

# City of Pembroke Pines, FL

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



## Meeting Minutes

**Monday, September 17, 2018**

**6:00 PM**

**6:00 PM 2nd Budget Hearing followed at 6:30 PM (or at such time as the Budget Hearing adjourns) Regular Commission Meeting. Item #20 pulled from the agenda by Administration and rescheduled for October 3, 2018.**

**Commission Chambers**

### **City Commission**

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

**6:00 PM SECOND BUDGET HEARING 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 Charles Dodge, City Attorney Samuel Goren and City Clerk Marlene Graham.

**BPH 18-1075** SECOND PUBLIC HEARING ON ADOPTING A TENTATIVE BUDGET AND PROPOSED MILLAGE RATE FOR THE FISCAL YEAR 2018-2019 FOR THE CITY OF PEMBROKE PINES, FLORIDA.

PURPOSE: RECOMPUTE AND PUBLICLY ANNOUNCE THE MILLAGE RATE OF 5.7100, WHICH IS 6.98% ABOVE THE ROLLED-BACK MILLAGE RATE OF 5.3374 AND AMEND AND ADOPT THE 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.

Mayor Ortis opened the Budget Public Hearing and read the public hearing item into the record.

**2018-21** MOTION TO ADOPT PROPOSED ORDINANCE NO. 2018-21 ON SECOND AND FINAL READING.

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, ESTABLISHING THE OPERATING MILLAGE RATE OF 5.7100 OR \$5.7100 PER THOUSAND DOLLARS OF TAXABLE ASSESSED PROPERTY VALUE, WHICH IS 6.98% ABOVE THE ROLLED-BACK RATE OF 5.3374, FOR THE CITY OF PEMBROKE PINES, FLORIDA, PURSUANT TO THE 2018-2019 CITY BUDGET, IN ACCORDANCE WITH CHAPTER 200, FLORIDA STATUTES; AND ESTABLISHING THE DEBT SERVICE MILLAGE RATE OF 0.4683 FOR DEBT SERVICE ON THE GENERAL OBLIGATION BONDS APPROVED BY THE ELECTORATE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Commissioner Siple, seconded by Vice Mayor Good, Jr., to adopt Millage Proposed Ordinance 2018-21. This motion required four (4) YES votes to pass. The motion failed by the following vote:**

**Aye** 3 - Mayor Ortis, Commissioner Siple, and Vice Mayor Good Jr.

**Nay** 2 - Commissioner Castillo, and Commissioner Schwartz

Enactment No: 1912

**A motion was made by Commissioner Castillo, seconded by Commissioner Schwartz, to adopt the Operating Millage Rate Ordinance on Second and Final Reading. The approved Operating Millage Rate is 5.6736. Time of the adoption of the ordinance was 6:58 PM. The motion carried by the following vote:**

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

**Nay** 1 - Commissioner Siple

Enactment No: 1912

#### PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2018-21 into the record, by title.

City Manager Dodge presented the Proposed Budget PowerPoint presentation and responded to the questions of the Commission regarding the proposed budget.

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

No members of the public spoke on the Budget Hearing item.

#### **BH-2      2018-22      MOTION TO ADOPT PROPOSED ORDINANCE 2018-22 ON SECOND AND FINAL READING.**

PROPOSED ORDINANCE 2018-22 IS AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, ADOPTING THE BUDGET FOR FISCAL YEAR 2018-2019; 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.

**A motion was made by Commissioner Castillo, seconded by Vice Mayor Good, Jr., to adopt the Budget Ordinance on Second and Final Reading. The motion carried by the following vote:**

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

**Nay** 1 - Commissioner Siple

Enactment No: 1913

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2018-22 into the record, by title.

## **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**

The Pledge of Allegiance was led by the members of American Legion Post 385.

### **PRESENTATIONS:**

**PRE-1 18-1041** PRESENTATION #1: COMMISSION AUDITOR FISCAL YEAR 2019 RISK ASSESSMENT AND AUDIT PLAN FOR PRESENTATION, DISCUSSION, AND APPROVAL.

Commission Auditor Michael Gossman, CPA of Moore, Stephens, Lovelace Consultants, addressed the Commission with the Audit Plan for 2018-2019. Mr. Gossman also responded to the questions of the Commission.

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

Direction was given to the City Attorney to include SMG and the Civic Center activities in the 2019-2020 yearly audit.

**PRE-2 18-1051**

**PRESENTATION #2: MAYOR ORTIS WILL READ A PROCLAMATION RECOGNIZING SEPTEMBER 16, 2018 AS "AMERICAN LEGION CENTENNIAL DAY" IN THE CITY OF PEMBROKE PINES.**

Mayor Ortis acknowledged American Legion Day, September 16, 2018.

Mayor Ortis read and presented a proclamation to the attending members of American Legion Post 385.

Mr. James Tewes addressed the Commission, and acknowledged the members who were killed in Iraq and Afghanistan.

Ms. Yolanda Santos, Public Relations Officer, addressed the Commission and introduced the following members of the Legion present at the meeting:

George Koren - Vice Commander  
Teddy Pomerantz - Adjutant Officer  
Bob Nagle - Chaplin  
James Tewes - Post Commander  
Joe Motes - Judge Advocate

Commissioner Schwartz spoke on the presentation.

Vice Mayor Good was acknowledged as a long time Legionnaire.

**ACKNOWLEDGEMENTS**

Commissioner Castillo took a point of privilege to wish his wife Lisa a happy wedding anniversary.

**PRE-3 18-1052**

**PRESENTATION #3: THE BROWARD LEAGUE OF WOMEN VOTERS**

GUN SAFETY COMMITTEE WILL PRESENT THEIR "LOCK IT UP" PROGRAM.

Ms. Barbara Markley, Chair of the Broward League of Women Voters Gun Safety Committee, addressed the Commission and handed out flyers and gun locks to the Commission on the "Lock it Up" program.

Mayor Ortis called Deputy Chief Carlos Bermudez to address Ms. Markley. Deputy Chief Bermudez spoke from the podium. He said the Police Department would be able to work with Ms. Markley's program on trigger locks.

Commissioner Siple spoke about the presentation and announced the third Raising Positive Children event, to take place at the Charles F. Dodge City Center on Tuesday, October 9, 2018 from 7:00pm-9:00pm.

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

The Clerk announced that Item #20 was pulled by Administration.

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

There were no items at the request of the public.

## **ANNOUNCEMENT OF BOARD AND COMMITTEE APPOINTMENTS**

The Clerk announced no board appointments.

**18-1046**

MOTION TO APPROVE THE DEPARTMENT RECOMMENDATIONS FOR THE FOLLOWING ITEM LISTED ON THE CONTRACT DATABASE REPORT:  
THE MIRAMAR PEMBROKE PINES REGIONAL CHAMBER OF COMMERCE TRUSTEE PARTNERSHIP AGREEMENT.

A motion was made by Mayor Ortis, seconded by Commissioner Castillo, to agree by consensus to move Regular Item #25 out of sequence to be read prior to 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

Vice Mayor Good made a motion to amend the renewal of the trustee agreement to include language from Article 3 of the Articles of Incorporation pertaining to political activity and incorporated into the trustee agreement, and that any change in language from Article 3 be first approved by the City Commission.

The motion died for lack of a second.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to approve Item #25 as written to renew the Miramar Pembroke Pines Regional Chamber of Commerce Trustee Partnership Agreement under the same terms and conditions. The 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:

Regular Agenda Item 25 was taken out of order and read prior to the Consent Agenda.

City Attorney Goren read Item 25 into the record, by title.

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

City Attorney Goren provided a response to the questions of the Commission referencing a memorandum sent after the August 22, 2018 Commission meeting.

The following member of the public spoke on the item:

Henry Rose, Chair for the Miramar Pembroke Pines Chamber of Commerce, addressed the Commission.

## CONSENT AGENDA:

2.        **18-1049**        MOTION TO APPROVE OUT-OF-FIELD TEACHING WAIVERS FOR THE 2018-2019 SCHOOL YEAR FOR THE PEMBROKE PINES' CHARTER ELEMENTARY SCHOOL CENTRAL CAMPUS, AND

PEMBROKE PINES CHARTER MIDDLE SCHOOL CENTRAL CAMPUS; PEMBROKE PINES CHARTER ELEMENTARY SCHOOL EAST CAMPUS; PEMBROKE PINES CHARTER ELEMENTARY WEST CAMPUS AND CHARTER MIDDLE SCHOOL WEST CAMPUS; PEMBROKE PINES CHARTER ELEMENTARY SCHOOL FSU CAMPUS; AND PEMBROKE PINES CHARTER HIGH SCHOOL ACADEMIC VILLAGE CAMPUS.

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

3.       **18-0787**       MOTION TO APPROVE THE PURCHASE AND AGREEMENT FROM THE SOLE SOURCE VENDOR, CERTIPOINT, INC., FOR LEARNING CURRICULUM AND ASSESSMENT TESTING MATERIALS IN THE AMOUNT OF \$31,950, TO HELP SUPPORT CAREER AND TECHNICAL EDUCATION AT THE CITY OF PEMBROKE PINES CHARTER MIDDLE SCHOOLS FOR THE 2018-2019 SCHOOL YEAR.

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

4.       **18-0845**       MOTION TO RATIFY THE CITY MANAGER'S APPROVAL OF AN EMERGENCY PAYMENT TO THE SOLE SOURCE VENDOR, SMITH & LOVELESS, INC., IN THE TOTAL AMOUNT OF \$36,637.82 DUE TO EXCEEDING THE \$200,000 ESTIMATED ANNUAL AMOUNT AS APPROVED BY COMMISSION.

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

5.       **18-0853**       MOTION TO RATIFY THE CITY MANAGER'S APPROVAL OF THE INCREASE TO THE PURCHASE ORDER FOR THE PURCHASE AND INSTALLATION OF LVT FLOORING IN VARIOUS AREAS OF THE PEMBROKE PINES CHARTER SCHOOLS WITH MOHAWK CARPET DISTRIBUTION, INC. IN THE AMOUNT OF \$27,108.81.

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

6.       **18-0856**       MOTION TO RATIFY THE CITY MANAGER'S APPROVAL TO UTILIZE DOWNRITE ENGINEERING CORPORATION FOR THE EMERGENCY REPAIR OF AN 8-INCH SEWER LINE BREAK ON WASHINGTON STREET AND HIATUS (WOODBIDGE) IN THE AMOUNT OF \$58,500.

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

7.       **18-1023**       MOTION TO APPROVE THE INCREASE TO THE PURCHASE ORDER FOR CHEMICALS FROM NUTERRA MANAGEMENT, LLC, AS PART OF PHASE 2 OF THE BCR PROJECT AT THE WASTE WATER TREATMENT



PLANT PURSUANT TO THE AGREEMENT, IN THE AMOUNT OF \$120,000, INCREASING THE PURCHASE ORDER AMOUNT TO \$298,722.84; APPROVE THE RATE INCREASE REQUESTED FOR THE SERVICE FEES; AND APPROVE THE ASSIGNMENT OF THE AGREEMENT FROM NUTERRA MANAGEMENT, LLC TO ITS PARENT COMPANY BCR ENVIRONMENTAL CORPORATION.

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

8.        **18-1033**        MOTION TO APPROVE THE FIRST AMENDMENT TO THE AGREEMENT WITH WESTWIND CONTRACTING INC. FOR LIME SLUDGE REMOVAL AND HAULING AT THE WATER PLANT, RENEWING THE AGREEMENT FOR THE FIRST TWO YEAR RENEWAL OPTION AND TO ALIGN THE AGREEMENT TO THE CITY'S FISCAL YEAR AT A COST NOT TO EXCEED \$279,994 PER YEAR.

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

9.        **18-1040**        MOTION TO APPROVE THE DRAFT RISK ASSESSMENT AND AUDIT REPORT ("RAAP") FOR THE CITY'S 2019 FISCAL YEAR FROM MOORE STEPHENS LOVELACE, PA.

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

10.       **18-1048**        MOTION TO AUTHORIZE THE PROPER CITY OFFICIALS TO EXECUTE THE AMENDMENT TO THE EDUCATIONAL MITIGATION AGREEMENT FOR CITY CENTER

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

11.       **18-1061**        MOTION TO APPROVE THE INCREASE TO THE PURCHASE ORDER FOR CO2 AT THE WATER PLANT FROM AIRGAS USA, LLC, IN THE AMOUNT OF \$22,200, INCREASING THE PURCHASE ORDER TO AN ANNUAL AMOUNT OF \$179,350.

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

12.       **18-1070**        MOTION TO ACCEPT THE 2018-2019 VICTIMS OF CRIME ACT GRANT IN THE AMOUNT OF \$18,472.00 FOR THE ENHANCEMENT OF VICTIM SERVICES.

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

13.       **18-0486**        MOTION TO APPROVE REQUEST TO ADVERTISE SOLICITATION:

(A) PSPW-18-10 "CITYWIDE WETLANDS MITIGATION MAINTENANCE & MANAGEMENT SERVICE"

A motion was made to approve on the Consent Agenda

14.      18-0915      MOTION TO APPROVE THE FINDINGS AND RECOMMENDATION OF THE EVALUATION COMMITTEE FOR PSEN-18-02 "PROFESSIONAL SERVICE PROVIDERS (ARCHITECTURAL, ENGINEERING, SURVEYING & MAPPING)" AND TO APPROVE THE FOLLOWING POOL OF PROFESSIONAL SERVICE PROVIDERS UNDER EACH OF THE TEN FOLLOWING PROFESSIONAL SERVICE DISCIPLINES:

**1. GENERAL CIVIL AND ENVIRONMENTAL ENGINEERING**

A.D.A. ENGINEERING, INC  
AMBRO, INC  
BAXTER & WOODMAN, INC. (MATTHEWS CONSULTING)  
CALVIN, GIORDANO & ASSOCIATES, INC  
CES CONSULTANTS, INC  
CHEN MOORE AND ASSOCIATES, INC  
CPH, INC  
CRAVEN, THOMPSON & ASSOCIATES, INC  
EBS ENGINEERING, INC  
ENGENUITY GROUP, INC  
FLORIDA TECHNICAL CONSULTANTS, LLC  
INGEMEL S.A. LLC  
KIMLEY-HORN AND ASSOCIATES, INC  
PREMIERE DESIGN SOLUTIONS  
R.J. BEHAR & COMPANY, INC  
SALTZ MICHELSON ARCHITECTS, INC

**2. TREATMENT PLANT PROCESS ENGINEERING**

CALVIN, GIORDANO & ASSOCIATES, INC  
CAROLLO ENGINEERS, INC  
CPH, INC  
INGEMEL S.A. LLC  
KIMLEY-HORN AND ASSOCIATES, INC

**3. ELECTRICAL ENGINEERING**

3FM ENGINEERING, INC  
A.D.A. ENGINEERING, INC  
BAILEY ENGINEERING CONSULTANTS, INC  
CALVIN, GIORDANO & ASSOCIATES, INC  
CES ENGINEERING SERVICES, LLC (CONSULTING ENGINEERING SERVICES)

INGEMEL S.A. LLC  
KIMLEY-HORN AND ASSOCIATES, INC  
SALTZ MICHELSON ARCHITECTS, INC

**4. GEOTECHNICAL**

CALVIN, GIORDANO & ASSOCIATES, INC  
CES CONSULTANTS, INC  
GFA INTERNATIONAL, INC  
KIMLEY-HORN AND ASSOCIATES, INC  
SALTZ MICHELSON ARCHITECTS, INC  
TIERRA SOUTH FLORIDA, INC

**5. STRUCTURAL ENGINEERING**

CALVIN, GIORDANO & ASSOCIATES, INC  
CES CONSULTANTS, INC  
INGEMEL S.A. LLC  
KIMLEY-HORN AND ASSOCIATES, INC  
LAKDAS-YOHALEM ENGINEERING, INC  
R.J. BEHAR & COMPANY, INC  
SALTZ MICHELSON ARCHITECTS, INC

**6. LAND SURVEYING**

AVIROM & ASSOCIATES, INC  
BAXTER & WOODMAN, INC. (MATTHEWS CONSULTING)  
BISCAYNE ENGINEERING COMPANY, INC  
CALVIN, GIORDANO & ASSOCIATES, INC  
CES CONSULTANTS, INC  
CPH, INC  
CRAVEN, THOMPSON & ASSOCIATES, INC  
ENGENUITY GROUP, INC  
INGEMEL S.A. LLC  
KEITH AND SCHNARS, P.A  
KIMLEY-HORN AND ASSOCIATES, INC  
MARLIN ENGINEERING, INC  
MILLER LEGG & ASSOCIATES, INC  
PREMIERE DESIGN SOLUTIONS  
SALTZ MICHELSON ARCHITECTS, INC

**7. GENERAL ARCHITECTURAL**

CALVIN, GIORDANO & ASSOCIATES, INC  
CARTAYA AND ASSOCIATES, P.A  
CPH, INC  
CPZ ARCHITECTS, INC  
DEBORA L. FIELDS (DL FIELDS CONSULTANTS, LLC)  
NETTA ARCHITECTS, LLC  
SALTZ MICHELSON ARCHITECTS, INC

SLATTERY & ASSOCIATES ARCHITECTS PLANNERS, INC  
SYNALOVSKI ROMANIK SAYE, LLC

**8. LANDSCAPE ARCHITECTURE**

CALVIN, GIORDANO & ASSOCIATES, INC  
CES CONSULTANTS, INC  
CHEN MOORE AND ASSOCIATES, INC  
CPH, INC  
CRAVEN, THOMPSON & ASSOCIATES, INC  
KEITH AND SCHNARS, P.A  
KIMLEY-HORN AND ASSOCIATES, INC  
MILLER LEGG & ASSOCIATES, INC  
SALTZ MICHELSON ARCHITECTS, INC

**9. HYDRO-GEOLOGICAL**

CALVIN, GIORDANO & ASSOCIATES, INC  
CONNECT CONSULTING, INC  
GFA INTERNATIONAL, INC  
KIMLEY-HORN AND ASSOCIATES, INC

**10. FDOT ROADWAY ENGINEERING**

A.D.A. ENGINEERING, INC  
CALVIN, GIORDANO & ASSOCIATES, INC  
CES CONSULTANTS, INC  
CPH, INC  
KEITH AND SCHNARS, P.A  
KIMLEY-HORN AND ASSOCIATES, INC  
MARLIN ENGINEERING, INC  
PREMIERE DESIGN SOLUTIONS  
R.J. BEHAR & COMPANY, INC  
SALTZ MICHELSON ARCHITECTS, INC

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

- 15.        18-1074        MOTION TO APPROVE THE MINUTES OF THE 5:00 PM BUDGET  
WORKSHOP MEETING ON TUESDAY, SEPTEMBER 4, 2018.**

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

**Approval of the Consent Agenda**

**Consent Item #1 was pulled from the Consent Agenda for discussion.**

**A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to approve the remaining items on 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

1.       **18-1032**       MOTION TO APPROVE THE FINDINGS AND RECOMMENDATION OF THE EVALUATION COMMITTEE AND TO AWARD PSUT-18-03 "UTILITIES COMPREHENSIVE MASTER PLAN SERVICES" TO CH2M HILL ENGINEERS, INC., AND TO DIRECT THE CITY MANAGER TO NEGOTIATE A CONTRACT FOR SERVICES.

**Motion was made by Vice Mayor Good and seconded by Commissioner Schwartz, to bring the item back to the Evaluation Committee for review. Vice Mayor Good made an amendment to the motion, seconded by Commissioner Schwartz, to bring the item back to the Evaluation Committee, and have them make a recommendation with all the additional information that was provided, and submit said recommendation before the Commission. The motion failed:**

**Aye**   2 - Commissioner Siple, and Vice Mayor Good Jr.

**Nay**   3 - Mayor Ortis, Commissioner Castillo, and Commissioner Schwartz

**A motion was made by Vice Mayor Good, Jr., seconded by Commissioner Castillo, to approve the main motion. The motion carried by the following vote:**

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

**Nay**   0

**Motion was made by Vice Mayor Good, seconded by Commissioner Castillo, to amend the main motion that, in addition to the negotiation of contract, a Conflict of Interest Mitigation Plan would be included. 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 1 into the record, by title and spoke on the item.

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

George Platt of LSN Partners LLC, addressed the Commission on

behalf of their client CH2M Hill.

Chuck Sinclair, Senior Vice President of Carollo Engineers Inc., 3440 Hollywood Boulevard, Hollywood, FL, addressed the Commission.

Mark Gomes, Purchasing Director, addressed the Commission regarding the scoring process.

City Attorney Goren responded to the questions of the Commission regarding the Evaluation Committee process. A memorandum was referenced that was distributed to staff and the Commission on August 28, 2018.

## **ORDINANCES AND RESOLUTIONS:**

### **SECOND READING ORDINANCES:**

- 16.        2018-17        MOTION TO ADOPT PROPOSED ORDINANCE 2018-17 ON SECOND AND FINAL READING.**

PROPOSED ORDINANCE 2018-17 IS AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING CHAPTER 71, "TRUCK RULES", SECTION 71.05, "RESTRICTIONS ON TRUCK USE OF STREETS" OF THE CITY OF PEMBROKE PINES CODE OF ORDINANCES; TO PROVIDE FOR THE ABILITY OF THE CITY COMMISSION, BY RESOLUTION, TO PROHIBIT THRU-TRUCK TRAFFIC ON DESIGNATED PUBLIC RIGHTS-OF-WAY IN THE CITY OF PEMBROKE PINES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

**A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to adopt Proposed Ordinance 2018-17 on second and final reading. The motion carried by the following vote:**

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

**Nay        0**

**Absent     1 - Vice Mayor Good Jr.**

Enactment No: 1914

**PRIOR TO THE VOTE BEING TAKEN:**

City Attorney Goren read Proposed Ordinance 2018-17 into the record, by title.

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

**17.        2018-18        MOTION TO DEFER PROPOSED ORDINANCE 2018-18 TO OCTOBER 3, 2018 FOR 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 Castillo, seconded by Commissioner Siple, to defer Proposed Ordinance 2018-18. A notice of enactment for this item was advertised on 9/7/2018. 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 Proposed Ordinance 2018-18 into the record, by title.

**18.        2018-20        MOTION ADOPT PROPOSED ORDINANCE 2018-20 ON SECOND AND FINAL READING.**

PROPOSED ORDINANCE 2018-20 IS AN ORDINANCE OF THE CITY

OF PEMBROKE PINES, FLORIDA, REVISING THE CITY'S POLICE AND FIRE PENSION PLAN PURSUANT TO THE TERMS AND CONDITIONS OF COLLECTIVE BARGAINING AGREEMENT WITH THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS AND THE POLICE BENEVOLENT ASSOCIATION BY AMENDING § 34.43 OF THE CITY'S CODE OF ORDINANCES TO CREATE A TIER OF RETIREMENT BENEFITS EXCLUSIVELY FOR EMPLOYEES HIRED AFTER OCTOBER 1, 2018; AMENDING 34.52 SECTION (C)(3) TO PROVIDE FOR A EIGHT YEAR DROP OPTION; AMENDING § 34.37 TO INCORPORATE THE MUTUAL AGREEMENTS REGARDING USE OF 175 AND 185 FUNDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to adopt Proposed Ordinance 2018-20. The motion carried by the following vote:**

**Aye** 3 - Commissioner Castillo, Commissioner Schwartz, and Commissioner Siple

**Nay** 1 - Mayor Ortis

**Absent** 1 - Vice Mayor Good Jr.

Enactment No: 1915

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2018-20 into the record, by title.

**2018-25** MOTION TO PASS AND ADOPT AN EMERGENCY ITEM PROPOSED ORDINANCE 2018-25, REQUIRING BOTH FIRST AND SECOND READING.

PROPOSED ORDINANCE NO. 2018-25 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA CREATING A DEFINED CONTRIBUTION RETIREMENT PLAN FOR THE POLICE AND FIRE PENSION PLAN OF THE CITY OF PEMBROKE PINES IN ACCORDANCE WITH THE PROVISIONS OF §401(A) OF THE INTERNAL REVENUE CODE; PROVIDING FOR CODIFICATION; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.



A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to pass on First Reading Proposed Ordinance 2018-25, an emergency ordinance requiring both first and second reading at the same Commission Meeting. The motion carried by the following vote:

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

**Nay** 0

**Absent** 1 - Vice Mayor Good Jr.

Enactment No: 1916

A motion was made by Commissioner Siple, seconded by Commissioner Castillo, to adopt on Second and Final Reading Proposed Ordinance 2018-25, an emergency ordinance requiring both first and second reading at the same Commission Meeting. The motion carried by the following vote:

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

**Nay** 0

**Absent** 1 - Vice Mayor Good Jr.

Enactment No: 1916

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2018-25 into the record, by title on first reading.

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2018-25 into the record, by title on second reading.

## FIRST READING ORDINANCES:

**20. 2018-24** **[ITEM #20 PULLED FROM THE AGENDA BY ADMINISTRATION]**  
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, OCTOBER 17, 2018.

**ITEM #20, PROPOSED ORDINANCE 2018-24, WAS PULLED FROM THE AGENDA BY ADMINISTRATION.**

## **RESOLUTIONS:**

**21.        2018-R-33        MOTION TO APPROVE PROPOSED RESOLUTION 2018-R-33**

PROPOSED RESOLUTION 2018-R-33 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA APPROVING THE SAFSTOR LAND CO. PLAT FOR THE APPROXIMATE 9-ACRE PROPERTY GENERALLY LOCATED SOUTH OF PINES BOULEVARD AND WEST OF SW 186 AVENUE, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A"; RESTRICTING THE PROPERTY TO 151,812 SQUARE FEET OF SELF STORAGE USE AND 51,900 SQUARE FEET OF COMMERCIAL USE ON PARCEL A; AND A CONSERVATION AREA ON PARCEL W; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to adopt Proposed Resolution 2018-R-33. The motion carried by the following vote:**

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

**Nay**    0

**Absent**   1 - Vice Mayor Good Jr.

Enactment No: 3620

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2018-R-33 into the record, by title.

**22. 2018-R-34** MOTION TO APPROVE PROPOSED RESOLUTION 2018-R-34.

PROPOSED RESOLUTION 2018-R-34 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, APPROVING THE FISCAL YEAR 2017-2018 AGREEMENT WITH BROWARD COUNTY PROVIDING FOR DISBURSEMENT OF HOME PROGRAM FUNDS FOR MINOR HOME REPAIR PROGRAM; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE AGREEMENT FOR THE DESIGNATION OF SUBRECIPIENT AND DISBURSEMENT HOME PROGRAM, FISCAL YEAR 2017-2018, WITH BROWARD COUNTY IN THE AMOUNT OF \$181,723, AND ASSOCIATED DOCUMENTS, IF NECESSARY, PENDING LEGAL REVIEW; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to adopt Proposed Resolution 2018-R-34. The motion carried by the following vote:**

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

**Nay** 0

**Absent** 1 - Vice Mayor Good Jr.

Enactment No: 3621

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2018-R-34 into the record, by title.

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Schwartz read Item 1 into the record, by title and spoke on the item.

**23. 2018-R-35** MOTION TO APPROVE PROPOSED RESOLUTION 2018-R-35.

PROPOSED RESOLUTION 2018-R-35 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, APPROVING THE SECOND AMENDMENT TO AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF PEMBROKE PINES PROVIDING FOR DISBUSEMENT OF HOME PROGRAM FUNDS FOR HOUSING REHABILITATION PROGRAM - MINOR HOME REPAIR PROGRAM FY 2015 FUNDING IN THE AMOUNT OF \$159,691; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE SECOND AMENDMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to adopt Proposed Resolution 2018-R-35. The motion carried by the following vote:**

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

**Nay** 0

**Absent** 1 - Vice Mayor Good Jr.

Enactment No: 3622

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2018-R-35 into the record, by title.

## REGULAR AGENDA:

**24. 18-1031** MOTION TO APPROVE THE AGREEMENT WITH FACILITY CONTRACT SERVICES, LLC. FOR PROFESSIONAL EMPLOYMENT SERVICES FOR AN INITIAL FIVE YEAR TERM, COMMENCING ON OCTOBER 1, 2018, IN THE BEST INTEREST OF THE CITY PURSUANT TO SECTION 35.18(C)(8) OF THE PROCUREMENT CODE.

**A motion was made by Commissioner Schwartz, seconded by Commissioner Siple, to approve the item as stated. The motion carried by the following vote:**

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

**Nay** 0

**Absent** 1 - Vice Mayor Good Jr.

**Motion was made by Commissioner Schwartz to defer the item. The motion died for lack of a second.**

**Motion to defer failed.**

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Item 24 into the record, by title.

Commissioner Schwartz and Commissioner Siple spoke on the item.

City Manager Dodge responded to the questions of the Commission regarding the adopted budget.

- 26. 18-1062 MOTION TO APPROVE THE SAFSTOR LAND CO. PLAT MUNICIPAL DEDICATION AGREEMENT IN THE AMOUNT OF \$280,000. (REGULAR AGENDA ITEM)**

**A motion was made by Commissioner Siple, seconded by Commissioner Castillo, to approve Item #26. The motion carried by the following vote:**

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

**Nay** 0

**Absent** 1 - Vice Mayor Good Jr.

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Item 26 into the record, by title.

- 27. 18-1068 MOTION TO APPROVE THE PURCHASE OF DIGITALPERSONA, A SOLUTION TO SEAMLESSLY PROVIDE A FLEXIBLE RANGE OF AUTHENTICATION FACTORS FOR GRANTING ACCESS TO THE PEMBROKE PINES' POLICE DEPARTMENT LAPTOP APPLICATIONS, FROM CROSSMATCH, IN THE AMOUNT OF**

\$51,965, 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 Item #27. The motion carried by the following vote:**

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

**Nay** 0

**Absent** 1 - Vice Mayor Good Jr.

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Item 27 into the record, by title.

## **REPORTS OF LEAGUE REPRESENTATIVES**

Commissioner Siple and Mayor Ortis reported updates from the last Florida League of Cities meeting.

## **REPORTS OF THE CITY MANAGER AND CITY ATTORNEY**

### **COMMISSION ITEMS:**

- 28. 18-1071** COMMISSIONER CASTILLO-ITEM#1: MOTION TO DISCUSS AND TAKE ACTION TO AUTHORIZE A RESOLUTION TO THE STATE REQUESTING APPROVAL BY THE FLORIDA DEPARTMENT OF AGRICULTURE TO DEPUTIZE CITY CODE COMPLIANCE OFFICERS, WHO ARE POLICE DEPARTMENT STAFF OF THE CITY OF PEMBROKE PINES, SOLELY TO INSPECT GAS PUMPS LOCATED WITHIN CITY LIMITS TO PROTECT RESIDENTS FROM CREDIT CARD SKIMMING, IN COMPLIANCE WITH AND SUBJECT TO THE LEGAL STANDARDS AND POLICIES THE DEPARTMENT OF AGRICULTURE, FURTHER SUPPORTING THE USE OF DEPARTMENTAL, EXECUTIVE OR LEGISLATIVE POWERS TO ACHIEVE THIS MEANS WHICH WOULD OFFER GREATER PROTECTION AGAINST CREDIT CARD INFORMATION THEFT TO CITY RESIDENTS.

**A motion was made by Commissioner Castillo, seconded by Commissioner Schwartz, to approve Item #28. The motion carried by the following vote:**

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

**Nay** 0

**Absent** 1 - Vice Mayor Good Jr.

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Castillo read Item 28 into the record, by title and spoke on the item.

**OLD BUSINESS:**

**ADJOURN - 9:40 P.M.**

**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.