

MEETING RESULTS!!!
CITY OF POMPANO BEACH
CITY COMMISSION MEETING
AGENDA NO. 2011-11
TUESDAY, FEBRUARY 8, 2011
7:00 P.M.

CALL TO ORDER

The Honorable Lamar Fisher
Mayor, Presiding

ROLL CALL

Mary L. Chambers, MMC,
City Clerk

INVOCATION

Pastor Dwayne Black
First Presbyterian Church

PLEDGE OF ALLEGIANCE

Led by Mary L. Chambers, MMC,
City Clerk

APPROVAL OF MINUTES

APPROVED AS SUBMITTED
Regular City Commission Meeting
of January 25, 2011

APPROVED AS SUBMITTED
Special City Commission Meeting of
March 16, 2010

APPROVAL OF THE AGENDA

APPROVED AS AMENDED
City Commission

PROCLAMATIONS

Mayor Lamar Fisher

BSO Code Enforcement Recognition

SPECIAL PRESENTATIONS BY THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT – BROWARD SERVICE CENTER

1. Elbert L. Waters, J.D. of the South Florida Water Management District – Broward Service Center presented a check in the amount of \$5,500 for the Water SIP Grant to the City to implement a Restaurant Spray Rinse Valve program.
2. A PowerPoint presentation of the Dry Season 2011: The region is currently under the effects of a La Niña, which means forecasts are for a drier than normal season. Presentation details current conditions and encourages water conservation practices.

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 cancel the award of Bid H-01-11, Printing and Mailing Trade Winds Magazine, to Angstrom Graphics Inc., and re-award the bid to the second-low bidder, Colonial Press International, for an open-end contract, at an estimated cost of \$44,144.60 per year.

(Staff Contact: Sandra King)

APPROVED

2. Approval to award Bid H-08-11, Construction of Fire Station 11, to the low bidder, JCON Group, Corp., in the amount of \$3,101,448.80, and approval of corresponding budget adjustment.

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

APPROVED

3. Approval to purchase contracting services to rehabilitate manholes and lift stations, as needed, per the Polk County contract #10-071, from Chaz Equipment Company, Inc., in the estimated annual amount of \$140,000.00, to be paid from the Utilities Department budget.

(Staff Contact: A. Randolph Brown)

APPROVED

4. Approve technical scoring and award contract for RFP (Step 2) H-31-10, N.E. 27th Terrace Bridge Replacement, to Cone & Graham in the amount of \$925,000.00, and approval of accompanying budget adjustment.

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

ADOPTED

5. **RES. NO. 2011-133:** 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 TO AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH FOR SERVICE AREA 23 – MITIGATION & HARDENING REHAB IN THE AMOUNT OF \$388,553.22 PROVIDING FOR FUNDING AND ADMINISTRATION OF 2005 SUPPLEMENTAL COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY INITIATIVE FROM THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Miriam Carrillo)

REGULAR AGENDA
QUASI-JUDICIAL PROCEEDING

ADOPTED

6. **RES. NO. 2011-134:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ALLOCATING SEVENTY-SEVEN RESERVE UNITS FOR A PROPOSED MIXED USE DEVELOPMENT LOCATED AT 3350 EAST ATLANTIC BOULEVARD; PROVIDING AN EFFECTIVE DATE.

TABLED: NOVEMBER 23, 2010 AND DECEMBER 14, 2010

(Staff Contact: Jean E. Dolan/Robin M. Bird)

END OF QUASI-JUDICIAL PROCEEDING

REGULAR AGENDA – CONTINUED

ADOPTED

7. **P.H. 2011-30; ORD. NO. 2011-22:** (ORDINANCE 2ND READING)
AN ORDINANCE AMENDING CHAPTER 34, “CITY POLICY,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 34.107, “POSITION CLASSIFICATION PLAN,” BY CREATING THE POSITIONS OF CONTRACT ADMINISTRATOR, SOLID WASTE INSPECTOR, CHIEF BUSINESS TAX RECEIPT INSPECTOR, AND PROJECT COMPLIANCE MANAGER; BY RECLASSIFYING THE POSITION OF AIRPORT MANAGER; BY RETITLING THE POSITIONS OF PUBLIC INFORMATION OFFICER TO PUBLIC COMMUNICATIONS DIRECTOR, PUBLIC INFORMATION SPECIALIST II TO PUBLIC COMMUNICATIONS SPECIALIST I, PUBLIC INFORMATION SPECIALIST III TO PUBLIC COMMUNICATIONS SPECIALIST II, AIRPORT MANAGER TO AIR PARK MANAGER AND EDP AUDITOR TO DEPUTY INTERNAL AUDITOR; AND BY DELETING PUBLIC INFORMATION SPECIALIST I; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

FIRST READING: JANUARY 25, 2011

(Staff Contact: Michael W. Smith)

REGULAR ITEMS – CONTINUED

APPROVED FIRST READING

8. **P.H. 2011-33; ORD. NO. 2011-...:** (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 LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND NEXTEL SOUTH CORP.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Gene Zamoski)

ADOPTED AS AMENDED

9. **P.H. 2011-29; ORD. NO. 2011-23:** (ORDINANCE 2ND READING)
AN ORDINANCE AMENDING CHAPTER 96, "HEALTH AND SAFETY," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 96.12, "COLLECTION REGULATIONS," REQUIRING USE OF BULK CONTAINERS FOR CERTAIN RESIDENCES, DUPLEXES AND TRIPLEXES AND REQUIRING THE USE OF BULK CONTAINERS FOR CERTAIN MULTIPLE DWELLINGS AND COMMERCIAL ESTABLISHMENTS; BY AMENDING SECTION 96.13, "SERVICE CHARGES," TO IMPOSE A FEE FOR RESIDENTIAL ACCOUNTS BILLED BY THE UNIT, PROVIDING EXPLANATORY LANGUAGE FOR NON-CURBSIDE COLLECTION; TO IMPOSE A SERVICE CHARGE FOR RESIDENCES AND MULTIPLE DWELLINGS USING BULK CONTAINERS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

FIRST READING: JANUARY 25, 2011

(Staff Contact: Robert A. McCaughan)

ADOPTED

10. **P.H. 2011-35A; ORD. NO. 2011-24:** (ORDINANCE 2ND READING)
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA ADOPTING A COMPREHENSIVE PLAN, FUTURE LAND USE ELEMENT TEXT AMENDMENT TO AMEND THE LISTED USES FOR THE ARVIDA REGIONAL ACTIVITY CENTER AND TO ADD USES FOR THE REGIONAL ACTIVITY CENTER FOR THE ISLE OF CAPRI RACINO AT 1800 SW 3RD STREET; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON MARCH 24, 2010; PROVIDING THAT A TRANSMITTAL AND ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

FIRST READING: OCTOBER 12, 2010

(Staff Contact: Jean E. Dolan/Robin M. Bird)

REGULAR AGENDA – CONTINUED

ADOPTED

11. **P.H. 2011-35; ORD. NO. 2011-25: (ORDINANCE 2ND READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA ADOPTING A COMPREHENSIVE PLAN MAP AMENDMENT FOR THE ISLE OF CAPRI RACINO AT 1800 SW 3RD STREET; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON MARCH 24, 2010; PROVIDING THAT A TRANSMITTAL AND ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

FIRST READING: OCTOBER 12, 2010

(Staff Contact: Jean E. Dolan/Robin M. Bird)

ADOPTED AS AMENDED AS RECOMMENDED BY STAFF

12. **P.H. 2011-34; ORD. NO. 2011-26: (ORDINANCE 2ND READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ADOPTING A COMPREHENSIVE PLAN TEXT AMENDMENT TO THE FUTURE LAND ELEMENT FOR THE INCORPORATION OF THE MIXED USE LAND USE CATEGORIES ESTABLISHED IN BROWARD COUNTY LAND USE PLAN; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON SEPTEMBER 22, 2010; PROVIDING THAT A TRANSMITTAL AND ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

FIRST READING: OCTOBER 12, 2010

(Staff Contact: Jean E. Dolan/Robin M. Bird)

APPROVED FIRST READING AS AMENDED

13. **P.H. 2011-31; ORD. NO. 2011-...: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE AMENDING CHAPTER 100, “STREETS AND SIDEWALKS,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 100.02, “UNSAFE SIDEWALKS,” TO DEFINE AND PROVIDE FOR MAINTENANCE OF DRIVEWAY CONNECTIONS, FOR VIOLATIONS OF MAINTENANCE REQUIREMENTS, AND FOR REPAIRS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Alessandra Delfico/Phyllis A. Korab)

REGULAR AGENDA – CONTINUED

ADOPTED

14. **RES. NO. 2011-135:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH RELATING TO FLEX ZONE UNIFICATION; TRANSMITTING TO BROWARD COUNTY WITH A RECOMMENDATION OF APPROVAL THE CITY OF POMPANO BEACH APPLICATION FOR MODIFICATION OF BROWARD COUNTY LAND USE PLAN FLEXIBILITY ZONE BOUNDARIES; PROVIDING AN EFFECTIVE DATE.

TABLED: OCTOBER 12, 2010 AND DECEMBER 14, 2010

(Staff Contact: Robin M. Bird/Jean Dolan)

TABLED TO THE FEBRUARY 22, 2011 CITY COMMISSION MEETING

15. Update on the 10-acre park property received from Palm-Aire North through the Comprehensive Plan Amendment process and intended for development as the future Collier City Sports Complex.

(Staff Contact: Jean E. Dolan/Robin M. Bird)

APPROVED

16. Consideration for the approval of the 2010-2011 Substantial Amendment to the Annual Action Plan in the amount of \$1,500,572 of NSP3 Funds that were authorized in the Dodd-Frank Wall Street Reform and Consumer Protection Act and providing an effective date.

(Staff Contact: Miriam Carrillo)

APPROVED

17. Consideration of amending the Capital Improvement Plan for the City of Pompano Beach for fiscal years 2011 through 2015 to include a project for improving security at City Hall and the Commission Chambers.

(Staff Contact: Phyllis A. Korab)

REPORTS

City Manager
City Attorney
City Clerk
Internal Auditor
City Commission

ADJOURNMENT: 10:55 P.M.

BALANCE IN CONTINGENCY

October 1, 2010	Beginning Balance	\$ 8,340.00
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