, but want to know what will be done for those people who are in the special events business.</p> <p>Additionally, Vice Mayor Burrie reported that the Elks Lodge has special events at their facility all the time, as they are a non-profit group trying to raise funds. In fact, they had a special event last week on their own property and Code Enforcement threatened to shut them down and indicated that they would have to appear before the Special Magistrate, because they broke the law in conducting their gun show at the Elks.</p> <p>Furthermore, Vice Mayor Burrie indicated that if the special event in the City’s Code will stop people, who do this type of event for their organization, then it would have to be amended. Notwithstanding, this organization has been having these events for many years, but now Code Enforcement is telling them that they will have to shut down this operation. Perhaps, there might be some miscommunication between the Code and Code Compliance but someone need to clear this up.</p> <p>Phyllis Korab, Assistant City Manager stated that she understands that the incident that occurred is not that Code Compliance wanted to shut the event down, but it is the issue of placing signs in the City’s right-of-way, which was a violation for which they were cited.</p> <p>Vice Mayor Burrie stated that they did not tell her about the signs violation, instead, they indicated that it was because of the special event that they have received a citation. Subsequently, Vice Mayor Burrie asked if the Elks would be allowed to hold special events without getting permits, as well as not limited to three or four year.</p>				

**CITY COMMISSION MEETING MINUTES APRIL 28, 2015**

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**REPORTS – CONTINUED**

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**Vice Mayor Charlotte J. Burrie – Special Events Permit Process –**

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<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 42</b></p> <p><b><u>REPORTS – CONTINUED</u></b></p> <p>Robin M. Bird, Development Services Director, indicated that he would have to check into the matter to report on it for an accurate answer. He said staff is careful with special events with all the non-profit organizations and houses of worship. He said they do not want flea markets in the neighborhoods on a regular basis any day during the week. Since this activity took place indoors, there is no need for a permit. However, the requirements change and typically, a special events permit is required for outdoor events.</p> <p><b><u>Dog Park Complaints for Shade Structures/Trees</u></b> – Vice Mayor Burrie reported that she has received complaints about plans to put more trees, benches and some kind of shade structures at the Dog Park. However, she was unaware of plans in the Parks Master Plan for this type of work.</p> <p>Robert J. McCaughan, Public Works Director, stated that there are plans to put up a canopy shade structure in the Dog Park. Moreover, it would not fit within the Master Plan, as it is a very small scale. Therefore, they have already poured the concrete slab. In addition, there are options to select a canopy shade structure that can be dismantled in the event of a storm. The cost is approximately \$3,500 to \$5,000, contingent on the final option selected.</p> <p>Additionally, Mr. McCaughan indicated that there is an established Capital Improvement Program (CIP) for park amenities where they would realize the funding for this project.</p> <p>In sum, there needs to be more shade for the Park and the canopy will be provided for this. It does take a long time for the trees to provide adequate shading so more trees will be added. Besides, staff has added more benches, as well as relocated some. Lastly, the wading pools, which have been forming muddy pools, were removed to benefit the entire park.</p>				

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<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 43</b></p> <p><b><u>REPORTS – CONTINUED</u></b></p> <p><b><u>Commission Agenda Back-up Completely Computerized</u></b> – Vice Mayor Burrie indicated that in attending the Metropolitan Planning Organization (MPO) meetings, she has been exposed to using a computer to access the material for the meeting instead of using a big book. In addition, there are smaller screens for the members to see the overheads instead of looking at the bigger screen, which is hard to see the presentations. Therefore, she recommended that it is time to save some trees, and wondered if she could get the support to have the commission use laptops. At the very least, the City should get smaller screens placed between the desktop of the commissioners on the dais, so that the commission will be better able to see what is presented on the larger overhead screen.</p> <p>Mayor Fisher indicated that Robin Bird, Development Services Director, is working with the other Boards in going paperless and eventually this will get to the City Commission.</p> <p>Robin M. Bird, Development Services Director, reported that currently the City is using the e-Plan system for the Zoning Board of Appeals and Architectural Appearance Committee. However, he is aware that the City Manager’s Office, along with Robert McCaughan has headed up a committee that is researching possibilities to go to the commission level to prepare the agenda backup, which will also transfer to the other Boards when it has been established.</p> <p>Comr. Dockswell said that he would support any effort of the City becoming more computerized and have spoken with City Clerk Hammond and Public Communications Director King about getting the Commission Agenda in paperless form. Moreover, screens, in the form of tablets, iPads or whatever devices, are not so expensive these days. Therefore, each Commission member could have an iPad that has the entire backup book. If technologically feasible, they would be able to see clearly on their iPad screen the overhead information presented on the bigger screen., which currently is difficult to see.</p>				

Names of Commrs.	M	S	V Y	V N
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**CITY COMMISSION MEETING MINUTES APRIL 28, 2015**

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**REPORTS – CONTINUED**

Finally, Comr. Dockswell requested that the one thing necessary to move over to a paperless system that he would desire is the ability to have a digital equivalent of a sticky tab to make his notes and be able to find it during the meeting.

Vice Mayor Burrie indicated that she is a “paper person” and while she cannot be totally paperless, the commission could do something about saving some of the trees, as well as save on the printing costs for creating the binder books.

Mayor Fisher indicated that the good news is that staff has it in process.

**MOTION:** To have staff raise the priority of the process.

**VOICE VOTE**

Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie	X		X	
Fisher			X	

**Corrected Information on Item 7**

Robin M. Bird, Development Services Director, explained that earlier under Item 7, he provided information about a retail store to be built by Hutton Growth Blue Sky, LLC to be a Dollar General but instead it will be a Taco Bell.

**Mayor Lamar P. Fisher – Beach Branch Library Grand Opening**

– Mayor Fisher reiterated the invitation to the grand opening of the Beach Branch library on tomorrow and said he hopes to see everyone there. In addition, parking will be on the south side of the building.



# City of Pompano Beach, Florida

Names of Commrs.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES APRIL 28, 2015</b></p> <p><b>PAGE 45</b></p> <p><b><u>ADJOURNMENT</u></b></p> <p>There being no further business, the meeting adjourned at 7:49 P.M.</p> <p style="text-align: center;"><b><u>LAMAR FISHER, MAYOR</u></b></p> <p style="text-align: center;"><b><u>ASCELETA HAMMOND, CITY CLERK</u></b></p>				



**Cavanaugh Macdonald**  
CONSULTING, LLC

**Pompano Beach General Employees'  
Retirement System  
October 1, 2014 Actuarial Valuation Results  
City Contributions for Fiscal Year 2016**

Jose Fernandez, ASA, EA, FCA, MAAA

Todd Green, ASA, FCA, MAAA

April 28, 2015



**Pompano Beach General Employees'  
Retirement System**

**October 1, 2014 Actuarial Valuation Results  
City Contributions for Fiscal Year 2016**

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Todd Green, ASA, FCA, MAAA**

**April 28, 2015**

# Benefit Financing



- Basic Retirement Funding Equation

$$C + I = B + E$$

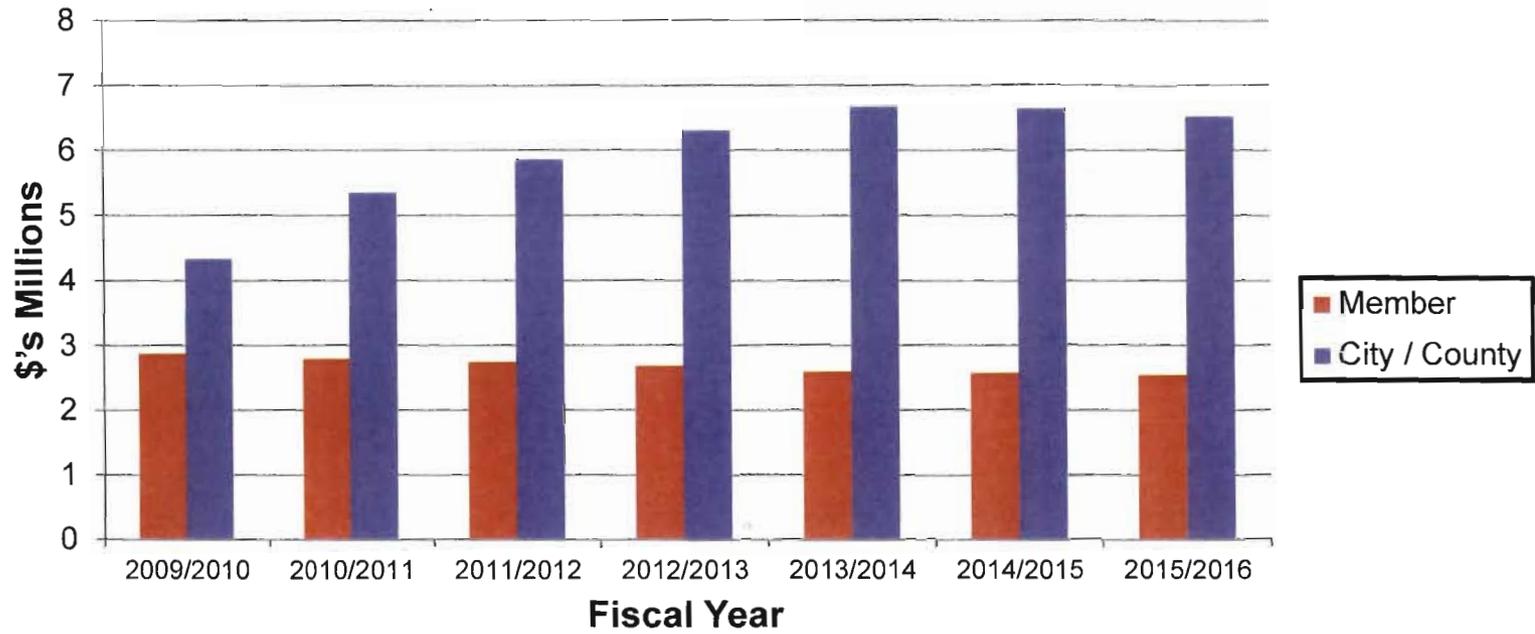
C = Contributions

I = Investment Income

B = Benefits Paid

E = Expenses (administration)

# Employer & Member Contributions



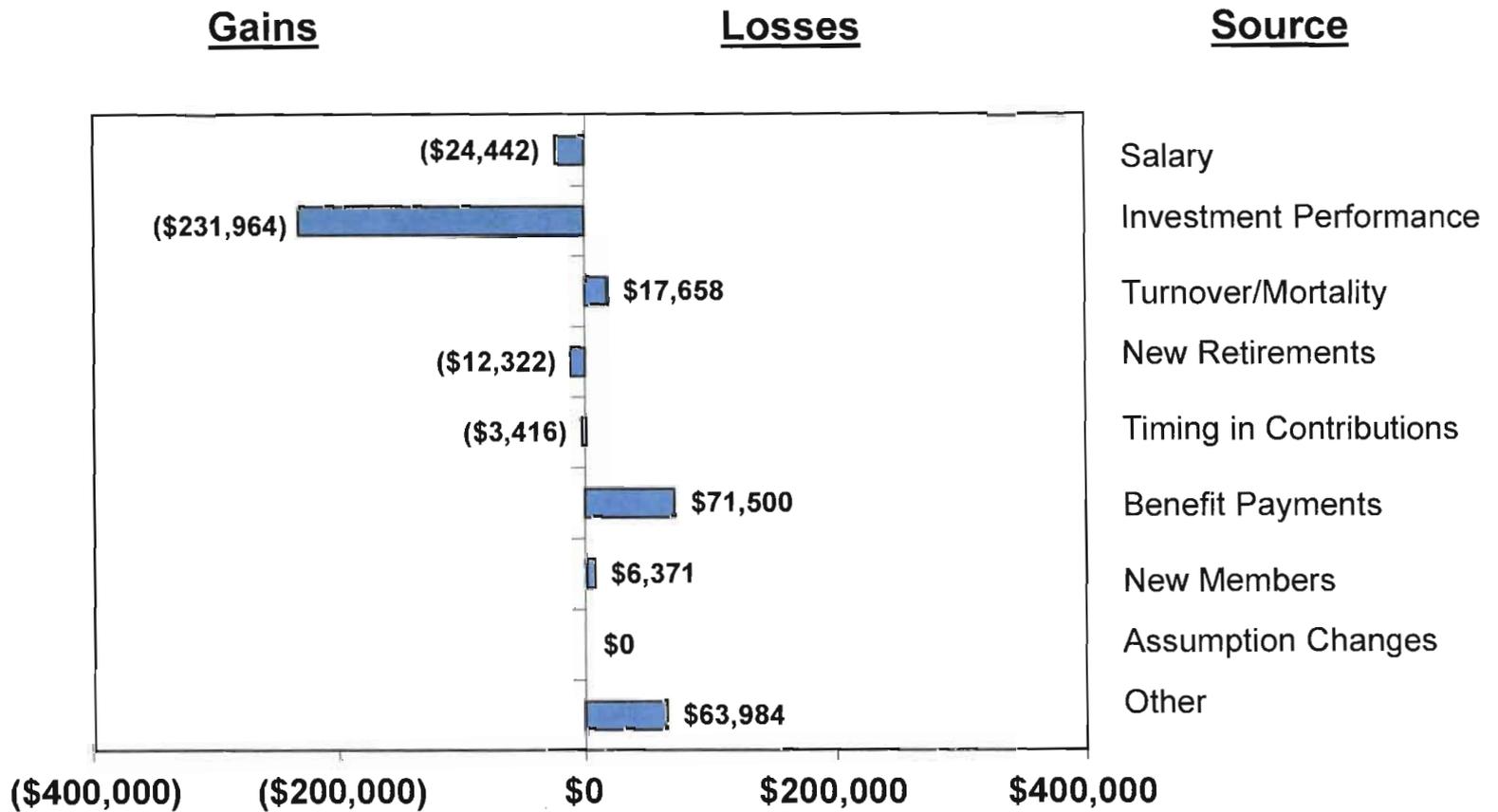
<u>Fiscal Year</u>	<u>Member</u>	<u>Employer</u>
2009/2010	\$2,868,571	\$4,338,870
2010/2011	\$2,791,090	\$5,349,396
2011/2012	\$2,739,443	\$5,860,914
2012/2013	\$2,678,752	\$6,310,886
2013/2014	\$2,592,441	\$6,674,256
2014/2015	\$2,574,851	\$6,645,323
2015/2016	\$2,539,324	\$6,524,606

# Comments on Valuation

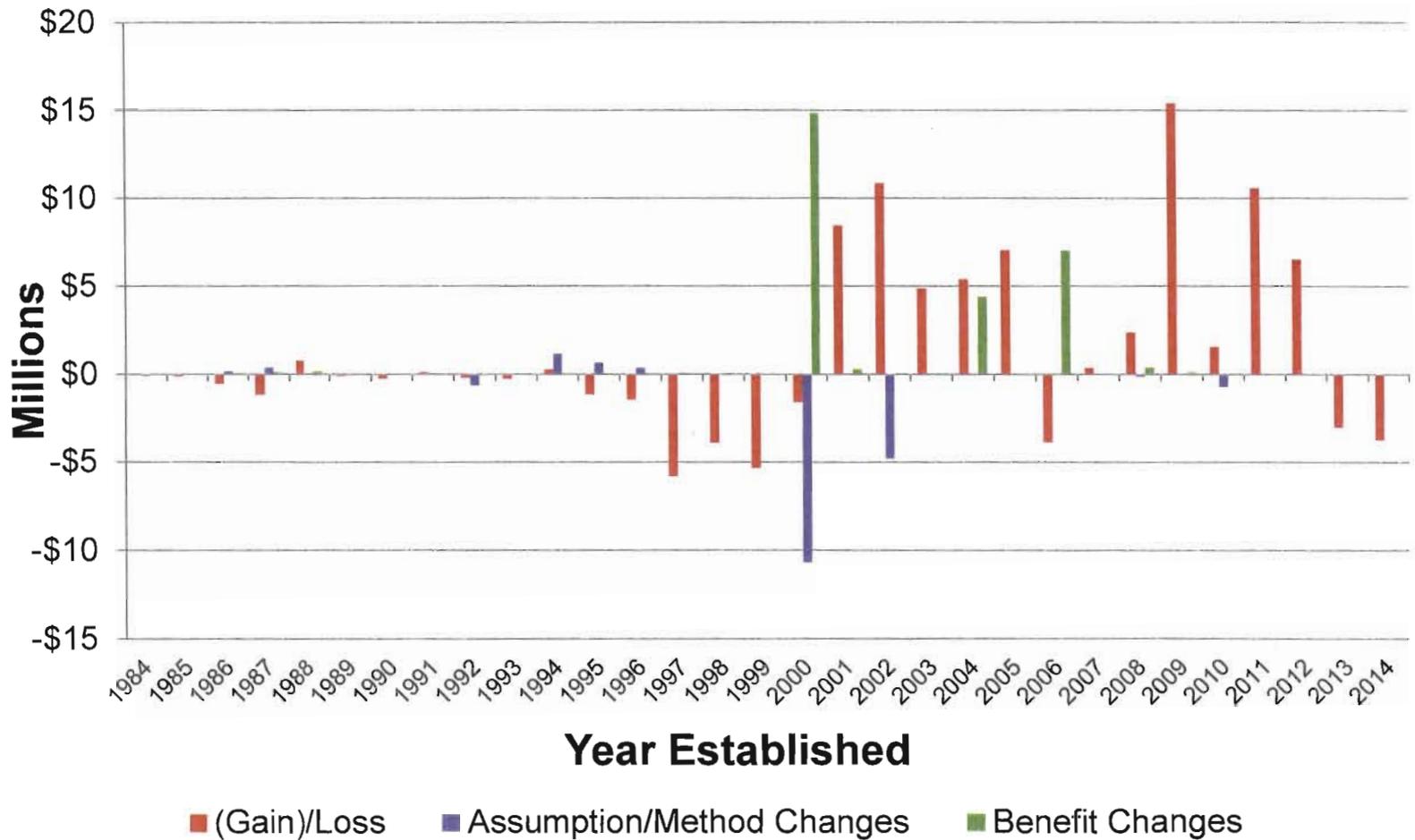


- \$120,717 (~ 1.8%) Employer contribution decrease from fiscal year 2015 to 2016
  - \$232,000 reduction due to asset return more than expected
  - \$24,000 reduction in contribution due to lower than expected pay increases

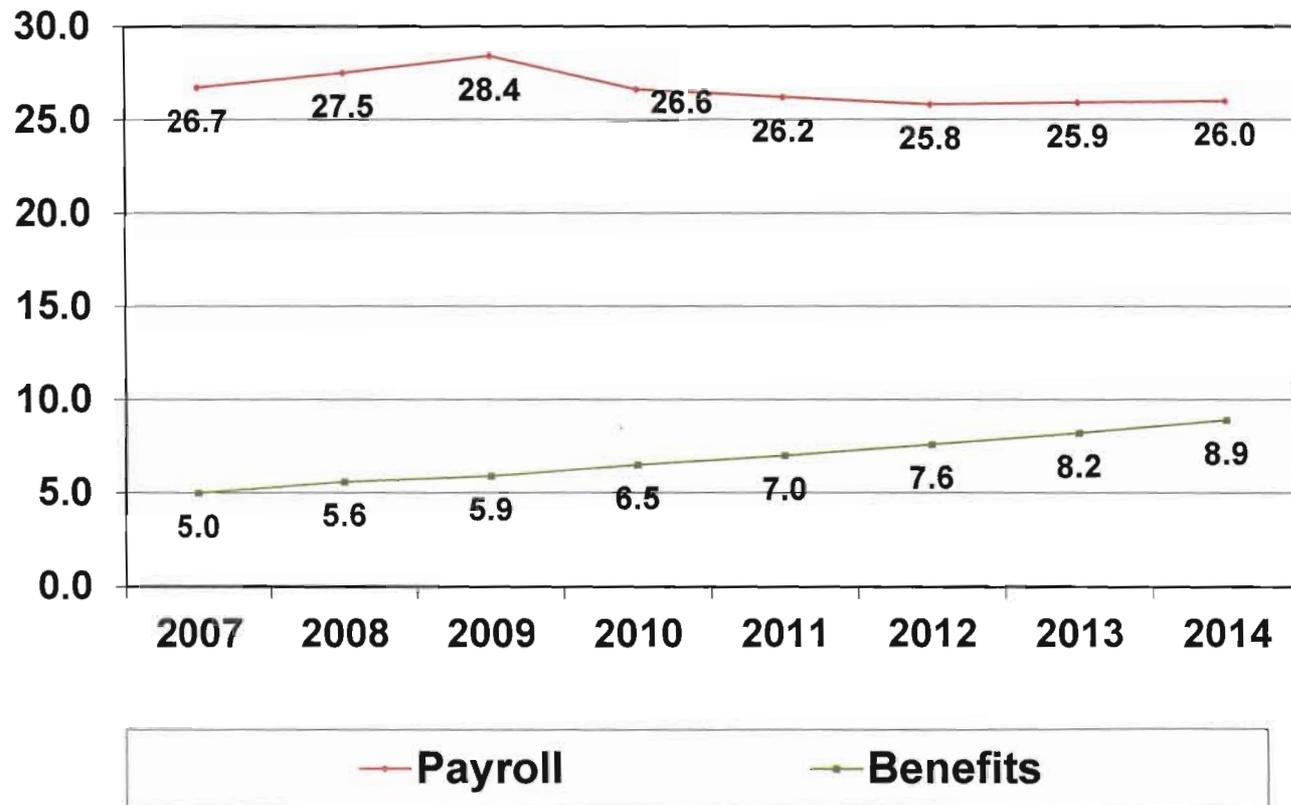
# Changes In Unfunded Contribution from Prior Year



# Unfunded Liability Amortization Bases as of October 1, 2013

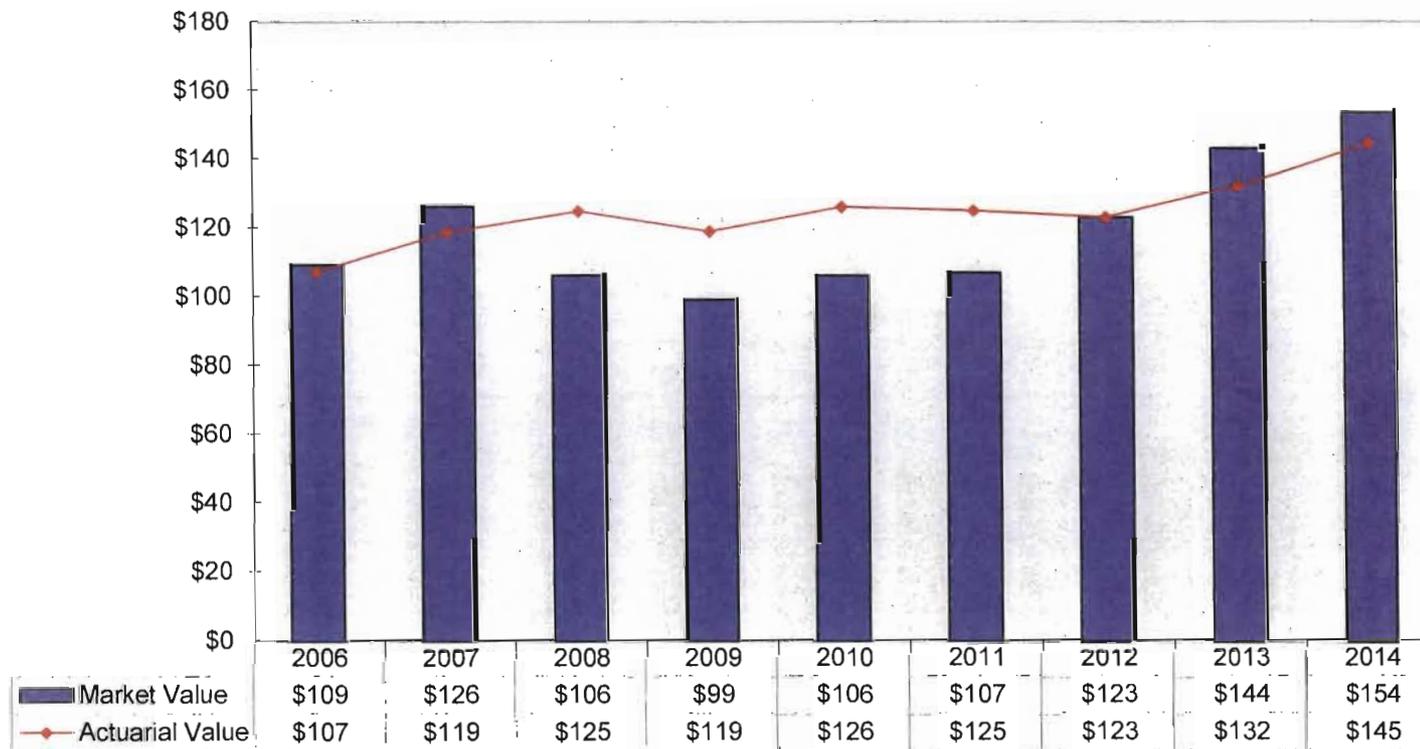


# Payroll & Benefits (\$ Millions)



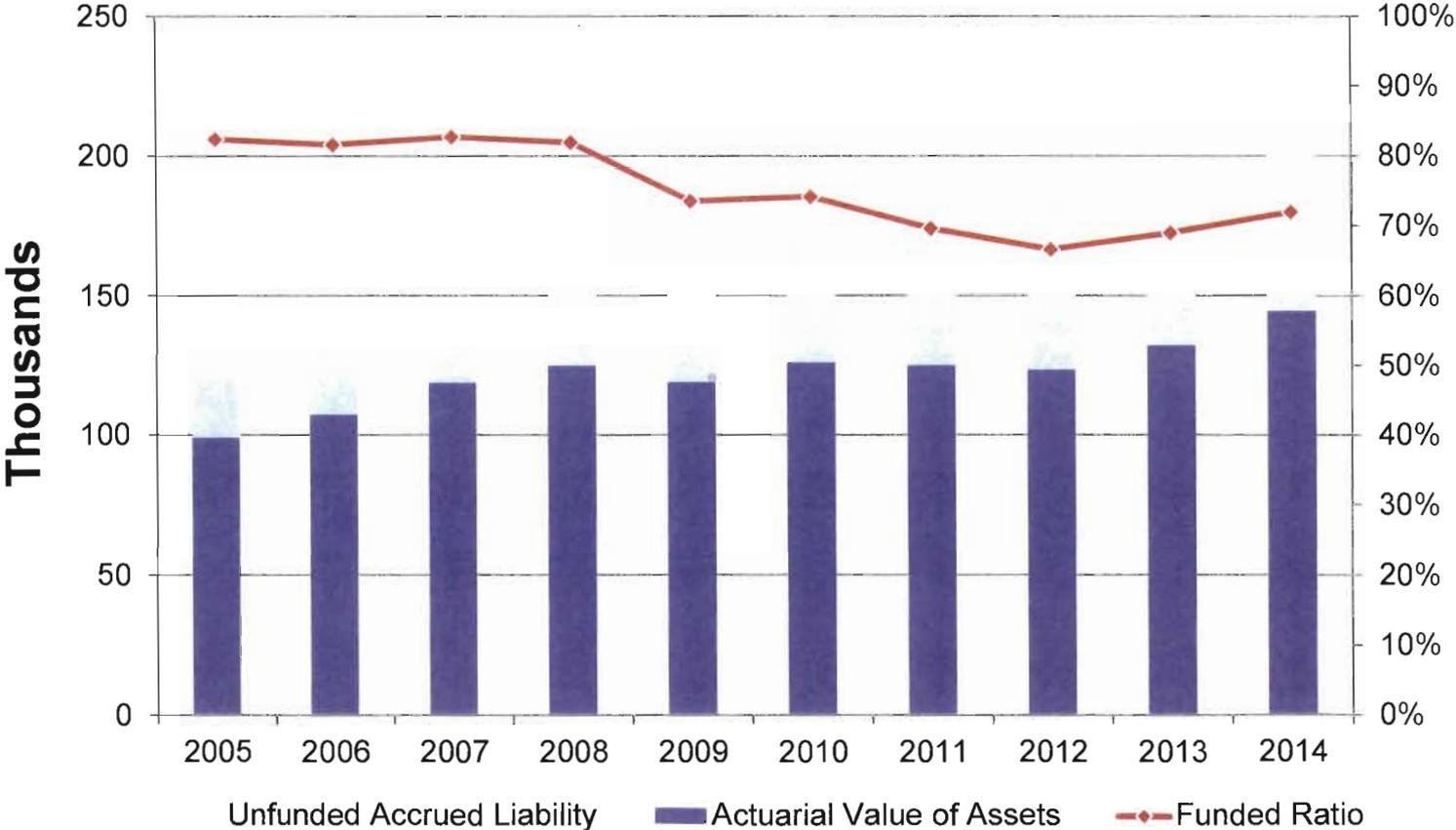
Total benefits do not include DROP members

# Assets (\$ Millions)



	2006	2007	2008	2009	2010	2011	2012	2013	2014
<b>Market Return</b>	8.9%	15.1%	(15.7)%	(6.4)%	7.5%	0.8%	16.9%	16.9%	8.8%
<b>Actuarial Return</b>	8.8%	10.3%	5.3%	(4.6)%	6.4%	(0.5)%	(0.2)%	7.5%	10.7%

# Historical Accrued Liability and Funded Ratio

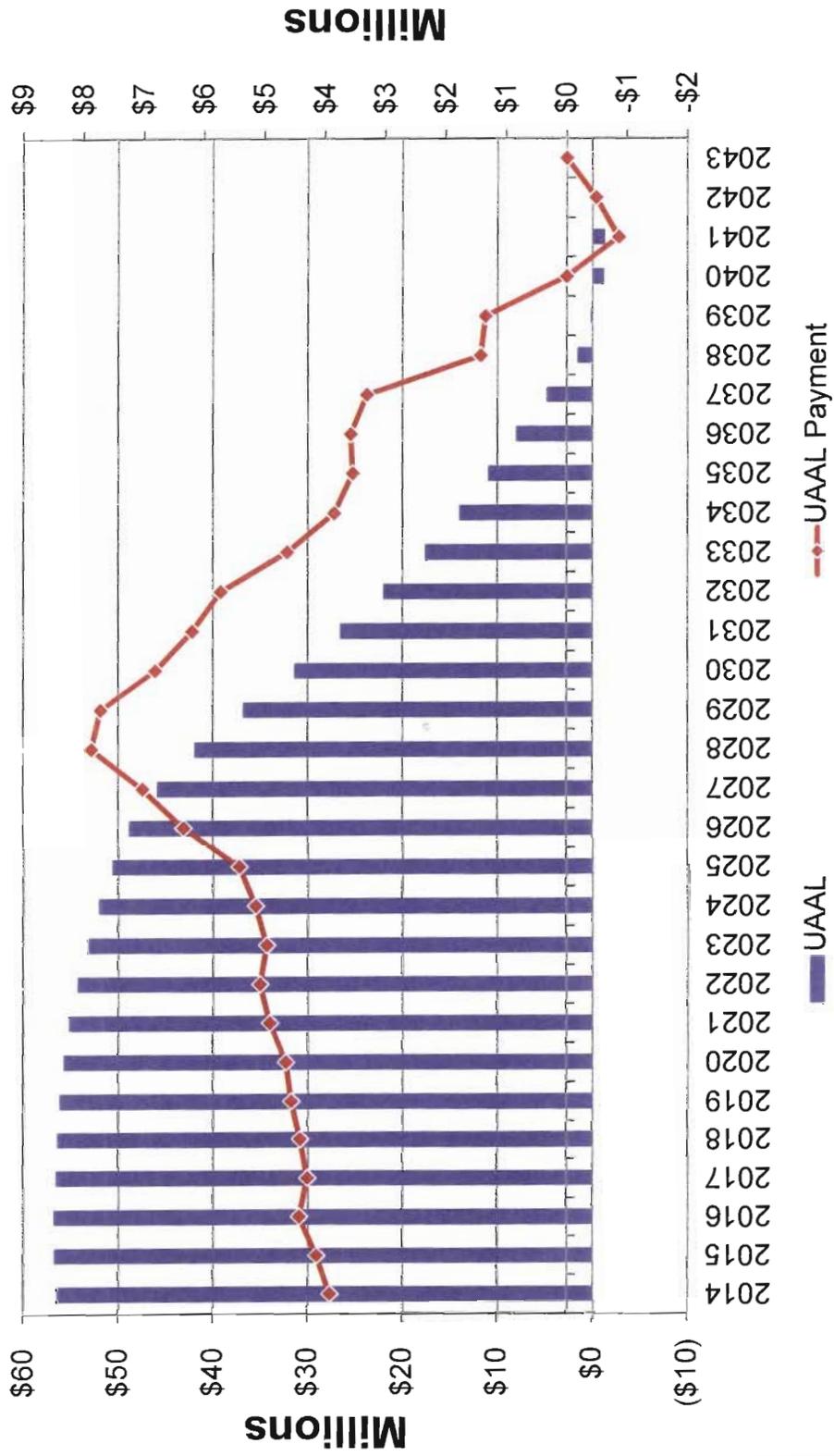


# Future Outlook



- \$10 million in market asset gains from fiscal years ended 2012, 2013, and 2014 yet to be recognized in actuarial value of assets
  - Market gains to be fully recognized over next 4 years
  - City contribution may decrease due to unrecognized gains absent other factors
  - Unfunded liability payment expected to increase 2.4% per year

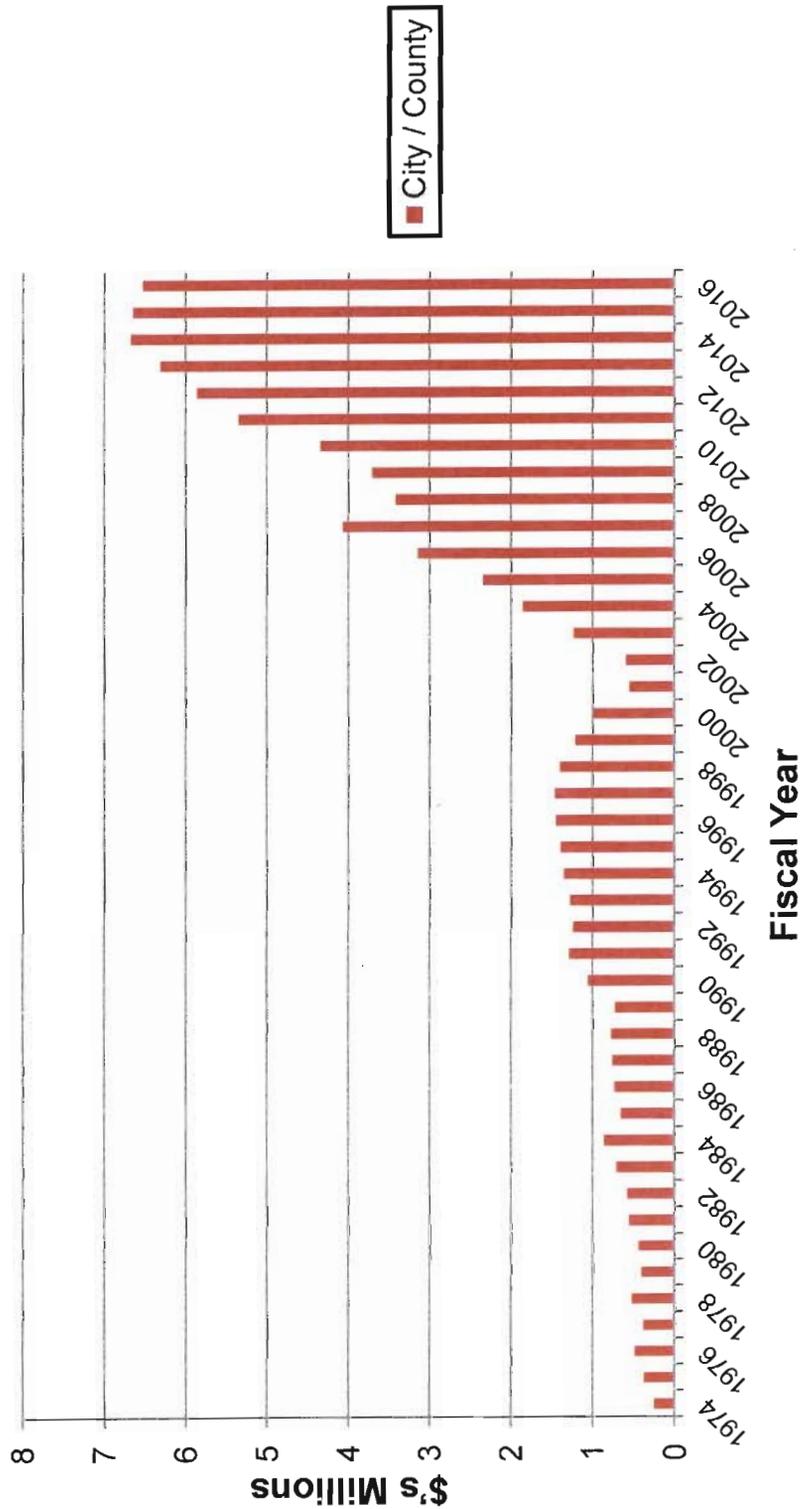
# Projected UAAL and UAAL Amortization Payments



# Historical Employer Contributions



City / County



# Historical Funded Ratio

