

**CITY OF POMPANO BEACH
CITY COMMISSION MEETING
AGENDA NO. 2015-19
TUESDAY, MAY 26, 2015
6:00 P.M.**

CALL TO ORDER

The Honorable Lamar Fisher
Mayor, Presiding

ROLL CALL

Asceleta Hammond, CMC,
City Clerk

INVOCATION

Apostle S. Constancia Daley
Rhema Word Ministries International

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, CMC,
City Clerk

APPROVAL OF MINUTES

City Commission Meeting Minutes of
May 12, 2015

APPROVAL OF THE AGENDA

CONSENT AGENDA DISCUSSION

The Commission may pull items from the Consent Agenda. During Audience to be Heard, a person may speak on any item on the Consent Agenda, which has not been pulled.

SPECIAL PRESENTATIONS:

Executive Fire Officer Program Certificate of Completion: Standing in for Fire Chief John Jurgle, Jean Lafalaise, Fire Department Administrative Services Manager, will present Battalion Chief Jorge Rossi with his certificate of completion in the Executive Fire Officer Program from the National Fire Academy.

Nick Creola Heroes in the Community Award: Recreation Programs Administrator Mark Beaudreau and Rafael Katz, Chairman of the Parks and Recreation Advisory Board will present the annual award to James Santomassimo.

AUDIENCE TO BE HEARD

All persons interested in speaking during “Audience To Be Heard” must fill out a request form and **turn it in to the City Clerk prior to the meeting.** A request form is located on the last page of the agenda program.

CONSENT AGENDA

1. Approve ranking order for RLI E-31-15 Continuing Contract for Civil Engineering Services for Various City Projects, and authorize staff to negotiate contracts with the seven highest ranked firms: Mathews Consultants, R. J. Behar & Company Inc., Kimley-Horn, Craig A. Smith & Associates, Craven Thompson & Associates Inc., Munson Design & Consulting, and Keith & Associates. (No cost at this time)

(Staff Contact: Robert A. McCaughan)

2. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO SUBMIT A GRANT APPLICATION IN AN AMOUNT OF UP TO \$25,000 TO THE FLORIDA DIVISION OF CULTURAL AFFAIRS FOR THE PURPOSE OF OBTAINING FUNDS FOR INNOVATIVE PROGRAMMING AT THE NEW POMPANO BEACH CULTURAL CENTER; AND CONFIRMING THE CITY’S CONTRIBUTION OF \$25,000; AND IF AWARDED, AUTHORIZING THE CITY MANAGER TO ACCEPT THE FUNDS; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$25,000 matching funds from Working Capital Reserves)



(Staff Contact: Mark Beaudreau)

3. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT FOR A 12-INCH WATER MAIN RELOCATION AND 8-INCH GRAVITY SEWER REPLACEMENT BETWEEN THE CITY OF POMPANO BEACH AND MADSEN/BARR CORPORATION; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$76,283)

(Staff Contact: A. Randolph Brown/John Sfiropoulos)

CONSENT AGENDA - CONTINUED

4. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONSTRUCTION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND DP DEVELOPMENT OF THE TREASURE COAST, LLC; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$183,375)

(Staff Contact: A. Randolph Brown/John Sfiropoulos)



5. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND DJP CONCESSIONS INC. TO OPERATE TWO CONCESSIONS AT COMMUNITY PARK; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: City will receive 7% of gross food sales and 10% of gross alcoholic beverage sales or minimum of \$200 per month, whichever is greater)

TABLED APRIL 14, 2015

(Staff Contact: Mark Beaudreau)

6. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A RECIPROCAL USE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA; PROVIDING AN EFFECTIVE DATE. (No cost at this time)

(Staff Contact: Mark Beaudreau)

7. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND GARLAND/DBS, INC. FOR THE ROOF AND HVAC UNIT REPLACEMENT TO THE ALSDORF BOAT RAMP MARINE/RESTROOM BUILDING LOCATED AT 2974 NE 14TH STREET; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$29,820)

(Staff Contact: Robert A. McCaughan)

CONSENT AGENDA - CONTINUED

8. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO SUBMIT A GRANT APPLICATION FOR THE 2017 SMALL MATCHING GRANT WITH THE STATE OF FLORIDA, DEPARTMENT OF STATE, DIVISION OF HISTORIC RESOURCES AND TO PROVIDE MATCHING FUNDS IN THE AMOUNT OF \$50,000; PROVIDING AN EFFECTIVE DATE. (To be funded from previously budgeted CIP projects)

(Staff Contact: Robin M. Bird/Karen Santen)



REGULAR AGENDA

9. **RES. NO. 2015-.....:** 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.

TABLED FROM MAY 12, 2015

(Staff Contact: Dennis W. Beach/Horacio Danovich)



QUASI-JUDICIAL PROCEEDING

10. **P.H. 2015-65; ORD. NO. 2015-....:** (ORDINANCE 2ND READING)
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING NORTH OF FAIRWAY DRIVE AND WEST OF NW 30TH AVENUE FROM B-3 (GENERAL BUSINESS) TO B-4 (HEAVY BUSINESS); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

FIRST READING: MAY 12, 2015

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

QUASI-JUDICIAL PROCEEDING - CONTINUED

11. **P.H. 2015-66; ORD. NO. 2015-....: (ORDINANCE 2ND READING)**
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.

FIRST READING: MAY 12, 2015

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

END OF QUASI-JUDICIAL PROCEEDING

REGULAR AGENDA - CONTINUED

12. **P.H. 2015-67; ORD. NO. 2015-....: (ORDINANCE 2ND READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND AMENDMENT TO THE AGREEMENT FOR 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)

FIRST READING: MAY 12, 2015

(Staff Contact: Greg Harrison)

13. **P.H. 2015-71; ORD. NO. 2015-....: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND WINDSTREAM COMMUNICATIONS, INC. FOR TELECOMMUNICATION AND RELATED SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$70,000 per year for a five year period)

(Staff Contact: Gene Zamoski)



REGULAR AGENDA - CONTINUED

14. **P.H. 2015-73; ORD. NO. 2015-....: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA ADOPTING A COMPREHENSIVE PLAN MAP AMENDMENT FOR THE HABITAT FOR HUMANITY, BROWARD, INC. REQUEST LOCATED AT THE SW CORNER OF NW 15TH STREET AND NW 6TH AVENUE; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON APRIL 22, 2015; PROVIDING THAT A TRANSMITTAL AND ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

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

15. **P.H. 2015-74; ORD. NO. 2015-....: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ADOPTING A COMPREHENSIVE PLAN MAP AMENDMENT FOR THE HABITAT FOR HUMANITY, BROWARD, INC. REQUEST LOCATED ALONG NW 1ST STREET, EAST AND WEST OF 28TH AVENUE; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON APRIL 22, 2015; PROVIDING THAT A TRANSMITTAL AND ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

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

16. **P.H. 2015-72; ORD. NO. 2015-....: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND LS EVENTS LLC FOR THE BRAZILIAN FESTIVAL; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: In-Kind Services of \$14,506.58 (no rain date) or \$19,520.41 (rain date) and payment to BSO for law enforcement services - \$5,971 (no rain date) or \$6,415 (rain date) from Special Services Account)

(Staff Contact: Mark Beaudreau)



REGULAR AGENDA - CONTINUED

17. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, DECLARING SURPLUS AND EXPRESSING THE DESIRE OF THE CITY OF POMPANO BEACH TO SELL A CERTAIN PARCEL OF REAL PROPERTY APPROXIMATELY 5,837 SQUARE FEET IN SIZE LOCATED AT THE TERMINUS OF NE 9TH COURT AND APPROXIMATELY 100 FEET EAST OF NE 12TH AVENUE, POMPANO BEACH, FLORIDA; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Daniel Keester/Robin M. Bird)

18. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF THE CITY COMMISSION, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 1, 2018; PROVIDING AN EFFECTIVE DATE.

APPLICANTS:

Joan Kovac, Incumbent – District 1
Deidra Daisey, Incumbent/Alternate 1 – District 5
Tobi Aycok, Incumbent/Alternate 2 – District 3
Walter Syrek, Incumbent/Alternate 3 – District 2
Joby L. Balint – District 1
Amalia Papadimitriou – District 1
Kenneth Rodgers – District 1
Elizabeth Anderson – District 3
Charles H. Bechert, III – District 3
Salah Elroweny – District 3
David Baumwald – District 4
Carmen Jones – District 4
Marcus A. McDougale – District 4
Latoya T. Almonord – District 4
Linda Houston Jones – District 5
Clovis Nelson – District 5

(Staff Contact: Asceleta Hammond)



REGULAR AGENDA - CONTINUED

19. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH, AS ALTERNATE 1, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 1, 2018; PROVIDING AN EFFECTIVE DATE.

PLEASE REFER TO PREVIOUS ITEM FOR APPLICANTS

(Staff Contact: Asceleta Hammond)



20. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH, AS ALTERNATE 2, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 1, 2018; PROVIDING AN EFFECTIVE DATE.

PLEASE REFER TO PREVIOUS ITEM FOR APPLICANTS

(Staff Contact: Asceleta Hammond)



21. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH, AS ALTERNATE 3, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 1, 2018; PROVIDING AN EFFECTIVE DATE.

PLEASE REFER TO PREVIOUS ITEM FOR APPLICANTS

(Staff Contact: Asceleta Hammond)



REGULAR AGENDA - CONTINUED

22. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE EMPLOYEES BOARD OF APPEALS OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF SAM WEINSTOCK; SAID TERM TO EXPIRE ON MARCH 6, 2020; PROVIDING AN EFFECTIVE DATE.

APPLICANTS:

Joseph L. Fitzpatrick – District 1
JaMeesha Bernadin – District 4
Frederic L. Conway – District 5
Sharon Pinto – District 5
Sandra Ruise – District 5

(Staff Contact: Asceleta Hammond)



REPORTS

City Manager
City Attorney
City Clerk
Internal Auditor
City Commission

ADJOURNMENT

BALANCE IN CONTINGENCY

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