

**MEETING RESULTS!!!**  
**CITY OF POMPANO BEACH**  
**CITY COMMISSION MEETING**  
**AGENDA NO. 2011-17**  
**TUESDAY, APRIL 12, 2011**  
**7:00 P.M.**

**CALL TO ORDER**

The Honorable Lamar Fisher  
Mayor, Presiding

**ROLL CALL**

Mary L. Chambers, MMC, City Clerk

**INVOCATION**

Pastor Steve Allen  
Grace Baptist Church

**PLEDGE OF ALLEGIANCE**

Led by Mary L. Chambers,  
City Clerk

**APPROVAL OF MINUTES**

**APPROVED AS SUBMITTED**  
Regular City Commission Meeting  
of March 22, 2011

**APPROVAL OF THE AGENDA**

**APPROVED AS AMENDED**  
City Commission

**PROCLAMATIONS**

Mayor Lamar Fisher

*National Autism Awareness Month Proclamation* presented to Martin and Margi Hedelund on behalf of the parents of children with Autism.

*Horses For Heroes Program Day Proclamation* presented to Kathleen Pegues, President and CEO of Bit By Bit Therapeutic Riding Center and the Horses For Heroes Program; Susan March, Bit By Bit Program Director and Horses For Heroes Program; Sharon Tamayo, Renee Labombarda and Debra LaRue, Instructors and members of Bit By Bit and H4H senior staff.

**SPECIAL GUEST**

Chip LaMarca, Broward County Commissioner, supported the Bit-By-Bit Therapeutic Riding Center. He also congratulated the City Commission on the City's Emerald Award and offered his assistance, if ever needed by the City Commission.

**SPECIAL PRESENTATION**

Vice Mayor George Brummer made a presentation on behalf of the Palm Aire Friends of the Arts in regards to the Piano Competition.

**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 award Bid H-26-11, Modification of Lift Station 102, to the low bidder, Trio Development Corporation, in the amount of \$113,560.00.

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

**APPROVED**

2. Approval to award Bid H-18-11, Laboratory Testing Services, to the low bidder, Florida-Spectrum Environmental Services, Inc., for an annual open-end contract, at an estimated cost of \$38,150.00 per year.

(Staff Contact: A. Randolph Brown)

**APPROVED**

3. Approval to purchase hydrofluosilicic acid (fluoride), as needed, for the Water Treatment Plant, per the City of Fort Lauderdale Cooperative Bid #403-10368, from Harcros Chemicals, at an estimated total cost of \$91,890.00 per year.

(Staff Contact: A. Randolph Brown)

**APPROVED**

4. Approval to purchase anhydrous ammonia, as needed, for the Water Treatment Plant, per the City of North Miami Beach Cooperative Bid #2008-19, from Airgas Specialty Products, at an estimated total cost of \$40,800.00 per year.

(Staff Contact: A. Randolph Brown)

**APPROVED**

5. Approval to purchase sodium hypochlorite, as needed, for the Water Treatment and Reuse Water Treatment Plants, per the Palm Beach County Bid #08-060/CB, from Allied Universal Corporation, at an estimated total cost of \$255,000.00 per year.

(Staff Contact: A. Randolph Brown)

**APPROVED**

6. Approval to award Bid #H-25-11, Drainage System Improvements for Basins SE 4-1 and SE 4-2, to the low bidder, Gonzalez and Sons Equipment Inc., in the amount of \$1,088,873.80.

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

**CONSENT AGENDA – CONTINUED**

**ADOPTED**

7. **RES. NO. 2011-177:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING EXPENDITURES FROM THE CITY OF POMPANO BEACH LAW ENFORCEMENT TRUST FUND (LETF); PROVIDING AN EFFECTIVE DATE. (\$389,269.00 from Existing funds in the City's Law Enforcement Trust Fund)

(Staff Contact: William Knowles/Brian Donovan)

**ADOPTED**

8. **RES. NO. 2011-178:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, DESIGNATING THE MLK PARK AT THE CORNER OF MARTIN LUTHER KING, JR. BOULEVARD AND NORTHWEST 6<sup>TH</sup> AVENUE AS THE ANNIE ADDERLY GILLIS PARK; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan)

**ADOPTED**

9. **RES. NO. 2011-179:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A PROPOSAL FOR REMEDIAL ACTION AND SITE ASSESSMENT AT THE POMPANO BEACH GOLF COURSE BETWEEN THE CITY OF POMPANO BEACH AND LANGAN ENGINEERING AND ENVIRONMENTAL SERVICES, INC.; PROVIDING AN EFFECTIVE DATE. (City Cost: \$56,300.00)

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

**ADOPTED**

10. **RES. NO. 2011-180:** 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. WA-01 IN THE AMOUNT OF \$118,500.00 FOR A WASTEWATER MASTER PLAN, PURSUANT TO THE CONTINUING 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)

**CONSENT AGENDA – CONTINUED**

**ADOPTED**

11. **RES. NO. 2011-181:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SHARED COMMON DOCKING AGREEMENT AMONG JAMES O'BRIEN, AND ALDINO P. COATTI, TRUSTEE UNDER THE ALDINO P. COATTI, JR. REVOCABLE TRUST U/D/O 10-16-2004, AND KRISTINE V. COATTI, TRUSTEE UNDER THE KRISTINE V. COATTI REVOCABLE TRUST U/D/O 10-16-2004, AND THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan)

**ADOPTED**

12. **RES. NO. 2011-182:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SHARED COMMON DOCKING AGREEMENT AMONG JAMES O'BRIEN, AND JOHN L. MCDERMOTT, TRUSTEE OF THE JOHN L. MCDERMOTT TRUST U/D/O 9/27/04, AND MARY SUE MCDERMOTT, TRUSTEE OF THE MARY SUE MCDERMOTT TRUST U/D/O 9/27/04, AND THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan)

**ADOPTED**

13. **RES. NO. 2011-183:** 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 \$34,119.60 PURSUANT TO THE CONTINUING CONTRACT FOR CIVIL ENGINEERING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CORZO CASTELLA CARBALLO THOMPSON SALMAN, P.A., FOR A BOATING FACILITY FEASIBILITY STUDY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan)

**ADOPTED**

14. **RES. NO. 2011-184:** 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 STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR SUBORDINATION OF CITY UTILITY INTERESTS RELATING TO THE ANDREWS AVENUE EXTENSION PROJECT; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: A. Randolph Brown)

**CONSENT AGENDA – CONTINUED**

**ADOPTED**

15. **RES. NO. 2011-185:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING A GRANT OF A PERPETUAL UTILITIES EASEMENT; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan)

**ADOPTED**

16. **RES. NO. 2011-186:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SHARED DOCK/SETBACK AGREEMENT AMONG TRAVERS PLACE CONDOMINIUM ASSOCIATION, INC., AND MARY G. RILEY, JOSEPH P. RILEY, AND THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.

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

**ADOPTED**

17. **RES. NO. 2011-187:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SPECIAL SERVICE ARRANGEMENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BELLSOUTH TELECOMMUNICATIONS, INC. D/B/A AT&T FLORIDA; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Gene Zamoski)

**ADOPTED**

18. **RES. NO. 2011-188:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LETTER AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE CITY OF CORAL SPRINGS FOR THE PURPOSE OF EXCHANGING FIRE EQUIPMENT; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Harry Small)

**ADOPTED**

19. **RES. NO. 2011-189:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A HARDSCAPE AND LANDSCAPE IMPROVEMENTS EASEMENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND K98, INC.; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan)

**CONSENT AGENDA – CONTINUED**

**ADOPTED**

20. **RES. NO. 2011-190:** 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 2011 THROUGH 2015 TO INCLUDE A PROJECT FOR IMPROVEMENTS TO PROPERTY ADJACENT TO AND WEST OF CENTENNIAL PARK; ESTABLISHING THE APPROPRIATE BUDGET FOR FY 2011; PROVIDING AN EFFECTIVE DATE.

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

**APPROVED**

21. Approval to award Bid H-22-11, Water Main Project Materials 2011, to the low bidders, MSC Waterworks Company Inc. for items 1, 2, 3, 4, 12, 13 & 14 in the amount of \$41,777.70, and A & B Pipe and Supply Inc. for items 5, 10, 11, 15, 16, 17, 18 & 19 in the amount of \$27,345.10.

(Staff Contact: A. Randolph Brown)

**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.

(Staff Contact: Suzette Sibble)

**ADOPTED**

23. **RES. NO. 2011-191:** 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 MBR CONSTRUCTION, INC. TO PROVIDE IMPROVEMENTS AT THE PALM AIRE PARK IN THE AMOUNT OF \$1,624,102.00; PROVIDING AN EFFECTIVE DATE.

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

**ADOPTED**

24. **RES. NO. 2011-192:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, CHANGING THE DESIGNATION OF A PARK CURRENTLY KNOWN AS NORTH BROWARD PARK TO THE DESIGNATION OF NORTH POMPANO PARK; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Beaudreau)

**CONSENT AGENDA – CONTINUED**

**APPROVED**

25. Approval to award Bid H-14-11, PVC Fittings (Utility) and Green PVC Pipe, to the low bidder, Lehman Pipe and Plumbing Supply Inc. for Groups 1 and 3, for an annual open-end contract, at an estimated total cost of \$27,476.45.

(Staff Contact: A. Randolph Brown)

**REGULAR AGENDA**

**ADOPTED**

26. **P.H. 2011-44; ORD. NO. 2011-37: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE AMENDING CHAPTER 37, “POMPANO BEACH CODE ENFORCEMENT,” OF THE POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 37.03, “JURISDICTION,” TO CONFER THE SPECIAL MAGISTRATE WITH JURISDICTION OVER CERTAIN VIOLATIONS OF SECTION 131.16, “GRAFFITI”; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: MARCH 22, 2011**

(Staff Contact: Mark E. Berman)

**ADOPTED AS AMENDED**

27. **P.H. 2011-47; ORD. NO. 2011-38: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE AMENDING CHAPTER 131, “OFFENSES AGAINST PERSONS AND PROPERTY,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 131.16, “GRAFFITI,” TO MODIFY THE DEFINITION OF GRAFFITI, AND TO PROVIDE FOR ENFORCEMENT OF CERTAIN VIOLATIONS BEFORE THE CITY’S SPECIAL MAGISTRATE FOR CODE ENFORCEMENT, IN ADDITION TO PROSECUTION IN THE COUNTY COURT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: MARCH 22, 2011**

(Staff Contact: Mark E. Berman)

**ADOPTED**

28. **P.H. 2011-48; ORD. NO. 2011-39: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 157, “DEVELOPMENT OF LAND,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 157.23, “LEVELS OF SERVICE REQUIREMENT,” TO PROVIDE REQUIREMENTS, PROCEDURES AND EXEMPTIONS FOR PUBLIC SCHOOL CONCURRENCY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: MARCH 22, 2011**

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

**REGULAR AGENDA – CONTINUED**

**ADOPTED**

29. **P.H. 2011-49; ORD. NO. 2011-40:** (ORDINANCE 2<sup>ND</sup> READING)  
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 90, “ANIMALS,” OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH BY AMENDING SECTION 90.07, “ANIMAL COMMITTING A NUISANCE,” BY DELETING LANGUAGE TO MODIFY ENFORCEMENT PROCEDURES; AMENDING SECTION 90.08, “ANIMALS RUNNING AT LARGE,” TO DELETE INAPPLICABLE LANGUAGE; AMENDING SECTION 90.38, “DOG PARK,” TO PROVIDE ADDITIONAL REQUIREMENTS FOR USE OF THE CITY’S DOG PARK; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: MARCH 22, 2011**

(Staff Contact: Robert A. McCaughan)

**ADOPTED**

30. **P.H. 2011-50; ORD. NO. 2011-41:** (ORDINANCE 2<sup>ND</sup> READING)  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REPEALING SECTION 132.26, “REQUIRED CONVENIENCE STORE SECURITY,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: MARCH 22, 2011**

(Staff Contact: Mark E. Berman/Gordon B. Linn)

**STRICKEN**

31. **P.H. 2011-40; ORD. NO. 2011-...:** (PUBLIC HEARING 1<sup>ST</sup> READING)  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 155, “ZONING CODE,” BY AMENDING SECTION 155.036, “FENCES AND WALLS,” TO PROHIBIT FENCING ON PARCELS WITHOUT A PRINCIPAL BUILDING; AND BY AMENDING SECTION 155.127, “GENERAL REQUIREMENTS,” TO CLARIFY SITE RESTORATION REQUIREMENTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING TABLED: FEBRUARY 22, 2011**

(Staff Contact: Vicky L. Newson/Robin M. Bird)

**REGULAR AGENDA – CONTINUED**

**ADOPTED**

32. **RES. NO. 2011-193:** 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 FLORIDA HOUSING FINANCE CORPORATION FOR HHF ADVISOR SERVICES FOR THE HFA HARDEST HIT FUND UNEMPLOYMENT MORTGAGE ASSISTANCE PROGRAM AND MORTGAGE LOAN REINSTATEMENT PROGRAM; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Miriam Carrillo)

**ADOPTED**

33. **RES. NO. 2011-194:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **LIZ ADAMS** 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 APRIL 26, 2014; PROVIDING AN EFFECTIVE DATE.

**APPLICANTS**

*Liz Adams – (Incumbent) – District 2*  
Carrie Gill – District 3

(Staff Contact: Mary L. Chambers)

**ADOPTED**

34. **RES. NO. 2011-195:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **TRAVIS R. WILLIAMSON** TO THE CHARTER AMENDMENT ADVISORY BOARD OF THE CITY OF POMPANO BEACH AS ALTERNATE #2 FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON APRIL 23, 2013; PROVIDING AN EFFECTIVE DATE.

**APPLICANTS**

*Travis R. Williamson – (Incumbent) – District 1*  
John Way – District 3  
Linnell Otis Jackson – District 5  
Carolyn Rhone – District 5

(Staff Contact: Mary L. Chambers)

**REGULAR AGENDA – CONTINUED**

**APPOINTED VICE MAYOR GEORGE BRUMMER AS DIRECTOR,  
MAYOR LAMAR FISHER AS ALTERNATE AND COMMISSIONER  
CHARLOTTE BURRIE AS SECOND ALTERNATE**

35. Appointment of a Municipal Director, Alternate and Second Alternate to attend and vote at any Board of Director or General Membership Meeting of the Broward League of Cities.

(Staff Contact: Dennis W. Beach)

**REPORTS**

City Manager  
City Attorney  
City Clerk  
Internal Auditor  
City Commission

**ADJOURNMENT: 8:55 P.M.**

**BALANCE IN CONTINGENCY**

October 1, 2010	Beginning Balance	\$	8,340.00
February 22, 2011	Herb Skolnick Foundation for the Cultural Arts Gala	-	750.00
February 22, 2011	Sample McDougald House Preservation Society Annual Fund Raising Event Donation	-	<u>300.00</u>
		\$	7,290.00