

**CITY OF POMPANO BEACH
CITY COMMISSION MEETING
AGENDA NO. 2015-12
TUESDAY, FEBRUARY 24, 2015
6:00 P.M.**

CALL TO ORDER

The Honorable Lamar Fisher
Mayor, Presiding

ROLL CALL

Asceleta Hammond, CMC,
City Clerk

INVOCATION

Dr. Greg Fitch
Dr. Fitch Worldwide, LLC

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, CMC,
City Clerk

APPROVAL OF MINUTES

City Commission Meeting Minutes of
February 10, 2015

APPROVAL OF THE AGENDA

City Commission

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

Mayor Fisher

Recognition to Mary L. Chambers for her 25 years of service to the City of Pompano Beach.

Utility of the Year Award presented by Tim McVeigh from the Florida Water & Pollution Control Operator's Association to A. Randolph Brown, City of Pompano Beach Utilities Director.

A Presentation by Barbara Blake Boy, Executive Director of the Broward County Planning Council and Henry Sniezek, Director of the Broward County Planning & Redevelopment Division regarding "BROWARDNEXT."

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, APPOINTING **GEORGE J. CUOLAHAN** TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BARRY MOSS, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Asceleta Hammond)



2. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **JUDI AHERN** TO THE BUDGET REVIEW COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER REX HARDIN FOR A TERM TO COINCIDE WITH THE TERM OF OFFICE OF SAID APPOINTING COMMISSIONER; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Asceleta Hammond)



3. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **DODIE KEITH-LAZOWICK** TO THE POMPANO BEACH ECONOMIC DEVELOPMENT COUNCIL, INC. OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF VICE MAYOR CHARLOTTE BURRIE FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON SEPTEMBER 30, 2018; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Asceleta Hammond)



CONSENT AGENDA – CONTINUED

4. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **M. ROSS SHULMISTER** TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF VICE MAYOR CHARLOTTE BURRIE, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Asceleta Hammond)



5. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **DANIEL H. YAFFE** TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BARRY DOCKSWELL, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Asceleta Hammond)



6. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **JEFFREY ALAN TORREY** TO THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH AS APPOINTEE OF VICE MAYOR CHARLOTTE BURRIE, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Asceleta Hammond)



7. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **ELIZABETH ROBINSON MASSEY** TO THE EDUCATION ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER EDWARD PHILLIPS FOR A TERM TO COINCIDE WITH THE TERM OF THE APPOINTING COMMISSIONER; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Asceleta Hammond)



CONSENT AGENDA – CONTINUED

8. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **RALPH E. MARCHAND** TO THE EDUCATION ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BARRY DOCKSWELL FOR A TERM TO COINCIDE WITH THE TERM OF THE APPOINTING COMMISSIONER; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Asceleta Hammond)



9. Approval to award Bid E-10-15, Printing and Mailing Tradewinds Magazine, to the low bidder, Colonial Press International, for an annual open-end contract, at an estimated cost of \$43,452.98 per year.

(Staff Contact: Sandra King)

10. Approve ranking order for RFQ T-12-15, Construction Management at Risk Contract Services, and authorize staff to negotiate contracts with the highest ranked firms, Burkhardt Construction, Inc., The Whiting-Turner Contracting Company, and State Contracting & Engineering Corp. (No fiscal impact)

(Staff Contact: Robert A. McCaughan)

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 LOCAL AGENCY PROGRAM AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND THE CITY OF POMPANO BEACH PROVIDING FINANCIAL ASSISTANCE FOR THE IMPROVEMENTS TO SW 36TH AVENUE FROM 600 FEET NORTH OF MCNAB ROAD TO W. PALM AIRE DRIVE; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$498,062)

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



CONSENT AGENDA – CONTINUED

12. **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 DOCKING AGREEMENT (SINGLE EXTENSION) AMONG SANTA BARBARA ARMS LLC, SANTA BARBARA ARMS LLC, AND THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

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

13. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY OF POMPANO BEACH, FLORIDA INDICATING THE OFFICIAL INTENT OF THE CITY TO CAUSE TO BE ISSUED CERTIFICATES OF PARTICIPATION, SERIES 2015 EVIDENCING UNDIVIDED PROPORTIONATE INTERESTS OF THE OWNERS THEREOF IN BASIC RENT PAYMENTS TO BE MADE BY THE CITY, AS LESSEE, PURSUANT TO A LEASE-PURCHASE AGREEMENT WITH THE POMPANO BEACH FINANCE CORPORATION, AS LESSOR, TO FINANCE CERTAIN COSTS OF ACQUISITION, CONSTRUCTION, EQUIPPING AND INSTALLATION OF A PUBLIC PARKING GARAGE AND VARIOUS RELATED PUBLIC IMPROVEMENTS WITHIN THE CITY AND TO CAUSE A PORTION OF THE PROCEEDS OF SUCH CERTIFICATES OF PARTICIPATION TO BE APPLIED TO REIMBURSE EXPENDITURES PAID OR INCURRED PRIOR TO THE DATE OF ISSUANCE THEREOF; AND PROVIDING FOR AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Suzette Sibble)



14. **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 SUBORDINATION AGREEMENT AMONG BANKUNITED, N.A., AD GRAPHICS, INCORPORATED, AND THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$50,000 CDBG Funds)

(Staff Contact: Mark Korman/Miriam Carrillo)

CONSENT AGENDA – CONTINUED

15. **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 SCHOOL BOARD OF BROWARD COUNTY, FLORIDA, PROVIDING FOR THE USE OF SCHOOL BUSES FOR CITY RECREATIONAL PURPOSES; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Mark Beaudreau)

16. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING CONVEYANCE OF REAL PROPERTY FROM TAHA FAMILY LLC TO THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.

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

17. **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 BETWEEN THE CITY OF POMPANO BEACH AND PBFC PAL HAMMERHEADS, INC. TO USE VARIOUS CITY OWNED FACILITIES FOR ORGANIZED SPORTS PROGRAMS AND OTHER RECREATIONAL ACTIVITIES; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Mark Beaudreau)



REGULAR AGENDA

QUASI-JUDICIAL PROCEEDING

18. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE GC POMPANO PLAT LOCATED ON THAT PARCEL OF LAND LYING EAST OF FEDERAL HIGHWAY (U.S. HIGHWAY #1) AND NORTH OF SE 12TH STREET; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Chris Clemens/Robin M. Bird)

END OF QUASI-JUDICIAL PROCEEDING

REGULAR AGENDA - CONTINUED

19. **P.H. 2015-37; ORD. NO. 2015-....: (ORDINANCE 2ND READING)**
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, WAIVING FURTHER COMPETITIVE BIDS FOR PROCUREMENT OF CONSTRUCTION SERVICES FOR INSTALLATION OF FIRE SUPPRESSION SYSTEMS BY SHIFF CONSTRUCTION DEVELOPMENT, INC.; APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SHIFF CONSTRUCTION & DEVELOPMENT, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$227,019.63)

FIRST READING: FEBRUARY 10, 2015

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



20. **P.H. 2015-38; ORD. NO. 2015-....: (ORDINANCE 2ND READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH AMENDING CHAPTER 131, "OFFENSES AGAINST PERSONS AND PROPERTY," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY CREATING SECTION 131.23, "UNSOLICITED PUBLICATIONS," TO PROVIDE FOR DEFINITIONS; DUTIES AND OBLIGATIONS OF PUBLISHERS AND DISTRIBUTORS OF UNSOLICITED PUBLICATIONS; TO PROVIDE REMOVAL REQUIREMENTS FOR PUBLICATIONS DELIVERED IN VIOLATION OF THIS ORDINANCE AND FOR PENALTIES AND ENFORCEMENT; PROVIDING SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

FIRST READING: FEBRUARY 10, 2015

(Staff Contact: Gordon B. Linn)

21. **P.H. 2015-39; 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 FOR COMPUTERIZED MAINTENANCE MANAGEMENT SYSTEM IMPLEMENTATION SERVICES BETWEEN THE CITY OF POMPANO BEACH AND ELECTRONIC DATA, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$508,150)

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



REGULAR AGENDA - CONTINUED

- 22. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, AS ALTERNATE #1 FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 22, 2018; PROVIDING AN EFFECTIVE DATE.

APPLICANTS:

- Robert Holmes (Incumbent, Alternate #1) – District 4
- George E. Longobardi – District 1
- Charles H. Bechert, III – District 3
- Daniel Horak – District 3
- David Baumwald – District 4
- Thomas H. DiGiorgio, Sr. – District 1 (Business)
- Emma Ellington – District 4
- Carmen Jones – District 4
- Marcus A. McDougle – District 4

(Staff Contact: Asceleta Hammond)



- 23. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE PARKS AND RECREATION ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON NOVEMBER 11, 2018; PROVIDING AN EFFECTIVE DATE.

APPLICANTS:

- | | |
|----------------------------------|-----------------------------------|
| Bruno Munoz – District 1 | Marguerite K. Luster – District 4 |
| Walter Head – District 2 | Marcus A. McDougle – District 4 |
| Phillip J. Schulte – District 2 | Shelton Pooler – District 4 |
| Frank Shulman – District 3 | John Reed – District 4 |
| Hazel K. Armbrister – District 4 | Bettye A. Walker – District 4 |
| David Baumwald – District 4 | James Santomassimo – District 5 |
| Albert Hill – District 4 | Richard Sasso – Lighthouse Point |
| Jameesha Bernadin – District 4 | |

(Staff Contact: Asceleta Hammond)



REGULAR AGENDA - CONTINUED

- 24. Consideration to rename Norwood Pines Park “Sgt. Kip A. Jacoby” Park.

(Staff Contact: Robert A. McCaughan)

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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