

**CITY OF POMPANO BEACH
CITY COMMISSION MEETING
AGENDA NO. 2015-22
TUESDAY, JUNE 23, 2015
6:00 P.M.**

CALL TO ORDER

The Honorable Lamar Fisher
Mayor, Presiding

ROLL CALL

Asceleta Hammond, CMC,
City Clerk

INVOCATION

Reverend James Smith
New Jerusalem Missionary Baptist
Church

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, CMC,
City Clerk

APPROVAL OF MINUTES

City Commission Meeting Minutes of
June 9, 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 PRESENTATION

Mayor Lamar Fisher and Miriam
Carrillo, Office of Housing & Urban
Improvement Director

2015 Blanche Ely Scholarship Winners – Two-Year Scholarships:

Kendianna Lavaud
Blanche Ely High School

Florida Agricultural & Mechanical
(FAMU)

Shandrica Boyd
Blanche Ely High School

Valencia College

**2015 Blanche Ely Scholarship Winners – Two-Year Scholarships:
continued**

Za'Sheria Favors
Blanche Ely High School

Florida Agricultural & Mechanical
(FAMU)

\$1,800 GOLD LEVEL CASH AWARDS

Sherwanteline Nicolas
Blanche Ely High School

Valencia College

Tatiana Smith
Pompano Beach High School

Florida State 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 OF POMPANO BEACH AMENDING POMPANO BEACH RESOLUTION NO. 98-141 BY AMENDING SECTION 4 TO PROVIDE FOR AN ADDITIONAL ALTERNATE MEMBER OF THE CULTURAL ARTS COMMITTEE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Gordon B. Linn)

2. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **NANCY GRANT** TO THE COMMUNITY APPEARANCE COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BARRY MOSS FOR A TERM OF OFFICE TO COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Asceleta Hammond)



CONSENT AGENDA

3. Approval of a request by Mary C. Mickler, Elizabeth Johnson and Novice M. Balays to transfer ownership of various plots located in the Municipal Cemetery’s South Lawn to others. (No fiscal impact)

(Staff Contact: Robert A. McCaughan)

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 WORK AUTHORIZATION NO. 6 IN THE AMOUNT OF \$79,500 PURSUANT TO THE CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND WALTERS ZACKRIA ASSOCIATES, PLLC, FOR DESIGN SERVICES RELATED TO CONSTRUCTION OF A NEW CONCESSION/RESTROOM BUILDING AT KESTER PARK; PROVIDING AN EFFECTIVE DATE.

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



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 WORK AUTHORIZATION NO. 7 IN THE AMOUNT OF \$49,994.00 FOR ENGINEERING DESIGN, PERMITTING AND BIDDING SERVICES RELATING TO AREA D SANITARY SEWER SYSTEM PURSUANT TO THE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND MATHEWS CONSULTING, INC. FOR CIVIL ENGINEERING SERVICES FOR VARIOUS CITY PROJECTS; PROVIDING AN EFFECTIVE DATE.

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



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 WORK AUTHORIZATION NO. 8 IN THE AMOUNT OF \$19,950.00 FOR ENGINEERING DESIGN AND PERMITTING SERVICES RELATING TO LIBERTY PARK SEWER IMPROVEMENTS PURSUANT TO THE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND MATHEWS CONSULTING, INC. FOR CIVIL ENGINEERING SERVICES FOR VARIOUS CITY PROJECTS; PROVIDING AN EFFECTIVE DATE.

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



CONSENT AGENDA - CONTINUED

7. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND PROSERVE CONCEPTS, INC.; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Mark Beaudreau)

8. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SHIFF CONSTRUCTION AND DEVELOPMENT, INC. TO PERFORM FILTER BUILDING OFFICES CONSTRUCTION AND RESTROOM REMODEL FOR THE UTILITIES DEPARTMENT IN THE AMOUNT OF \$98,888.71; PROVIDING AN EFFECTIVE DATE.

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

9. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SHIFF CONSTRUCTION AND DEVELOPMENT, INC. TO EXPAND THE UTILITIES DEPARTMENT OPERATOR CONTROL ROOM IN THE AMOUNT OF \$116,906.34; PROVIDING AN EFFECTIVE DATE.

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

10. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE CITY'S 2015-2019 CONSOLIDATED PLAN AND 2015-2016 ANNUAL ACTION PLAN AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE THE LOCAL GOVERNMENT CERTIFICATIONS, SPECIFIC CDBG CERTIFICATIONS, OPTION CERTIFICATION CDBG, SPECIFIC HOME CERTIFICATIONS, HOPWA CERTIFICATIONS, ESG CERTIFICATIONS, AND APPENDIX TO CERTIFICATIONS; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Miriam Carrillo/Mark Korman)



CONSENT AGENDA - CONTINUED

11. Approval of the FY 2015-2016 Annual Action Plan in the amount of \$908,600 of CDBG Funds and \$284,923 of HOME Funds for a total of \$1,193,523.

(Staff Contact: Miriam Carrillo/Mark Korman)

12. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND ACCEPTING THE CITY'S 2015 ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE THE ANALYSIS; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Miriam Carrillo/Mark Korman)



13. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE AMENDED LOCAL HOUSING ASSISTANCE PLAN PURSUANT TO THE STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM ACT, SUBSECTIONS 420.907-420.9079, FLORIDA STATUTES; AND RULE CHAPTER 67-37, FLORIDA ADMINISTRATIVE CODE; AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE ANY NECESSARY CERTIFICATIONS NEEDED BY THE STATE; AUTHORIZING THE SUBMISSION OF THE AMENDED LOCAL HOUSING ASSISTANCE PLAN FOR REVIEW AND APPROVAL BY THE FLORIDA HOUSING FINANCE CORPORATION; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Korman/Miriam Carrillo)



REGULAR AGENDA

QUASI-JUDICIAL PROCEEDING

14. **P.H. 2015-80; ORD. NO. 2015-....: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING A PARCEL OF PROPERTY LOCATED WEST OF SOUTH OCEAN BOULEVARD AND APPROXIMATELY 336 FEET SOUTH OF SE 13TH STREET AND COMMONLY KNOWN AS 1333 SOUTH OCEAN BOULEVARD FROM B-3 (GENERAL BUSINESS) TO PD-1 (PLANNED DEVELOPMENT-INFILL); PROVIDING FOR CONFORMANCE TO AN APPROVED PLANNED DEVELOPMENT PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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

15. **P.H. 2015-81; ORD. NO. 2015-....: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING A PARCEL OF PROPERTY LOCATED BOTH EAST OF SOUTH OCEAN BOULEVARD AND APPROXIMATELY 436 FEET SOUTH OF SE 13TH STREET AND COMMONLY KNOWN AS 1350 SOUTH OCEAN BOULEVARD FROM B-3 (GENERAL BUSINESS) TO PD-1 (PLANNED DEVELOPMENT-INFILL); PROVIDING FOR CONFORMANCE TO AN APPROVED PLANNED DEVELOPMENT PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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

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

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

END OF QUASI-JUDICIAL PROCEEDING

REGULAR AGENDA - CONTINUED

17. **P.H. 2015-75; 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 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.

FIRST READING: JUNE 9, 2015

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

18. **P.H. 2015-77; 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 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)

SECOND READING: JUNE 9, 2015

(Staff Contact: Ernesto Reyes)

19. **P.H. 2015-76; 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 FIRST AMENDMENT TO THE AGREEMENT FOR UTILITY BILL PRINTING AND MAILING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND MUNICIPAL CODE CORPORATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: approximately \$30,000)

(Staff Contact: Suzette Sibble)

REGULAR AGENDA - CONTINUED

20. **P.H. 2015-79; ORD. NO. 2015-....: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, PROVIDING FOR IMPOSITION OF A MORATORIUM ON ISSUANCE OF DEVELOPMENT ORDERS AND PERMITS AND ON THE PROCESSING OF APPLICATIONS RELATING TO HEALTH CARE USES, CHECK CASHING STORES, CONVENIENCE STORES, LIQUOR OR PACKAGE STORES, PAWN SHOPS, THRIFT SHOPS AND DORMITORIES WITHIN THE CITY; PROVIDING FOR VESTED RIGHTS; APPEALS; AND EXHAUSTION OF ADMINISTRATIVE REMEDIES; PROVIDING FOR A SIX (6) MONTH TERM TO BE EXTENDED IF NECESSARY BY THE CITY COMMISSION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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

21. **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 FOUR PARCELS OF REAL PROPERTY LYING WEST OF NW 27TH AVENUE AND BETWEEN NW 6TH STREET AND NW 6TH COURT AND COMMONLY REFERRED TO AS 607 NW 27TH AVENUE, POMPANO BEACH, FLORIDA; PROVIDING AN EFFECTIVE DATE.

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

22. **RES. NO. 2015-.....:** A RESOLUTION APPOINTING MARK E. BERMAN AS CITY ATTORNEY AND ESTABLISHING A SALARY TO BE PAID; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Gordon B. Linn)

REGULAR AGENDA - CONTINUED

23. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE EMERGENCY MEDICAL SERVICES ADVISORY BOARD OF THE CITY OF POMPANO BEACH AS ALTERNATE 2, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JULY 1, 2018; PROVIDING AN EFFECTIVE DATE.

APPLICANTS:

Michelle Rhoulhac – (Incumbent/Alternate 2) – District 2
Predrag P. Jovanov – District 3
Emma Ellington – District 4

(Staff Contact: Asceleta Hammond)



24. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE SAND AND SPURS ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 26, 2018; PROVIDING AN EFFECTIVE DATE.

APPLICANTS:

Thomas D. Dennis – (Incumbent) – District 1
Mary Ann Barker – District 1
Carrie Gill – District 3

(Staff Contact: Asceleta Hammond)



CITY COMMISSION MEETING – JUNE 23, 2015 - AGENDA NO. 2015-22

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	(2,000.00)
June 10, 2015	Community Back to School Fun Day	<u>(1,000.00)</u>
	Total:	\$ 5,340.00

**CITY OF POMPANO BEACH, FLORIDA
AUDIENCE TO BE HEARD
REQUEST FORM**

NAME: _____

TITLE: _____

COMPANY: _____

ADDRESS: _____ CITY: _____

STATE: _____ ZIP: _____ EMAIL: _____

PHONE: _____ FAX: _____

EACH SPEAKER IS LIMITED TO THREE (3) MINUTES

SUBJECT YOU DESIRE TO SPEAK ON:

NOTE: THIS FORM MUST BE COMPLETED AND HANDED TO THE CITY CLERK PRIOR TO THE CALL TO ORDER OF THE MEETING. THE CITY CLERK WILL CALL RESIDENTS AND/OR TAXPAYERS, TO INCLUDE AUTHORIZED REPRESENTATIVES FOR PERSONS PERMITTED TO BE HEARD, AS WELL AS EMPLOYEES OF THE CITY TO SPEAK FIRST. OTHERS DESIRING TO SPEAK WILL THEREAFTER BE CALLED TO SPEAK, EXCEPT WHEN THE PERSON IS A USER OF THE CITY'S WATER OR SEWER SYSTEM AND WISHES TO BE HEARD ON A MATTER RELATED TO THE CITY'S WATER AND/OR SEWER SYSTEM.