

# City of Pembroke Pines, FL

*City of Pembroke Pines  
Charles F. Dodge City Center  
601 City Center Way  
Pembroke Pines, FL 33025*



## Meeting Minutes

**Wednesday, September 6, 2023**

**6:00 PM**

**6:00 PM First Budget Public Hearing. 6:30 PM [or such time as First Budget Public Hearing adjourns] Regular Commission Meeting. Item No. 2- on the Regular Commission Meeting agenda has been moved to the Regular Agenda and Republished. ADD-1 added to agenda.**

**Commission Chambers**

### **City Commission**

*Mayor Frank Ortis  
Vice Mayor Iris A. Siple  
Commissioner Jay D. Schwartz  
Commissioner Thomas Good Jr.  
Commissioner Angelo Castillo*

**6:00 PM First Budget Public Hearing called to order.****ROLL CALL****Present**

5 - Mayor Frank Ortis, Vice Mayor Iris A. Siple, Commissioner Jay D. Schwartz, Commissioner Thomas Good Jr., and Commissioner Angelo Castillo

Also present: City Manager Charles F. Dodge, City Attorney Samuel Goren, and Deputy City Clerk Debra E. Rogers.

**BH -1    23-0575**

FIRST PUBLIC HEARING ON ADOPTING A TENTATIVE BUDGET AND PROPOSED MILLAGE RATE FOR THE FISCAL YEAR 2023-24 FOR THE CITY OF PEMBROKE PINES, FLORIDA.

PURPOSE: RECOMPUTE AND PUBLICLY ANNOUNCE PROPOSED OPERATING MILLAGE RATE OF 5.7115, WHICH IS 9.73% ABOVE THE ROLLED-BACK MILLAGE RATE OF 5.2052, AND DEBT SERVICE MILLAGE RATE OF 0.3410, AS WELL AS AMEND AND ADOPT TENTATIVE BUDGET FOR GENERAL FUND, UTILITY FUND, AND ALL OTHER FUNDS OF THE CITY OF PEMBROKE PINES, AND INVITE THE PUBLIC TO SPEAK REGARDING THE PROPOSED MILLAGE AND BUDGET.

City Attorney Goren read the Budget Public Hearing item into the record. The purpose of the hearing was to adopt a tentative budget for the General Fund, Utility Fund, and all other funds for the 2023-24 Fiscal Year.

The following rates were publicly announced:

Millage: **5.7115** which is 9.73% above the rolled-back rate of 5.2052.  
Debt Service Millage Rate: **0.3410**

## First Reading Ordinances

**2023-10** MOTION TO ADOPT PROPOSED ORDINANCE NO. 2023-10 ON FIRST READING.

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, ESTABLISHING THE OPERATING MILLAGE RATE OF 5.7115 OR \$5.7115 PER THOUSAND DOLLARS OF TAXABLE ASSESSED PROPERTY VALUE, WHICH IS 9.73% ABOVE THE ROLLED-BACK RATE OF 5.2052, FOR THE CITY OF PEMBROKE PINES, FLORIDA, PURSUANT TO THE 2023-2024 CITY BUDGET, IN ACCORDANCE WITH CHAPTER 200, FLORIDA STATUTES; AND ESTABLISHING THE DEBT SERVICE MILLAGE RATE OF 0.3410 FOR DEBT SERVICE ON THE GENERAL OBLIGATION BONDS APPROVED BY THE ELECTORATE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

SECOND AND FINAL BUDGET HEARING IS SCHEDULED FOR 6:00 PM WEDNESDAY, SEPTEMBER 20, 2023.

**A motion by Vice Mayor Siple, seconded by Mayor Ortis to adopt the main motion on the Budget Hearing, item 1, establishing an Operating Millage Rate as stated. No action was taken.**

**Aye** 2 - Mayor Ortis, and Vice Mayor Siple

**Nay** 3 - Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**A secondary motion was made by Commissioner Good, seconded by Commissioner Castillo, to adopt an Operating Millage Rate of 5.6690 with a Debt Service Millage Rate of 0.3410 with a total of 6.0100. No action was taken.**

**Aye** 2 - Commissioner Good Jr., and Commissioner Castillo

**Nay** 3 - Mayor Ortis, Vice Mayor Siple, and Commissioner Schwartz

**A motion was made by Commissioner Castillo, Seconded by Commissioner Good to adopt Operating Millage Rate of 5.6690 with and Debt Service Millage Rate of 0.3410 with a total of 6.0100. The motion failed.**

**Aye** 2 - Commissioner Good Jr., and Commissioner Castillo

**Nay** 3 - Mayor Ortis, Vice Mayor Siple, and Commissioner Schwartz

A motion by Commissioner Castillo, Seconded by Commissioner Good to adopt Operating Millage Rate of 5.6690 with and Debt Service Millage Rate of 0.3410. with a total of 6.0100. The motion carried by the following vote:

**Aye** 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**Nay** 0

**PRIOR TO THE VOTE BEING TAKEN:**

City Attorney Goren read Proposed Ordinances 2023-10 and 2023-11 into the record by title.

Mayor Ortis opened the public hearing.

The following members of the public spoke on the item:

Scott Barnett, 19346 SW 5th Street, Pembroke Pines, FL  
Mark McKenzie, 1108 SW 113th Avenue, Pembroke Pines, FL

City Manager Dodge responded to Mr. McKenzie regarding his property taxes and offered to have his bill reviewed with staff.

Lisa Chong, Assistant City Manager/Finance Director, confirmed the calculated property taxes that were issued to the resident.

Mayor Ortis closed the public hearing.

**2. 2023-11 MOTION TO ADOPT PROPOSED ORDINANCE NO. 2023-11 ON FIRST READING.**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, ADOPTING THE BUDGET FOR FISCAL YEAR 2023-2024; AND ADOPTING THE FIVE (5) YEAR CAPITAL IMPROVEMENT PROGRAM FOR THE CITY OF PEMBROKE PINES, FLORIDA, IN ACCORDANCE WITH §5.08 OF THE CITY CHARTER; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

SECOND AND FINAL READING IS SCHEDULED FOR WEDNESDAY, SEPTEMBER 20, 2023.

A motion was made by Commissioner Castillo, seconded by Vice Mayor Siple,

to pass the First Budget Hearing Item 2, Proposed Ordinance 2023-11, on First Reading. The motion carried by the following vote:

**Aye** 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**Nay** 0

**PRIOR TO THE VOTE BEING TAKEN:**

City Attorney Goren read Proposed Ordinances 2023-10 and 2023-11 into the record by title.

City Manager Dodge presented highlights of all funds which included the General, Road and Bridge, and Utility Funds. The proposed budget totaled \$517.8 million dollars of tax revenues and based upon the listed expenditures; City Manager Dodge stated the budget was balanced.

The proposed millage rate of 5.7115 would generate \$94.9 million dollars of tax revenues. The Debt Service Millage rate at 0.3410 would generate approximately \$5.7 million dollars for debt payments and increased the taxable values by 9.11%.

The impact of 0.0425 mills on the Median Residential home was an additional \$7.54 per year or 0.63 cents per month. Mr. Dodge then reviewed additional staffing covered in the General Fund Budget for various departments and projects included in the Major Capital Budget.

Commissioner Schwartz thanked the City Manager, Finance Director, and staff for the presented budget. Commissioner Schwartz inquired about any cuts in the budget for the Police and Fire Departments due to adjustments made to balance the budget at the combined millage rate of 6.0525.

City Manager Dodge responded to the questions of the Commission to confirm any capital adjustments made to the Police and Fire Departments and no cuts to personnel services.

Commissioner Schwartz inquired about the budget including wages for contracted and general employees.

City Manager Dodge responded the contracted and general employees were included in the budget.

Commissioner Schwartz then requested a list of capital improvement projects that were cut. He asked for the projects to be broken down by

district and provided to the City Commission prior to the second reading of the proposed ordinances to approve the budget.

City Manager Dodge agreed to provide the list as requested.

Commissioner Good spoke on the item and made a motion to change the proposed millage rate to 5.6690 and debt service rate to .3410.

Commissioner Schwartz, Commissioner Castillo, Mayor Ortis, and Vice Mayor Siple spoke on the amended motion.

City Manager Dodge responded about the impact of the City's budget if the combined millage rate was reduced. Mr. Dodge also stated the deficit would impact budgets in the future.

Lisa Chong, Assistant City Manager/Finance Director responded to the questions of the Commission regarding the Comprehensive Annual Financial Report (CAFR) prepared by the Finance Department each year.

Commissioner Good spoke referencing page 15 of the CAFR document that explained revenues received by the City versus expenditures spent by the City over the last Fiscal Year. He stated why he was not in favor of the combined millage rate as proposed and why he made the motion to amend it.

City Attorney Goren responded to the questions of the Commission regarding the allowance of third-party information to be shared under the City's Charter and Chapter 286 of the Florida Statutes.

Lisa Chong, Assistant City Manager/Finance Director responded to the questions of the Commission regarding the CAFR document that contained an increase in revenues of \$147 million dollars, with \$51.7 million dollars of those funds being discretionary from the 2022-23 Fiscal Year.

City Manager Dodge responded to the questions of the Commission regarding unrestricted funds set aside for the construction of a new Police Headquarters.

Discussions ensued about how discretionary funds were utilized.

The Commission agreed by consensus to take a 5-minute recess.

#### **AFTER THE RECESS**

Lisa Chong, Assistant City Manager/Finance Director responded to the questions of the Commission regarding the CAFR document being published in April 2023.

### **Adjourn First Budget Public Hearing**

**6:30 PM [or such time as the First Budget Public Hearing adjourns] REGULAR MEETING CALLED TO ORDER.**

### **ROLL CALL**

**Present** 5 - Mayor Frank Ortis, Vice Mayor Iris A. Siple, Commissioner Jay D. Schwartz, Commissioner Thomas Good Jr., and Commissioner Angelo Castillo

Also present: City Manager Charles F. Dodge, City Attorney Samuel Goren, and Deputy City Clerk Debra E. Rogers.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mr. Dennis Mele.

#### **15. 2023-R-36 MOTION TO ADOPT PROPOSED RESOLUTION 2023-R-36.**

PROPOSED RESOLUTION 2023-R-36 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, NAMING AND DEDICATING NW 184TH AVENUE WITHIN THE CITY OF PEMBROKE PINES OFFICER CHARLIE HERRING AVENUE IN ACCORDANCE WITH SECTION 100.02 OF THE CITY OF PEMBROKE PINES CODE OF ORDINANCES; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO BROWARD COUNTY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION; DIRECTING THE APPROPRIATE CITY OFFICIALS TO TAKE ANY AND ALL ACTION NECESSARY TO EFFECTUATE the INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Commissioner Schwartz, seconded by Commissioner Castillo, to adopt Proposed Resolution # 2023-R-36, naming and dedicating NW 184th Ave the City of Pembroke Pines Officer Charlie Herring Avenue. The motion carried by the following vote:

**Aye** 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**Nay** 0

Enactment No: 3837

Item 15 was taken out of order without objection.

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2023-R-36 into the record by title.

Police Chief Shimpino addressed the Commission on behalf of late Officer Charles Herring's family, community, and the Pembroke Pines Police Department.

The City Commission spoke unanimously in support of the item.

## **PRESENTATIONS:**

### **PRE-1 23-0618**

PRESENTATION #1: MAYOR ORTIS WILL PRESENT A PROCLAMATION TO DR. MONICA ELLIOTT, CO-PRESIDENT OF THE LEAGUE OF WOMEN VOTERS OF BROWARD COUNTY, RECOGNIZING SEPTEMBER 2023 AS SUICIDE PREVENTION AWARENESS MONTH IN THE CITY OF PEMBROKE PINES.

Mayor Ortis read the proclamation and presented it to Dr. Monica Elliot in recognition of Suicide Prevention Awareness Month - September 2023.

Dr. Elliot thanked the Mayor and Commission on behalf of the League of Women Voters of Broward County and the Florida Chapter-American

Academy of Pediatrics. Dr. Elliot read statistics about the suicide rate reductions in Broward County.

Dr. Elliot said she had gun locks to distribute, bumper stickers addressing gun safety, and provided instructions on how to request free gun locks by mail.

A photo was taken with the Mayor at the conclusion of the presentation.

**PRE-2 23-0623**

**PRESENTATION #2: REDEVELOPMENT MANAGEMENT ASSOCIATES LLC (RMA). WILL PRESENT THE ECONOMIC DEVELOPMENT STRATEGIC PLAN UPDATE (EDSPU).**

Lynn Dehlinger of Redevelopment Management Associates (RMA) addressed the Commission along with her associate Lorena Ledesma.

Ms. Dehlinger and Ms. Ledesma presented information on the following Economic Strategic Plan Goals for 2023 in the City of Pembroke Pines:

1. Position City Image, Business Climate, and Brand.
2. Position the City for Economic Development.
3. Develop Product: Land and Buildings.
4. Promote Redevelopment Throughout the City.
5. Develop Infrastructure for Balanced Growth.
6. Improve Quality of Life and Quality Places.

Mayor Ortis, Commissioner Castillo, Commissioner Good, Commissioner Schwartz, and Vice Mayor Siple spoke on the presentation.

A recommendation was made to have a Town Hall Meeting to discuss the Economic Plan Goals in greater detail and to allow for public input.

Ms. Dehlinger responded to the questions of the Commission on how often the Economic Strategic Plan is updated.

Mike Stamm, Assistant City Manager/Planning and Economic Development Director spoke about the Economic Development Board's collaboration with updating the Economic Development Strategic Plan. Mr. Stamm stated the goals the board was able to accomplish over the last 7 years and said the updated plan was delayed due to the COVID-19 pandemic.

## **ANNOUNCEMENT OF ITEMS TO BE PULLED FROM AGENDA**

The Deputy City Clerk announced there were no items pulled from the agenda.

## **ITEMS AT THE REQUEST OF THE PUBLIC**

Scott Barnett, 19346 SW 5th Street, Pembroke Pines, FL addressed the Commission regarding the opportunity for the public to participate in the meeting online or by sending in emails to be read into the record at Commission Meetings.

Mayor Ortis and Vice Mayor Siple addressed Mr. Barnett.

City Attorney addressed the matter of City facilities and meetings being open to the public as required by State Statute. Mr. Goren said the executive orders signed by the Governor during the COVID-19 pandemic were in place so City business meetings could be conducted with a quorum. The law does not require meetings to be open to the public online. However, the meetings are live streamed, and archived videos are made available to the public for future reference as a courtesy.

Ted Victor, 8471 SW 5th Street, Pembroke Pines, FL addressed the Commission regarding evacuations in the Heron Pond Condominiums.

Mayor Ortis and Commissioner Schwartz spoke on the matter.

City Attorney Goren responded that the City performed its functions as required by State law concerning the matter. The Chief Building Official and the Fire Marshall are licensed and hold sovereign power from the State. Lawfully, the officials are required to maintain the health and safety for the City of Pembroke Pines. City Attorney Goren then stated both officials exercised their independent duties without interference from the City Commission or City Administration.

## **ACKNOWLEDGEMENTS**

Vice Mayor Siple made the following announcements:

The next Raising Positive Children Forum at the Charles F. Dodge City Center on October 12, 2023, at 6:30pm. The topic of discussion will be Communicating with Your Child - Take Home Techniques.

The September 11th Remembrance Ceremony at Memorial Park at 8:30am.

Chris MacDonald's Memories of Elvis Fundraiser at the Charles F. Dodge City Center on October 21, 2023, at 7:30pm. The ticket proceeds will benefit the Pembroke Pines Charter Schools.

**ADD-1 23-0636**

**[ADDENDUM ITEM 1]:** COMMISSIONER CASTILLO - ITEM # 1 - DISCUSSION AND POSSIBLE ACTION TO SEND OFFICIALS IN MIAMI-DADE COUNTY A RESOLUTION IN OPPOSITION TO CREATING AN INCINERATOR AT OR NEAR THE COUNTY LINE NEAR MIRAMAR, AND TO ENCOURAGE THEM TO FIND WAYS TO DISPOSE OF TRASH THAT ARE ECOLOGICALLY FRIENDLY AND DO NOT INVOLVE INCINERATION.

A motion was made by Commissioner Castillo, seconded by Commissioner Good Jr., to draft and adopt a Resolution to be sent to the officials in Miami-Dade County in opposition to creating an incinerator at or near the County line near Miramar; and to encourage them to find ways to dispose of trash that are ecologically friendly and do not involve an incinerator. The resolution should include the Mayor's letter sent previously to Miami-Dade County. The motion carried by the following vote:

**Aye** 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**Nay** 0

**2023-R-38**

**[DRAFT AND ADOPT 9/6/2023]** MOTION TO ADOPT PROPOSED RESOLUTION 2023-R-38.

PROPOSED RESOLUTION 2023-R-38 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA; OPPOSING THE CREATION OF A MASS BURN FACILITY PLANT BY MIAMI-DADE COUNTY AT OR NEAR THE BROWARD COUNTY LINE NEAR THE CITY OF MIRAMAR; FURTHER ENCOURAGING MIAMI-DADE COUNTY TO EXPLORE AND CONSIDER ALTERNATIVE METHODS OF DISPOSING OF SOLID WASTE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY.

**PROVIDING FOR AN EFFECTIVE DATE.**

A motion was made by Commissioner Castillo, seconded by Commissioner Good Jr., to draft and adopt Proposed Resolution 2023-R-38. The motion carried by the following vote:

**Aye** 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**Nay** 0

Enactment No: 3839

**PRIOR TO THE VOTE BEING TAKEN:**

Item ADD-01 was taken out of order without objection.

Commissioner Castillo read Item ADD-01 into the record by title and spoke on the item.

Vice Mayor Siple and Commissioner Schwartz spoke on the item.

City Attorney Goren addressed the Commission regarding the procedures to draft and adopt a resolution for matters that require immediate attention.

**COMMISSION AUDITOR REPORT:**

None.

**APPEALS OF BOARD OF ADJUSTMENT DECISIONS:**

None.

**ANNOUNCEMENT OF BOARD AND COMMITTEE APPOINTMENTS**

There were no board appointments announced.

**CONSENT AGENDA:**

1.        23-0056        **MOTION TO APPROVE THE DEPARTMENT RECOMMENDATIONS FOR THE FOLLOWING ITEMS LISTED**

**ON THE CONTRACTS DATABASE REPORT:**

(A) NCS Pearson, Inc. (Certiport) - Certification Assessment & Training - Renewal

(B) Emilio's BBQ Catering Services Corp. - Gift Shop/food services at the Senior Center - Renewal

(C) Vigilant Solutions, Inc. - ESA - License Plate Reader - Annual Hosting and Software Subscriptions & Maintenance - Renewal

(D) B.P. Academy, Inc. - Facility Use Agreement - Renewal

(E) Pembroke Pines Optimist Club, Inc. (PPO) - Facility Use Agreement - Renewal

(F) Optimist Club of Pembroke Lakes, Florida, Inc. (PLO) - Facility Use Agreement - Renewal

(G) Optimist Club of West Pembroke Pines, Inc. (WPPO) - Facility Use Agreement - Renewal

(H) West Pines Girls Softball, Inc. (WPGS) - Facility Use Agreement - Renewal

(I) Cobblestone Systems Corp. - Contracts Management Software - Renewal

**ITEM (J) WILL EXPIRE WITH NO RENEWAL TERMS AVAILABLE, THEREFORE, NO COMMISSION ACTION IS REQUIRED AS IT IS PRESENTED FOR NOTIFICATION PURPOSES ONLY PURSUANT TO SECTION 35.29 (F) OF THE CITY'S PROCUREMENT CODE:**

(J) Drobots Company - Drobots STEM Summer Learning Camp - Non-Renewal

**A motion was made to approve on the Consent Agenda**

**3. 23-0617**

MOTION TO APPROVE THE PURCHASE OF THE RENEWAL OF THE MAILMETER CLOUD EMAIL ARCHIVING TOOL FOR THE CITY OF PEMBROKE PINES FROM WATERFORD TECHNOLOGIES IN THE AMOUNT NOT TO EXCEED \$36,558.00, PURSUANT TO SECTIONS 35.18(C)(7)(H) AND 35.18(C)(7)(I) OF THE CITY'S CODE OF ORDINANCES.

A motion was made to approve on the Consent Agenda

4.        **23-0621**        MOTION TO APPROVE THE PURCHASE OF BLEACHERS TO REPLACE THE EXISTING BLEACHERS AT THE PEMBROKE SHORES YMCA FAMILY CENTER FROM SSE AND ASSOCIATES, INC. D/B/A SOUTHEASTERN SURFACES & EQUIPMENT IN THE AMOUNT NOT TO EXCEED \$148,000, UTILIZING PRICING ESTABLISHED FROM SOURCEWELL CONTRACT #091719, PURSUANT TO SECTION 35.18(C)(6) OF THE CITY'S CODE OF ORDINANCES.

A motion was made to approve on the Consent Agenda

5.        **23-0624**        MOTION TO APPROVE THE PURCHASE OF SODIUM HYPOCHLORITE FROM ALLIED UNIVERSAL CORP. ON AN AS-NEEDED BASIS UTILIZING THE SOUTHEAST GOVERNMENTAL COOPERATIVE PURCHASING GROUP (CO-OP) BID #EVENT 139-0 IN AN AMOUNT NOT TO EXCEED THE LIMITS OF THE APPROVED BUDGET FOR THIS PURPOSE, AS MAY BE AMENDED, PURSUANT TO SECTION 35.18(C)(6) OF THE CITY'S CODE OF ORDINANCES.

A motion was made to approve on the Consent Agenda

6.        **23-0627**        MOTION TO AWARD IFB # CS-23-04 "REPLACEMENT OF GENERATOR AT PINES POINT ADMINISTRATION (501 BUILDING)" TO THE MOST RESPONSIVE/RESPONSIBLE BIDDER, ALL FLORIDA CONTRACTING SERVICES, LLC., IN THE AMOUNT NOT TO EXCEED \$160,875, WHICH INCLUDES A 10% OWNER'S CONTINGENCY IN THE AMOUNT OF \$14,625.

A motion was made to approve on the Consent Agenda

7.        **23-0628**        MOTION TO AWARD IFB # PSPW-23-12 " POLICE TRAINING FACILITY - CONCRETE SLAB" TO THE MOST RESPONSIVE/RESPONSIBLE BIDDER, MANJOR INVESTMENTS CORP., IN THE AMOUNT NOT TO EXCEED \$96,250, WHICH INCLUDES AN OWNER'S CONTINGENCY IN THE AMOUNT OF \$8,750.

A motion was made to approve on the Consent Agenda

8.        **23-0633**        MOTION TO APPROVE THE MINUTES OF THE BOARDS' ANNUAL REPORTS WORKSHOP AND REGULAR COMMISSION MEETING OF

WEDNESDAY, AUGUST 16, 2023.

A motion was made to approve on the Consent Agenda

9.        **23-0541**        MOTION TO APPROVE REQUEST TO ADVERTISE SOLICITATION(S)
- PSUT-23-03 ENERGY SAVINGS PERFORMANCE CONTRACTING  
TS-23-10 EXAGRID SUPPORT AND MAINTENANCE RENEWAL  
TS-23-11 VEEAM SOFTWARE SUPPORT AND MAINTENANCE RENEWAL  
TS-23-12 CISCO SECURITY INCIDENT RESPONSE RETAINER ENHANCED  
PD-23-01 SMALL UNMANNED AERIAL DRONES  
(F) PD-23-04 GREEN AIMING AND ILLUMINATION LASER FOR THE POLICE DEPARTMENT

A motion was made to approve on the Consent Agenda

#### Approval of the Consent Agenda

A motion was made by Commissioner Castillo, seconded by Mayor Ortis, to approve items 1,3,4,5,6,7,8 and 9 of the Consent Agenda. Consent Item #2 was moved to the Regular Agenda prior to the meeting. The motion carried by the following vote:

**Aye**    5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**Nay**    0

#### QUASI JUDICIAL CONSENT AGENDA:

#### ORDINANCES AND RESOLUTIONS:

#### SECOND READING ORDINANCES:

10.        **2023-03**        MOTION TO ADOPT PROPOSED ORDINANCE NO. 2023-03 ON SECOND AND FINAL READING

PROPOSED ORDINANCE NO. 2023-03 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING CHAPTER 155, THE LAND DEVELOPMENT CODE OF THE CITY OF PEMBROKE PINES, BY AMENDING SECTION 155.401, ENTITLED "ZONING MAP," TO AMEND THE CITY'S ZONING DISTRICT MAP TO RE-ZONE AN APPROXIMATE 5.2-ACRE PARCEL OF LAND GENERALLY LOCATED SOUTH OF PINES BOULEVARD AND WEST OF

SOUTHWEST 184 AVENUE, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A," FROM B-3 (GENERAL BUSINESS) TO R-TH (RESIDENTIAL TOWNHOUSE) WITH THE ALLOCATION OF FIFTY-FOUR (54) FLEXIBILITY UNITS; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Vice Mayor Siple, seconded by Commissioner Schwartz, to defer Item 10. The motion carried by the following vote:**

**Aye** 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**Nay** 0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2023-03 into the record by title.

Mayor Ortis opened the public hearing.

The following members of the public spoke on the item:

Scott Barnett, 19346 SW 5th Street, Pembroke Pines, FL

Susan Snyder, 730 SW 191st Avenue, Pembroke Pines, FL

Laura Fronczek, 19159 SW 8th Street, Pembroke Pines, FL

Mayor Ortis closed the public hearing.

Dennis Mele, Esquire, Greenspoon Marder LLP, addressed the Commission on behalf of the applicant. Mr. Mele requested to defer Items 2, 10, and 13. Mr. Mele also confirmed his client would cover the costs to re-advertise the notices for the record.

## FIRST READING ORDINANCES:

### 11. 2023-06

MOTION TO PASS PROPOSED ORDINANCE NO. 2023-06 ON FIRST READING.

PROPOSED ORDINANCE NO. 2023-06 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA AMENDING CHAPTER 50 OF THE CITY CODE ENTITLED "WATER AND SEWER REGULATIONS"; AMENDING SECTION 50.40 ENTITLED "CROSS CONNECTION CONTROL PROGRAM." GRANTING CITY UTILITIES DIRECTOR DISCRETION TO ASSUME RESPONSIBILITY OF CERTAIN MAINTENANCE REQUIREMENTS RELATED TO REQUIRED BACKFLOW PREVENTION ASSEMBLIES AND PASS ALONG COST OF SUCH RESPONSIBILITY TO CERTAIN CUSTOMERS; MODIFYING REQUIREMENT FOR CERTAIN CUSTOMERS TO CREATE AND MAINTAIN RECORDS TO BACKFLOW PREVENTION ASSEMBLIES; AUTHORIZING UTILITIES DIRECTOR TO REQUIRE ADDITIONAL TESTING AND INSPECTIONS; DELETING REQUIREMENT THAT SUCH INSPECTIONS BE CERTIFIED AND ADMINISTERED BY CERTAIN INDIVIDUALS; AMENDING REQUIREMENT FOR CERTAIN CUSTOMERS TO PROVIDE NOTICE AND RECORDS OF TESTING; DELETING PROVISION REQUIRING BACKFLOW ADMINISTRATION FEE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE. [PUBLIC HEARING].

**A motion was made by Commissioner Castillo, seconded by Vice Mayor Siple, to pass Proposed Ordinance No. 2023-06 on First Reading. The motion carried by the following vote:**

**Aye**    5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**Nay**     0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2023-06 into the record by title.

Commissioner Castillo, Vice Mayor Siple, and Commissioner Schwartz spoke on the item.

Michael Bailey, Utilities Director, responded to the questions of the Commission regarding the backflow prevention devices for commercial properties in Pembroke Pines. Mr. Bailey also explained the water system cross control program administered through the Utilities Division and the associated fees to have the devices serviced.

**12.            2023-12    MOTION TO PASS PROPOSED ORDINANCE 2023-12 ON FIRST READING.**

PROPOSED ORDINANCE 2023-12 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING CHAPTER 50, OF THE CITY CODE OF ORDINANCES, ENTITLED "WATER AND SEWER REGULATIONS"; BY SPECIFICALLY AMENDING SECTION 50.10 OF THE CITY CODE, ENTITLED "CITY COMMISSION APPROVAL FOR CONNECTION TO A CITY UTILITY;" ESTABLISHING A POLICY THAT THE CITY WILL NOT PROVIDE WATER OR SEWER SERVICES TO ANY PROPERTY OUTSIDE OF THE CITY'S MUNICIPAL BOUNDARIES WHEN THE CITY COMMISSION HAS DETERMINED THAT THE PROPOSED USE ON SUCH PROPERTY IS NOXIOUS, OFFENSIVE, CONTRARY TO THE BEST INTERESTS OF THE CITY OR ADVERSE TO THE HEALTH, SAFETY AND WELFARE OF THE CITY'S RESIDENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND, PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Commissioner Castillo, seconded by Commissioner Good Jr., for discussion on the main motion. No action was taken.**

**A motion was made by Commissioner Castillo, seconded by Commissioner Good Jr., to defer item 12 to the next meeting, a time certain for a second first reading with the advertising for second reading in mind due to the time sensitive nature of the Item. The motion carried by the following vote:**

**Aye    4 - Mayor Ortis, Vice Mayor Siple, Commissioner Good Jr., and Commissioner Castillo**

**Nay    1 - Commissioner Schwartz**

**PRIOR TO THE VOTE BEING TAKEN:**

City Attorney Goren read Proposed Ordinance 2023-12 into the record by title.

Commissioner Castillo, Commissioner Good, Commissioner Schwartz, and Vice Mayor Siple spoke on the item.

City Attorney Goren responded to the questions of the Commission regarding the proposed ordinance on water and sewer regulations within or outside the City Limits, and that the ordinance could be amended at the City Commission's discretion at a later date.

Michael Bailey, Utilities Director, addressed the Commission about the process to establish a package plant for water production.

City Attorney Goren explained the legislative procedure if the item was deferred to a time certain. The proposed ordinance would be on the second 1st reading and would require the 2nd reading of the item to also be read into the record to meet the required deadline of October 1, 2023, if directed by the City Commission.

City Manager Dodge responded the item could be placed as a Special Meeting to commence after the Fire Assessment Meeting on September 13, 2023.

The following member of the public spoke on the item:

Kenneth Farkas, 5331 SW 199th Avenue, Pembroke Pines, FL

AFTER THE VOTE WAS TAKEN:

Commissioner Schwartz inquired about the 1st and 2nd reading of the proposed ordinance at the September 13, 2023, Fire Assessment Meeting.

## RESOLUTIONS:

- 13.        2023-R-23        MOTION TO ADOPT PROPOSED RESOLUTION NO. 2023-R-23.**

PROPOSED RESOLUTION NO. 2023-R-23 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA APPROVING THE SKYRISE TOWNHOMES PLAT FOR THE APPROXIMATE 6.74-ACRE PROPERTY GENERALLY LOCATED SOUTH OF PINES BOULEVARD AND WEST OF SOUTHWEST 184 AVENUE, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A"; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Vice Mayor Siple, seconded by Commissioner Schwartz, to defer Item 13. The motion carried by the following vote:**

**Aye    5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo**

**Nay    0**

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2023-R-23 into the record by title.

**14. 2023-R-35 MOTION TO ADOPT PROPOSED RESOLUTION 2023-R-35.**

PROPOSED RESOLUTION 2023-R-35 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, REQUESTING THE BROWARD DELEGATION OF THE FLORIDA LEGISLATURE TO PRIORITIZE AND DRAFT A BILL TO BE CONSIDERED DURING THE 2024 LEGISLATIVE SESSION ADDRESSING THE REMOVAL BY UTILITY OPERATORS OF OBSOLETE OR OUT-OF-SERVICE UTILITY HARDWARE AND OTHER INFRASTRUCTURE; PROVIDING FOR TRANSMITTAL; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Commissioner Castillo, seconded by Vice Mayor Siple, to adopt Proposed Resolution No. 2023-R-35. The motion carried by the following vote:

**Aye** 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**Nay** 0

Enactment No: 3838

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2023-R-25 into the record by title.

Mayor Ortis and Commissioner Castillo spoke on the item.

**16. 2023-R-37 MOTION TO ADOPT PROPOSED RESOLUTION NO. 2023-R-37.**

PROPOSED RESOLUTION NO. 2023-R-37 IS A RESOLUTION OF THE CITY OF PEMBROKE PINES, ADOPTING THE CITY OF PEMBROKE PINES ECONOMIC DEVELOPMENT STRATEGIC PLAN UPDATE, A COPY OF WHICH IS ATTACHED HERETO AS EXHIBIT "A" AND INCORPORATED HEREIN BY REFERENCE, DIRECTING

THE APPROPRIATE CITY OFFICIALS TO TAKE ANY AND ALL ACTION NECESSARY TO EFFECTUATE the INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Vice Mayor Siple, seconded by Commission Good, on the main motion for discussion. Discussion ensued. No action taken.

A motion was made by Commissioner Good Jr., seconded by Commissioner Castillo, to delete any language referencing town homes or Skyrise and further incorporate some definition to the item. No action taken.

A motion was made by Commissioner Good Jr., seconded by Commissioner Castillo, to defer Item 16. The motion carried by the following vote:

**Aye** 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**Nay** 0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2023-R-37 into the record by title.

Commissioner Good spoke on the item.

The following member of the public spoke on the item:

Scott Barnett, 19346 SW 5th Street, Pembroke Pines, FL

City Attorney Goren responded to the resident about the plans included in the document being projections that had not been finalized.

Mike Stamm, Assistant City Manager/Planning and Economic Development Director responded to the questions of the Commission regarding the projects considered by the Economic Development Board. Mr. Stamm explained the document contained multiple projects that were included in the plan but were not approved.

## REGULAR AGENDA:

- 2. 23-0503** MOTION TO APPROVE THE MUNICIPAL DEDICATION AGREEMENT TO THE SKYRISE TOWNHOMES PLAT.

A motion was made by Vice Mayor Siple, seconded by Commissioner Schwartz, to defer Item 2. The motion carried by the following vote:

**Aye** 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**Nay** 0

City Attorney Goren clarified for the record that Items 2, 10, and 13 were pulled at the request of the applicant's counsel.

## REPORTS OF LEAGUE REPRESENTATIVES

Mayor Ortis spoke about the next Broward League of Cities meeting.

## REPORTS OF THE CITY MANAGER AND CITY ATTORNEY

**CM-1 23-0646** CITY MANAGER ITEM 1: A REQUEST BY MS. POLLY WILKIE TO CO-SPONSOR THE PRESTIGE CLUB.

A motion was made by Mayor Ortis, seconded by Vice Mayor Siple, to approve the request of Ms. Polly Wilkie of the Prestige Club to do another co-sponsorship of their event by purchasing a table as done in pass. The motion carried by the following vote:

**Aye** 5 - Mayor Ortis, Vice Mayor Siple, Commissioner Schwartz, Commissioner Good Jr., and Commissioner Castillo

**Nay** 0

## COMMISSION ITEMS:

**17. 23-0625** COMMISSIONER SCHWARTZ - ITEM #1: FOLLOWING UP WITH THE CITY CLERK ON THE PUBLIC RECORDS REQUEST SUBMITTED ON AUGUST 16, 2023, MEETING.

Commissioner Schwartz to address at the next meeting.

Commissioner Castillo recused himself prior to the discussion on Commissioner Schwartz's item.

Commissioner Schwartz stated he would follow up with the City Clerk regarding the public records request at the September 20, 2023, 2nd Budget Hearing and Regular Commission Meeting.

City Attorney Goren stated Commissioner Castillo was not required to

submit a disclosure form because there was no motion on the floor being considered.

**CITY OF PEMBROKE PINES**

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**Debra E. Rogers**  
**Deputy City Clerk**

**NEW BUSINESS:**

**OLD BUSINESS:**

**ADJOURN - 9:35 P.M.**