

**CITY OF POMPANO BEACH
CITY COMMISSION MEETING
AGENDA NO. 2015-21
TUESDAY, JUNE 9, 2015
6:00 P.M.**

CALL TO ORDER

The Honorable Lamar Fisher
Mayor, Presiding

ROLL CALL

Asceleta Hammond, CMC,
City Clerk

INVOCATION

Pastor Louis Sanders
Macedonia Missionary Baptist
Church

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, CMC,
City Clerk

APPROVAL OF MINUTES

City Commission Meeting Minutes of
May 26, 2015
City Commission Workshop Minutes
of May 29, 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.

PROCLAMATIONS:

Mayor Lamar Fisher

Proclamation presentation to Ira Boris, Pompano Beach resident turning 100 years old on June 13, 2015.

Proclamation presentation to Jacqueline DiGiorgio, winner of the Daughters of the American Revolution American History Essay Contest.

SPECIAL PRESENTATION

Mayor Lamar Fisher

Unity in the Community scholarships in the amount of \$1000 each will be presented by Carolyn Mann, President of Unity in the Community and Mayor Fisher to the following students:

Amani Evans, graduate of Deerfield High School will attend Florida Agricultural and Mechanical University

Chelson Exume, graduate of Pompano Beach High School will attend Florida Atlantic University

Sarah Greene, graduate of Pompano Beach High School will attend University of Central Florida

Jeannisha Taylor, graduate of Northeast High School will attend Florida Memorial University

Nenchyna Valme, graduate of Blanche Ely High School will attend Florida International University

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. **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 SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND A-EXCELLENT SERVICE, INC. TO PROVIDE HEATING, VENTILATION AND AIR CONDITIONING SERVICES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan)

CONSENT AGENDA - CONTINUED

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

(Staff Contact: Asceleta Hammond)



3. **RES. NO. 2015-.....:** A RESOLUTION APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONTRACT FOR SALE AND PURCHASE BETWEEN NAJEH DAVENPORT AND THE CITY OF POMPANO BEACH FOR THE PURCHASE OF PROPERTY LOCATED AT THE NORTHEAST BOUNDARY OF HIGHLANDS PARK ON NE 50TH COURT; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$5,850 from the Non Departmental-Land Acquisition Account)

(Staff Contact: Mark Beaudreau)



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 AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY TO PROVIDE FOR PUBLIC ARTWORK RELATING TO THE BROWARD-100 CENTENNIAL CELEBRATION; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Matthew DeSantis/Robin M. Bird)



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 AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE LAW OFFICES OF STEVEN A. SCHAET, ESQUIRE TO PROVIDE LEGAL SERVICES TO INDIGENT DEFENDANTS CHARGED WITH VIOLATIONS OF CITY CODES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Berman)

CONSENT AGENDA - CONTINUED

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

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

7. Approve ranking order for RLI E-33-15 Continuing Contract for Professional Environmental Testing and Consulting Services, and authorize staff to negotiate contracts with the three highest ranked firms: Professional Service Industries, ESciences, and GFA International. (No cost at this time.)

(Staff Contact: Robert A. McCaughan)

8. Approval to purchase Sidewalk Replacement and Installation, as needed for the Public Works Department, per the City of Miami Gardens Cooperative Bid #12-13-034 from the awarded vendors, Metro Express, Inc. and Straightline Engineering Group, in the estimated total amount of \$450,000.

(Staff Contact: Robert A. McCaughan)



9. Approval of a budget adjustment in the amount of \$35,000 to purchase two new servers to upgrade current e-plan infrastructure.

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

CONSENT AGENDA - CONTINUED

10. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO SUBMIT A GRANT APPLICATION IN AN AMOUNT OF UP TO \$500,000 TO THE FLORIDA DIVISION OF CULTURAL AFFAIRS FOR THE PURPOSE OF OBTAINING PHASE 3 FUNDS FOR CONSTRUCTION OF THE NEW POMPANO BEACH CULTURAL CENTER; AND CONFIRMING THE CITY’S CONTRIBUTION OF \$1,500,000; AND IF AWARDED, AUTHORIZING THE CITY MANAGER TO ACCEPT THE FUNDS; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$1,500,000 – Cultural Center Construction CIP Project)

(Staff Contact: Mark Beaudreau)

11. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND LIBERTY PROPERTY LIMITED PARTNERSHIP FOR PROPERTY LOCATED AT 3000-6 NW 25TH AVENUE; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$26,314.20)

(Staff Contact: John Jurgle)

REGULAR AGENDA

12. **P.H. 2015-77; 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 SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND LIMOUSINES OF SOUTH FLORIDA, INC. TO PROVIDE COMMUNITY BUS SERVICE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$16,640)

PLEASE NOTE – FIRST READING WILL BE HELD ON JUNE 23, 2015

(Staff Contact: Ernesto Reyes)

REGULAR AGENDA - CONTINUED

13. **P.H. 2015-71; 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 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)

FIRST READING: MAY 26, 2015

(Staff Contact: Gene Zamoski)

14. **P.H. 2015-73; ORD. NO. 2015-....: (ORDINANCE 2ND 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.

FIRST READING: MAY 26, 2015

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

15. **P.H. 2015-74; ORD. NO. 2015-....: (ORDINANCE 2ND 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.

FIRST READING: MAY 26, 2015

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

REGULAR AGENDA - CONTINUED

16. **P.H. 2015-72; 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 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)

FIRST READING: MAY 26, 2015

(Staff Contact: Mark Beaudreau)



17. **P.H. 2015-75; 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 CHANGE ORDER NO. 1 IN THE AMOUNT OF \$1,848,600.00 PURSUANT TO THE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND OHL BUILDING, INC. FOR THE LIBRARY, CULTURAL CENTER AND CIVIC CAMPUS PROJECT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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

18. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE HISTORIC PRESERVATION COMMITTEE OF THE CITY OF POMPANO BEACH, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 13, 2018; PROVIDING AN EFFECTIVE DATE.

APPLICANTS:

Margaret White – Incumbent – District 3
Micah A. Johnson, Incumbent – District 4
Hibbard Casselberry, Incumbent – District 5
Colleen Murphy – District 1
John Way – District 3
Marguerite K. Luster – District 4
Carmen Jones – District 4

(Staff Contact: Asceletta Hammond)



REGULAR AGENDA - CONTINUED

19. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE HISTORIC PRESERVATION COMMITTEE OF THE CITY OF POMPANO BEACH, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 13, 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 HISTORIC PRESERVATION COMMITTEE OF THE CITY OF POMPANO BEACH, FOR A TERM OF THREE YEARS; SAID TERM TO EXPIRE ON JUNE 13, 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 HISTORIC PRESERVATION COMMITTEE OF THE CITY OF POMPANO BEACH, TO FILL THE UNEXPIRED TERM OF TOBI AYCOCK, AS ALTERNATE 1, SAID TERM TO EXPIRE ON JUNE 13, 2016; PROVIDING AN EFFECTIVE DATE.

PLEASE REFER TO PREVIOUS ITEM FOR APPLICANTS

(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
May 6, 2015	Blues & Sweet Potato Pie Festival	<u>(2,000.00)</u>
	Total:	\$6,340.00

