

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, October 3, 2018

6:30 PM

6:30 PM Commission Meeting. Online 10/3/2018 Commission Agenda updated and republished to reflect the correct placement of Item ADD-1 on the Consent Agenda. Item #11 pulled. 911 Memorial Foundation Meeting to follow immediately after adjournment.

Commission Chambers

City Commission

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

6:30 PM REGULAR MEETING CALLED TO ORDER**ROLL CALL**

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

Also present: City Manager Dodge, City Attorney Goren and City Clerk Graham.

PLEDGE OF ALLEGIANCE

Commissioner Wagner's son led the Pledge of Allegiance.

PRESENTATIONS:

PRE-1 18-1077 PRESENTATION #1: A POLICE DEPARTMENT PROMOTION CEREMONY WILL BE CONDUCTED BEFORE COMMISSION TO PROMOTE ONE (1) OFFICER TO THE RANK OF SERGEANT.

Police Chief Giustino conducted the promotion ceremony, along with Mayor Ortis who administered the Oath of Office to the promoted Officer.

Benjamin Walter was promoted to the rank of Sergeant.

Sergeant Walter addressed the audience and the Commission with thanks.

PRE-2 18-1085 PRESENTATION #2: RECOGNITION OF PEMBROKE LAKES ELEMENTARY SCHOOL FOR BEING NAMED A 2018-2019 MICROSOFT SHOWCASE SCHOOL.

Mayor Ortis read and presented the certificate of recognition to Principal Marsha Wagner and Assistant Principal Ms. Lacresha Cooper.

Ms. Wagner addressed the Commission and the audience with thanks.

PRE-3 18-1086 PRESENTATION #3: MAYOR ORTIS WILL RECOGNIZE THE PEMBROKE PINES CHARTER HIGH SCHOOL GIRLS' VARSITY

SOFTBALL TEAM (26-5) WHO WON THE 2017-18 FLORIDA HIGH SCHOOL ATHLETIC ASSOCIATION (FHSA) 7A STATE CHAMPIONSHIP.

Mayor Ortis invited Principal Bayer, the Girls Varsity Softball Team, and their coaches, to the podium.

Principal Bayer presented championship rings to the following students:

Natalie Alegria, Erica Andal, Karly Borges, Malerie Busha, Maegan Calandra, Ariana Carreno, Katelynn Deleon, Isabella Devesa, Chloe Freire, Eliza Gonzalez, Stephanie Gonzalez, Alexandra Good, Kayla Good, Lilian McCormick, Vicky Navarro, Angelina Pascual, Zaira Nunez, Cristina Ramos, and Briana Santiago.

He recognized the Coaches: Tom Fadul, Bob Stauffer, Kim Whalen, and Anthony Kelly.

Mayor Ortis read the proclamation and presented it to Charter High School Principal Bayer.

PRE-4 18-1090

PRESENTATION #4: AVRAM JOSEPH FROM THE SOUTH FLORIDA PARENT-LED 501©(3) NONPROFIT ORGANIZATION WILL PRESENT THEIR MPS SUPERHERO FOUNDATION PROGRAM.

Mayor Ortis called Mr. Avram Joseph to present information on the MPS SuperHero Foundation and the foundation's support of people with Mucopolysaccharidosis (MPS) disease.

Mrs. Joseph also addressed the Commission and audience regarding the fundraising efforts for her son. Mrs. Joseph said more information could be found on their website: <https://mpssuperhero.org/>.

PRE-5 18-1153

PRESENTATION #5: MAYOR ORTIS WILL PRESENT A

PROCLAMATION TO VICTIMS ADVOCATE MEMBERS, THERESE SULLIVAN, CATHERINE LIEVANO, JENNA CUSACK, AND ELISHA HENDRICKS AND A REPRESENTATIVE FROM WOMEN IN DISTRESS RECOGNIZING OCTOBER 2018 AS " DOMESTIC VIOLENCE AWARENESS MONTH" IN THE CITY OF PEMBROKE PINES.

Mayor Ortis read and presented a proclamation to the Victims' Advocate Members for Domestic Violence Awareness Month.

Angela Depasquale addressed the audience and Commission regarding domestic violence awareness.

Elisha Hendricks addressed the Commission and spoke about the participation of the Victims' Advocate Department in upcoming events.

Commissioner Schwartz spoke on the presentation.

PRE-6 18-1154

PRESENTATION #6: KEVIN WATERMAN FROM MEMORIAL MANOR WILL PRESENT BILL EDELSTEIN WITH THE AMERICAN FLAG THAT FLEW OVER MEMORIAL MANOR IN HONOR OF 30 YEARS OF DEDICATION AND CARE TO THE RESIDENCE AT MEMORIAL MANOR.

Mayor Ortis called Kevin Waterman to the podium. Mr. Waterman presented the American flag to Mr. Bill Edelstein, who recently retired as director of the Memorial Manor Nursing Home after 30 years of service.

Mr. Edelstein addressed the audience and Commission with thanks.

Mayor Ortis spoke about the presentation.

ACKNOWLEDGMENT

Mayor Ortis observed a moment of silence for Mr. William Trotha, a member of the community, who recently passed away.

ANNOUNCEMENT OF ITEMS TO BE PULLED FROM AGENDA

The City Clerk announced Item #11 was pulled from the agenda by Administration.

ITEMS AT THE REQUEST OF THE PUBLIC

Stephen Card, 1120 SW 87th Avenue, Pembroke Pines, FL, addressed the Commission regarding Item #1 on the Consent Agenda.

Ronaldo Martinez, 1511 SW 85th Avenue, Pembroke Pines, FL also addressed the Commission regarding Item 1 on the Consent Agenda. He submitted photos to the Commission and spoke about the conditions in Cinnamon Place Park.

Both are residents of Honeywoods, Cinnamon Ridge, and expressed their concerns about Cinnamon Place Park.

ANNOUNCEMENT OF BOARD AND COMMITTEE APPOINTMENTS

BA-1 18-1099 ANNOUNCEMENT OF BOARD AND COMMITTEE APPOINTMENTS:

MAYOR FRANK ORTIS WISHES TO APPOINT MS. RYANN GREENBERG AS THE MAYOR'S AT-LARGE APPOINTEE TO THE PEMBROKE PINES ECONOMIC DEVELOPMENT BOARD.

The Clerk announced Mrs. Ryann Greenberg as Mayor Ortis's city-wide appointee to the Economic Development Board.

CONSENT AGENDA:

18-0059 MOTION TO APPROVE THE FIRST AMENDMENT TO THE PARKS MAINTENANCE AGREEMENT BETWEEN THE CITY OF PEMBROKE PINES AND CALVIN GIORDANO & ASSOCIATES TO INCORPORATE CHANGES IN THE SCOPE OF WORK SINCE THE ORIGINAL EFFECTIVE DATE OF THE AGREEMENT AND TO ADJUST THE ANNIVERSARY DATE OF THE AGREEMENT TO BE IN-LINE WITH THE CITY'S FISCAL YEAR FOR AN INCREASE OF \$225,509 ANNUALLY BRINGING THE ADJUSTED ANNUAL AMOUNT TO \$6,012,563 PLUS INCREASING THE ALLOWANCE AMOUNTS BY \$435,000 BRINGING THE TOTAL ALLOWANCE AMOUNTS TO \$495,000 ALONG WITH THE EXISTING CONTINGENCY AMOUNT OF \$100,000 FOR A TOTAL ANNUAL COST NOT TO EXCEED \$6,607,563.

Vice Mayor Good made a motion, seconded by Commissioner Schwartz to amend the item to allow City Administration to negotiate with Calvin Giordano

Associates (CGA) to provide funds to hire additional personnel to monitor the contract. No action was taken on Vice Mayor Good's amended motion.

Further discussion ensued pertaining to CGA as a primary contractor using a subcontractor, and considerations of efficiencies and quality control.

A new motion was made by Commissioner Castillo, seconded by Commissioner Siple, to make an amendment to Vice Mayor Good's amended motion, to direct City Administration and the Contractor to come back in 45 days with language pertaining to quality control improvement drafted for inclusion in the contract, to offer greater assurance of quality in performance. The motion carried by the following vote:

- Aye** 4 - Mayor Ortis, Commissioner Castillo, Commissioner Schwartz, and Commissioner Siple
- Nay** 1 - Vice Mayor Good Jr.

Vice Mayor Good made a motion, seconded by Commissioner Siple, to amend the main motion to NOT add four (4) months extension for re-bid but provide a one (1) year renewal with direction of staff so that the City Manager can define the balance of public and private partnership. The motion failed.

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

PRIOR TO THE VOTE BEING TAKEN ON THE AMENDED MOTION:

Commissioner Siple asked for input from the contractor.

Dennis Giordano, President of Calvin Giordano and Associates of 32 years, addressed the Commission. He said he was willing to sit down with staff, and address all the issues raised by the Commission, and come back with solutions.

Discussion ensued pertaining to changing Vice Mayor Good's amended motion.

Commissioner Siple asked about the language of the motion missing the Vice Mayor's previous parameters pertaining to the 1 year extension.

Vice Mayor Good restated his amendment to give a 1 year extension renewal and during that time the City would rebid allowing the City Manager to redefine the contract for public-private partnership. His emphasis was on the re-bidding of the contract.

Discussion continued pertaining to monitoring the contract. The contract would be renegotiated by City Administration so that funds could be provided to pay for staff to monitor the contract. Commissioner Siple spoke about the staffing levels, the addition of new parks and facilities, and that the Commission should have further meetings with discussions on amending the contract and decision on how to move forward.

Commissioner Schwartz talked about the issues in the park that arose to cause concern for Recreation & Cultural Arts Director Sorensen.

The main amended motion was now before the Commission:

Vice Mayor Good offered an amendment to allow City Administration to open negotiations with CGA to provide funds out of this contract for additional city personnel to monitor the contract. Seconded by Commissioner Schwartz.

Whereupon Commissioner Castillo made a motion, seconded by Commissioner Siple, to amend Vice Mayor Good's amended motion stated above, that the Commission direct City Administration and the contractor, within next 45 days, to come back to Commission with quality control improvement language for the contract, consistent with Commission's comments and concerns pertaining to additional staffing; pertaining to formalization and inclusion of score cards; pertaining to the current language in the contract. The motion would direct the contractor and City Administration to come back to Commission with a plan that offered greater assurance on quality. Motion would replace but not eliminate Vice Mayor Good's amended motion.

The amended motion carried by the following vote:

Aye 4 - Mayor Ortis, Commissioner Castillo, Commissioner Schwartz, and Commissioner Siple

Nay 1 - Vice Mayor Good Jr.

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Item 1 into the record, by title.

Christina Sorensen, Recreation and Cultural Arts Director, came to the podium to address the questions of the Commission.

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

City Manager Dodge responded to the questions of the Commission.

The following members of the public spoke on the item:

Stephen Card, 1120 SW 87th Avenue, Pembroke Pines, FL
Ronaldo Martinez, 1511 SW 85th Avenue, Pembroke Pines, FL

- 2. 18-1042** MOTION TO AUTHORIZE THE PROPER CITY OFFICIALS TO EXECUTE THE THIRD AMENDMENT TO THE AGREEMENT FOR PURCHASE AND SALE OF REAL PROPERTY FOR THE WETLANDS PORTION OF SHERIDAN STREET BUSINESS CENTER, LOCATED ON SHERIDAN STREET AND NW 199 AVENUE, OWNED BY ALEXIS

M. BAKER, EDWARD BAKER, II, AND STEPHANIE L. BAKER.

A motion was made to approve on the Consent Agenda

3. **18-1066** MOTION TO APPROVE THE PURCHASE OF FIRE RESCUE MEDICAL SUPPLIES AND EQUIPMENT FROM THE BROWARD SHERIFF'S OFFICE (BSO) FOR A TOTAL AMOUNT NOT TO EXCEED \$207,230 FOR FISCAL YEAR 2018-2019 PER SECTION 35.18(C)(5) OF THE CITY'S PROCUREMENT CODE WHICH ALLOWS THE UTILIZATION OF OTHER GOVERNMENTAL AGENCY CONTRACTS FOR COMMODITIES OR SERVICES.

A motion was made to approve on the Consent Agenda

4. **18-1081** MOTION TO APPROVE AN INCREASE TO THE ESTIMATED ANNUAL AMOUNT TO THE AGREEMENT WITH FIRST VEHICLE SERVICES, INC. FOR THE FIRE DEPARTMENT'S FLEET MAINTENANCE, INCREASING FROM \$518,980.16 TO AN ANNUAL AMOUNT NOT TO EXCEED OF \$540,000, AND ALSO APPROVE AN INCREASE TO THE PRORATED ESTIMATED ANNUAL AMOUNT FOR THE SIX MONTH PERIOD IN FISCAL YEAR 2017-18 FROM \$259,490.08 TO AN AMOUNT NOT TO EXCEED \$289,000.

A motion was made to approve on the Consent Agenda

6. **18-1087** MOTION TO APPROVE THE EXECUTION OF THE AGREEMENT WITH BERMELLO AJAMIL & PARTNERS, INC. FOR RE-18-10 "PARKS ARCHITECTURAL AND ENGINEERING SERVICES" FOR AN ANNUAL COST OF \$100,000

A motion was made to approve on the Consent Agenda

7. **18-1088** MOTION TO RATIFY THE CITY MANAGER'S APPROVAL OF THE INCREASE TO PURCHASE ORDER #20181167 FOR THE INSTALLATION OF EPOXY FLOORING AT STUDIO 18 WITH NATIONAL CONCRETE POLISHING, INC. IN THE AMOUNT OF \$1,880 BRINGING THE TOTAL PROJECT COST TO \$26,875.

A motion was made to approve on the Consent Agenda

8. **18-1094** MOTION TO AUTHORIZE SETTLEMENT AGREEMENT REACHED BETWEEN CITY OF PEMBROKE PINES AND TRACY DAVIS MCNEIL.

A motion was made to approve on the Consent Agenda

18-1079 MOTION TO APPROVE REQUEST TO ADVERTISE SOLICITATION(S):

(A) PSPW-18-11 "CONSTRUCTION OF SECURITY GUARDHOUSE AT WASTE WATER PLANT"
(B) PSUT-18-07 "AUTOMATED METERING INFRASTRUCTURE (AMI) PROGRAM MANAGER"

A motion was made to approve on the Consent Agenda

10. 18-1080 MOTION TO REJECT ALL PROPOSALS FOR PSPW-18-09 "PINES CHARTER SCHOOL WEST ELEMENTARY PLAYGROUND EPDM POUR IN PLACE SURFACE" AND TO AUTHORIZE THE RE-ADVERTISEMENT OF THIS SOLICITATION AS PSPW-18-12 "PINES CHARTER SCHOOL WEST ELEMENTARY PLAYGROUND EPDM POUR IN PLACE SURFACE".

A motion was made to approve on the Consent Agenda

11. 18-1095 **[ITEM #11 PULLED FROM THE AGENDA BY ADMINISTRATION]**
MOTION TO APPROVE THE CITY WIDE EXPENSE FOR PEMBROKE PINES POLICE DMS, INC. FOR OFF-DUTY POLICE DETAIL SERVICES, FOR AN ANNUAL AMOUNT NOT TO EXCEED \$225,000.

A motion was made to approve on the Consent Agenda

12. 18-1096 MOTION TO APPROVE THE DEPARTMENT RECOMMENDATIONS FOR THE FOLLOWING ITEM LISTED ON THE CONTRACT DATABASE REPORT:

(A) GLE ASSOCIATES, INC. - ENVIRONMENTAL SPECIALISTS FOR RESIDENTIAL HOME INSPECTION.

(B) ARS ENVIRONMENTAL, INC. - ENVIRONMENTAL SPECIALISTS FOR RESIDENTIAL HOME INSPECTION.

(C) GAUDET ASSOCIATES, INC. - ENVIRONMENTAL SPECIALISTS FOR RESIDENTIAL HOME INSPECTION.

(D) BERYL PROJECT ENGINEERING, LLC. - RESIDENTIAL HOME INSPECTION AND COST ESTIMATING SERVICES.

(E) HOUSING AND ASSISTIVE TECHNOLOGY, INC. - RESIDENTIAL HOME INSPECTION AND COST ESTIMATING SERVICES.

(F) SOFI CORPORATION. - RESIDENTIAL HOME INSPECTION AND COST ESTIMATING SERVICES.

(G) TSC ASSOCIATES, INC. - RESIDENTIAL HOME INSPECTION AND COST ESTIMATING SERVICES.

(H) KING OF PRESSURE, INC. - CITYWIDE PRESSURE WASHING SERVICES.

(I) ELAN LAWN AND LANDSCAPE SERVICES, INC. - CITYWIDE PRESSURE WASHING SERVICES.

(J) ROOF-PAINTING BY HARTZELL, INC. - CITYWIDE PRESSURE WASHING SERVICES.

(K) LIGHTNING COMMERCIAL CLEANING SERVICE, LLC. - CITYWIDE PRESSURE WASHING SERVICES.

(L) BEL AIR MAINTENANCE, INC. - CITYWIDE PRESSURE WASHING SERVICES.

(M) BENNETT FIRE PRODUCTS COMPANY, INC. - FIRE DEPARTMENT BUNKER GEAR.

(N) FPI SECURITY SERVICES, INC. - SECURITY GUARD SERVICES.

A motion was made to approve on the Consent Agenda

- 13. 18-1156** MOTION TO APPROVE THE FIRST AMENDMENT TO AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN THE CITY OF PEMBROKE PINES AND COMMUNITY REDEVELOPMENT ASSOCIATES OF FLORIDA , INC

A motion was made to approve on the Consent Agenda

- 14. 18-1155** MOTION TO APPROVE THE FIRST AMENDMENT TO THE LEASE AGREEMENT BETWEEN THE CITY AND VERTICAL BRIDGE DEVELOPMENT, LLC. FOR A CELL TOWER AT THE ACADEMIC VILLAGE CAMPUS.

A motion was made to approve on the Consent Agenda

- ADD-1 18-1073** MOTION TO APPROVE A DONATION IN THE AMOUNT OF \$3,000.00

FOR CRIME STOPPERS OF BROWARD COUNTY UTILIZING FUNDS FROM THE POLICE DEPARTMENT'S CONFISCATION ACCOUNT. [The online agenda was updated and republished on 9/27/2018 to reflect this item in its correct position on the Consent Agenda as ADD-1. It was incorrectly positioned as a Presentation Item.]

A motion was made to approve on the Consent Agenda

Approval of the Consent Agenda

A motion was made by Commissioner Siple, seconded by Commissioner Castillo, to approve the Consent Agenda. The motion carried by the following vote:

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

Nay 0

5. **18-1082** MOTION TO APPROVE THE THIRD AMENDMENT FOR LEGAL SERVICES WITH GOREN, CHEROF, DOODY, & EZROL, P.A.

A motion was made by Vice Mayor Good, seconded by Commissioner Siple, to defer Consent Item #5.

PRIOR TO THE VOTE BEING TAKEN:

Commission approved a motion to defer the item to a time certain of October 17, 2018.

Vice Mayor Good read Item 5 into the record, by title and spoke on the item.

City Attorney Goren responded to Commissioner Good's questions.

- 9 (B) **18-1079** MOTION TO APPROVE REQUEST TO ADVERTISE SOLICITATION(S):
- (A) PSPW-18-11 "CONSTRUCTION OF SECURITY GUARDHOUSE AT WASTE WATER PLANT"
- (B) PSUT-18-07 "AUTOMATED METERING INFRASTRUCTURE (AMI) PROGRAM MANAGER"

A motion was made by Commissioner Siple, seconded by Commissioner Castillo, to defer item 9(B) to time certain October 17, 2018. The motion carried by the following vote:

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Commission approved a motion to defer the item to time certain of October 17, 2018.

Vice Mayor Good read Item 9B into the record and spoke on the item.

Mayor Ortis said he spoke with Mr. Jose Fuentes, a lobbyist for the company regarding the item.

The following members of the public addressed the Commission:

Bryan Reardon, Account Executive with Siemens Industries, Tampa, Florida
Gregg Eaton, Zone Sales Manager with Siemens Industries, Tampa, Florida

City Manager Dodge spoke in response.

- 15. 18-1078** MOTION TO APPROVE THE MEETING MINUTES OF THE 9/12/2018 FIRE ASSESSMENT/NUISANCE ABATEMENT PUBLIC HEARING; FIRST BUDGET HEARING AND REGULAR COMMISSION MEETING OF SEPTEMBER 4, 2018; SECOND BUDGET HEARING AND REGULAR COMMISSION MEETING OF SEPTEMBER 17, 2018; AND REGULAR COMMISSION MEETING OF AUGUST 22, 2018.

A motion was made by Vice Mayor Good, Jr., seconded by Commissioner Schwartz, to defer item #15 and refer to the City Clerk to review and correct the error in the action text in Item #15 of the September 17, 2018 Commission Minutes, and bring corrected Minutes item back before Commission at the October 17, 2018 meeting. The motion carried by the following vote:

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Vice Mayor Good read Item 15 into the record and spoke on the item pertaining to the September 17, 2018 Commission meeting minutes.

ORDINANCES AND RESOLUTIONS:

SECOND READING ORDINANCES:

16. 2018-18 MOTION TO ADOPT PROPOSED ORDINANCE NO. 2018-18 ON SECOND AND FINAL READING

PROPOSED ORDINANCE 2018-18 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING THE ZONING CATEGORY OF THE FORMER CITY HALL PARCEL LOCATED AT THE SOUTHWEST CORNER OF PALM AVENUE AND PINES BOULEVARD FROM "A-1" (LIMITED AGRICULTURAL DISTRICT) TO "MXD" (MIXED USE DISTRICT); AMENDING THE PEMBROKE PINES CITY CENTER MXD DESIGN GUIDELINES; INCORPORATING THE FORMER CITY HALL PARCEL LOCATED AT THE SOUTHWEST CORNER OF PALM AVENUE AND PINES BOULEVARD INTO THE CITY CENTER MXD PARCEL; CREATING REGULATIONS FOR THOSE CERTAIN NEW USES AND ASSOCIATED PARKING STANDARDS AS REFERENCED IN EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN; PROVIDING FOR CITY COMMISSION AUTHORITY, CODIFICATION, SEVERABILITY, CONFLICTS AN EFFECTIVE DATE.

A motion was made by Commissioner Siple, seconded by Commissioner Castillo, to adopt Proposed Ordinance 2018-18. The motion carried by the following vote:

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

Nay 0

Enactment No: 1917

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2018-18 into the record by title.

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

Mike Stamm, Planning and Economic Development Director, addressed the Commission.

Public Hearing: No members of the public spoke on the item.

**17. 2018-19 MOTION TO ADOPT PROPOSED ORDINANCE NO. 2018-19 ON
SECOND AND FINAL READING.**

PROPOSED ORDINANCE NO 2018-19 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING CHAPTER 155, THE COMPREHENSIVE ZONING CODE OF THE CITY OF PEMBROKE PINES, BY SPECIFICALLY AMENDING SECTION 155.027, ENTITLED "ZONING MAP", TO RE-ZONE THE STELLAR PINES TOWNHOMES PARCEL LOCATED GENERALLY SOUTH OF PINES BOULEVARD BETWEEN SW 184TH AVENUE AND SW 186TH AVENUE, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", RE-ZONING FROM THE CURRENT ZONING "B-3" (GENERAL BUSINESS) / A-1 (LIMITED AGRICULTURAL DISTRICT) TO "TH-12" (TOWNHOUSE DISTRICT) / A-1 (LIMITED AGRICULTURAL DISTRICT); PROVIDING FOR CODIFICATION, SEVERABILITY, CONFLICTS AND AN EFFECTIVE DATE.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to adopt Proposed Ordinance 2018-19 on Second and Final Reading. The motion carried by the following vote:

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

Nay 0

Enactment No: 1918

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2018-19 into the record, by title.

Public Hearing: No members of the public spoke on the item.

FIRST READING ORDINANCES:

18. **2018-24** MOTION TO PASS PROPOSED ORDINANCE 2018-24 ON FIRST READING.

PROPOSED ORDINANCE 2018-24 IS AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA AMENDING TITLE XI, OF THE CITY'S CODE OF ORDINANCES, ENTITLED "BUSINESS REGULATIONS," BY CREATING CHAPTER 125 TO BE ENTITLED "BLEEDING CONTROL KIT REQUIREMENTS FOR CHILD CARE FACILITIES"; CREATING SECTIONS 125.01 THROUGH 125.03 TO REQUIRE CHILD CARE FACILITIES TO COMPLY WITH "BLEEDING CONTROL KIT REQUIREMENTS FOR CHILD CARE FACILITIES"; PROVIDING FOR PURPOSE AND INTENT; PROVIDING FOR DEFINITIONS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR A TRANSITION PERIOD; PROVIDING FOR CODIFICATION; PROVIDING CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

SECOND AND FINAL READING IS SCHEDULED FOR WEDNESDAY, NOVEMBER 7, 2018.

A motion was made by Mayor Ortis, seconded by Commissioner Siple, to pass Proposed Ordinance 2018-24 on First Reading. Second and Final Reading scheduled for November 19, 2018. The motion carried by the following vote:

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

Nay 0

RESOLUTIONS:

19. **2018-R-39** MOTION APPROVE PROPOSED RESOLUTION 2018-R-39.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, EXPRESSLY AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO TAKE ANY AND ALL ACTION NECESSARY TO FURTHER THE INTENT OF RESOLUTION NO. 3553, AND ORDINANCE NO. 1839, WHICH INCLUDES THE EXPRESS AUTHORIZATION TO EXECUTE THE AMENDMENT TO THE NON-VEHICULAR ACCESS LINES AND PHASING AGREEMENTS BETWEEN THE CITY OF PEMBROKE PINES AND BROWARD COUNTY; AUTHORIZING CITY ADMINISTRATION TO TAKE ANY ACTION NECESSARY TO IMPLEMENT THE INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

A motion was made by Commissioner Siple, seconded by Commissioner Castillo, to adopt Proposed Resolution 2018-R-39. The motion carried by the following vote:

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

Nay 0

Enactment No: 3623

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2018-R-39 into the record, by title.

Commissioner Castillo spoke on the matter.

Mike Stamm, Planning and Economic Development Director, addressed the questions of the Commission.

REGULAR AGENDA:

- 20. 18-1093** MOTION TO APPROVE THE PAYMENT TO TEN-8 FIRE EQUIPMENT INC. FOR WORK THAT WAS COMPLETED WHILE SUBCONTRACTED THROUGH CENTERRA GROUP, LLC, IN THE AMOUNT NOT TO EXCEED OF \$46,076.15, IN THE BEST INTEREST OF THE CITY, PURSUANT TO SECTION 35.18(C)(8) OF THE PROCUREMENT CODE.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to approve. The motion carried by the following vote:

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Item 20 into the record, by title.

- 21. 18-1097** DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE THE CITY MANAGER OR DESIGNEE TO SIGN OFF ON AN EXTENDED SPECIAL EVENT PERMIT TO ALLOW A WEEKLY FARMERS MARKET AT THE PEMBROKE LAKES MALL.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to approve the item. The motion carried by the following vote:

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Item 21 into the record, by title.

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

- 22. 18-1098 DISCUSSION AND POSSIBLE ACTION TO RESCHEDULE THE WEDNESDAY, NOVEMBER 7TH, 2018 AND WEDNESDAY, NOVEMBER 21ST, 2018 COMMISSION MEETINGS.**

A motion was made by Commissioner Siple, seconded by Mayor Ortis, to approve rescheduling the Commission Meetings in November 2018 by combining first and second meetings of the month to Monday, November 19, 2018. The motion carried by the following vote:

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Item 22 into the record, by title.

Commissioner Schwartz and Commissioner Castillo spoke on the item. They asked City Administration to look at the entire 2019 calendar to plan ahead any meeting consolidation, scheduling conflict and holidays. The City should publish a calendar at the start of every fiscal year.

City Manager Dodge responded to the questions of the Commission.

Commission agreed to meet on Monday, November 19th, 2018 by combining both the November 7 and November 21, 2018 meetings.

REPORTS OF LEAGUE REPRESENTATIVES

REPORTS OF THE CITY MANAGER AND CITY ATTORNEY

City Attorney Goren reported on the Corrections Corporation of America (CCA) hearing to take place on October 4, 2018 on the Motion for Clarification. He also spoke on the pending recommendation regarding the FEMA appeals on the Hurricane Wilma item and potential litigation. City Attorney Goren said updates regarding these matters will be provided at the October 17, 2018 Commission meeting.

Commissioner Castillo asked about a shade session on the CCA matter.

City Attorney Goren said Special Counsel Bruce Johnson asked that the request for a shade session be deferred until after the hearing.

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2018-24 into the record, by title. City Attorney Goren stated Fire Chief Picarello would address the minor changes to the Proposed Ordinance, which was provided to the Commission on the dais.

Fire Chief Picarello addressed the Commission regarding the changes on the item. He also provided a response to the questions of the Commission.

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

COMMISSION ITEMS:

- 23. 18-1084 COMMISSIONER CASTILLO - ITEM #1: DISCUSSION AND POSSIBLE MOTION TO DIRECT ADMINISTRATION TO STUDY AND RECOMMEND NO THROUGH TRUCK SIGNS FOR 208TH AVE IN CHAPEL TRAIL TO FURTHER HELP MOVE TRAFFIC DURING SCHOOL TIMES.**

A motion was made by Commissioner Siple, seconded by Commissioner

Castillo, to defer item to have a resolution drafted by the City Attorney to be brought back before Commission. The motion carried by the following vote:

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Commission approved the motion to defer the item to the next meeting until further clarification and information is provided.

Commissioner Castillo read Item 23 into the record, by title and spoke on the item. Commissioner Castillo wanted clarification that this item on 208 Avenue would not be delayed by including other streets in this consideration, and that the item would come back as a resolution or further clarification being sought by Commissioner Siple.

City Attorney Goren provided a response to the Commission regarding adopting a Resolution on the item. He said a resolution would be drafted for the next Commission Meeting on October 17, 2018.

Commissioner Siple and Commissioner Schwartz spoke on the matter.

24. 18-1151

COMMISSIONER SCHWARTZ ITEM #1: DISCUSSION AND POSSIBLE ACTION TO DIRECT THE COMMISSION AUDITOR TO REVIEW ALL PERFORMANCE ASPECTS OF THE SMG CIVIC CENTER CONTRACT AND REPORT BACK FINDINGS FROM THE DATE OF CONTRACT INCEPTION THROUGH THE PRESENT.

A motion was made by Commissioner Schwartz, seconded by Commissioner Castillo, to defer the item. The motion carried by the following vote:

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

Nay 0

A motion was made by Commissioner Schwartz, seconded by Commissioner Castillo, to approve a substitute motion to move the City Manager's recommendation and set the discussion for the November 19, 2018 to hold a workshop for SMG to make a presentation. The motion carried by the following vote:

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Schwartz read Item 24 into the record, by title and spoke on the item.

Direction was given to the City Manager to have a workshop prior to the November 19, 2018 Commission meeting to further discuss the matter.

City Manager Dodge provided a response to the questions of the Commission. He said he would ask the provider to come forward to Commission and make a presentation as to goals, operations and marketing, and how they are utilizing their subcontractor who books shows. Mr. Dodge said it would be helpful to first hear from them.

Commissioner Schwartz made a substitute motion to move the City Manager's recommendation and set the discussion for the November 19, 2018 to hold a workshop for SMG to make a presentation. The motion was seconded by Commissioner Castillo.

A workshop was calendared for Monday, November 19, 2018 at 5:00 PM prior to the start of the Regular Commission Meeting.

Please note: After the October 3, 2018 meeting the start time of the workshop was changed to 3:00 PM.

- 25. 18-1152** COMMISSIONER SCHWARTZ ITEM #2: DISCUSSION AND POSSIBLE ACTION TO DIRECT CITY ADMINISTRATION TO PROVIDE A COMPARISON OF THE FINANCIAL CONTRACT ARRANGEMENTS BETWEEN PRIVATIZED BUILDING DEPARTMENT VENDORS AND THE CITIES/TOWNS THEY SERVE WITHIN BROWARD COUNTY AND TO PROVIDE THE INFORMATION ON THE OCTOBER 17, 2018 AGENDA.

A motion was made by Commissioner Schwartz, seconded by Vice Mayor Good, Jr., to approve Item #25. The motion carried by the following vote:

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Schwartz read Item 25 into the record, by title and spoke on the item.

City Manager Dodge responded to the questions of the Commissioner.

OLD BUSINESS:

ADJOURN - 9:45 P.M.

911 MEMORIAL FOUNDATION BOARD CALLED TO ORDER IMMEDIATELY FOLLOWING THE ADJOURNMENT OF THE REGULAR COMMISSION MEETING

ROLL CALL

Roll call for the Board of Directors of the 911 Memorial

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

TREASURER'S REPORT

Commissioner Siple spoke on balances in the Bank of America account of the City of Pembroke Pines 9/11 Memorial Foundation, Inc.

Commissioner Schwartz asked the City Attorney Goren about Sunbiz filing.

City Attorney Goren spoke on a motion required to ratify the membership of Vice Mayor Thomas Good, Jr. to the 9/11 Memorial Foundation.

Commissioner Castillo spoke on the work needed to be done on the 9/11 memorial, to secure and protect the statuary. He said he had conversations with City Manager Dodge on the matter of securing the memorial site.

Commissioner Castillo said the 9/11 Memorial Foundation board should close the account and direct the City Attorney to file Articles of Dissolution and disburse the funds to the City.

NEW BUSINESS

A motion was made by Commissioner Castillo, seconded by Commissioner Schwartz, to approve the ratification of the membership of Vice Mayor Thomas Good Jr to the Board of Directors of the 9/11 Memorial Foundation. The motion carried by the following vote:

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

Nay 0

PUBLIC COMMENT

ADJOURN - 9:50 PM

CITY OF PEMBROKE PINES

Marlene D. Graham, CMC
City Clerk

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.

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.