

MEETING RESULTS!!!
CITY OF POMPANO BEACH
CITY COMMISSION MEETING
AGENDA NO. 2010-34
TUESDAY, JULY 27, 2010
7:00 P.M.

CALL TO ORDER

The Honorable Lamar Fisher
Mayor, Presiding

ROLL CALL

Mary L. Chambers, MMC
City Clerk

INVOCATION

Elder Robert Kintchen, Jr.
Christ Fellowship Church of God
in Christ

PLEDGE OF ALLEGIANCE

Led by Mary L. Chambers, MMC
City Clerk

APPROVAL OF MINUTES

APPROVED AS SUBMITTED
Regular City Commission
Meeting of July 13, 2010

APPROVAL OF THE AGENDA

APPROVED AS AMENDED
City Commission

PROCLAMATIONS

Mayor Lamar Fisher

The following Pompano Beach 2010 graduates received proclamations:

Rosie Girard – Pompano Beach High School Valedictorian
Maria Calindo – Pompano Beach High School Salutatorian

Khristy Marie Nicholas – Blanche Ely High School Valedictorian
Ian Rampersad – Blanche Ely High School Salutatorian

SPECIAL ANNOUNCEMENT

National Night Out on Crime – August 3, 2010

SPECIAL RECOGNITION

Dr. Robert D. "Bob" Parks, School Board Member, District 7

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. Approval to piggyback Village of Bal Harbour contract to utilize Hunter Construction Services, Inc. to provide emergency services associated with remediation from wind, fire and water damages.

(Staff Contact: Robert McCaughan)

APPROVED

2. Approval to award Bid H-38-10, Lift Station 11 Rehabilitation, to the low bidder, Trio Development Corp., in the amount of \$693,710.00.

(Staff Contact: Phyllis A. Korab/Tammy L. Good)

APPROVED

3. Approval to replace all exterior windows, doors, tower louvers with impact resistant systems and paint entire exterior of the Fire Training tower building by Job Order Contract (JOC) with Shiff Construction Development Inc. in the amount of \$108,618.26.

(Staff Contact: Phyllis A. Korab/Tammy Good)

ADOPTED

4. **RES. NO. 2010-263:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN INDEPENDENT SPORTS GROUP AGREEMENT 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.

(Staff Contact: Mark Beaudreau)

ADOPTED

5. **RES. NO. 2010-264:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN INDEPENDENT SPORTS GROUP AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND NORTH BROWARD YOUTH ATHLETIC ASSOCIATION, INC., TO USE VARIOUS CITY OWNED FACILITIES FOR ORGANIZED SPORTS PROGRAMS AND OTHER RECREATIONAL ACTIVITIES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Beaudreau)

CONSENT AGENDA – CONTINUED

ADOPTED

6. **RES. NO. 2010-265:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN INDEPENDENT SPORTS GROUP AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND POMPANO BASEBALL, INC., TO USE VARIOUS CITY OWNED FACILITIES FOR ORGANIZED SPORTS PROGRAMS AND OTHER RECREATIONAL ACTIVITIES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Beaudreau)

ADOPTED

7. **RES. NO. 2010-266:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, SUPPORTING THE CHOOSE PEACE – STOP VIOLENCE WEEK SEPTEMBER 20-24, 2010, AND STAND UP FOR PEACE ACROSS BROWARD DAY SEPTEMBER 22, 2010; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Gordon B. Linn)

STRICKEN

8. **RES. NO. 2010-:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **ERNESTINE PRICE** TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER CHARLOTTE BURRIE SAID TERM TO RUN CONCURRENT WITH THE TERM OF OFFICE OF SAID APPOINTING COMMISSIONER AND SHALL EXPIRE ON JULY 1, 2012; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mary L. Chambers)

ADOPTED

9. **RES. NO. 2010-267:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **JAMES L. JONES** TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF MAYOR LAMAR FISHER FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JULY 27, 2013; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mary L. Chambers)

CONSENT AGENDA – CONTINUED

APPROVED

10. Approval to award Bid H-27-10, Community Park Improvements Phase 3, to the lowest responsive bidder, MBR Construction, Inc., in the amount of \$2,265,169 and approval of accompanying budget adjustment.

(Staff Contact: Phyllis A. Korab/Tammy Good)

ADOPTED

11. **RES. NO. 2010-268:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGENCY PARTICIPATION AGREEMENT FOR DISCOVER CARD BETWEEN THE CITY OF POMPANO BEACH AND DFS SERVICES LLC, PURSUANT TO THE MASTER AGREEMENT WITH THE STATE OF FLORIDA; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Suzette Sibble)

ADOPTED

12. **RES. NO. 2010-269:** 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 2010 THROUGH 2014 TO INCLUDE PROJECTS TO PROVIDE FOR RETROFITTING OF THE AIR CONDITIONING SYSTEM AT CITY HALL AND RETROFITTING OF STREET LIGHTS WITHIN THE CITY; TO ESTABLISH THE APPROPRIATE BUDGET FOR FY 2010; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert McCaughan)

ADOPTED

13. **RES. NO. 2010-270:** 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. 39 FOR GRANT ADMINISTRATION SERVICES FOR A \$87,779.03 U.S. DEPARTMENT OF THE INTERIOR – NATIONAL PARK SERVICE LAND AND WATER CONSERVATION FUND GRANT FOR THE PALM AIRE PARK PARCEL, PURSUANT TO THE AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND LEISURE GRANTS SERVICE, INC.; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Beaudreau)

CONSENT AGENDA – CONTINUED

ADOPTED

14. **RES. NO. 2010-271:** 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. 40 FOR GRANT MANAGEMENT SERVICES FOR THE \$200,000 FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM GRANT FOR THE PALM AIRE PARK FACILITIES, PURSUANT TO THE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND LEISURE GRANT SERVICES, INC.; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Beaudreau)

ADOPTED

15. **RES. NO. 2010-272:** 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. 41 FOR GRANT MANAGEMENT SERVICES FOR THE \$200,000 FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION, FLORIDA RECREATION DEVELOPMENT ASSISTANCE PROGRAM GRANT FOR PALM AIRE PARK IMPROVEMENTS, PURSUANT TO THE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND LEISURE GRANT SERVICES, INC.; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Beaudreau)

APPROVED

16. Approve ranking order, short-list for solicitation Step II of Anzac Contractors, Inc., Cone & Graham, Inc., and The Wright Construction Group, for RLI H-31-10 “Request for Statement of Qualifications N.E. 27th Terrace Bridge Replacement.” (No cost at this time.)

(Staff Contact: Phyllis A. Korab/Clayton Young)

APPROVED

17. Approve ranking evaluation for RFP H-41-10 “Group Health Benefits Coverage,” and authorize staff to negotiate a contract with the single responsive proposer, Blue Cross and Blue Shield of Florida, Inc. (No cost at this time.)

(Staff Contact: Michael Smith/Ed Beecher)

APPROVED

18. Approval to award Bid H-43-10, GPS Vehicle Tracking System, to the low responsive bidder, Tracker Systems, Inc., in the amount of \$92,961.24, (\$34,006.56 to be spent during the current fiscal year) and approval of accompanying budget adjustment.

(Staff Contact: A. Randolph Brown/Robin M. Bird)

CONSENT AGENDA – CONTINUED

ADOPTED

19. **RES. NO. 2010-273:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, SUPPORTING THE VISION OF THE EDUCATION CORRIDOR VIA STAFFING AND OTHER RESOURCES AND ALLOWING FOR THE PURSUIT OF POTENTIAL TRANSPORTATION FUNDING OPPORTUNITIES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Phyllis A. Korab/Robin M. Bird)

REJECTED THE RANKING ORDER AS WELL AS DELETED CERTAIN CRITERIA

20. Approve ranking order for RLI H-39-10, “Professional Golf Course Architectural, Landscape Architectural and/or Engineering and Related Services for Irrigation System Replacement, Rehabilitation of Fairways and Rebuilding of Greens at the City Municipal Golf Course” and authorize staff to negotiate a contract with the highest-ranked firm, Walters Zackria Associates. (No cost at this time.)

TABLED: JULY 13, 2010

(Staff Contact: Phyllis A. Korab/Tammy Good)

ADOPTED

21. **RES. NO. 2010-274:** 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 POUR PENMANSHIP, INC., TO PERMIT ACCESS TO AUTHORIZED PARTICIPANTS IN CITY RECREATIONAL PROGRAMS TO MAKE AVAILABLE AND PROVIDE EDUCATIONAL TUTORING SERVICES, AND WHICH SETS FORTH RESPONSIBILITIES OF BOTH PARTIES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Beaudreau)

APPROVED

22. Approval of the City’s 2010-2015 Consolidated Strategic Plan/2010-2011 Annual Action Plan.

(Staff Contact: Miriam Carrillo/Linda Connors)

REGULAR AGENDA
QUASI-JUDICIAL PROCEEDING

ADOPTED

23. **RES. NO. 2010-275:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE HIGHLAND OAKS PLAT LOCATED ON PARCELS OF LAND LYING IMMEDIATELY NORTH OF NW 8TH STREET AND WEST OF NW 3 AVENUE; PROVIDING AN EFFECTIVE DATE.

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

END OF QUASI-JUDICIAL PROCEEDING

APPROVED AS AMENDED

24. Consideration of an option to provide parking permits to Pompano Beach residents.

(Staff Contact: Robert McCaughan/Suzette Sibble)

ADOPTED

25. **P.H. 2010-53; ORD. NO. 2010-40: (ORDINANCE 2ND READING)**
AN ORDINANCE AMENDING CHAPTER 50, “WATER,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 50.03, “WATER TARIFF,” TO PROVIDE FOR INCREASES TO WATER CHARGES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

FIRST READING: JULY 13, 2010

(Staff Contact: A. Randolph Brown)

ADOPTED

26. **P.H. 2010-54; ORD. NO. 2010-41: (ORDINANCE 2ND READING)**
AN ORDINANCE AMENDING CHAPTER 51, “SEWERS,” OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH BY AMENDING SECTION 51.05, “SEWER TARIFF,” TO PROVIDE FOR AN INCREASE IN THE MONTHLY OPERATION AND FLOW CHARGE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

FIRST READING: JULY 13, 2010

(Staff Contact: A. Randolph Brown)

REGULAR AGENDA – CONTINUED

ADOPTED

27. **P.H. 2010-55; ORD. NO. 2010-42: (ORDINANCE 2ND READING)**
AN ORDINANCE AMENDING CHAPTER 54, “REUSE WATER AND CROSS-CONNECTION CONTROL,” OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH BY AMENDING SECTION 54.05, “CONNECTION CHARGES AND RATES,” TO PROVIDE FOR INCREASES IN CERTAIN FEES AND CHARGES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

FIRST READING: JULY 13, 2010

(Staff Contact: A. Randolph Brown)

ADOPTED

28. **P.H. 2010-56; ORD. NO. 2010-43: (ORDINANCE 2ND READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH RELATING TO LAND USE PLANNING; PROVIDING FOR AN AMENDMENT OF THE ADOPTED CITY OF POMPANO BEACH COMPREHENSIVE PLAN – FUTURE LAND USE ELEMENT FOR THE NORTH PALM AIRE PROPERTY LOCATED AT 3401 WEST ATLANTIC BOULEVARD; REQUESTING THAT THE BROWARD COUNTY PLANNING COUNCIL RECERTIFY THE CITY OF POMPANO BEACH LAND USE PLAN INCLUDING THE AMENDMENT; PROVIDING A SAVINGS CLAUSE; PROVIDING AN EFFECTIVE DATE.

FIRST READING: JULY 13, 2010

(Staff Contact: Larry W. Schuster/Robin M. Bird)

STRICKEN

29. **P.H. 2010-57; ORD. NO. 2010-...: (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 CODE COMPLIANCE SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CALVIN, GIORDANO & ASSOCIATES, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Brian Donovan)

REGULAR AGENDA – CONTINUED

ADOPTED

30. **RES. NO. 2010-276:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AMENDMENT TO STIPULATION, SETTLEMENT AND MASTER PLAN AGREEMENT FOR PALM-AIRE BETWEEN THE CITY OF POMPANO BEACH AND PALM AIRE ASSOCIATES LIMITED PARTNERSHIP; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Larry W. Schuster/Robin M. Bird)

ADOPTED

31. **RES. NO. 2010-277:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **SHARRA AARONIAN** TO THE POMPANO BEACH POLICE & FIREFIGHTERS' RETIREMENT SYSTEM OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON SEPTEMBER 13, 2013; PROVIDING AN EFFECTIVE DATE.

APPLICANTS

Sharra Aaronian – **(Incumbent)** – District 5

(Staff Contact: Mary L. Chambers)

ADOPTED

32. **RES. NO. 2010-278:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **CHRISTOPHER G. MULLON** 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 AUGUST 24, 2013; PROVIDING AN EFFECTIVE DATE.

APPLICANTS

Carlo Spirito – District 1

Tricia Travis – District 1

David Baumwald – District 2

Shanon L. Pierre – District 2

Michelle Renee Rhoulhac – District 2

Nathan Klutznick – District 3

Christopher G. Mullon – (Incumbent) – District 3

Dr. Janet E. Parke – District 3

Frank Shulman – District 3

Ronnie Fryer – District 4

Marguerite K. Luster – District 4

Bettye A. Walker – District 4

Patricia Davis – District 5

Linnell Otis Jackson – District 5

James V. Santomassimo – (Incumbent) – District 5

(Staff Contact: Mary L. Chambers)

REGULAR AGENDA – CONTINUED

ADOPTED

33. **RES. NO. 2010-279:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **JAMES V. SANTOMASSIMO** 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 AUGUST 24, 2013; PROVIDING AN EFFECTIVE DATE.

(PLEASE REFER TO PREVIOUS ITEM FOR APPLICANTS.)

(Staff Contact: Mary L. Chambers)

ADOPTED

34. **RES. NO. 2010-280:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, RELATING TO THE PROVISION OF FIRE RESCUE SERVICES, FACILITIES AND PROGRAMS THROUGHOUT THE INCORPORATED AREA OF THE CITY OF POMPANO BEACH, FLORIDA, ESTABLISHING THE ESTIMATED ASSESSMENT RATE FOR FIRE RESCUE ASSESSMENTS FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2010; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; PROVIDING FOR A VACANCY ADJUSTMENT FOR MOBILE HOME PARK PROPERTY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Brian Donovan)

ADOPTED

35. **RES. NO. 2010-281:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, GRANTING THE CITY MANAGER AUTHORITY DURING THE CITY COMMISSION'S AUGUST HIATUS TO PERFORM AND FINISH SUCH MATTERS AS MAY HAVE BEEN BUDGETED AND AUTHORIZED, SUBJECT TO RATIFICATION THEREAFTER; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Dennis W. Beach)

REPORTS

City Manager
City Attorney
City Clerk
Internal Auditor
City Commission

ADJOURNMENT: 9:47 P.M.

BALANCE IN CONTINGENCY

Oct. 1, 2009	Beginning Balance	\$ 8,340.00
Oct. 13, 2009	Broward County Mayor's Charity Gala	- 1,750.00
Dec. 8, 2009	2010 Census Special Supplies	- 2,000.00
Jan. 26, 2010	2010 Census Special Supplies	- 1,500.00
March 9, 2010	E. Pat Larkins' Foundation Gala	- 650.00
March 23, 2010	Broward League of Cities 2010 Annual Installation Dinner	- <u>560.00</u>
	Balance:	\$ 1880.00