

**MEETING RESULTS!!!**  
**CITY OF POMPANO BEACH**  
**CITY COMMISSION MEETING**  
**AGENDA NO. 2016-13**  
**TUESDAY, APRIL 12, 2016**  
**6:00 P.M.**

**CALL TO ORDER**

The Honorable Lamar Fisher  
Mayor, Presiding

**ROLL CALL**

Asceleta Hammond, CMC,  
City Clerk

**INVOCATION**

Dr. Ben Sorensen  
First Presbyterian Church of Pompano  
Beach

**PLEDGE OF ALLEGIANCE**

Led by Asceleta Hammond, CMC  
City Clerk

**APPROVAL OF MINUTES**

**APPROVED AS SUBMITTED**  
City Commission Meeting Minutes of  
March 22, 2016

**APPROVAL OF THE AGENDA**

**APPROVED AS SUBMITTED**

**CONSENT AGENDA DISCUSSION**

The Commission pulled items 1, 2, 4, 14, 20, and 22 from the Consent Agenda for discussion. During Audience to be Heard, a person may speak on any item on the Consent Agenda, which has not been pulled.

**PROCLAMATIONS & SPECIAL PRESENTATIONS** Mayor Fisher

Mothers Against Drunk Driving proclamation was presented to David Ganim on behalf of MADD.

Water Reuse Week proclamation was presented to City of Pompano Beach Utilities Director, A. Randolph Brown.

DropSavers Water Conservation Poster Winners for Water Conservation Month are:

**Winner Division 1:**

Student: Jada Hamilton  
School: Cypress Elementary  
Teacher: Linda Cristanello

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**Winner Division 2:**

Student: Camaija Folkes  
School: Cypress Elementary  
Teacher: Linda Cristanello

**Winner Division 3:**

Student: Jade Mejia  
School: Cypress Elementary  
Teacher: Linda Cristanello

**Winner Division 4:**

Student: Brooke Rokhamm  
School: Crystal Lake Middle  
Teacher: Diane Paillet

**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**

**APPROVED**

1. Approve ranking order for RFQ L-15-16 Construction Management At Risk Contract Services for City of Pompano Beach Fishing Pier and authorize staff to negotiate a contract with the highest ranked firm, The Whiting-Turner Contracting Company. (No cost at this time)

(Staff Contact: Horacio Danovich)

**APPROVED**

2. Approve ranking order for RFP L-13-16 Beach Equipment Concession, and authorize staff to negotiate a contract with the highest ranked firm, Boucher Brothers Management, Inc. (Revenue contract)

(Staff Contact: Mark Beaudreau)

**ADOPTED**

3. **RES. NO. 2016-156:** 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. 1 IN THE AMOUNT OF \$69,040.00 PURSUANT TO THE AGREEMENT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND SEA DIVERSIFIED, INC. FOR PROFESSIONAL SURVEYING AND MAPPING SERVICES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Horacio Danovich/Anthony Alhashemi)



**CONSENT AGENDA**

**ADOPTED**

4. **RES. NO. 2016-157:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A REVOCABLE LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND KRZYSZTOF POPRAWSKI AND MARIA POPRAWSKI; PROVIDING AN EFFECTIVE DATE. (No cost at this time)

(Staff Contact: A. Randolph Brown/Alessandra Delfico)



**ADOPTED**

5. **RES. NO. 2016-158:** 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 WESTWIND CONTRACTING, INC. PROVIDING FOR LIME SLUDGE DISPOSAL SERVICES; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$149,760)

(Staff Contact: A. Randolph Brown/Phil Hyer)



**ADOPTED**

6. **RES. NO. 2016-159:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND AMENDMENT BETWEEN THE CITY OF POMPANO BEACH AND PENN CREDIT CORPORATION RELATING TO SPECIALIZED DEBT COLLECTION SERVICES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Suzette Sibble)

**ADOPTED**

7. **RES. NO. 2016-160:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2016 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY FIFTH CENT ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL FOR TRANSIT; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Brian Donovan)

**CONSENT AGENDA**

**ADOPTED**

8. **RES. NO. 2016-161:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2016 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL ORDINANCE; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Brian Donovan)

**ADOPTED**

9. **RES. NO. 2016-162:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2016 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS OF THE LOCAL OPTION GAS TAX IMPOSED BY THE BROWARD COUNTY LOCAL OPTION GAS TAX ORDINANCE; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Brian Donovan)

**ADOPTED**

10. **RES. NO. 2016-163:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, WAIVING FORMAL COMPETITIVE BIDS FOR THE PURCHASE OF A COMPLETE ROTATING ASSEMBLY WITH EXTENDED SHAFT MODEL 3415 FROM HUDSON PUMP & EQUIPMENT IN THE AMOUNT OF \$85,000.00; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: A. Randolph Brown)



**APPROVED**

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

(Staff Contact: Brian Donovan)

**APPROVED**

12. Approval of the donation request for the 13<sup>th</sup> Annual Community Back to School Fun Day. (Fiscal impact: \$1,000)

(Staff Contact: Brian Donovan)

**CONSENT AGENDA**

**ADOPTED**

13. **RES. NO. 2016-164:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE TASK AUTHORIZATION NO. 1 IN AN AMOUNT NOT TO EXCEED \$99,707.00 PURSUANT TO THE CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CAROLLO ENGINEERS, INC. FOR CONTINUING CONTRACT FOR ENGINEERING SERVICES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: A. Randolph Brown/Alessandra Delfico)



**ADOPTED**

14. **RES. NO. 2016-165:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND MATHEWS CONSULTING, INC. FOR SINGLE PROJECT CONTRACT FOR ENGINEERING SERVICES FOR KENDALL LAKE NEIGHBORHOOD STORMWATER IMPROVEMENTS; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$222,803)

(Staff Contact: A. Randolph Brown/Alessandra Delfico)



**ADOPTED**

15. **RES. NO. 2016-166:** A RESOLUTION APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A PURCHASE AND SALE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND EMMA JANE HANCOCK FOR THE PURCHASE OF ARTWORK KNOWN AS IMAG\_NE; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$4,250 from previously budgeted Public Art Contingency budget.)

(Staff Contact: Laura Atria/Jennifer Gomez/Robin M. Bird)



**ADOPTED**

16. **RES. NO. 2016-167:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE LOCATIONS FOR THE IMAG\_NE MODULAR ARTWORK SCULPTURE; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Laura Atria/Jennifer Gomez/Robin M. Bird)



**CONSENT AGENDA**

**ADOPTED**

17. **RES. NO. 2016-168:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING THE CAPITAL IMPROVEMENT PLAN FOR THE CITY OF POMPANO BEACH FOR FISCAL YEARS 2016 THROUGH 2020 TO INCLUDE THE 2016 WASTEWATER MASTER PLAN UPDATE; ESTABLISHING THE APPROPRIATE BUDGET FOR FY 2016; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$150,000)

(Staff Contact: A. Randolph Brown)



**ADOPTED**

18. **RES. NO. 2016-169:** 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. 1 IN THE AMOUNT OF \$139,750.00 PLUS \$10,250.00 CONTINGENCY, PURSUANT TO THE CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES 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)



**ADOPTED**

19. **RES. NO. 2016-170:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, GRANTING AN EASEMENT TO FLORIDA POWER & LIGHT COMPANY; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

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



**ADOPTED**

20. **RES. NO. 2016-171:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, WAIVING FORMAL COMPETITIVE BIDS FOR THE PURCHASE OF TWO (2) LIFEPAK ECG HEART MONITORS AND EIGHT (8) AUTOMATED EXTERNAL DEFIBRILLATORS (AED) WITH PERIPHERAL ACCESSORIES FOR USE BY THE FIRE RESCUE DEPARTMENT, IN THE SUM OF \$77,753.11; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: John Jurgle)

**CONSENT AGENDA**

**APPROVED**

21. Approval to purchase Electrical MRO Supplies as needed from World Electric Supply, Inc. and Meyer Electric Supply Company, Inc. in the estimated annual amount of \$150,000 from budgeted funds in the Building Maintenance Repair and Maintenance account per Broward County Contract Y1104912B1.

(Staff Contact: Robert A. McCaughan)

**APPROVED**

22. Approval of the members of the Audit Selection Evaluation Committee to evaluate proposals for independent auditing services for an audit of the City of Pompano Beach Financial Statements. (No fiscal impact)

(Staff Contact: Suzette Sibble)

**APPROVED**

23. Consideration of a \$5,000 donation to the Sample-McDougald House Preservation Society for a 100<sup>th</sup> anniversary “Centennial” Celebration on May 14, 2016.

(Staff Contact: Greg Harrison)

**REGULAR AGENDA**

**ADOPTED AS AMENDED**

24. **RES. NO. 2016-172:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, IMPOSING A ONE CENT PER DOLLAR LOCAL GOVERNMENT INFRASTRUCTURE SURTAX ON ALL AUTHORIZED TAXABLE TRANSACTIONS OCCURRING WITHIN BROWARD COUNTY, FLORIDA, AS AUTHORIZED BY SECTION 212.055(2), FLORIDA STATUTES, PROVIDING THAT THE IMPOSITION OF THE SURTAX SHALL NOT BE EFFECTIVE UNLESS APPROVED AT A REFERENDUM ELECTION; PROVIDING THAT THE IMPOSITION SHALL BE EFFECTIVE BEGINNING JANUARY 1, 2017, AND SHALL CONTINUE UNTIL REPEALED; PROVIDING FOR DISTRIBUTION OF SURTAX REVENUES PURSUANT TO LAW; DIRECTING THE SUPERVISOR OF ELECTIONS TO HOLD A REFERENDUM ELECTION ON NOVEMBER 8, 2016; PROVIDING BALLOT LANGUAGE AND A BRIEF DESCRIPTION OF INFRASTRUCTURE CAPITAL PROJECTS; PROVIDING FOR ADOPTION OF A RESOLUTION DETAILING PROJECT EXAMPLES; PROVIDING FOR PUBLIC DISTRIBUTION OF THIS RESOLUTION; DIRECTING THE CITY CLERK TO ADVERTISE THE SPECIAL REFERENDUM ELECTION IN ACCORDANCE WITH STATE LAW OR COORDINATE SUCH ADVERTISEMENT IN ACCORDANCE WITH STATE LAW WITH THE SUPERVISOR OF ELECTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR AN EFFECTIVE DATE.

(Staff Contact: Dennis W. Beach)

**REGULAR AGENDA**

**ADOPTED**

25. **P.H. 2016-53; ORD. NO. 2016-56: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE AMENDING CHAPTER 33, “BOARDS AND COMMISSIONS,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 33.130, “NUISANCE ABATEMENT BOARD,” BY CHANGING THE TERMS AND CONDITIONS OF THE MEMBERSHIP OF THE BOARD; BY AUTHORIZING COUNSEL FROM THE CITY ATTORNEY’S OFFICE TO PRESENT ALL CASES BEFORE THE BOARD; BY AUTHORIZING ADDITIONAL MUNICIPAL VIOLATIONS TO BE CONSIDERED AS A PUBLIC NUISANCE; AND TO OTHERWISE CONFORM THE CITY’S ORDINANCE WITH CHANGES IN SECTION 893.138 FLORIDA STATUTES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: MARCH 22, 2016**

(Staff Contact: Mark E. Berman/Tracy A. Lyons)

**ADOPTED**

26. **P.H. 2016-55; ORD. NO. 2016-57: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE: (i) A SECOND AMENDMENT TO AMENDED AND RESTATED DEVELOPMENT AGREEMENT RELATING TO CITY PROPERTY LYING BETWEEN NORTH OCEAN BOULEVARD (A1A) AND THE ATLANTIC OCEAN AND BETWEEN ATLANTIC BOULEVARD (S.R. 814) AND NE 5<sup>TH</sup> STREET, BETWEEN THE CITY OF POMPANO BEACH AND POMPANO PIER ASSOCIATES, LLC; (ii) A FIRST AMENDMENT TO PARCEL E GROUND LEASE RELATING TO CITY PROPERTY LYING BETWEEN NORTH OCEAN BOULEVARD (A1A) AND THE ATLANTIC OCEAN AND BETWEEN ATLANTIC BOULEVARD (S.R. 814) AND NE 5<sup>TH</sup> STREET, BETWEEN THE CITY OF POMPANO BEACH AND PPA-E, LLC; (iii) A FIRST AMENDMENT TO PARCEL R2 GROUND LEASE RELATING TO CITY PROPERTY LYING BETWEEN NORTH OCEAN BOULEVARD (A1A) AND THE ATLANTIC OCEAN AND BETWEEN ATLANTIC BOULEVARD (S.R. 814) AND NE 5<sup>TH</sup> STREET, BETWEEN THE CITY OF POMPANO BEACH AND PPA-R2, LLC; (iv) A FIRST AMENDMENT TO PARCEL R3 GROUND LEASE RELATING TO CITY PROPERTY LYING BETWEEN NORTH OCEAN BOULEVARD (A1A) AND THE ATLANTIC OCEAN AND BETWEEN ATLANTIC BOULEVARD (S.R. 814) AND NE 5<sup>TH</sup> STREET, BETWEEN THE CITY OF POMPANO BEACH AND PPA-R3, LLC; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: MARCH 22, 2016**

(Staff Contact: Dennis W. Beach/Adriane Esteban)

**REGULAR AGENDA – CONTINUED**

**APPROVED FIRST READING**

27. **P.H. 2016-58; ORD. NO. 2016-...: (PUBLIC HEARING 1<sup>ST</sup> READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A TECHNICAL SERVICE SUPPORT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND PHYSIO-CONTROL, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: John Jurgle)

**APPROVED FIRST READING**

28. **P.H. 2016-59; ORD. NO. 2016-...: (PUBLIC HEARING 1<sup>ST</sup> 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 LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND HILLSBORO INLET FISHING CENTER, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$4,800 annual revenue to the City)

(Staff Contact: Robert A. McCaughan)

**REPORTS**

City Manager  
City Attorney  
City Clerk  
Internal Auditor  
City Commission

**ADJOURNMENT: 8:09 p.m.**

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**BALANCE IN CONTINGENCY**

Oct. 1, 2015	Beginning Balance	\$ 10,000.00
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