

City of Pembroke Pines, FL

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



Meeting Agenda

Wednesday, February 1, 2023

6:30 PM

6:30 PM Regular Commission Meeting, followed by Closed Door Shade Session F.S. 286.011(8) Case No. 062022-CA-000877 Pines vs. ConEd. (ADD1 Item#12, ADD2 BA1, ADD3 PRE#2 , ADD4 BA2 added to the agenda). [Item #1(B) and Item #3 pulled from agenda by Adminis

Commission Chambers

City Commission

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

WELCOME TO YOUR CITY COMMISSION.

WE ARE PLEASED THAT YOU HAVE DEMONSTRATED AN INTEREST IN YOUR COMMUNITY BY ATTENDING A CITY COMMISSION MEETING. WE HOPE THAT YOU WILL ATTEND MORE OF THESE MEETINGS IN THE FUTURE.

COVID-19 OBSERVATIONS

THIS MEETING IS CONDUCTED IN PERSON IN THE COMMISSION CHAMBERS AT 601 CITY CENTER WAY, PEMBROKE PINES, FLORIDA 33025, AND DUE TO RECENT CHALLENGES PRESENTED BY THE COVID-19 WORLD-WIDE PANDEMIC, RECOMMENDED ADHERENCE TO THE HEALTH AND SAFETY GUIDELINES OF THE CENTERS FOR DISEASE CONTROL (CDC) WITH REGARD TO SANITIZING, SOCIAL DISTANCING AND FACE COVERINGS TO KEEP THE PUBLIC, COMMISSION, AND STAFF SAFE, IS OBSERVED AS MAY BE AMENDED AND MODIFIED FROM TIME TO TIME.

WHO ARE THE CITY COMMISSIONERS?

THEY ARE ELECTED OFFICIALS WHO ARE THE POLICY FORMULATORS FOR THE CITY. THEY FORMULATE THE LAWS THAT GOVERN OUR COMMUNITY ON A DAILY BASIS.

WHAT IS A CITY COMMISSION MEETING?

IT IS A FORMAL MEETING OF THE MEMBERS OF THE CITY COMMISSION TO TRANSACT CITY BUSINESS. THIS BUSINESS IS CONDUCTED IN A MANNER PRESCRIBED BY LAWS AND REGULATIONS WHICH REQUIRE CERTAIN FORMAL ACTIONS AND THE FOLLOWING OF SPECIFIED PROCEDURES.

WHAT IS THE AGENDA?

THE AGENDA IS A PREPARED SCHEDULE OF THE ITEMS BEING CONSIDERED BY THE CITY COMMISSION FOR ACTION. THE AGENDA AND EXPLANATORY MATERIAL ARE DELIVERED TO EACH CITY COMMISSIONER PRIOR TO EACH MEETING IN ORDER TO GIVE EACH MEMBER TIME TO STUDY.

CAN YOU SPEAK AT THE MEETING?

YES! ALL REGULAR CITY COMMISSION MEETINGS AND PUBLIC HEARINGS PROVIDE TIME FOR THE PUBLIC TO EXPRESS THEIR VIEWS CONCERNING ITEMS ON THE AGENDA.

THE CITY ALSO HAS A PROCEDURAL ORDINANCE FOR CONDUCTING CITY COMMISSION MEETINGS WHICH ALLOWS A TIME AT THE REGULARLY SCHEDULED COMMISSION MEETING FOR ANYONE FROM THE PUBLIC TO EXPRESS THEIR VIEWS ON ANY TOPIC.

TELEVISED

THE PUBLIC CAN LISTEN TO AND VIEW COMMISSION MEETINGS ON TELEVISION AT:
COMCAST CHANNEL 78, AND
AT&T U-VERSE CHANNEL 99.

WEBSITE ACCESS TO LIVESTREAM:

Online at <https://www.ppines.com/135/Watch-Meeting---Live-Stream>
Live Stream of the Commission Meeting can also be viewed on Youtube at www.youtube.com.

VIEW AGENDAS:

Agendas may be viewed at <https://ppines.legistar.com/Calendar.aspx>

ACCOMMODATIONS:

IF ANY MEMBER OF THE PUBLIC REQUIRES ADDITIONAL INFORMATION ABOUT THIS
CITY COMMISSION MEETING, PLEASE CONTACT:

MARLENE D. GRAHAM, CITY CLERK
CITY OF PEMBROKE PINES
601 CITY CENTER WAY
PEMBROKE PINES, FL 33025
954-450-1060
MGRAHAM@PPINES.COM

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION OF THE COMMISSION WITH
RESPECT TO ANY MATTER CONSIDERED AT THIS MEETING WILL NEED A RECORD OF
THE PROCEEDINGS AND FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A
VERBATIM RECORD OF THE PROCEEDINGS IS MADE WHICH RECORD INCLUDES
TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.

FURTHER INFORMATION

PERSONS WITH DISABILITIES REQUIRING ACCOMMODATIONS IN ORDER TO
PARTICIPATE SHOULD CONTACT THE CITY CLERK, 450-1050 AT LEAST 48 HOURS IN
ADVANCE TO REQUEST SUCH ACCOMMODATION. IF ANYONE REQUIRES AUXILIARY
AIDS FOR COMMUNICATION PLEASE CALL THE CITY CLERK AT LEAST THREE
WORKING DAYS PRIOR TO ANY MEETING AT 954-450-1060.

THANK YOU.

WE THANK YOU FOR YOUR INTEREST IN ATTENDING THE CITY COMMISSION MEETING AND HOPE YOU WILL JOIN US AGAIN. IF YOU HAVE QUESTIONS OR DESIRE FURTHER EXPLANATIONS, PLEASE CONTACT THE CITY MANAGER AT 954-450-1040.

**6:30 PM REGULAR COMMISSION MEETING CALLED TO ORDER.
REGULAR MEETING IMMEDIATELY FOLLOWED BY CLOSED DOOR
SHADE SESSION F.S. 286.011(8) CASE NO. 062022-CA-000877 PINES VS.
CON ED. COURT REPORTER PRESENT.**

ROLL CALL

PLEDGE OF ALLEGIANCE

PRESENTATIONS:

PRE-1 [23-0043](#) PRESENTATION # 1: MAYOR ORTIS WILL PRESENT THE MIRAMAR PEMBROKE PINES REGIONAL CHAMBER OF COMMERCE WITH A PROCLAMATION RECOGNIZING THEM FOR RECEIVING THE 2022 CHAMBER OF THE YEAR AWARD FROM THE FLORIDA ASSOCIATION OF CHAMBER PROFESSIONALS (FACP).

Sponsors: Schwartz

PRE-2 [23-0111](#) [ADDENDUM ITEM 3]: PRESENTATION #2: SENATOR LAUREN BOOK WILL PRESENT A PROCLAMATION TO THE MIRAMAR/PEMBROKE PINES REGIONAL CHAMBER OF COMMERCE FOR BEING NAMED "2022 CHAMBER OF THE YEAR" BY THE FLORIDA ASSOCIATION OF CHAMBER PROFESSIONALS (FACP).

Sponsors: Frank C. Ortis

ANNOUNCEMENT OF ITEMS TO BE PULLED FROM AGENDA

3. **23-0014** [ITEM #3 PULLED BY ADMINISTRATION] MOTION TO APPROVE A CONTRACT FOR THE PURCHASE OF CARBON DIOXIDE ON AN AS-NEEDED BASIS FROM MATHESON TRI-GAS, INC. UTILIZING PRICING ESTABLISHED BY BROWARD COUNTY BID # IND2125134B1, IN AN ESTIMATED ANNUAL AMOUNT NOT TO EXCEED \$357,500, PURSUANT TO SECTION 35.18(C) (6) OF THE CITY'S CODE OF ORDINANCES.

Sponsors: Utility

- Attachments:**
1. Matheson Tri-Gas Inc. - Liquid Carbon Dioxide Purchase Agreement (Browar
 2. Exhibit A - Broward County Agreement for Liquid Carbon Dioxide Agreement
 3. Exhibit B - Matheson Tri-Gas, Inc. - Price extended to City of Pembroke Pines

SECT- [23-0044](#)
B

[SECTION B OF ITEM 1 PULLED BY ADMINISTRATION]
MOTION TO APPROVE THE DEPARTMENT RECOMMENDATIONS FOR THE FOLLOWING ITEMS LISTED ON THE CONTRACTS DATABASE REPORT:

(A) OpenEdge Payments, LLC., a division of Global Payments Direct, Inc. - Credit Card Processing and Check Services - Renewal

[PULLED] (B) Blue Marlin Investments, Inc. dba Cayco Landscaping - Parks tree Trimming Services - Renewal
[SECTION B OF ITEM 1 PULLED BY ADMINISTRATION]

ITEM (C) 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:

(C) Cross Country Staffing, Inc. - School Nursing Services - Non-Renewal

Sponsors: Finance

- Attachments:**
- [1. Contracts Database Report - February 1st, 2023](#)
 - [2. A. OpenEdge - Credit Card and Check Services Agreements \(all backup\)](#)
 - [4. C. Cross Country Staffing, Inc. - Nursing Service Agreement \(all backup\)](#)

ITEMS AT THE REQUEST OF THE PUBLIC

COMMISSION AUDITOR REPORT:

CAR-1 [23-0083](#) THE COMMISSION AUDITOR WILL PRESENT THE GRANT COMPLIANCE ANALYSIS 2022, AND AUDIT PLAN FOR FY 2023 (MSL CPAs & ADVISORS).

Sponsors: Commission Auditor

- Attachments:**
- [1. FY 2023 Risk Assessment and Audit Plan_Pembroke Pines_Final 1.24.23.pdf](#)
 - [2. CA Grant Analysis 22 Pembroke Pines_Final 1.25.23.pdf](#)

APPEALS OF BOARD OF ADJUSTMENT DECISIONS:**ANNOUNCEMENT OF BOARD AND COMMITTEE APPOINTMENTS**

BA-1 [23-0110](#) ADDENDUM ITEM: ADD-2: BOARD ANNOUNCEMENT:
MAYOR FRANK C. ORTIS WISHES TO ANNOUNCE THE
FOLLOWING APPOINTMENT TO THE CHARTER REVIEW
BOARD FOR THE MAYORAL CITY-WIDE MEMBER SEAT:

JACK MCCLUSKEY.

Sponsors: Frank C. Ortis

Attachments: [1. Board Application-Ltr from Jack McCluskey](#)

BA-2 [23-0114](#) ADDENDUM ITEM: ADD-4: BOARD ANNOUNCEMENT:
COMMISSIONER IRIS A. SIPLE WISHES TO ANNOUNCE
THE FOLLOWING APPOINTMENT TO THE CHARTER
REVIEW BOARD FOR THE DISTRICT 3 MEMBER SEAT:

TERI SILVERMAN

Sponsors: Siple

Attachments: [1. Teri Silverman-Charter Review Board application.pdf](#)

CONSENT AGENDA:

1. [23-0044](#) [SECTION B OF ITEM 1 PULLED BY ADMINISTRATION]
MOTION TO APPROVE THE DEPARTMENT
RECOMMENDATIONS FOR THE FOLLOWING ITEMS
LISTED ON THE CONTRACTS DATABASE REPORT:

(A) OpenEdge Payments, LLC., a division of Global Payments
Direct, Inc. - Credit Card Processing and Check Services -
Renewal

[PULLED] (B) Blue Marlin Investments, Inc. dba Cayco
Landscaping - Parks tree Trimming Services - Renewal
[SECTION B OF ITEM 1 PULLED BY ADMINISTRATION]

ITEM (C) 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:

(C) Cross Country Staffing, Inc. - School Nursing Services - Non-Renewal

Sponsors: Finance

Attachments: [1. Contracts Database Report - February 1st, 2023](#)
[2. A. OpenEdge - Credit Card and Check Services Agreements \(all backup\)](#)
[4. C. Cross Country Staffing, Inc. - Nursing Service Agreement \(all backup\)](#)

2. [22-0648](#) MOTION TO APPROVE THE SIXTH AMENDMENT AND PRICE INCREASE TO THE DIRECT MAIL ADVERTISING AGREEMENT BETWEEN THE CITY OF PEMBROKE PINES AND THE MCCLATCHY COMPANY, LLC., FOR AN ANNUAL COST NOT TO EXCEED \$29,967.14.

Sponsors: City Manager

Attachments: [1. 6th Amendment to Direct Mail Advertising Agreement - The McClatchy Comp](#)
[2. Exhibit A-6 - Quote Sheet](#)
[3. The McClatchy Company LLC - Direct Mail Advertising - \(Orig - 5th\) \(AB\)](#)

4. [23-0040](#) MOTION TO APPROVE THE RENEWAL OF CISCO SMARTNET TOTAL CARE FOR THE CITY'S CORE CISCO INFRASTRUCTURE HARDWARE IN THE AMOUNT NOT TO EXCEED \$122,559.75 FROM NETSYNC UTILIZING THE STATE OF FLORIDA ALTERNATE CONTRACT SOURCE #43220000-NASPO-19-ACS (DATA COMMUNICATIONS PRODUCTS AND SERVICES), PURSUANT TO SECTION 35.18(C)(5) OF THE CITY'S CODE OF ORDINANCES.

Sponsors: Technology Services Department

Attachments: [1. Quote Netsync](#)
[2. State of Florida Alternate Contract Source \(ACS\) # 43220000-NASPO-19-AC](#)
[3. State of Florida Participating Addendum](#)
[4. Cisco Master Agreement AR3227](#)
[5. Cisco Amendment 1](#)
[6. Approved ARF 2021](#)
[7. Approved ARF 2022](#)

5. [23-0042](#) MOTION TO APPROVE REQUEST TO ADVERTISE SOLICITATION(S)

- (A) TS-22-13 SECURITY GUARD SERVICES
- (B) TS-23-02 SOPHOS ANTIVIRUS RENEWAL FOR CHARTER SCHOOLS
- (C) TS-23-03 NETMOTION RENEWAL FOR VARIOUS CITY DEPARTMENTS

Sponsors: Purchasing

Attachments: [1. \(A\) TS-22-13 Security Guard Services](#)
[2. \(B\) TS-23-02 Sophos Antivirus Renewal for Charter Schools](#)
[3. \(C\) TS-23-03 Netmotion Renewal for Various City Departments](#)
[4. \(D\) Boiler Plate](#)

6. [**23-0062**](#) MOTION TO APPROVE THE MINUTES OF THE REGULAR COMMISSION MEETING ON WEDNESDAY, JANUARY 18, 2023.

Sponsors: City Clerk

Attachments: [1. 01-18-2023 Commission Minutes.pdf](#)

7. [**22-0744**](#) MOTION TO APPROVE THE PURCHASE OF TWELVE (12) COMPUTER MOUNTING HARDWARE SETS FOR THE CITY'S FIRE DEPARTMENT'S EMERGENCY RESCUE VEHICLES IN AN AMOUNT NOT TO EXCEED \$40,636.28 FROM LAW AND ORDER TECHNOLOGY, LLC, UTILIZING PRICING ESTABLISHED BY THE STATE OF FLORIDA ALTERNATE CONTRACT SOURCE #43211500-WSCA-15-ACS VIA NASPO VALUEPOINT, PURSUANT TO SECTION 35.18(C)(5) OF THE CITY'S CODE OF ORDINANCES.

Sponsors: Fire

- Attachments:**
- [1. Quote - Law and Order Technology, LLC](#)
 - [2. Quote - Insight Public Sector](#)
 - [3. Quote - ARC Acquisition US, Inc.](#)
 - [4. Quote - Global Public Safety, LLC](#)
 - [5. Quote - Rugged Solutions America, LLC DBA Rugged Depot](#)
 - [6. Quote - GovDirect](#)
 - [7. Quote Pricing Comparison](#)
 - [8. 2018-06-11 - Broward County Closest Unit Response \(CUR\) Memo](#)
 - [9. 2021-11-03 - Commission Approval of Proposed Resolution No. 2021-R-52 \(F](#)
 - [10. Resolution No. 3778: Closest Unit Response ILA](#)
 - [11. Regional Interlocal Agreement - Automatic Aid and Closest Unit Response](#)
 - [12. State of Florida #43211500-WSCA-15-ACS via NASPO ValuePoint](#)

8. **23-0061** MOTION TO APPROVE AN OUT-OF-FIELD TEACHING WAIVER FOR THE 2022-2023 SCHOOL YEAR FOR MARCI KLEIN TO TEACH READING AND SOCIAL STUDIES AT THE PEMBROKE PINES CHARTER ELEMENTARY SCHOOL, WEST CAMPUS; AND CECILY NUNEZ TO TEACH CIVICS AT THE PEMBROKE PINES CHARTER MIDDLE SCHOOL, WEST CAMPUS.

Sponsors: Charter School Principal

- Attachments:**
- [1. Out of Field Waiver Marci Klein_Redacted.pdf](#)
 - [2. Out-of-Field Waiver-Cecily Nunez-West_Redacted.pdf](#)

9. **22-0519** MOTION TO RESCIND A PORTION OF THE AWARD OF IFB # PSPW-21-03 "PARKING LOT RENOVATIONS AND RESTORATION AT VARIOUS CHARTER SCHOOLS" RELATED TO THE ACADEMIC VILLAGE AND FSU CAMPUSES FROM KALEX CONSTRUCTION & DEVELOPMENT INC., AND TO APPROVE TO ADVERTISE IFB # PSPW-23-05 "ACADEMIC VILLAGE CAMPUS / FSU ELEMENTARY CAMPUS - PARKING LOT RENOVATIONS AND RESTORATION".

Sponsors: Public Services

- Attachments:**
- [1. PSPW-23-05 Academic Village Campus / FSU Elementary Campus – Parking](#)
 - [2. PSPW-21-03 PSPW-21-03 Parking Lot Renovations and Restoration at Vario](#)

10. **22-0942** MOTION TO AWARD IFB # PSUT-22-03 "REMOVAL AND DISPOSAL OF GRIT AND SCREENINGS" TO THE MOST RESPONSIVE/RESPONSIBLE BIDDER, PANZARELLA

WASTE & RECYCLING SERVICES, FOR AN INITIAL FOUR YEAR PERIOD, IN THE ANNUAL AMOUNT NOT TO EXCEED \$164,043, SUBJECT TO ANNUAL MUTUALLY AGREED UPON RATE ADJUSTMENTS BASED ON CPI.

Sponsors: Utility

Attachments: [1. A.J. Panzarella L.L.C. - Removal and Disposal of Grit and Screenings Agreeen](#)
[2. Exhibit A - IFB # PSUT-22-03 - Removal and Disposal of Grit and Screenings](#)
[3. Exhibit B - A.J. Panzarella L.L.C. - Waste Recycling - Bid Submmital](#)
[4. PSUT-22-03 Bid Tabulation](#)
[5. 2023-01-18 Commissioner Schwartz E-mail Correspondence with Administrat](#)
[6. City Attorney's Memorandum No. 2023-008.pdf](#)

11. **23-0036** MOTION TO APPROVE THE PURCHASE OF SIXTY FIVE (65) BODY ARMOR VESTS, OMEGA SPEED PLATES AND ACCESSORIES FOR THE POLICE DEPARTMENT AND SIXTY SIX (66) BALLISTIC HELMETS, SPEED PLATES AND SOFT ARMOR INSERTS FOR THE FIRE DEPARTMENT FROM FEDERAL EASTERN INTERNATIONAL, LLC., UTILIZING PRICING ESTABLISHED BY THE STATE OF FLORIDA ALTERNATE CONTRACT SOURCE # 46151500-NASPO-21ACS, IN THE AMOUNT NOT TO EXCEED \$133,235.08, PURSUANT TO SECTION 35.18(C) (5) OF THE CITY'S CODE OF ORDINANCES. THE FIRE DEPARTMENT WILL BE UTILIZING FUNDING FROM THE URBAN AREA SECURITY INITIATIVE (UASI) GRANT.

Sponsors: Fire and Police

Attachments: [1. Federal Eastern International Police Dept. Armor Quote](#)
[2. Federal Eastern International Fire Dept. Armor Quote](#)
[3. State of Florida Alternate Contract Source # 46151500-NASPO-21-ACS](#)
[4. 46151500-NASPO-21ACS Price List](#)
[5. Point Blank Enterprises, Inc. Distributors](#)

ORDINANCES AND RESOLUTIONS

RESOLUTION:

12. **2023-R-04** [ADDENDUM ITEM] ADD-1: MOTION TO ADOPT PROPOSED RESOLUTION 2023-R-04.

PROPOSED RESOLUTION 2023-R-04 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, VACATING THE FIFTEEN FOOT (15') UTILITY EASEMENT ALONG THE WEST EDGE OF MINNAUGH PLAT, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", PROVIDING FOR RECORDATION; PROVIDING FOR CONFLICTS' PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Sponsors: Environmental Services

Attachments: [1. 2023-R-04 Franklin Academy - Easement Vacation \(00551120xC4B6A\).pdf](#)
[2. Exhibit A r1.pdf](#)
[3. Location Sketch1.pdf](#)
[4. Utility Waivers.pdf](#)

REGULAR COMMISSION MEETING ADJOURNS

PUBLIC PORTION OF SHADE SESSION CALLED TO ORDER

IMMEDIATELY FOLLOWING THE REGULAR COMMISSION MEETING, THERE IS THE OPENING OF THE PUBLIC PORTION OF THE CLOSED DOOR SHADE SESSION F.S. 286.011(8) CASE NO. 062022-CA-000877 PINES VS. CON ED.

COURT REPORTER PRESENT.

ROLL CALL

PUBLIC PORTION OF THE SHADE SESSION OPENS.

MEMBERS OF THE PEMBROKE PINES CITY COMMISSION, CITY MANAGER, CITY ATTORNEY SAMUEL S. GOREN, ASSISTANT CITY ATTORNEYS JACOB HOROWITZ, MICHAEL D. CIRULLO AND BRIAN J. SHERMAN, SPECIAL COUNSELS JEREMY SPRINGHART, ESQ. WITH THE NELSON MULLINS LAW FIRM, TANYA COURTNEY, ESQ. OF NELSON MULLINS LAW FIRM PARTICIPATING VIA WEBEX PHONE LINK, WILL MEET IN A SHADE SESSION PURSUANT TO SECTION 286.011(8), F.S., TO DISCUSS PENDING LITIGATION IN THE CASE OF CITY OF PEMBROKE PINES V. CON ED CASE NO. CASE NO. 062022-CA-000877.

PUBLIC PORTION OF THE SHADE SESSION RECESSES

AFTER CLOSED DOOR SHADE SESSION ADJOURNS

PUBLIC PORTION OF THE SHADE SESSION RESUMES

PUBLIC PORTION OF THE SHADE SESSION ADJOURNS.

CITY OF PEMBROKE PINES

Marlene D. Graham, CMC
City Clerk