



# City of Pompano Beach, Florida

## Regular City Commission Meeting Minutes

Agenda No. 2015-17

Date: May 12, 2015

Subject	Ord. No.	Res. No.	Page
<b><u>APPROVAL OF MINUTES</u></b>			
Regular City Commission Meeting April 28, 2015			1
City Commission Workshop October 7, 2014			1
<b><u>APPROVAL OF AGENDA</u></b>			
May 12, 2015 - City Commission Meeting Agenda			1
<b><u>SPECIAL PRESENTATIONS</u></b>			
GFOA Budget Award			2
Certificate of Appreciation			2-3
<b><u>PROCLAMATION</u></b>			
National Safe Boating Week			3
Pompano Beach Fishing Rodeo			4
Water Reuse Week			4-5
Emergency Medical Services Week			5
<b><u>AUDIENCE TO BE HEARD</u></b>			
<b><u>Code Enforcement and Zoning Issues</u></b> – Abbie D. Woods, 331 Northeast 25 <sup>th</sup> Street, Pompano Beach, FL			6-7
<b><u>Senior Housing Needed In Pompano Beach</u></b> – Delores Bullard, 212 North Flagler Avenue, Pompano Beach, FL			7
<b><u>Parking Lot Construction</u></b> – Ms. Bullard			7
<b><u>Forum Article</u></b> – Ms. Bullard			8



# City of Pompano Beach, Florida

## Regular City Commission Meeting Minutes

Agenda No. 2015-17

Date: May 12, 2015

Subject	Ord. No.	Res. No.	Page
<p><b><u>AUDIENCE TO BE HEARD-CONTINUED</u></b></p>			
<p><b><u>CRA Directory</u></b> – Ms. Bullard</p>			8
<p><b><u>Wrapping of Utility Boxes</u></b> – Vicente Thrower, 1890 Northwest 6<sup>th</sup> Avenue, Pompano Beach, FL 33060</p>			8
<p><b><u>Oasis</u></b> – Joseph Ryan, 427 Northeast 24<sup>th</sup> Avenue, Pompano Beach, FL</p>			8
<p><b><u>Retirement Fund</u></b> – Mr. Ryan</p>			8
<p><b><u>Fire Station</u></b> – Mr. Ryan</p>			9
<p><b><u>Schools in Pompano Beach</u></b> – Mr. Ryan</p>			9
<p><b><u>Term Limits</u></b> – Mr. Ryan</p>			9
<p><b><u>Code Enforcement</u></b> – Mr. Ryan</p>			9
<p><b><u>Design of Parking Garage</u></b> – Mr. Ryan</p>			9
<p><b><u>Unity, Love and Technology</u></b> – Moses Cross, Universal Love Order Inc., (ULO) 541 State Road 7, Margate, FL 33068</p>			9-10
<p><b><u>CONSENT AGENDA</u></b></p>			
<p>Approval to award Bid #E-21-15, Polo Shirts with Embroidery and Screen Printing for Firefighters to the third lowest responsive, responsible bidder, Monograms USA, in the amount of \$37,618/year.</p>			10
<p>Approval for the purchase of baseball field netting from MBR Construction, out of budgeted funds, per Broward County Contract T0977904B1, in the total amount of \$53,080.08.</p>			11
<p>Approval to award Bid #L-26-15, Golf Course Shelter and Restrooms to the lowest responsive, responsible bidder, MBR Construction, Inc., in the amount of \$296,962.28.</p>			11
<p>Approve ranking order for RFP E-25-15, Pompano Beach Community Bus Service, and authorize staff to negotiate a contract with the highest-ranked firm, Limousines of South Florida, Inc. (No cost at this time)</p>			11-13



# City of Pompano Beach, Florida

## Regular City Commission Meeting Minutes

Agenda No. 2015-17

Date: May 12, 2015

Subject	Ord. No.	Res. No.	Page
<p><b><u>CONSENT AGENDA - CONTINUED</u></b></p>			
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AN ECONOMIC INCENTIVE OFFER FOR PROJECT 762 TO ASSIST IN FUNDING 54 NEW JOBS IN POMPANO BEACH, FLORIDA, PROVIDING FOR PARTICIPATION IN THE STATE OF FLORIDA'S QUALIFIED TARGETED INDUSTRY TAX REFUND PROGRAM (QTI); PROVIDING FOR FUNDING OF \$16,200 AS THE CITY OF POMPANO BEACH'S SHARE OF LOCAL PARTICIPATION IN THE QUALIFIED TARGETED 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>		2015-296	13
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>RICHARD KLOSIEWICZ</u></b> TO THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER REX HARDIN, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION; PROVIDING AN EFFECTIVE DATE.</p>		2015-297	14
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>TOBI AYCOCK</u></b> TO THE COMMUNITY APPEARANCE COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER REX HARDIN FOR A TERM OF OFFICE WHICH SHALL COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.</p>		2015-298	14



# City of Pompano Beach, Florida

## Regular City Commission Meeting Minutes

Agenda No. 2015-17

Date: May 12, 2015

Subject	Ord. No.	Res. No.	Page
<p><b><u>CONSENT AGENDA - CONTINUED</u></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 CONSENT AND INDEMNIFICATION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND NAPLETON INVESTMENT PARTNERSHIP, LP; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)</p>		2015-299	14
<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 STRYKER SALES CORPORATION FOR MAINTENANCE AND REPAIR TO THE STRYKER MODEL 6500 POWER PRO STRETCHERS; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$9,621)</p>		2015-300	15
<p>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 PURSUANT TO THE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND PINNACLE CONSTRUCTION SUPPORT GROUP, INC. N/K/A PINNACLE/CSG, INC. PROVIDING FOR ADDITIONAL DUTIES BY CONTRACTOR AND TIME EXTENSION FOR FIRE STATION 11; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$216,712)</p>		2015-301	15-16
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, CHANGING THE DESIGNATION OF A CERTAIN RIGHT-OF-WAY WITHIN THE CITY OF POMPANO BEACH CURRENTLY KNOWN AS NORTHWEST 4<sup>TH</sup> AVENUE BETWEEN DR. MARTIN LUTHER KING, JR. BLVD. (HAMMONDVILLE ROAD) AND NW 11<sup>TH</sup> STREET TO A DUAL DESIGNATION OF NW 4<sup>TH</sup> AVENUE AND GRISHAM AVENUE WITH NW 4<sup>TH</sup> AVENUE TO BE DISPLAYED ON THE UPPERMOST PORTION OF SIGNAGE; PROVIDING AN EFFECTIVE DATE.</p>		2015-302	16-17



# City of Pompano Beach, Florida

## Regular City Commission Meeting Minutes

Agenda No. 2015-17

Date: May 12, 2015

Subject	Ord. No.	Res. No.	Page
<p><b><u>CONSENT AGENDA - CONTINUED</u></b></p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE SUBMITTAL OF A TRANSPORTATION INVESTMENT GENERATING ECONOMIC RECOVERY GRANT (TIGER) PROPOSAL BY THE METROPOLITAN PLANNING AGENCY (MPO) TO THE U.S. DEPARTMENT OF TRANSPORTATION WHEREIN THE CITY OF POMPANO BEACH WILL BE RESPONSIBLE FOR ENHANCEMENTS TO MARTIN LUTHER KING JR. BOULEVARD (HAMMONDVILLE ROAD) FROM POWERLINE ROAD (SR 845) TO I-95 IN THE SUM OF \$3,500,000.00; PROVIDING AN EFFECTIVE DATE.</p>			17
<p><b><u>REGULAR AGENDA</u></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 FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND KAUFMAN LYNN CONSTRUCTION, INC. FOR DESIGN SERVICES FOR THE BEACH PARKING GARAGE; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$19,753,360)</p>		2015-303	17-27
<p>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.</p>	2015-50		27-28
<p>AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING NORTH OF FAIRWAY DRIVE AND WEST OF NW 30<sup>TH</sup> AVENUE FROM B-3 (GENERAL BUSINESS) TO B-4 (HEAVY BUSINESS); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.</p>			28-30



# City of Pompano Beach, Florida

## Regular City Commission Meeting Minutes

Agenda No. 2015-17

Date: May 12, 2015

Subject	Ord. No.	Res. No.	Page
<p><b><u>REGULAR AGENDA - CONTINUED</u></b></p>			
<p>AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING THE PROPERTY LYING SOUTH OF SW 3<sup>RD</sup> STREET (POMPANO PARK PLACE) AND WEST OF SOUTH DIXIE HIGHWAY (S.R. 811) FROM B-3 (GENERAL BUSINESS) TO LAC (LOCAL ACTIVITY CENTER); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.</p>			31-32
<p>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.</p>	2015-51		33
<p>AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND AMENDMENT TO THE AGREEMENT FOR CODE COMPLIANCE SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CALVIN, GIORDANO &amp; ASSOCIATES, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$22,470)</p>			34-35
<p>AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA ADOPTING A COMPREHENSIVE PLAN, FUTURE LAND USE ELEMENT TEXT AMENDMENT TO AMEND THE ACREAGE AMOUNT TO BE INCLUDED IN THE JOHN KNOX VILLAGE OF FLORIDA, INC. LOCAL ACTIVITY CENTER AT THE SOUTHWEST CORNER OF SW 3<sup>RD</sup> STREET AND SOUTH DIXIE HIGHWAY; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON AUGUST 27, 2014; PROVIDING THAT A TRANSMITTAL AND ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.</p>	2015-52		35-36



# City of Pompano Beach, Florida

## Regular City Commission Meeting Minutes

Agenda No. 2015-17

Date: May 12, 2015

Subject	Ord. No.	Res. No.	Page
<p><b><u>REGULAR AGENDA - CONTINUED</u></b></p>			
<p>AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA ADOPTING A COMPREHENSIVE PLAN MAP AMENDMENT FOR THE JOHN KNOX VILLAGE OF FLORIDA, INC. REQUEST LOCATED AT THE SOUTHWEST CORNER OF SW 3<sup>RD</sup> STREET AND SOUTH DIXIE HIGHWAY; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON AUGUST 27, 2014; PROVIDING THAT A TRANSMITTAL AND ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.</p>	2015-53		36-37
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>GREG EICKHORN</u></b> TO THE GENERAL EMPLOYEES' RETIREMENT SYSTEM OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF MICHAEL P. NIDO; SAID TERM TO EXPIRE ON DECEMBER 6, 2016; PROVIDING AN EFFECTIVE DATE.</p>		2015-304	38
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>JAMES R. BUNN</u></b> TO THE GOLF ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 12, 2018; PROVIDING AN EFFECTIVE DATE.</p>		2015-305	38-39
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>WOODROW J. POITIER</u></b> TO THE EMERGENCY MEDICAL SERVICES 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>		2015-306	39
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>DANIEL HORAK</u></b> TO THE EMERGENCY MEDICAL SERVICES 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>		2015-307	40



# City of Pompano Beach, Florida

## Regular City Commission Meeting Minutes

Agenda No. 2015-17

Date: May 12, 2015

Subject	Ord. No.	Res. No.	Page
<b><u>REPORTS</u></b>			
<b><u>City Manager</u></b> – No Report.			40
<b><u>City Attorney</u></b> – Charter Amendment Board Meeting			40
<b><u>City Clerk</u></b> – No Report.			40
<b><u>Commissioner Barry J. Dockswell</u></b> – Process of Negotiating and Approving Contracts			41-42
<b><u>Commissioner Rex Hardin</u></b> – Beach Fire Station			43
<b><u>Commissioner Barry Moss</u></b> – Ribbon Cutting Ceremony for Planet Fitness			43
<b><u>Commissioner Edward Phillips</u></b> – Empowerment of Residents			43
Chicken Issues			43
Staff Commendation			43
Ranking Point System			43
City Parks Closing Procedures			44
<b><u>Vice Mayor Charlotte Burrie</u></b> – Budget Workshop			44
<b><u>Mayor Lamar P. Fisher</u></b> – Congratulations to New Deputy City Clerk			44
<b><u>ADJOURNMENT</u></b>			44

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

## **REGULAR CITY COMMISSION MINUTES**

**Agenda No. 2015-17**

**Date: May 12, 2015**

**Commission Meeting Room**

---

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

---

**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:**

*Rabbi Tzui Dechter,*  
*Chabad of North Broward Beaches*

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



Names of Commrs.	M	S	Y	V N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 2</b></p> <p><b><u>SPECIAL PRESENTATIONS</u></b></p> <p><b><u>GFOA Budget Award</u></b></p> <p>Linda C. Davidson, Financial Services Director at the City of Boca Raton and GFOA Past President presented to Ernesto Reyes, Assistant to the City Manager, the Government Finance Officer Association (GFOA) Award for Budget and Strategic Planning. Therefore, on behalf of the GFOA of the United States and Canada presented the distinguished Budget Presentation Award to the City of Pompano Beach. This Award promotes high quality budget documents since 1984. Furthermore, the program encourages government to prepare excellent budget documents for the benefits of citizens and other parties with a vital interest in the government's finances.</p> <p>In conclusion, Ms. Davidson recognized Ernesto Reyes and his budget staff to receive the award for Fiscal Year 2014. She stated that this reflects on a high degree of dedication and leadership for both city staff and the governing body. This is the sixth time that the City of Pompano Beach has won this award. Finally, Ms. Davidson extended congratulations to the City of Pompano Beach for obtaining this prestigious award.</p> <p>Ernesto Reyes, Budget Director indicated that he was humbled and proud to be the recipient of the GFOA budget award. He recognized Erjeta Diamanti, Budget Analyst and Christine Kendel, Budget Assistant, who assisted him in achieving this prestigious award.</p> <p><b><u>Certificate of Appreciation</u></b></p> <p>Major John Hale, Broward Sheriff's Office, Chief of Police, presented a Certificate of Appreciation to Robert Torres for his actions that resulted in multiple arrests.</p>				

Names of Commrs.	M	S	Y	V	V
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 3</b></p> <p><b><u>SPECIAL PRESENTATIONS - CONTINUED</u></b></p> <p>Major Hale recognized Robert Torres, City of Pompano Beach Lifeguard. He indicated that on February 24, 2015, at the Aquatics Center at the Community Park Complex, Mr. Torres noticed a man moving from vehicle to vehicle looking in and pulling on the car doors. He then called 911 to notify the police, and provided a description of the man. Thereafter, the police was able to get to the location in time, which resulted in the arrests of three persons who had stolen a purse. The authorities also found out that the men were a part of a gang that was operating throughout Broward County and were targeting vehicles in parking lots. They were also suspects of robbery by force along the Federal Highway corridor.</p> <p>Finally, Major Hale stated that the City of Pompano Beach police worked together with the City of Fort Lauderdale and Hollywood to put together a case against the three men, who had quite extensive criminal histories. Therefore, without Mr. Torres' initiation of a 911 call, it would not have been possible for the authorities to take these men into custody and bring them to justice. Subsequently, Chief Hale congratulated Mr. Torres for doing a great job.</p> <p><b><u>PROCLAMATIONS</u></b></p> <p><b><u>National Safe Boating Week</u></b></p> <p>Mayor Lamar Fisher invited Vice Mayor Charlotte Burrie to join him because she serves in the Coast Guard Auxiliary. Thereafter, Mayor Fisher on behalf of the City Commission read and presented to Richard Leys of the U.S. Coast Guard Auxiliary a proclamation designating May 16-22, 2015, as "National Safe Boating Week" in Pompano Beach. As well as urged all citizens to join in practicing safe boating by wearing a life jacket, taking boating education courses, getting a vessel safety check, and operating their vessels responsibly, safely and soberly.</p> <p>Richard Leys, Past Division Captain, Coast Guard Auxiliary, announced that on May 16-17, 2015, they will have people performing safety vessels checks at Alsdorf Park and encouraged people to wear their life jacket.</p>					

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 3**

**SPECIAL PRESENTATIONS - CONTINUED**

Major Hale recognized Robert Torres, City of Pompano Beach Lifeguard. He indicated that on February 24, 2015, at the Aquatics Center at the Community Park Complex, Mr. Torres noticed a man moving from vehicle to vehicle looking in and pulling on the car doors. He then called 911 to notify the police, and provided a description of the man. Thereafter, the police was able to get to the location in time, which resulted in the arrests of three persons who had stolen a purse. The authorities also found out that the men were a part of a gang that was operating throughout Broward County and were targeting vehicles in parking lots. They were also suspects of robbery by force along the Federal Highway corridor.

Finally, Major Hale stated that the City of Pompano Beach police worked together with the City of Fort Lauderdale and Hollywood to put together a case against the three men, who had quite extensive criminal histories. Therefore, without Mr. Torres' initiation of a 911 call, it would not have been possible for the authorities to take these men into custody and bring them to justice. Subsequently, Chief Hale congratulated Mr. Torres for doing a great job.

**PROCLAMATIONS**

**National Safe Boating Week**

Mayor Lamar Fisher invited Vice Mayor Charlotte Burrie to join him because she serves in the Coast Guard Auxiliary. Thereafter, Mayor Fisher on behalf of the City Commission read and presented to Richard Leys of the U.S. Coast Guard Auxiliary a proclamation designating May 16-22, 2015, as "National Safe Boating Week" in Pompano Beach. As well as urged all citizens to join in practicing safe boating by wearing a life jacket, taking boating education courses, getting a vessel safety check, and operating their vessels responsibly, safely and soberly.

Richard Leys, Past Division Captain, Coast Guard Auxiliary, announced that on May 16-17, 2015, they will have people performing safety vessels checks at Alsdorf Park and encouraged people to wear their life jacket.

Names of Commrs.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 4</b></p> <p><b><u>PROCLAMATIONS - CONTINUED</u></b></p> <p><b><u>Pompano Beach Fishing Rodeo</u></b></p> <p>Mayor Fisher indicated that John Good, Executive Director of the Fishing Rodeo, also manages the annual Seafood Festival and reported that this was the best year ever of the 31<sup>st</sup> year of the festival.</p> <p>Mayor Fisher on behalf of the City Commission and citizens of Pompano Beach read and presented to John Good of the Pompano Beach Fishing Rodeo, a proclamation congratulating those involved with the Fishing Rodeo for their hard work and dedication to the community as well as to the environment. He then thanked Mr. Good for all his efforts.</p> <p>John Good, Executive Director, Fishing Rodeo stated that this is their 50<sup>th</sup> annual year. He thanked all the people that are involved in the City, including the Mayor and the Commissioners, the Public Works Department, the Building Department and others who have assisted in making this non-profit event a rewarding one.</p> <p>Finally, Mr. Good announced that this is their Rodeo week with many activities planned. It will include their kick-off party at the Alsdorf Park on May 13<sup>th</sup>, their 50<sup>th</sup> year celebration dinner on Thursday night, May 14<sup>th</sup>, weigh-ins on Friday and Saturday, May 15<sup>th</sup> and 16<sup>th</sup>, as well as bands will be playing both Friday and Saturday nights, culminating with their awards on Sunday, May 17<sup>th</sup>. He invited the City Commission and everyone to attend the events.</p> <p><b><u>Water Reuse Week</u></b></p> <p>Mayor Fisher on behalf of the City Commission and citizens of Pompano Beach read and presented to A. Randolph Brown, Utilities Director, a proclamation proclaiming the week of May 18-24, 2015, as "Water Reuse Week." He urged each citizen as well as each business to protect our precious resource by practicing water conservation in promoting the use of reclaimed water.</p>				

Names of Commrs.	M	S	Y	V	V
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 5</b></p> <p><b><u>PROCLAMATIONS - CONTINUED</u></b></p> <p>A. Randolph Brown, Utilities Director indicated that at the beginning of the City's reuse water system it looked a lot like "Squirt" which was a small sprinkler head. However, as the City went through different advertisements and campaigns "Squirt" grew into a full mascot named by the schoolchildren's contest.</p> <p>Mr. Brown said that the system has continued to grow and receive recognition. In fact, he shared that the Water Environment Association awarded the Sample McDougald House Preservation Society with the David W. York Award for reclaimed customer of the year. Statewide, they were recognized as one of the customers of the year for reuse.</p> <p><b><u>Emergency Medical Services Week</u></b></p> <p>Mayor Fisher on behalf of the City Commission and citizens of Pompano Beach read and presented to Chief John Jurgle, Emergency Medical Services Chief, a proclamation proclaiming the week of May 17-23, 2015, as the 41<sup>st</sup> Annual Emergency Services Week, with the theme "EMS Strong" and encouraged the community to observe this week with the appropriate programs, ceremonies and activities.</p> <p>John Jurgle, Fire Chief, on behalf of approximately 200 men and women of Pompano Beach Fire Rescue as well as Ocean Rescue, humbly accepted the proclamation. He indicated that they would continue to offer health-screening programs as follows:</p> <ul style="list-style-type: none"> <li>➤ Monday, May 18<sup>th</sup> – 10:00 a.m. to 2:00 p.m. at the Walgreens Pharmacy, 960 South Powerline Road</li> <li>➤ Wednesday, May 20<sup>th</sup> – 10:00 a.m. to 2:00 p.m. at the Lowes Store, 1851 North Federal Highway</li> <li>➤ Friday, May 22<sup>nd</sup> – 10:00 a.m. to 2:00 p.m. at the Whole Foods Store, 2411 North Federal Highway</li> </ul>					

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 5**

**PROCLAMATIONS - CONTINUED**

A. Randolph Brown, Utilities Director indicated that at the beginning of the City's reuse water system it looked a lot like "Squirt" which was a small sprinkler head. However, as the City went through different advertisements and campaigns "Squirt" grew into a full mascot named by the schoolchildren's contest.

Mr. Brown said that the system has continued to grow and receive recognition. In fact, he shared that the Water Environment Association awarded the Sample McDougald House Preservation Society with the David W. York Award for reclaimed customer of the year. Statewide, they were recognized as one of the customers of the year for reuse.

**Emergency Medical Services Week**

Mayor Fisher on behalf of the City Commission and citizens of Pompano Beach read and presented to Chief John Jurgle, Emergency Medical Services Chief, a proclamation proclaiming the week of May 17-23, 2015, as the 41<sup>st</sup> Annual Emergency Services Week, with the theme "EMS Strong" and encouraged the community to observe this week with the appropriate programs, ceremonies and activities.

John Jurgle, Fire Chief, on behalf of approximately 200 men and women of Pompano Beach Fire Rescue as well as Ocean Rescue, humbly accepted the proclamation. He indicated that they would continue to offer health-screening programs as follows:

- Monday, May 18<sup>th</sup> – 10:00 a.m. to 2:00 p.m. at the Walgreens Pharmacy, 960 South Powerline Road
- Wednesday, May 20<sup>th</sup> – 10:00 a.m. to 2:00 p.m. at the Lowes Store, 1851 North Federal Highway
- Friday, May 22<sup>nd</sup> – 10:00 a.m. to 2:00 p.m. at the Whole Foods Store, 2411 North Federal Highway

Names of Comms.	M	S	Y	V	N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 6</b></p> <p><b><u>AUDIENCE TO BE HEARD</u></b></p> <p>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.</p> <p><b><u>Code Enforcement and Zoning Issues</u></b> – Abbie D. Woods, 331 Northeast 25<sup>th</sup> Street, Pompano Beach, FL, indicated that she owns property located at Northwest 14<sup>th</sup> Street, Pompano Beach, and since March, they have been having problems with the neighbors across the street, with their parking of cars, as well as surrounding neighbors throwing their garbage at the back of the lot. However, Code Enforcement had issued her with citations to clean up the property.</p> <p>Additionally, Ms. Woods stated that she had a dumpster brought in and after cleaning the lot, loaded the trash and paid to dump it. She reported to the Code Enforcement that people were dumping their garbage on her property; however, the person she spoke with did not come out to witness the people who were putting the trash on the property.</p> <p>Furthermore, the persons violating the property with trash disputes the ownership of the property, as they declare it is an easement. They are correct, about the easement. However, she received a letter from Code Enforcement requesting her to clean it up. Her complaint is, since it is not her property, why are they requiring her to clean it up and cited for City property, when she has no control to clean it up or control who parks on the property.</p> <p>She said she has been reporting about illegal dumping but with no response from Code Enforcement, rather they are citing her for the trash. In fact, they have plans to put some homes on the property, but are also having a hard time with the City's Zoning Department.</p>					

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 6**

**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.

**Code Enforcement and Zoning Issues** – Abbie D. Woods, 331 Northeast 25<sup>th</sup> Street, Pompano Beach, FL, indicated that she owns property located at Northwest 14<sup>th</sup> Street, Pompano Beach, and since March, they have been having problems with the neighbors across the street, with their parking of cars, as well as surrounding neighbors throwing their garbage at the back of the lot. However, Code Enforcement had issued her with citations to clean up the property.

Additionally, Ms. Woods stated that she had a dumpster brought in and after cleaning the lot, loaded the trash and paid to dump it. She reported to the Code Enforcement that people were dumping their garbage on her property; however, the person she spoke with did not come out to witness the people who were putting the trash on the property.

Furthermore, the persons violating the property with trash disputes the ownership of the property, as they declare it is an easement. They are correct, about the easement. However, she received a letter from Code Enforcement requesting her to clean it up. Her complaint is, since it is not her property, why are they requiring her to clean it up and cited for City property, when she has no control to clean it up or control who parks on the property.

She said she has been reporting about illegal dumping but with no response from Code Enforcement, rather they are citing her for the trash. In fact, they have plans to put some homes on the property, but are also having a hard time with the City's Zoning Department.

Names of Comms.	M	S	Y	V	V
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 7</b></p> <p><b><u>AUDIENCE TO BE HEARD – CONTINUED</u></b></p> <p>In sum, Ms. Woods stated that she has a property that she is having a problem with Code Enforcement, but if the City would allow her to move forward with her plans for the property she could build two homes on it.</p> <p>Mayor Fisher directed Mario Sotolongo, Code Enforcement Manager, to meet with Ms. Woods, as well as Robert McCaughan, Public Works Director to meet with her on the cleanup issue. As it relates to the zoning issues of the property, he directed Robin Bird, Development Services Director to meet with her on those issues.</p> <p>Comr. Phillips stated that Ms. Woods had a lengthy discussion with him on the challenges she is experiencing with the property. Therefore, he assured her that the commission would be working to resolve her issues.</p> <p><b><u>Senior Housing Needed In Pompano Beach</u></b> – Delores Bullard, 212 North Flagler Avenue, Pompano Beach, FL, Owner of Cal's Beauty Salon, reported that Phyllis Korab, Assistant City Manager assisted her with information on the Senior Housing Project, and while she was able to call all the housing facilities that was provided to her, she learned that they were no openings. Moreover, she checked with the Pompano Beach Housing Authority and discovered that there is no funding for senior housing. Subsequently, they are unable to rebuild Ely Estates and the other project behind Liberty Park.</p> <p>Ms. Bullard urged the Commission to consider low-income housing on the west side of town, which is desperately needed.</p> <p><b><u>Parking Lot Construction</u></b> – Ms. Bullard thanked Comr. Hardin for directing the construction on the Parking Lot in the rear of her business, which is well needed.</p>					

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 7**

**AUDIENCE TO BE HEARD – CONTINUED**

In sum, Ms. Woods stated that she has a property that she is having a problem with Code Enforcement, but if the City would allow her to move forward with her plans for the property she could build two homes on it.

Mayor Fisher directed Mario Sotolongo, Code Enforcement Manager, to meet with Ms. Woods, as well as Robert McCaughan, Public Works Director to meet with her on the cleanup issue. As it relates to the zoning issues of the property, he directed Robin Bird, Development Services Director to meet with her on those issues.

Comr. Phillips stated that Ms. Woods had a lengthy discussion with him on the challenges she is experiencing with the property. Therefore, he assured her that the commission would be working to resolve her issues.

**Senior Housing Needed In Pompano Beach** – Delores Bullard, 212 North Flagler Avenue, Pompano Beach, FL, Owner of Cal's Beauty Salon, reported that Phyllis Korab, Assistant City Manager assisted her with information on the Senior Housing Project, and while she was able to call all the housing facilities that was provided to her, she learned that they were no openings. Moreover, she checked with the Pompano Beach Housing Authority and discovered that there is no funding for senior housing. Subsequently, they are unable to rebuild Ely Estates and the other project behind Liberty Park.

Ms. Bullard urged the Commission to consider low-income housing on the west side of town, which is desperately needed.

**Parking Lot Construction** – Ms. Bullard thanked Comr. Hardin for directing the construction on the Parking Lot in the rear of her business, which is well needed.

Names of Commrs.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 8</b></p> <p><b><u>AUDIENCE TO BE HEARD – CONTINUED</u></b></p> <p><b><u>Forum Article</u></b> – Ms. Bullard said she read in this week’s Forum newspaper that the variance was denied for the Ocean developer on the beach. However, they decided to talk to the business people and the residents, which she believes is a great idea and would have liked that the same opportunity was extended to her and the businesses on the northwest side of town. However, there are other opportunities she recognized would allow her to proceed.</p> <p><b><u>CRA Directory</u></b> – Ms. Bullard stated that she has observed that the directory printed by the CRA (Community Redevelopment Agency), have listed only those businesses that they have provided loans. Since her business was not listed, she asked how she could get her business listed.</p> <p><b><u>Wrapping of Utility Boxes</u></b> – Vicente Thrower, 1890 Northwest 6<sup>th</sup> Avenue, Pompano Beach, FL 33060, requested an update on the wrapping of the utility boxes.</p> <p>Dennis W. Beach, City Manager, reported that the staff has a call out to artists to get a number of them to design different wraps for different areas throughout the community. In fact, they have identified approximately 75 boxes to be wrapped in the community.</p> <p>Mr. Thrower indicated that when they first discussed this item, the residents in his neighborhood had already decided on the design to wrap the boxes, which was the Blanche Ely Tiger wrap. Therefore, it is not useful to pay an artist for something already known and decided upon by the residents of their community.</p> <p><b><u>Oasis</u></b> – Joseph Ryan, 427 Northeast 24<sup>th</sup> Avenue, Pompano Beach, FL, stated that this program has been around for approximately seven years, yet not all residents have been using the system.</p> <p><b><u>Retirement Fund</u></b> – Mr. Ryan alleged that the Retirement Fund is approximately \$170 million in arrears and asked what the Commission will be doing about this situation.</p>				

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 8**

**AUDIENCE TO BE HEARD – CONTINUED**

**Forum Article** – Ms. Bullard said she read in this week’s Forum newspaper that the variance was denied for the Ocean developer on the beach. However, they decided to talk to the business people and the residents, which she believes is a great idea and would have liked that the same opportunity was extended to her and the businesses on the northwest side of town. However, there are other opportunities she recognized would allow her to proceed.

**CRA Directory** – Ms. Bullard stated that she has observed that the directory printed by the CRA (Community Redevelopment Agency), have listed only those businesses that they have provided loans. Since her business was not listed, she asked how she could get her business listed.

**Wrapping of Utility Boxes** – Vicente Thrower, 1890 Northwest 6<sup>th</sup> Avenue, Pompano Beach, FL 33060, requested an update on the wrapping of the utility boxes.

Dennis W. Beach, City Manager, reported that the staff has a call out to artists to get a number of them to design different wraps for different areas throughout the community. In fact, they have identified approximately 75 boxes to be wrapped in the community.

Mr. Thrower indicated that when they first discussed this item, the residents in his neighborhood had already decided on the design to wrap the boxes, which was the Blanche Ely Tiger wrap. Therefore, it is not useful to pay an artist for something already known and decided upon by the residents of their community.

**Oasis** – Joseph Ryan, 427 Northeast 24<sup>th</sup> Avenue, Pompano Beach, FL, stated that this program has been around for approximately seven years, yet not all residents have been using the system.

**Retirement Fund** – Mr. Ryan alleged that the Retirement Fund is approximately \$170 million in arrears and asked what the Commission will be doing about this situation.

Names of Comms.	M	S	Y	V	V
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 9</b></p> <p><b><u>AUDIENCE TO BE HEARD – CONTINUED</u></b></p> <p><b><u>Fire Station</u></b> – Mr. Ryan asked how long has the construction of the fire station been going on, which also needs a traffic light.</p> <p><b><u>Schools in Pompano Beach</u></b> – Mr. Ryan alleged that a state official had indicated that Blanche Ely High is an “A” school, which he did not agree with. Subsequently, he met a teacher who teaches at the Blanche Ely magnet school who explained the formula for the “A” school, which appears to be difficult to subject the students to it.</p> <p><b><u>Term Limits</u></b> – Mr. Ryan indicated that term limits should be discussed.</p> <p><b><u>Code Enforcement</u></b> – Mr. Ryan complained that on every street there are trucks, boats and all kinds of trash, which are destroying sections of the City. In fact, approximately 10,500 mortgaged areas in the City are deficient.</p> <p><b><u>Design of Parking Garage</u></b> – Mr. Ryan stated if the City wants to spend \$1 million for wings on top of the new parking garage, he suggested that they visit Europe to see this type of spectacular artwork.</p> <p>Comr. Phillips stated that while he knows better, he could not allow Mr. Ryan to leave impugning the Blanche Ely High School, which is improper to do, and especially since Mr. Ryan only pointed out one of the two schools in the City. Therefore, perhaps the information Mr. Ryan may have obtained was incorrect and erroneous because this school is a great school in the City of Pompano Beach.</p> <p><b><u>Unity, Love and Technology</u></b> – Moses Cross, Universal Love Order Inc., (ULO) 541 State Road 7, Margate, FL 33068, indicated that he met Glenson Thomas, residing at 1200 Northwest 27<sup>th</sup> Avenue, Pompano Beach, FL, as well as Mayor Fisher, and heard their passion for God. He provided a brief background on the mission of the Universal Love Order, which their primary focus is to unite people across a variety of dynamic social media network. They are a social media organism sharing love and wealth for social change. Their organization meets people where they are, while offering a platform wherein each member of the community will have access to training, and development needed to pivot with the changes taking place around them.</p>					

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 9**

**AUDIENCE TO BE HEARD – CONTINUED**

**Fire Station** – Mr. Ryan asked how long has the construction of the fire station been going on, which also needs a traffic light.

**Schools in Pompano Beach** – Mr. Ryan alleged that a state official had indicated that Blanche Ely High is an “A” school, which he did not agree with. Subsequently, he met a teacher who teaches at the Blanche Ely magnet school who explained the formula for the “A” school, which appears to be difficult to subject the students to it.

**Term Limits** – Mr. Ryan indicated that term limits should be discussed.

**Code Enforcement** – Mr. Ryan complained that on every street there are trucks, boats and all kinds of trash, which are destroying sections of the City. In fact, approximately 10,500 mortgaged areas in the City are deficient.

**Design of Parking Garage** – Mr. Ryan stated if the City wants to spend \$1 million for wings on top of the new parking garage, he suggested that they visit Europe to see this type of spectacular artwork.

Comr. Phillips stated that while he knows better, he could not allow Mr. Ryan to leave impugning the Blanche Ely High School, which is improper to do, and especially since Mr. Ryan only pointed out one of the two schools in the City. Therefore, perhaps the information Mr. Ryan may have obtained was incorrect and erroneous because this school is a great school in the City of Pompano Beach.

**Unity, Love and Technology** – Moses Cross, Universal Love Order Inc., (ULO) 541 State Road 7, Margate, FL 33068, indicated that he met Glenson Thomas, residing at 1200 Northwest 27<sup>th</sup> Avenue, Pompano Beach, FL, as well as Mayor Fisher, and heard their passion for God. He provided a brief background on the mission of the Universal Love Order, which their primary focus is to unite people across a variety of dynamic social media network. They are a social media organism sharing love and wealth for social change. Their organization meets people where they are, while offering a platform wherein each member of the community will have access to training, and development needed to pivot with the changes taking place around them.

Names of Commrs.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 10</b></p> <p><b><u>AUDIENCE TO BE HEARD – CONTINUED</u></b></p> <p>Mr. Cross stated that while they are a technological driven organization the true strength of the organization is in their love for the people they serve and the communities they can influence with this positive message.</p> <p>Additionally, he thanked the Commission for the opportunity to address them and especially Comr. Phillips who have directed them on how to promote their commitment to assist the residents of the City to meet the challenges ahead, by taking advantage of the employment opportunities that the Commission has worked to create for them.</p> <p>In sum, Mr. Cross provided a list of activities that his organization is engaged in and how they are capable of assisting the City in future endeavors through the many social websites. They plan to launch a “National Love Day” in the City – more details to follow.</p> <p>Comr. Phillips added that this organization has a mission, as well as an agenda for purposes to assist the commission and city, and they have offered to be an outreach resource for finding and attracting employment for those residents within the City of Pompano Beach. Therefore, he suggested that they meet with the Kaufman Lynn representatives.</p> <p>Mayor Fisher suggested that they could meet with staff along with the representatives of Kaufman Lynn.</p> <p><b><u>CONSENT ITEMS</u></b></p> <p style="text-align: center;"><b>TIME 00:46:28</b>                      <b>ITEM 1</b></p> <p>Approval to award Bid #E-21-15, Polo Shirts with Embroidery and Screen Printing for Firefighters to the third lowest responsive, responsible bidder, Monograms USA, in the amount of \$37,618/year.</p>				



Names of Commrs.	M	S	Y	V N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 12</b></p> <p><b><u>CONSENT ITEMS - CONTINUED</u></b></p> <p>Comr. Phillips asked about the extra points discussed in the Mayor's Initiative to award to the residents in the area.</p> <p>Mayor Fisher confirmed that he had proposed the extra points for residents in the area but it was never approved.</p> <p>Mr. Thomas indicated that he provided the commission with a memo with the confirmation of the ranking, which has not changed.</p> <p>Vicente Thrower, 1890 Northwest 6<sup>th</sup> Avenue, Pompano Beach, FL, commented that the item refers to a "no cost at this time," and asked if cost would have been a part of the selection process with the ranking of this firm.</p> <p>Mr. Thomas explained that cost is one of the components but not the determining factor. There are three other factors to determine the order.</p> <p>Dennis W. Beach, City Manager, explained that the item before the commission is for the ranking of the proposals; therefore, there is no cost at this time. There will not be a cost until the contract is negotiated and brought back to the commission for approval.</p> <p>Mr. Thrower asked if there were any presentations made by any other firms.</p> <p>Ernesto Reyes, Assistant to the City Manager, confirmed that the firm was not present during the ranking.</p> <p>Mayor Fisher noted that this item is not to debate the process of the ranking, rather to answer any questions the public may have. It is not to debate financials versus non-financials, which is the committee's job to do and they have made a ranking to that effect. In addition, Mr. Thomas provided clarification on the ranking and actually increased the percentage of the highest ranked firm.</p>				

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 12**

**CONSENT ITEMS - CONTINUED**

Comr. Phillips asked about the extra points discussed in the Mayor's Initiative to award to the residents in the area.

Mayor Fisher confirmed that he had proposed the extra points for residents in the area but it was never approved.

Mr. Thomas indicated that he provided the commission with a memo with the confirmation of the ranking, which has not changed.

Vicente Thrower, 1890 Northwest 6<sup>th</sup> Avenue, Pompano Beach, FL, commented that the item refers to a "no cost at this time," and asked if cost would have been a part of the selection process with the ranking of this firm.

Mr. Thomas explained that cost is one of the components but not the determining factor. There are three other factors to determine the order.

Dennis W. Beach, City Manager, explained that the item before the commission is for the ranking of the proposals; therefore, there is no cost at this time. There will not be a cost until the contract is negotiated and brought back to the commission for approval.

Mr. Thrower asked if there were any presentations made by any other firms.

Ernesto Reyes, Assistant to the City Manager, confirmed that the firm was not present during the ranking.

Mayor Fisher noted that this item is not to debate the process of the ranking, rather to answer any questions the public may have. It is not to debate financials versus non-financials, which is the committee's job to do and they have made a ranking to that effect. In addition, Mr. Thomas provided clarification on the ranking and actually increased the percentage of the highest ranked firm.

Names of Commrs.	M	S	Y	V	V
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 13</b></p> <p><b><u>CONSENT ITEMS - CONTINUED</u></b></p> <p>A lengthy discussion followed among Mr. Thrower, staff, and the commission on the ranking process of not allowing firms to make presentations, when in essence in other circumstances the presentations are considered as part of the process.</p> <p>Comr. Phillips indicated that he agreed with Mr. Thrower's comments and suggested that in the future when the City ranks, and especially when the financial wherewithal is not ascertained of those companies participating in the process, then this should be made part of the ranking process.</p> <p><b>RES. NO. 2015-296                      TIME 00:46:28c                      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 762 TO ASSIST IN FUNDING 54 NEW JOBS IN POMPANO BEACH, FLORIDA, PROVIDING FOR PARTICIPATION IN THE STATE OF FLORIDA'S QUALIFIED TARGETED INDUSTRY TAX REFUND PROGRAM (QTI); PROVIDING FOR FUNDING OF \$16,200 AS THE CITY OF POMPANO BEACH'S SHARE OF LOCAL PARTICIPATION IN THE QUALIFIED TARGETED 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>					

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 13**

**CONSENT ITEMS - CONTINUED**

A lengthy discussion followed among Mr. Thrower, staff, and the commission on the ranking process of not allowing firms to make presentations, when in essence in other circumstances the presentations are considered as part of the process.

Comr. Phillips indicated that he agreed with Mr. Thrower's comments and suggested that in the future when the City ranks, and especially when the financial wherewithal is not ascertained of those companies participating in the process, then this should be made part of the ranking process.

**RES. NO. 2015-296**

**TIME 00:46:28c**

**ITEM 5**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AN ECONOMIC INCENTIVE OFFER FOR PROJECT 762 TO ASSIST IN FUNDING 54 NEW JOBS IN POMPANO BEACH, FLORIDA, PROVIDING FOR PARTICIPATION IN THE STATE OF FLORIDA'S QUALIFIED TARGETED INDUSTRY TAX REFUND PROGRAM (QTI); PROVIDING FOR FUNDING OF \$16,200 AS THE CITY OF POMPANO BEACH'S SHARE OF LOCAL PARTICIPATION IN THE QUALIFIED TARGETED 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.

Names of Comms.	M	S	Y	N	
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 14</b></p> <p><b><u>CONSENT ITEMS - CONTINUED</u></b></p> <p><b>RES. NO. 2015-297                      TIME 00:46:28                      ITEM 6</b></p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>RICHARD KLOSIEWICZ</u></b> TO THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER REX HARDIN, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION; PROVIDING AN EFFECTIVE DATE.</p> <p><b>RES. NO. 2015-298                      TIME 00:46:28                      ITEM 7</b></p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>TOBI AYCOCK</u></b> TO THE COMMUNITY APPEARANCE COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER REX HARDIN FOR A TERM OF OFFICE WHICH SHALL COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.</p> <p><b>RES. NO. 2015-299                      TIME 00:46:28                      ITEM 8</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 CONSENT AND INDEMNIFICATION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND NAPLETON INVESTMENT PARTNERSHIP, LP; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)</p>					



Names of Commrs.	M	S	Y	V	V
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 16</b></p> <p><b><u>CONSENT ITEMS - CONTINUED</u></b></p> <p>Comr. Moss requested more information as to the status on this Fire Station.</p> <p>Horacio Danovich, CIP Engineer, invited Chief Jurgle to join him at the podium. He indicated that this project was a very difficult one but there was a lot of effort behind the scenes, and staff has been working very hard, to the point of the Building Official sacrificing his doctor's appointment today, to get this Fire Station ready to relocate Chief Jurgle's team.</p> <p>Additionally, Mr. Danovich presented the station's Certificate of Occupancy (CO) to Chief Jurgle. Furthermore, he indicated that Pinnacle Construction, Support Group Inc. (Pinnacle) will be wrapping up the project in the next few weeks, to include cleanup of several items, to complete the landscape, as well as going through the process of cleaning up the punch list items. Therefore, they are hopeful to keep the goal of June 1, 2015 when they will turn over the fire station to the other team to commence working.</p> <p>Vice Mayor Burrie requested that Pinnacle be allowed to finish Fire Station 11 so they can return to finish the fire station in District 2, which Mr. Danovich promised that everyone is working hard to make that happen.</p> <p><b>RES. NO. 2015-302                      TIME 00:46:28                      ITEM 11</b></p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, CHANGING THE DESIGNATION OF A CERTAIN RIGHT-OF-WAY WITHIN THE CITY OF POMPANO BEACH CURRENTLY KNOWN AS NORTHWEST 4TH AVENUE BETWEEN DR. MARTIN LUTHER KING, JR. BLVD. (HAMMONDVILLE ROAD) AND NW 11TH STREET TO A DUAL DESIGNATION OF NW 4TH AVENUE AND GRISHAM AVENUE WITH NW 4TH AVENUE TO BE DISPLAYED ON THE UPPERMOST PORTION OF SIGNAGE; PROVIDING AN EFFECTIVE DATE.</p>					

Names of Commrs.	M	S	Y	V	N
<b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b>					
<b>PAGE 17</b>					
PORTION OF SIGNAGE; PROVIDING AN EFFECTIVE DATE. <b><u>CONSENT ITEMS - CONTINUED</u></b>  <b>MOTION:</b> To approve Items 1-3, 5-9, and 12.					
<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 Consent Items 1-6, 8, 10, and 12-19.					
<b>RES. NO. 2015-303                      TIME 00:46:28                      ITEM 12</b>					
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE SUBMITTAL OF A TRANSPORTATION INVESTMENT GENERATING ECONOMIC RECOVERY GRANT (TIGER) PROPOSAL BY THE METROPOLITAN PLANNING AGENCY (MPO) TO THE U.S. DEPARTMENT OF TRANSPORTATION WHEREIN THE CITY OF POMPANO BEACH WILL BE RESPONSIBLE FOR ENHANCEMENTS TO MARTIN LUTHER KING JR. BOULEVARD (HAMMONDVILLE ROAD) FROM POWERLINE ROAD (SR 845) TO I-95 IN THE SUM OF \$3,500,000.00; PROVIDING AN EFFECTIVE DATE.					
<b>MOTION:</b> To table the item to May 26, 2015 City Commission Meeting.					
<b><u>ROLL CALL</u></b>					
Dockswell				X	
Hardin	X			X	
Moss				X	
Phillips		X		X	
Burrie				X	
Fisher				X	

Names of Commrs.	M	S	V Y	V N
<b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b>				
<b>PAGE 18</b>				
<b><u>REGULAR ITEMS</u></b>				
<b>RES. NO. 2015-304</b>		<b>TIME 00:46:28</b>		<b>ITEM 13</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 FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND KAUFMAN LYNN CONSTRUCTION, INC. FOR DESIGN SERVICES FOR THE BEACH PARKING GARAGE; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$19,753,360)</p> <p>The Resolution was read by title only.</p> <p><b>MOTION:</b> To adopt Resolution No. 2015-304 as amended.</p>				
<b><u>ROLL CALL</u></b>				
Dockswell		x	x	
Hardin	x		x	
Moss			x	
Phillips			x	
Burrie			x	
Fisher			x	
<p>Dennis W. Beach, City Manager stated that Peter Flotz, Lansing Melbourne Group, LLC, would provide a brief presentation that will get everyone on board regarding the plans for this project.</p> <p>Peter Flotz, Lansing Melbourne Group, LLC, (Lansing) 2805 East Oakland Park Boulevard, #185, Fort Lauderdale, FL 33306, stated that they will be discussing the approval of the Guarantee Maximum Price (GMP) for the Pier parking area and public improvements associated with the pier redevelopment. He explained that a Memorandum was distributed to the Commission with a few changes regarding conflicting details in the agreement, which was corrected. Additionally, there was one more amendment regarding the primary feeders from FP&amp;L that is included in the contract.</p>				

Names of Commrs.	M	S	Y	N

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 19**

**REGULAR ITEMS - CONTINUED**

Mayor Fisher declared that after Mr. Flotz's presentation the proposed amendments would be addressed accordingly.

Mr. Flotz stated that since September 2014, Kaufman Lynn Construction has been engaged with the Pier redevelopment area and the garage itself. Lansing have been supervising their work since that time in completing the design of the project and the final pricing. Additionally, the drawings that are 100% complete are now in the Building Department for review and approval.

Additionally, Mr. Flotz indicated that the garage building is located on the northwest corner of the existing municipal pier lot, which is the location of the old fire station. The project includes not just the garage but two new road ways that will be built connecting the pier to Second Street, across the site and then north and south on the east side of the garage, along with numerous other water and sewer improvements and drainage in the area.

Mr. Flotz noted that breaking ground would commence in the beginning of June as the schedule has been modified slightly. He said they planned to have vertical construction after Labor Day, i.e. September 7, 2015, and should be opening early in June 2016.

Mr. Flotz then provided a brief background of the project and the various activities to date as summarized below:

- Project commenced seven (7) years ago.
- An Enterprise Fund was created to get parking organized, to realize an increase in revenues annually from \$600,000 to \$1.7 million for the Parking Enterprise Fund.
- The City has obtained a AA- credit rating for this project.
- The Certificate of Participation (COP's) financing will be serviced by the revenues from the garage.
- By design, the useful life of the garage will be fifty (50) years; however, the Financing Package will end in 2025 Therefore, at the end of 25 years there will be no debt left on the garage.

Names of Commrs.	M	S	Y	N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 20</b></p> <p><b><u>REGULAR ITEMS - CONTINUED</u></b></p> <p><b><u>Design Update</u></b></p> <ul style="list-style-type: none"> <li>➤ The biggest difference from the original design is that the corner of the garage now has a glass tower that the elevator goes up and down in and the stairs are opened.</li> <li>➤ The sails have changed from a perforated metal to a tensile tough on fabric, which will be more durable in the marine environment.</li> <li>➤ The southwest side of the garage has significantly changed – the sails are taller and a bit more sculptural, the form of the retail is curvier and they have created a fish mural on that corner.</li> </ul> <p><b><u>Pricing</u></b></p> <ul style="list-style-type: none"> <li>➤ Ten (10) years ago the City of Hollywood built a garage on Garfield Street in the same position as the one planned for the City of Pompano Beach, which compares as follows:               <ul style="list-style-type: none"> <li>• Both buildings are the same height – five (5) levels tall.</li> <li>• Hollywood has 5,000 feet of retail space, which they use as a community center – Pompano Beach has 6,000 feet.</li> <li>• Hollywood has 400 parking spaces – Pompano Beach has 600 spaces.</li> <li>• Cost for Hollywood’s building was \$16.5 million a decade ago.</li> </ul> </li> </ul> <p>Mr. Flotz noted that a base garage budget of \$13 million includes a Guarantee Maximum Price (GMP) contract and amendments. However, he cited a number of upgrades and changes that impacted the GMP budget costs. This included: adding a fifth level to the garage, aesthetic components to the project such as the sails and canopies on the roof, LED lights that change colors during the season, galvanized piping for fire sprinklers, infrastructure in roads, and a build out of a tourism office, resulting in a total GMP of \$19,753,360.</p>				



# City of Pompano Beach, Florida

Names of Commrs.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 21</b></p> <p><b><u>REGULAR ITEMS - CONTINUED</u></b></p> <p>Additionally, Mr. Flotz stated that there is a \$2 million in financing package for contingencies and allowances; \$750,000 for owner's contingency, the rest is for Pier Street west of AIA, the traffic signal, and the actual fish mural, which is still being designed. Finally, there is \$1.6 million in finance costs and administration, which is for prepaid interest, underwriter's discount, and so forth which covers the cost of the legal structure to acquire the loan. Therefore, the total budget is \$23,495,000 consistent with what the Commission approved earlier.</p> <p>Mayor Fisher requested that the changes to the First Amendment be read into the record.</p> <p>Adriane Esteban, Project Manager stated that the changes came from Peter Flotz, the owner's representative, which she listed as follows:</p> <ol style="list-style-type: none"> <li>1) In the Contract, Section 1.4.3.1 in the last sentence change the word "to the Owner" to "by the Owner".</li> <li>2) In Exhibit C – Page 1 General Discussion: The last sentence indicates 604 spaces in the garage, there are 609. The on-street parking numbers are correct. So, the total parking being constructed is 663 spaces, not 654.</li> <li>3) Page 1 General Discussion Item 1C: Remove the words "primary feeders".</li> <li>4) Page 2 – Item 3, clarify that the contractor will abide by the Pompano Beach Code regarding work hours and days, and that same will not affect the construction schedule.</li> <li>5) Page 3 – Item 3 under Division 2, clarify that sidewalks will substantially conform to the design of sidewalks on Pompano Beach Boulevard.</li> </ol>				

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 21**

**REGULAR ITEMS - CONTINUED**

Additionally, Mr. Flotz stated that there is a \$2 million in financing package for contingencies and allowances; \$750,000 for owner's contingency, the rest is for Pier Street west of AIA, the traffic signal, and the actual fish mural, which is still being designed. Finally, there is \$1.6 million in finance costs and administration, which is for prepaid interest, underwriter's discount, and so forth which covers the cost of the legal structure to acquire the loan. Therefore, the total budget is \$23,495,000 consistent with what the Commission approved earlier.

Mayor Fisher requested that the changes to the First Amendment be read into the record.

Adriane Esteban, Project Manager stated that the changes came from Peter Flotz, the owner's representative, which she listed as follows:

- 1) In the Contract, Section 1.4.3.1 in the last sentence change the word "to the Owner" to "by the Owner".
- 2) In Exhibit C – Page 1 General Discussion: The last sentence indicates 604 spaces in the garage, there are 609. The on-street parking numbers are correct. So, the total parking being constructed is 663 spaces, not 654.
- 3) Page 1 General Discussion Item 1C: Remove the words "primary feeders".
- 4) Page 2 – Item 3, clarify that the contractor will abide by the Pompano Beach Code regarding work hours and days, and that same will not affect the construction schedule.
- 5) Page 3 – Item 3 under Division 2, clarify that sidewalks will substantially conform to the design of sidewalks on Pompano Beach Boulevard.



Names of Commrs.	M	S	Y	V	V
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 23</b></p> <p><b><u>REGULAR ITEMS - CONTINUED</u></b></p> <p>Additionally, Mr. Terwilliger stated that the City was presented with an AIA (American Institute of Architects) document No. A141, for the design built services, which states the owner as, "The City of Pompano Beach Florida, a political subdivision of the State of Florida," which appears to be in error. Since the city has previously entered into a purchase agreement and has signed its rights in the land, and created a separate corporation, the Pompano Beach Finance Corporation should be the owner of the parking garage to be built on that land. Therefore, Mr. Terwilliger contends that this contract should be with the Pompano Beach Finance Corporation and not the City of Pompano Beach.</p> <p>Furthermore, Mr. Terwilliger questioned the same architectural document on Page 8 where it states in the GMP the demolition of two buildings, the firehouse and the library. However, at a previous City Commission meeting, he understood that the developer had agreed to pay approximately \$35,000 as one of the required payments for the demolition of the old library. So, why is Lansing Melbourne charging for the same demolition of the same building?</p> <p>In sum, Mr. Terwilliger does not support the project and he has estimated that the developer will gain all benefits of the 600 parking spaces. He reiterated his previous three (30) questions on who wrote or directed to write the document, why is the contract not with the Pompano Beach Finance Corporation and why would both Lansing Melbourne and the Developer pay for the demolition of the library?</p> <p>Mr. Flotz replied that Lansing Melbourne is the author of the report, which he personally wrote. In addition, they are a full service-parking consultant, so they are not building the garage they are acting on behalf of the City as the Owner's representative. Moreover, over the last seven years they were tasked to do revenue forecasts for the city. Suzette Sibble, the City's Finance Director provided them with the debt service component of the table, which the City's financial advisor had provided to her. Otherwise, Lansing Melbourne authored the rest of the document.</p>					

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 23**

**REGULAR ITEMS - CONTINUED**

Additionally, Mr. Terwilliger stated that the City was presented with an AIA (American Institute of Architects) document No. A141, for the design built services, which states the owner as, "The City of Pompano Beach Florida, a political subdivision of the State of Florida," which appears to be in error. Since the city has previously entered into a purchase agreement and has signed its rights in the land, and created a separate corporation, the Pompano Beach Finance Corporation should be the owner of the parking garage to be built on that land. Therefore, Mr. Terwilliger contends that this contract should be with the Pompano Beach Finance Corporation and not the City of Pompano Beach.

Furthermore, Mr. Terwilliger questioned the same architectural document on Page 8 where it states in the GMP the demolition of two buildings, the firehouse and the library. However, at a previous City Commission meeting, he understood that the developer had agreed to pay approximately \$35,000 as one of the required payments for the demolition of the old library. So, why is Lansing Melbourne charging for the same demolition of the same building?

In sum, Mr. Terwilliger does not support the project and he has estimated that the developer will gain all benefits of the 600 parking spaces. He reiterated his previous three (30) questions on who wrote or directed to write the document, why is the contract not with the Pompano Beach Finance Corporation and why would both Lansing Melbourne and the Developer pay for the demolition of the library?

Mr. Flotz replied that Lansing Melbourne is the author of the report, which he personally wrote. In addition, they are a full service-parking consultant, so they are not building the garage they are acting on behalf of the City as the Owner's representative. Moreover, over the last seven years they were tasked to do revenue forecasts for the city. Suzette Sibble, the City's Finance Director provided them with the debt service component of the table, which the City's financial advisor had provided to her. Otherwise, Lansing Melbourne authored the rest of the document.

Names of Comms.	M	S	Y	V	V

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 24**

**REGULAR ITEMS - CONTINUED**

Mr. Flotz added that the demolition costs listed in the GMP, resulted from requesting Kaufman Lynn to include the demolition of the library, which the developer would reimburse them for it.

Suzette Sible, Finance Director, responded to the question as to why the Pompano Beach Finance Corporation was not listed as the owner of the building. She explained the way the financing is structured to form the Pompano Beach Finance Corporation is to allow for the lease purchase arrangement. In other words, the City leases the land to the Corporation and the Corporation leases the land and the construction site back to the City. Therefore, the owner of the garage is held in trust until the City pays off the annual rental amounts over the term of the lease.

Mr. Terwilliger concluded that the contract is made out to the wrong party.

Gordon B. Linn, City Attorney explained that the garage will be held in trust for the City and the City will be the ultimate owner after the financing of it.

Mr. Terwilliger requested verification that the contract is with the appropriate party.

Fred Stacer, 2501 Southeast 9th Street, Pompano Beach, FL, thanked the design team for doing a great job not just from a design standpoint but they spent time working with the citizens, the CRA and trying to go through a lot of different iterations. As well as, kudos to Kaufman Lynn for trying to get additional number of people from the City, this is higher than the standard number of people, to work on the project.

Mr. Stacer asked about the status on receiving the permit.

Names of Commrs.	M	S	Y	V N	V N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 25</b></p> <p><b><u>REGULAR ITEMS - CONTINUED</u></b></p> <p>Mr. Flotz replied that the plans were submitted for review, so the building permit is in and the test pile permit is ready for submittal. A demo permit will be pulled, so there is approximately two months of work to be done prior to needing the building permit. Mr. Flotz indicated that the way the contract is written, the contractor's time begins when the first permit is pulled not the last permit. Therefore, the demo permit begins concurrently with the start time.</p> <p>Mr. Stacer noted that it was mentioned in the contract about exemptions or the City would pick up the cost of the special inspector. Therefore, he questioned whether Metromont would have its own special inspector for the pre-casting.</p> <p>Mr. Flotz replied they did not receive any indication from the Building department it would require a special inspector at this time. Rather, it is a caveat in the contract and is in the contingency if needed. However, the likelihood is high that they will need the inspector. Furthermore, they expect the engineer on record for structural engineering would perform the inspections at Metromont, certify the mixes, and certify that those procedures are followed properly.</p> <p>Mr. Stacer questioned who is responsible for the landscaping and who would be working on the Master Plan for the property. He understands that part will be done by Kaufman Lynn and part by the developer.</p> <p>Mr. Flotz explained that the developer is working on the east side of their buildings on Pompano Beach Boulevard, but he will check into that.</p> <p>Mr. Stacer also asked about the last alternate that is working on the western part of Second Street, if it will include landscaping.</p> <p>Mr. Flotz replied yes that is part of it. He confirmed that his firm would be working on the east of the face of their building, Sea Breeze, and Pompano Beach Boulevard. As well as, they will be landscaping it to include pavers, lighting, benches, garbage cans, bicycle racks, graffiti free paint, and so forth.</p>					

Names of Commrs.	M	S	Y	V	V
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 26</b></p> <p><b><u>REGULAR ITEMS – CONTINUED</u></b></p> <p>Comr. Hardin commented that the garage at the City of Hollywood was at a cost of \$16 million ten years ago and asked if the City of Pompano Beach’s garage with the exclusion of a number of the extras would cost approximately \$16 million.</p> <p>Mr. Flotz replied yes, if you take the roads and landscaping out of it.</p> <p>Comr. Moss thanked Mr. Flotz for being responsive to his questions.</p> <p>Comr. Dockswell indicated that he would support the item, as he has been involved with it for a long time, and more intensely over the last two weeks. He said there is a good team on the project; Kaufman Lynn is a good contractor. However, his concern is on the side of the City, the CRA, and the way they are managing the project. It appears that the only one who knows what is going on is Kaufman Lynn, which is worrisome to him. Satisfactory answers were provided for a number of questions raised over the past week and the agreement is as good as it could get at this time. However, the velocity has changed and the last minute changes over the past forty-eight hours is concerning, as to what else that was not discovered at the last minute.</p> <p>Additionally, Comr. Dockswell indicated it is important for a project of this magnitude that the ownership on the City’s side be very clear whether it will be City staff or the CRA staff who will be responsible. The City has hired an Owner’s representative and tried to make that person 100% responsible, but someone from the City’s side of the fence need to have the pier parking garage “stenciled on their forehead” and have a budget to know whether the City is running under or over on the budget as well as the schedule. In other words, the City needs to manage effectively the project to work with the Owner’s representative, to complete the project on time and successfully.</p> <p>Comr. Phillips requested clarification on the first or second floor of the building being used for valet parking.</p> <p>Mr. Flotz replied it would be the first level for valet parking and explained how the design would address the parking needs.</p>					

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 26**

**REGULAR ITEMS – CONTINUED**

Comr. Hardin commented that the garage at the City of Hollywood was at a cost of \$16 million ten years ago and asked if the City of Pompano Beach’s garage with the exclusion of a number of the extras would cost approximately \$16 million.

Mr. Flotz replied yes, if you take the roads and landscaping out of it.

Comr. Moss thanked Mr. Flotz for being responsive to his questions.

Comr. Dockswell indicated that he would support the item, as he has been involved with it for a long time, and more intensely over the last two weeks. He said there is a good team on the project; Kaufman Lynn is a good contractor. However, his concern is on the side of the City, the CRA, and the way they are managing the project. It appears that the only one who knows what is going on is Kaufman Lynn, which is worrisome to him. Satisfactory answers were provided for a number of questions raised over the past week and the agreement is as good as it could get at this time. However, the velocity has changed and the last minute changes over the past forty-eight hours is concerning, as to what else that was not discovered at the last minute.

Additionally, Comr. Dockswell indicated it is important for a project of this magnitude that the ownership on the City’s side be very clear whether it will be City staff or the CRA staff who will be responsible. The City has hired an Owner’s representative and tried to make that person 100% responsible, but someone from the City’s side of the fence need to have the pier parking garage “stenciled on their forehead” and have a budget to know whether the City is running under or over on the budget as well as the schedule. In other words, the City needs to manage effectively the project to work with the Owner’s representative, to complete the project on time and successfully.

Comr. Phillips requested clarification on the first or second floor of the building being used for valet parking.

Mr. Flotz replied it would be the first level for valet parking and explained how the design would address the parking needs.



Names of Commrs.	M	S	Y	N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 28</b></p> <p><b><u>REGULAR ITEMS – CONTINUED</u></b></p> <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> <p>Asceleta Hammond, City Clerk, placed under oath all individuals, including staff, addressing the City Commission in this matter.</p> <p>Robin Bird, Development Services Director, stated that the property is 4.4 acres in size and located at the northwest corner of Northeast 8<sup>th</sup> Avenue and Northwest 33<sup>rd</sup> Street. The owner is the South Florida Regional Transportation Authority (SFRTA), who wishes to develop the existing Park and Ride in its Operations Center, a Parking Garage, as well as its Home Office. The Planning and Zoning Board has unanimously approved the rezoning request.</p> <p><b>P.H. 2015-65; ORD. NO. 2015-- TIME 01:36:51 ITEM 15</b></p> <p>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.</p> <p>The Ordinance was read by title only.</p>				

Names of Commrs.	M	S	V Y	V N
<b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b>				
<b>PAGE 29</b>				
<b><u>REGULAR ITEMS – CONTINUED</u></b>				
<b>MOTION:</b> To approve the Ordinance upon First Reading.				
<b><u>ROLL CALL</u></b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie		X	X	
Fisher			X	

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.

Robin M. Bird, Development Services Director, stated that the parcel is located on Northwest 31st Avenue and there is a rezoning request from B-3 (General Business) to B-4 (Heavy Business). It is a 2.34-acre parcel a/k/a 930 Northwest 31st Avenue, which the owner, John Glorieux desires to expand his Pet Lodge business. The Planning and Zoning Board unanimously recommended approval of the request to rezone the property subject to a Voluntary Deed Restriction to protect the community and the neighboring school from uses not preferred in the area.

Comr. Hardin asked if there would be sufficient buffer at the diagonal to the southeast residential property.

Names of Commrs.	M	S	Y	V	V
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 30</b></p> <p><b><u>REGULAR ITEMS – CONTINUED</u></b></p> <p>Mr. Bird replied that they spent a great deal of time with the applicant on this. Therefore, for the kennel and clearing up confusion between pet hotels designation, he will not need it because of his type of use, where he is between a true kennel and a pet hotel. The City’s regulation will need to be changed for the setback; nevertheless, he does have a buffer in the back, which is undevelopable.</p> <p>Comr. Moss stated that the facility has been located there for quite a number of years, which he has visited and it is a very successful, clean and well-run business. Therefore, it will be a very good use of the space, which he supports.</p> <p>Comr. Phillips asked how far the facility is located from the elementary school.</p> <p>Mr. Bird replied it is abutting the school’s parking lot.</p> <p>Comr. Phillips stated he received complaints from some residents in the area that have expressed their concerns. Once this property is rezoned nothing else can be done with the property.</p> <p>Mr. Bird indicated that they met with Ira Blue, who resides across from the property and explained the Deed Restrictions process. Furthermore, there would be no danger with the canals.</p> <p>Mayor Fisher indicated that he has had the pleasure of working with the owner, Mr. Glorieux, and he has gone through a series of steps in purchasing the property adjacent to his. He had been told to do one thing or the other only to be told he could not do it and he has been patient throughout the process. In addition, Mayor Fisher indicated that he had ex-parte communication with the applicant.</p> <p>Additionally, sixty days ago, Mayor Fisher visited Mr. Glorieux’s facility in Fort Lauderdale, which is a very impressive and well-kept place of business, but he wants to duplicate that business in Pompano Beach. Finally, Mayor Fisher said that Mr. Glorieux has been patient and his business would be an asset to the City.</p>					

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 30**

**REGULAR ITEMS – CONTINUED**

Mr. Bird replied that they spent a great deal of time with the applicant on this. Therefore, for the kennel and clearing up confusion between pet hotels designation, he will not need it because of his type of use, where he is between a true kennel and a pet hotel. The City’s regulation will need to be changed for the setback; nevertheless, he does have a buffer in the back, which is undevelopable.

Comr. Moss stated that the facility has been located there for quite a number of years, which he has visited and it is a very successful, clean and well-run business. Therefore, it will be a very good use of the space, which he supports.

Comr. Phillips asked how far the facility is located from the elementary school.

Mr. Bird replied it is abutting the school’s parking lot.

Comr. Phillips stated he received complaints from some residents in the area that have expressed their concerns. Once this property is rezoned nothing else can be done with the property.

Mr. Bird indicated that they met with Ira Blue, who resides across from the property and explained the Deed Restrictions process. Furthermore, there would be no danger with the canals.

Mayor Fisher indicated that he has had the pleasure of working with the owner, Mr. Glorieux, and he has gone through a series of steps in purchasing the property adjacent to his. He had been told to do one thing or the other only to be told he could not do it and he has been patient throughout the process. In addition, Mayor Fisher indicated that he had ex-parte communication with the applicant.

Additionally, sixty days ago, Mayor Fisher visited Mr. Glorieux’s facility in Fort Lauderdale, which is a very impressive and well-kept place of business, but he wants to duplicate that business in Pompano Beach. Finally, Mayor Fisher said that Mr. Glorieux has been patient and his business would be an asset to the City.

Names of Commrs.	M	S	Y	N	V	V
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 31</b></p> <p><b><u>REGULAR ITEMS – CONTINUED</u></b></p> <p><b>P.H. 2015-66; ORD. NO. 2015-.. TIME 01:44:18 ITEM 16</b></p> <p>AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING THE PROPERTY LYING SOUTH OF SW 3RD STREET (POMPANO PARK PLACE) AND WEST OF SOUTH DIXIE HIGHWAY (S.R. 811) FROM B-3 (GENERAL BUSINESS) TO LAC (LOCAL ACTIVITY CENTER); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.</p> <p>The Ordinance was read by title only.</p> <p><b>MOTION:</b> To approve the Ordinance upon First Reading.</p> <p><b><u>ROLL CALL</u></b></p> <p>Dockswell . . . . . X</p> <p>Hardin . . . . . X</p> <p>Moss . . . . . X</p> <p>Phillips . . . . . X</p> <p>Burrie . . . . . X</p> <p>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.

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

Names of Commrs.	M	S	Y	N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 32</b></p> <p><b><u>REGULAR ITEMS – CONTINUED</u></b></p> <p>Robin M. Bird, Development Services Director, stated that this item has a couple of companion items, which are related to land use. This rezoning request is from a B-3 (General Business) to LAC (Local Activity Center) for two small parcels located on South Dixie Highway. The property is owned by John Knox Village, Inc. Currently, the two parcels have a Commercial Future Land Use designation; however, the owner has submitted a concurrent land use plan map and text amendments to re-designate the parcels to LAC. This will incorporate the parcels into the adjacent John Knox Village LAC, which they had acquired several years ago.</p> <p>Finally, Mr. Bird stated that the Planning and Zoning Board had unanimously recommended approval of this request at their March 25<sup>th</sup> meeting.</p> <p>Thomas Johnston, Esq., 2335 East Atlantic Boulevard, Pompano Beach, FL, on behalf of the applicant, John Knox Village, Inc. stated that this is the old labor pool and hot dog site located at the corner of SW 3<sup>rd</sup> Street and South Dixie Highway. John Knox was able to acquire both, so if approved tonight and on the second reading, then John Knox will have one nice harmonious consistent category for all 70 contiguous acres. Therefore, they would appreciate the Commission's approval of the request.</p> <p>Comr. Moss stated that he completely supports this item because they have removed an eyesore from that corner and made it into an attractive parcel of land.</p>				

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 32**

**REGULAR ITEMS – CONTINUED**

Robin M. Bird, Development Services Director, stated that this item has a couple of companion items, which are related to land use. This rezoning request is from a B-3 (General Business) to LAC (Local Activity Center) for two small parcels located on South Dixie Highway. The property is owned by John Knox Village, Inc. Currently, the two parcels have a Commercial Future Land Use designation; however, the owner has submitted a concurrent land use plan map and text amendments to re-designate the parcels to LAC. This will incorporate the parcels into the adjacent John Knox Village LAC, which they had acquired several years ago.

Finally, Mr. Bird stated that the Planning and Zoning Board had unanimously recommended approval of this request at their March 25<sup>th</sup> meeting.

Thomas Johnston, Esq., 2335 East Atlantic Boulevard, Pompano Beach, FL, on behalf of the applicant, John Knox Village, Inc. stated that this is the old labor pool and hot dog site located at the corner of SW 3<sup>rd</sup> Street and South Dixie Highway. John Knox was able to acquire both, so if approved tonight and on the second reading, then John Knox will have one nice harmonious consistent category for all 70 contiguous acres. Therefore, they would appreciate the Commission's approval of the request.

Comr. Moss stated that he completely supports this item because they have removed an eyesore from that corner and made it into an attractive parcel of land.



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

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 34**

**REGULAR ITEMS - CONTINUED**

**P.H. 2015-67; ORD. NO. 2015-.. TIME 01:49:55 ITEM 18**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND AMENDMENT TO THE AGREEMENT FOR CODE COMPLIANCE SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CALVIN, GIORDANO & ASSOCIATES, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$22,470)

The Ordinance was read by title only.

**MOTION:** To approve Ordinance upon first reading.

Greg Harrison, Assistant City Manager, stated that the contract date for Calvin Giordano & Associates, Inc. would expire on October 27, 2015. It is necessary to renew the contract for the upcoming budget year of 2016. Staff is recommending renewal of the contract for five (5) years because there is a very good working relationship with the company, they are doing a great job, as well as recommend the longevity for them to be comfortable in their association with the city.

Mayor Fisher thanked Calvin Giordano and Associates, for Mario Sotolongo's services to the City, which the Commission shared the same sentiments. Mr. Sotolongo is always patient, courteous and he gets the job done.



Names of Commrs.	M	S	Y	V	V
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 36</b></p> <p><b><u>REGULAR ITEMS - CONTINUED</u></b></p> <p>Robin M. Bird, Development Services Director, stated that this is the companion item to the previous rezoning referenced to John Knox Village of Florida, Inc. to the text amendment. Subsequent to this, the next item will be the map amendment, which will accompany this item. Therefore, he will defer his presentation for all in one. This is on the southwest corner of Dixie Highway and Southwest 3<sup>rd</sup> Street.</p> <p>Thomas Johnston, Esq., 2335 East Atlantic Boulevard, Pompano Beach, FL, stated that this text amendment and the next item is the map amendment is the culmination of months of work. Furthermore, he said Michael Von Mueller, Keith and Associates assisted him with this and now, if passed by the commission, will have a consistent land use and will match the consistent zoning of all 70 acres, which will be homogeneous and will be good for the future of the Village.</p> <p><b>P.H. 2015-68; ORD. NO. 2015-53 TIME 01:54:20 ITEM 20</b></p> <p>AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA ADOPTING A COMPREHENSIVE PLAN MAP AMENDMENT FOR THE JOHN KNOX VILLAGE OF FLORIDA, INC. REQUEST LOCATED AT THE SOUTHWEST CORNER OF SW 3RD STREET AND SOUTH DIXIE HIGHWAY; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON AUGUST 27, 2014; PROVIDING THAT A TRANSMITTAL AND ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.</p> <p>The Ordinance was read by title only.</p>					

Names of Commrs.	M	S	V Y	V N
<b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b>				
<b>PAGE 37</b>				
<b><u>REGULAR ITEMS - CONTINUED</u></b>				
<b>MOTION:</b> To adopt Ordinance No. 2015-53 upon second and final reading.				
<b><u>ROLL CALL</u></b>				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie		X	X	
Fisher			X	

Robin M. Bird, Development Services Director, indicated that he does not have any further comments. He reiterated that this is at the southwest corner of Dixie Highway and Southwest 3<sup>rd</sup> Street, which is a map amendment for the LAC designation.

Comr. Phillips commended John Knox Village for hiring a significant number of people from the City of Pompano Beach.

Thomas Johnston, Esq. on behalf of the John Knox Village Board of Directors thanked the commission for its comments and support.

Mayor Fisher indicated that the entire commission represents the Village.

Mr. Johnston requested permission to make a comment at this time. He said he has a client that owns 52 acres with 750 employees and a \$25 million per year plus payroll. This person does not want to leave the City of Pompano Beach. He had confided in Mr. Johnston that there were some tensions, which appear to be less technical and more mental. Subsequently, he consulted with City Manager Beach about the matter, who spent some time with them and they have resolved the tension of his client. Therefore, he officially wanted to commend City Manager Beach for performing wonderfully in the situation and the way he represented the City in this matter.



Names of Commrs.	M	S	Y	V	V
<b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b>					
<b>PAGE 39</b>					
<b><u>REGULAR ITEMS - CONTINUED</u></b>					
<b>MOTION:</b> To adopt Resolution No. 2015-305 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>RES. NO. 2015-306</b>	<b>TIME 01:59:31</b>	<b>ITEM 23</b>			
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>WOODROW J. POITIER</u></b> TO THE EMERGENCY MEDICAL SERVICES 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. 2015-306 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.					

Names of Commrs.	M	S	V Y	V N
<b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b>				
<b>PAGE 40</b>				
<b><u>REGULAR ITEMS - CONTINUED</u></b>				
<b>RES. NO. 2015-307</b>		<b>TIME 02:00:05</b>		<b>ITEM 24</b>
<p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <b><u>DANIEL HORAK</u></b> TO THE EMERGENCY MEDICAL SERVICES 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. 2015-307 upon reading.</p>				
<b><u>ROLL CALL</u></b>				
Dockswell		x	x	
Hardin	x		x	
Moss			x	
Phillips			x	
Burrie			x	
Fisher			x	
<p>There was no discussion on this item.</p>				
<b><u>REPORTS</u></b>				
<b><u>City Manager</u></b> – No Report.				
<b><u>City Attorney – Charter Amendment Board Meeting</u></b> – Gordon B. Linn, City Attorney stated that the commission had asked the Charter Amendment Advisory Board to “resurrect” their meeting. Subsequently, the members had their first meeting on May 7, 2015. Therefore, they are proceeding on the items the Commission asked them to look at.				
<b><u>City Clerk</u></b> – No Report.				



# City of Pompano Beach, Florida

Names of Commrs.	M	S	V Y	V N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 41</b></p> <p><b><u>REPORTS - CONTINUED</u></b></p> <p><b><u>Commissioner Barry J. Dockswell – Process of Negotiating and Approving Contracts</u></b> – Comr. Dockswell prompted a discussion among the commission regarding the process that the City has evolved into in terms of negotiating and approving contracts.</p> <p>Comr. Dockswell stated that approximately six to nine months ago he observed that there were some agenda items where the other parties involved with doing business with the City, appears to be controlling the drafting of the contract and owning the Word files. Therefore, he pointed out that it is important that the City maintain control over its contracts whenever it can. While he is aware that the City will do agreements with Broward County, FDOT or the State of Florida, they are the ones that hold the “pen” and they have that control over the City, which must be accepted. However, when entering into business with a typical vendor/contractor, the City should be the party with the right and fiduciary obligation to draft those agreements. Besides, the City has a legal department and experts on staff, therefore the City Commission should be the final arbiters of the language that goes into a contract executed on behalf of the City, whenever possible.</p> <p>Additionally, Comr. Dockswell indicated that he has noticed a drift in another direction. It appears staff is evolving to a place where they are relying on the person selected through a RFP (Request For Proposal) process or however the selection process that is involved with dealing with a company, whereby the City is relying on that party to write the contract. Therefore, people on the City or CRA’s side seem not to have the expertise they should have in owning the drafting of contracts, which should not be the case, if possible.</p> <p>Mayor Fisher indicated that he is aware that the City Attorney’s office reviews all the documents ahead of time.</p> <p>Gordon B. Linn, City Attorney suggested that the Commission should not get involved in the details of management. Furthermore, there are new staff members that may not have the experience as the people they are negotiating with, so perhaps the City Manager may want to consider some training classes to assist staff on how to negotiate a deal.</p>				

Names of Commrs.	M	S	Y	V N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 42</b></p> <p><b><u>REPORTS - CONTINUED</u></b></p> <p>Dennis W. Beach, City Manager, understands the concerns expressed by the commission. However, this issue has more to do with the content of the contract, the structure and specific wording of the contract, and not necessarily the deal itself. Rather, it is on how the contract is constructed and put together. He does not have any reservations about setting up a mechanism where the city owns the contract that is when conditions permit it. However, depending on the contract, something of that nature should not be done, especially, when it involves state contracts, such as Department of Transportation. These agencies prepare their contracts and they would not consider something that the City constructs. Nevertheless, he understands and shares the Commission's concerns.</p> <p>Vice Mayor Burrie understands Comr. Dockwell's concerns. She indicated that as a lawyer, she desires to be the one responsible to draw up a contract. However, she attended law school to learn to do that. Therefore, the commission should not expect all city employees to know how to do this. Even so, the one thing the employees should know how to do is how to read a contract to ensure the City is not getting into trouble. So if there are persons with expertise to draw up a contract that is an added benefit.</p> <p>Comr. Phillips stated that he agrees with Comr. Dockswell's comments. The City has many projects coming on line, not to include those with the State agencies, which the City has direct control over. Nevertheless, many of the contracts are so convoluting with all type of wording, if staff or commission does not have the expertise here within purview, they could be bumped without knowing it. While he is unsure if it has or has not happened he appreciates Comr. Dockswell's position for future purposes and he supports it.</p> <p>Mayor Fisher indicated that if there is a convoluted issue, the City Attorney has hired outside counsel in that expertise field to review and ensure that the draft, which may have been done by the vendor, is providing the City with the best deal.</p>				

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 42**

**REPORTS - CONTINUED**

Dennis W. Beach, City Manager, understands the concerns expressed by the commission. However, this issue has more to do with the content of the contract, the structure and specific wording of the contract, and not necessarily the deal itself. Rather, it is on how the contract is constructed and put together. He does not have any reservations about setting up a mechanism where the city owns the contract that is when conditions permit it. However, depending on the contract, something of that nature should not be done, especially, when it involves state contracts, such as Department of Transportation. These agencies prepare their contracts and they would not consider something that the City constructs. Nevertheless, he understands and shares the Commission's concerns.

Vice Mayor Burrie understands Comr. Dockwell's concerns. She indicated that as a lawyer, she desires to be the one responsible to draw up a contract. However, she attended law school to learn to do that. Therefore, the commission should not expect all city employees to know how to do this. Even so, the one thing the employees should know how to do is how to read a contract to ensure the City is not getting into trouble. So if there are persons with expertise to draw up a contract that is an added benefit.

Comr. Phillips stated that he agrees with Comr. Dockswell's comments. The City has many projects coming on line, not to include those with the State agencies, which the City has direct control over. Nevertheless, many of the contracts are so convoluting with all type of wording, if staff or commission does not have the expertise here within purview, they could be bumped without knowing it. While he is unsure if it has or has not happened he appreciates Comr. Dockswell's position for future purposes and he supports it.

Mayor Fisher indicated that if there is a convoluted issue, the City Attorney has hired outside counsel in that expertise field to review and ensure that the draft, which may have been done by the vendor, is providing the City with the best deal.

Names of Commrs.	M	S	Y	N
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 43</b></p> <p><b><u>REPORTS - CONTINUED</u></b></p> <p><b><u>Commissioner Rex Hardin – Beach Fire Station</u></b> – Comr. Hardin is pleased to see the progress of the Beach Fire Station and that they are almost ready to move in, which is long overdue.</p> <p><b><u>Commissioner Barry Moss – Ribbon Cutting Ceremony for Planet Fitness</u></b> – Comr. Moss invited the Commission to a ribbon cutting ceremony for Planet Fitness that will be opening on Saturday, May 16, 2015, at 11:00 a.m., located at 1434 South Powerline Road.</p> <p><b><u>Commissioner Edward Phillips – Empowerment of Residents</u></b> – Comr. Phillips commended the Commission, because there is a sense of empowerment of residents in his district that feels that they can participate in what they presently are saying is meaningful. Consequently, there are more groups coming together to contribute more to the community and the City. There is a proliferation of organizations willing to assist in resolving the more active crimes and problems in the neighborhood. In fact, they are saying the police should no longer be the front line but rather the residents.</p> <p>Finally, Comr. Phillips commended the Commission, the Broward Sheriff’s Office (BSO) and the residents of the City for being more proactive and the Commission is empowering them to feel that way.</p> <p><b><u>Chicken Issues</u></b> – Comr. Phillips stated that the “chicken issue” is still outstanding. Therefore, he requested that Code Enforcement take note that the problem has not been resolved in his neighborhood and other parts of the City.</p> <p><b><u>Staff Commendation</u></b> – Comr. Phillips noted that while he appreciates that a staff member would come to his defense, he announced that Shelley Bartholomew, Executive Secretary, has shown him how to use “spell check” and he is very thankful to her for doing this.</p> <p><b><u>Ranking Point System</u></b> – Comr. Phillips requested that at some other time he would like the Commission to revisit the ranking point system for organizations doing business with the City.</p>				

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 43**

**REPORTS - CONTINUED**

**Commissioner Rex Hardin – Beach Fire Station** – Comr. Hardin is pleased to see the progress of the Beach Fire Station and that they are almost ready to move in, which is long overdue.

**Commissioner Barry Moss – Ribbon Cutting Ceremony for Planet Fitness** – Comr. Moss invited the Commission to a ribbon cutting ceremony for Planet Fitness that will be opening on Saturday, May 16, 2015, at 11:00 a.m., located at 1434 South Powerline Road.

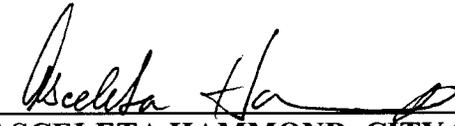
**Commissioner Edward Phillips – Empowerment of Residents** – Comr. Phillips commended the Commission, because there is a sense of empowerment of residents in his district that feels that they can participate in what they presently are saying is meaningful. Consequently, there are more groups coming together to contribute more to the community and the City. There is a proliferation of organizations willing to assist in resolving the more active crimes and problems in the neighborhood. In fact, they are saying the police should no longer be the front line but rather the residents.

Finally, Comr. Phillips commended the Commission, the Broward Sheriff’s Office (BSO) and the residents of the City for being more proactive and the Commission is empowering them to feel that way.

**Chicken Issues** – Comr. Phillips stated that the “chicken issue” is still outstanding. Therefore, he requested that Code Enforcement take note that the problem has not been resolved in his neighborhood and other parts of the City.

**Staff Commendation** – Comr. Phillips noted that while he appreciates that a staff member would come to his defense, he announced that Shelley Bartholomew, Executive Secretary, has shown him how to use “spell check” and he is very thankful to her for doing this.

**Ranking Point System** – Comr. Phillips requested that at some other time he would like the Commission to revisit the ranking point system for organizations doing business with the City.

Names of Commrs.	M	S	Y	V	V
<p><b>CITY COMMISSION MEETING MINUTES MAY 12, 2015</b></p> <p><b>PAGE 44</b></p> <p><b><u>REPORTS - CONTINUED</u></b></p> <p><b><u>City Parks Closing Procedures</u></b> – Comr. Phillips wondered if there was any consensus reached on what type of procedures should be put in place for closing the City’s parks. He noted that some time ago, there was an incident regarding the cleaning people for the parks and he inquired if staff developed some type of timing procedures for those people that clean out the parks. Furthermore, other incidents are happening in the parks and he desires to be assured that the administration is working on resolving one issue at a time.</p> <p><b><u>Vice Mayor Charlotte J. Burrie – Budget Workshop</u></b> – Vice Mayor Burrie reminded the Commission of the Budget Workshop scheduled for Wednesday, May 13, 2015 at 10:00 a.m. in the City Commission Chambers.</p> <p><b><u>Mayor Lamar P. Fisher – Congratulations to New Deputy City Clerk</u></b> – Mayor Fisher on behalf of the City Commission congratulated Kervin Alfred on becoming the new Deputy City Clerk and wished him continued success in serving the City well. He also commended Asceleta Hammond, City Clerk for making a great choice.</p> <p><b><u>ADJOURNMENT</u></b></p> <p>There being no further business, the meeting adjourned at 8:14 P.M.</p> <div style="text-align: center;">   <b>LAMAR FISHER, MAYOR</b> </div> <div style="text-align: center;">   <b>ASCELETA HAMMOND, CITY CLERK</b> </div>					

**CITY COMMISSION MEETING MINUTES MAY 12, 2015**

**PAGE 44**

**REPORTS - CONTINUED**

**City Parks Closing Procedures** – Comr. Phillips wondered if there was any consensus reached on what type of procedures should be put in place for closing the City’s parks. He noted that some time ago, there was an incident regarding the cleaning people for the parks and he inquired if staff developed some type of timing procedures for those people that clean out the parks. Furthermore, other incidents are happening in the parks and he desires to be assured that the administration is working on resolving one issue at a time.

**Vice Mayor Charlotte J. Burrie – Budget Workshop** – Vice Mayor Burrie reminded the Commission of the Budget Workshop scheduled for Wednesday, May 13, 2015 at 10:00 a.m. in the City Commission Chambers.

**Mayor Lamar P. Fisher – Congratulations to New Deputy City Clerk** – Mayor Fisher on behalf of the City Commission congratulated Kervin Alfred on becoming the new Deputy City Clerk and wished him continued success in serving the City well. He also commended Asceleta Hammond, City Clerk for making a great choice.

**ADJOURNMENT**

There being no further business, the meeting adjourned at 8:14 P.M.

**LAMAR FISHER, MAYOR**

**ASCELETA HAMMOND, CITY CLERK**