

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, April 7, 2021

6:30 PM

**6:30 PM Virtual Regular Commission Meeting. Exhibit #3 of Item 11
was corrected and the agenda republished.**

Commission Chambers

City Commission

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

6:30 PM REGULAR MEETING CALLED TO ORDER

ROLL CALL

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

Also present: City Manager Charles F. Dodge, City Attorney Samuel S. Goren, City Clerk Marlene D. Graham, and City Controller Jonathan Bonilla.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Ortis.

City Attorney Goren provided all of the options available for the public to participate in the meeting pursuant to the City's Emergency Ordinance 1952 and the extension of Governor Ron Desantis' Emergency Executive order's 21-45 and 20-52 for a virtual quorum: via Cisco Webex virtual platform, email submittal to publiccomments@ppines.com, livestream, television TV Channels 78/99, or by dialing in.

All public comments whether called in via phone or emails read into the record, are limited to 3 minutes each.

ROTATION OF VICE MAYOR

VM-App 21-0212
t.

APPOINTMENT OF VICE MAYOR FOR 2021-2022. ON MAY 6, 2020, A MOTION WAS MADE BY COMMISSIONER SCHWARTZ, SECONDED BY COMMISSIONER GOOD, JR., TO APPROVE HAVING VICE MAYOR SIPLE CONTINUE HER ROLE AS VICE MAYOR NOW THROUGH SEPTEMBER 30, 2020. THEN DISTRICT 2 WOULD BE VICE MAYOR FROM OCTOBER 1, 2020 THROUGH THE FIRST MEETING OF APRIL 2021. **THEN DISTRICT 1 WOULD AUTOMATICALLY BECOME THE VICE MAYOR AT THE FIRST MEETING IN APRIL 2021. RESETTING THE ROTATION WOULD BE APPROPRIATE STARTING IN 2021.**

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

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

Abstain 1 - Commissioner Castillo

Nay 0

Commissioner Siple read the motion into the record. The motion was seconded by Vice Mayor Schwartz.

Commissioner Castillo said he would abstain from voting on this motion and explained his discussions with the City Attorney. Commissioner Castillo said the regular order of the rotation would have made District 4 the next in line. He talked about when the rotation was skipped in 2018.

He said he would complete a Form 8B Conflict Waiver and file it within 15 days, pursuant to the statute.

City Attorney Goren spoke on the Chapter 112 Section 131.43 voting conflict provision applied to public officials and relating to potential abstention upon which the voting conflict form Form 8(B). **[Attached hereto as Exhibit A].**

Commissioner Siple said the City Commission did not do anything irregular with the process of selecting the vice mayor.

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Siple read the Vice Mayor Appointment Item into the record, by title and spoke on the item.

Commissioner Good was nominated to be the Vice Mayor for 2021-2022.

Commissioner Castillo spoke regarding his abstaining from voting on the item and that form 8B would be filed within 15 days.

City Attorney Goren responded to the question of the Commission referencing section 286.012 of the Florida Statutes.

PRESENTATIONS:

PRE-1 21-0181 PRESENTATION #1 : TO HONOR THE REQUEST OF KERRY-ANN BROWN AND THE GUARDIAN AD LITEM (GAL) VOLUNTEERS, MAYOR ORTIS WILL READ A PROCLAMATION RECOGNIZING THE MONTH OF APRIL 2021 AS "CHILD ABUSE PREVENTION MONTH" AND APRIL 18-24, 2021 AS "VOLUNTEER APPRECIATION WEEK" IN THE CITY OF PEMBROKE PINES.

Mayor Ortis read the proclamation recognizing the month of April as "Child Abuse Prevention Month".

April 18-24 was recognized as "Volunteer Appreciation Week".

The Mayor recognized the Guardian Ad Litem volunteers.

PRE-2 21-0180 PRESENTATION #2: ON BEHALF OF THE PEMBROKE PINES POLICE DEPARTMENT VICTIM ADVOCATE TEAM, MAYOR ORTIS WILL READ A PROCLAMATION RECOGNIZING APRIL 18-24, 2021 AS NATIONAL CRIME VICTIMS' RIGHTS WEEK IN THE CITY OF PEMBROKE PINES.

Mayor Ortis read the proclamation recognizing April 18-24 as National Crime Victims' Rights Week and recognized the personnel in the Pembroke Pines Police Department Victims Advocate Unit for all of their efforts.

Commissioner Siple spoke on the presentation.

PRE-3 21-0254 PRESENTATION #3: MAYOR ORTIS WILL READ A PROCLAMATION RECOGNIZING JEFFREY PAGE FOR 20 YEARS OF DEDICATED SERVICE AS AN AIR TRAFFIC CONTROLLER AT NORTH PERRY AIRPORT.

Mayor Ortis read the proclamation honoring Mr. Jeffrey Page.

Commissioner Schwartz expressed thanks to Mr. Page for his service and wished him well on his future endeavors.

Mr. Page expressed thanks to the Commission for the honor.

ANNOUNCEMENT OF ITEMS TO BE PULLED FROM AGENDA

City Clerk Graham announced no items pulled from the agenda.

ITEMS AT THE REQUEST OF THE PUBLIC

City Clerk Graham stated there were no members of the public wishing to speak on items at the request of the public. She said there were members of the public who requested to speak on items on the agenda at the appropriate time.

Commissioner Castillo asked the Commission to observe a moment of silence to in honor of the recent passing of former United States Congressman Alcee L. Hastings.

ANNOUNCEMENT OF BOARD AND COMMITTEE APPOINTMENTS

BA-1 21-0241 BOARD APPOINTMENT: MAYOR FRANK C. ORTIS WISHES TO APPOINT MR. ERIK GONZALEZ TO THE EDUCATION ADVISORY BOARD AS A CITY-WIDE ALTERNATE MEMBER.

Mayor Ortis appointed Mr. Erik Gonzalez to the Education Advisory Board as the City-Wide Alternate Member.

Mr. Gonzalez expressed his thanks to the Mayor and Commission.

BA-2 21-0253 BOARD APPOINTMENT: COMMISSIONER IRIS SIPLE WISHES TO APPOINT MS. NAHOMIE MIRVILLE TO THE ART & CULTURE ADVISORY BOARD AS A DISTRICT 3 REGULAR MEMBER.

Commissioner Siple appointed Ms. Nahomie Mirville to the Art & Culture Advisory Board as the District 3 Regular Member.

Ms. Mirville expressed her thanks to the Commission.

CONSENT AGENDA:

2. **21-0174** MOTION TO APPROVE THE SECOND AMENDMENT TO THE 2020-2021 VICTIMS OF CRIME ACT (VOCA) GRANT AGREEMENT.

A motion was made to approve on the Consent Agenda

3. **21-0193** MOTION TO APPROVE A DONATION IN THE AMOUNT OF \$5,000.00 TO THE FLORIDA POLICE CHIEFS EDUCATION AND RESEARCH FOUNDATION UTILIZING FUNDS FROM THE POLICE DEPARTMENT'S FORFEITURE ACCOUNT.

A motion was made to approve on the Consent Agenda

4. **21-0210** MOTION TO APPROVE AN OUT-OF-FIELD TEACHING WAIVER FOR THE 2021-2022 SCHOOL YEAR FOR MABEL MEDINA TO TEACH ELA AT THE PEMBROKE PINES WEST MIDDLE CHARTER SCHOOL.

A motion was made to approve on the Consent Agenda

5. **21-0171** MOTION TO APPROVE OUT-OF-FIELD TEACHING WAIVER FOR THE 2021-2022 SCHOOL YEAR FOR ALLISON GARFIELD TO TEACH ESOL AND READING OUT OF FIELD, AT THE FSU/PEMBROKE PINES CHARTER ELEMENTARY SCHOOL.

A motion was made to approve on the Consent Agenda

7. **21-0222** MOTION TO APPROVE THE FSU/PEMBROKE PINES CHARTER ELEMENTARY SCHOOL'S 2021-2026 PAEC AUTISM SPECTRUM DISORDER K-12 ENDORSEMENT PLAN, THE 2021-2026 PAEC FLORIDA GIFTED ADD-ON ENDORSEMENT PLAN, AND THE PEMBROKE PINES CHARTER SCHOOL SYSTEM'S 2020-2021 SCHOOL WELLNESS POLICY.

A motion was made to approve on the Consent Agenda

8. **21-0176** MOTION TO APPROVE THE FINDINGS AND RECOMMENDATION OF THE EVALUATION COMMITTEE AND TO AWARD PSEN-20-02 "CIVIL ENGINEERING AND SURVEYING SERVICES FOR TAFT STREET

SWALE GRADING" TO CRAVEN, THOMPSON & ASSOCIATES, INC. AND TO DIRECT THE CITY MANAGER TO NEGOTIATE A CONTRACT FOR SERVICES.

A motion was made to approve on the Consent Agenda

9. **21-0250** MOTION TO APPROVE THE MINUTES OF THE WEDNESDAY, MARCH 17, 2021 VIRTUAL REGULAR COMMISSION WORKSHOP AND VIRTUAL COMMISSION MEETING; AND THE MINUTES OF THE WEDNESDAY, MARCH 24, 2021 VIRTUAL COMMISSION WORKSHOP ON FACIAL RECOGNITION TECHNOLOGY.

A motion was made to approve on the Consent Agenda

10. **21-0182** MOTION TO AWARD IFB # RE-20-03 "PURCHASE AND INSTALL UPS EQUIPMENT FOR CITY CENTER EOC" TO THE MOST RESPONSIVE/RESPONSIBLE BIDDER, UP SYSTEMS OF FLORIDA CORPORATION IN THE AMOUNT NOT TO EXCEED \$152,900, WHICH INCLUDES AN OWNER'S CONTINGENCY IN THE AMOUNT OF \$13,900.

A motion was made to approve on the Consent Agenda

12. **21-0220** MOTION TO APPROVE THE PURCHASE OF TWENTY (20) BUNKER GEAR SETS FROM BENNETT FIRE PRODUCTS COMPANY, INC, AT A COST OF \$2,352 EACH FOR A TOTAL AMOUNT NOT TO EXCEED \$47,040, UTILIZING PRICING ESTABLISHED BY THE LAKE COUNTY FLORIDA CONTRACT #17-0606B, PURSUANT TO SECTION 35.18(C)(5) OF THE CITY'S CODE OF ORDINANCES.

A motion was made to approve on the Consent Agenda

13. **21-0245** MOTION TO APPROVE REQUEST TO ADVERTISE SOLICITATION(S):
- (A) FI-21-03 "FLOOR RESURFACING PROJECT FOR FIRE STATIONS"
- (B) PSUT-21-03 "WATER METER INSTALLATION PROJECT"
- (C) TS-21-05 "CHROMEBOOKS, LICENSES, LAPTOPS AND DOCKING STATIONS FOR CHARTER SCHOOLS"

A motion was made to approve on the Consent Agenda

**14. 21-0249 MOTION TO APPROVE THE DEPARTMENT RECOMMENDATIONS
FOR THE FOLLOWING ITEM LISTED ON THE CONTRACTS
DATABASE REPORT:**

(A) Compass Group USA, Inc. - Food Service Management Services for
Charter Schools and Early Development Centers - Charter Schools

A motion was made to approve on the Consent Agenda

QUASI JUDICIAL AGENDA:

15. 21-0169 QUASI CONSENT AGENDA (PUBLIC HEARING)

MOTION TO APPROVE THE SOUTHPORT PEMBROKE TOWER SITE
PLAN (SP 2020-05) FOR A BUILDING EXCEEDING 50 FEET IN
HEIGHT AS RECOMMENDED BY THE PLANNING AND ZONING
BOARD FOR THE PROPERTY GENERALLY LOCATED SOUTH OF
SHERIDAN STREET AND EAST OF UNIVERSITY DRIVE.

A motion was made to approve on the Consent Agenda

AFTER THE VOTE WAS TAKEN:

City Attorney Goren clarified that since no members of the Commission
pulled the Quasi Consent item for discussion, nor did any member of the
public request to speak on the Quasi Consent item, the item was legally
cleared to be passed on consent.

Approval of the Consent Agenda

**A motion was made by Commissioner Siple, seconded by Vice Mayor Good Jr., to
approve 2,3,4,5,7,8,9,10,12, Section (A) of Item 13, 14, and Quasi Consent Item #15
on the Consent Agenda. The motion carried by the following vote:**

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

Nay 0

1. 20-0860

MOTION TO APPROVE A MEMORANDUM OF UNDERSTANDING
BETWEEN FLORIDA HIGHWAY SAFETY AND MOTOR VEHICLES
(FLHSMV) AND PEMBROKE PINES POLICE DEPARTMENT FOR
ACCESS TO BIOMETRIC FACIAL ANALYSIS SYSTEM

A motion was made by Commissioner Castillo, seconded by Vice Mayor Good Jr., to defer the item until such time as Police Chief Shimpeno could provide a Standard Operating Procedures manual to the City Commission. The motion carried by the following vote:

Aye: 3 Vice Mayor Good, Jr., Commissioner Siple and Commissioner Castillo

Nav: 2 Mayor Ortis and Commissioner Schwartz

PRIOR TO THE VOTE BEING TAKEN:

Vice Mayor Good read Item #1 into the record by title, and spoke on the item. He said he was uncomfortable with the program and wanted to see what policies would be put in place to minimize inaccuracies with the use of the biometric technology.

Commissioner Castillo and Commissioner Siple spoke on the item.

Police Chief Shimpeno, responded to the questions of the Commission regarding the Memorandum of Understanding Agreement.

City Attorney Goren responded to the questions of the Commission.

Commissioner Castillo moved to defer the item to have all concerns addressed by the next commission meeting. He wanted to see a Standard Operating Procedures Manual from the Police Department that would address questions and concerns for a unanimous adoption of the agreement. Commissioner Good seconded the deferral.

Commissioner Siple said she hoped the Police Chief understood her reason for agreeing to a short deferral with the item coming back at the next meeting with more information and meet the chief's timeline for implementation.

Commissioner Schwartz and Mayor Ortis spoke on their reasons for voting against deferring the item. Mayor Ortis said he was confident about the information provided by the Police Chief at the March 24, 2021 Commission Workshop on Biometric Facial Reader technology.

Commissioner Schwartz said he supported the commitment of the Police Chief to do the right thing and asked for his comments to be reflected in the written record of the minutes as to why he voted against deferring the item.

Commissioner Castillo said he supported deferral because if a member of the commission had further questions or concerns these should be

addressed in order to have the item unanimously adopted.

6. **21-0175** MOTION TO APPROVE, IN THE BEST INTEREST OF THE CITY, THE NEGOTIATED AGREEMENT BETWEEN THE CITY OF PEMBROKE PINES AND THE SOLE PROVIDER, SUNSTATE METER & SUPPLY, INC. FOR THE PURCHASE OF NEPTUNE WATER METERS, PARTS AND COMPONENTS, ON AN AS NEEDED BASIS FOR AN AMOUNT NOT TO EXCEED \$3,772,875 IN YEAR ONE (1), WHICH INCLUDES AN OWNERS CONTINGENCY AMOUNT OF \$146,448, FOR THE PURCHASE OF METERS 20-YEARS OLD OR OLDER AND ANNUAL METER REPLACEMENTS, \$720,130 IN YEAR TWO (2), FOR ANNUAL METER REPLACEMENTS, AND \$744,460 IN YEAR THREE (3) FOR ANNUAL METER REPLACEMENTS, PURSUANT TO SECTION 35.18(C)(8) OF THE CITY'S CODE OF ORDINANCES, AND TO APPROVE NEPTUNE WATER METERS AS A CITY STANDARD PURSUANT TO SECTION 35.18(C)(3) OF THE CITY'S CODE OF ORDINANCES.

A motion was made by Vice Mayor Good Jr., seconded by Commissioner Siple, to amend the motion by striking the language "the best interests of the city" from the documentation. The motion carried by the following vote:

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Vice Mayor Good read Item #6 into the record by title, and spoke on the item.

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

Jonathan Cooper, Utilities Director, responded to the questions of the Commission.

City Attorney Goren responded to the questions of the Commission regarding the Procurement Code and amending language in the agreement referencing Section 35.18 subsection 8 of the City's procurement code.

11. **21-0207** MOTION TO RATIFY PRIOR ACTION TAKEN BY THE CITY COMMISSION OF APRIL 5, 2017 RELATED TO THE 136TH AVE.

RIGHT-OF-WAY VACATION, SUBJECT TO THE PREPARATION AND APPROVAL BY THE CITY COMMISSION OF A LAND USE AGREEMENT, AND HEREBY DIRECTING THE PREPARATION OF SAME BY THE CITY ATTORNEY'S OFFICE, AND ALSO SUBJECT TO THE TERMS AND CONDITIONS SET FORTH IN THE ATTACHED CAO MEMORANDUM, AND THIS AGENDA REPORT FORM.

Item #11 on ratification of prior action related to the 136th Avenue Right of Way vacation at Century Village was pulled from the Consent Agenda for discussion.

Vice Mayor Good made a substitute motion to vote down the item and create a cleaner resolution. The motion died for lack of a second.

A motion was made by Commissioner Schwartz, seconded by Commissioner Castillo, to approve Item #11 and have the City Attorney bring back a land use agreement before Commission. The motion carried by the following vote:

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Schwartz read Item 11 into the record by title, and spoke on the item.

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

City Attorney Goren responded to the questions of the Commission regarding the history of the item from 1999 to the present and with regards to ownership of the vacant properties referenced in the item.

The following members of the public spoke on the item:

Ana Leahy, resident of Century Village, Pembroke Pines, FL

Carlos Perez, Vice President of Century Village, Pembroke Pines, FL

Laura Coffy, 10 Fairway Drive, Suite 220, Deerfield Beach, FL.

Wendell Ensey, President of COOPPA, Pembroke Pines, FL.

(A) FI-21-03 "FLOOR RESURFACING PROJECT FOR FIRE STATIONS"

(B) PSUT-21-03 "WATER METER INSTALLATION PROJECT"

(C) TS-21-05 "CHROMEBOOKS, LICENSES, LAPTOPS AND DOCKING STATIONS FOR CHARTER SCHOOLS"

A motion was made by Vice Mayor Good Jr., seconded by Commissioner Castillo, to amend the motion by including language that would require 30% of labor to come from the local labor force. The motion carried by the following vote:

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

Nay 0

A motion was made by Vice Mayor Good Jr., seconded by Commissioner Castillo, to approve Item #13(B) as amended. The motion carried by the following vote:

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Vice Mayor Good read Item 13B into the record by title, and spoke on the item.

Commissioner Siple and Commissioner Castillo spoke on the item.

Jonathan Cooper, Utilities Director, responded to the questions of the Commission regarding the water meter specifications and about the costs incurred to complete the project.

Mark Gomes, Procurement Director, responded to the questions of the Commission regarding the scope of the project.

City Attorney Goren responded to the questions of the Commission regarding adjustments to language in the bid proposal.

ORDINANCES AND RESOLUTIONS:**SECOND READING ORDINANCE:**

- 16. 2021-08 MOTION TO PASS PROPOSED ORDINANCE 2021-08 ON SECOND AND FINAL READING.**

PROPOSED ORDINANCE 2021-08 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA, AMENDING CHAPTER 33 "GENERAL CITY POLICIES" SEC. 33.02 "CITY CLERK TO BE CUSTODIAN; DUTIES" OF THE CITY OF PEMBROKE PINES CODE OF ORDINANCES TO CREATE A NEW SUBSECTION (D) TO BE ENTITLED "CAMPAIGN FINANCE REPORTS" RELATING TO THE REQUIRED ELECTRONIC FILING OF CAMPAIGN FINANCE REPORTS WITH THE CITY CLERK; PROVIDING FOR CERTAIN FINDINGS AND CONCLUSIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to adopt Proposed Ordinance 2021-08. The motion carried by the following vote:

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

Nay 0

Enactment No: 1965

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Ordinance 2021-08 into the record, by title.

Vice Mayor Good spoke on the item.

City Clerk Graham and City Attorney Goren responded to the question of the Commission regarding the State requirements for the fees listed in the Proposed Ordinance.

RESOLUTIONS:

17. 2020-R-44

MOTION TO ADOPT PROPOSED RESOLUTION 2020-R-44.

PROPOSED RESOLUTION 2020-R-44 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, VACATING THE LIFT STATION UTILITY EASEMENT AT MERRICK SQUARE PREVIOUSLY DEDICATED BY THE SCHOOL BOARD OF BROWARD COUNTY AND RECORDED IN OFFICIAL RECORDS BOOK 39635, PAGE 1042 OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", ATTACHED HERETO AND INCORPORATED HEREIN; PROVIDING FOR RECORDATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

A motion was made by Vice Mayor Good Jr., seconded by Mayor Ortis, to adopt Proposed Resolution 2020-R-44. The motion carried by the following vote:

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

Nay 2 - Commissioner Castillo, and Commissioner Siple

Enactment No: 3734

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2020-R-44 into the record, by title.

18. 2021-R-06

MOTION TO ADOPT PROPOSED RESOLUTION 2021-R-06.

PROPOSED RESOLUTION 2021-R-06 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA APPROVING THE MERRICK SQUARE PLAT FOR THE APPROXIMATE 23.5-ACRE PROPERTY GENERALLY LOCATED ON SOUTH OF PINES BOULEVARD AND EAST OF SOUTHWEST 172 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 Good Jr., seconded by Mayor Ortis, to adopt Proposed Resolution 2021-R-06. The motion carried by the following

vote:

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

Nay 2 - Commissioner Castillo, and Commissioner Siple

Enactment No: 3735

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2021-R-06 into the record, by title.

19. 2021-R-08 MOTION TO ADOPT PROPOSED RESOLUTION 2021-R-08.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, SUPPORTING THE BROWARD COMPLETE STREETS MASTER PLAN; PROVIDING FOR THE ADMINISTRATION OF THE PEMBROKE ROAD FROM SW 145 AVE. TO FLAMINGO ROAD PROJECT ("PROJECT") PURSUANT TO THE LOCAL AGENCY PROGRAM ("LAP") PROCESS; PROVIDING FOR UPFRONT COSTS PRIOR TO REIMBURSEMENT; PROVIDING FOR FUNDING OF THE CONSTRUCTION CONTINGENCY PURSUANT TO THE LAP; PROVIDING FOR THE MAINTENANCE OF ROADWAYS UPON COMPLETION OF PROJECT; 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 2021-R-08. The motion carried by the following vote:

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

Nay 0

Enactment No: 3736

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2021-R-08 into the record, by title.

Commissioner Castillo spoke on the item.

City Manager Dodge and Karl Kennedy, City Engineer responded to the questions of the Commission regarding a Local Agency Program (LAP) for a two-lane option on Pembroke Road to US 27.

20. 2021-R-09 MOTION TO ADOPT PROPOSED RESOLUTION NO. 2021-R-09.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, SUPPORTING THE BROWARD COMPLETE STREETS MASTER PLAN; PROVIDING FOR THE ADMINISTRATION OF THE PEMBROKE ROAD FROM FLAMINGO ROAD TO DOUGLAS ROAD PROJECT ("PROJECT") PURSUANT TO THE LOCAL AGENCY PROGRAM ("LAP") PROCESS; PROVIDING FOR UPFRONT COSTS PRIOR TO REIMBURSEMENT; PROVIDING FOR FUNDING OF THE CONSTRUCTION CONTINGENCY PURSUANT TO THE LAP; PROVIDING FOR THE MAINTENANCE OF ROADWAYS UPON COMPLETION OF PROJECT; PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE

A motion was made by Vice Mayor Good Jr., seconded by Commissioner Siple, to adopt Proposed Resolution 2021-R-09. The motion carried by the following vote:

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

Nay 0

Enactment No: 3737

PRIOR TO THE VOTE BEING TAKEN:

City Attorney Goren read Proposed Resolution 2021-R-09 into the record, by title.

REGULAR AGENDA:

21. 21-0173 MOTION TO APPROVE THE MUNICIPAL DEDICATION AGREEMENT TO THE MERRICK SQUARE PLAT.

A motion was made by Vice Mayor Good Jr., seconded by Mayor Ortis, to approve Item #21. The motion carried by the following vote:

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

Nay 1 - Commissioner Siple

PRIOR TO THE VOTE BEING TAKEN

Mayor Ortis read Item 21 into the record, by title.

- 22. 21-0178 DISCUSSION AND POSSIBLE ACTION TO APPOINT A DIRECTOR, ALTERNATE AND SECOND ALTERNATE VOTING DELEGATE TO THE BROWARD LEAGUE OF CITIES FOR 2021-2022.**

Commission agreed by Consensus to have the appointments remain the same for the next year.

PRIOR TO THE VOTE BEING TAKEN

Mayor Ortis read Item 22 into the record, by title.

REPORTS OF LEAGUE REPRESENTATIVES

Mayor Ortis reported on the Florida League of Cities meeting taking place on April 8, 2021 and asked for the continued support of the City. Commissioner Siple reported on the Committees formed for the Broward League of Cities and asked for the City to support initiatives.

Mayor Ortis also commented on Broward College currently providing COVID-19 vaccinations as an option to the residents.

REPORTS OF THE CITY MANAGER AND CITY ATTORNEY

- 23. 21-0251 CITY MANAGER'S REPORT: UPDATE ON CITY CENTER AND OLD CITY HALL PARCELS.**

City Manager Dodge introduced Mike Stamm, Planning and Economic Director, who presented the updates to the City Center and Old City Hall parcel via PowerPoint Presentation.

The City Center Development was broken up in two sections:

1) Private which covers the residential/commercial developments, the assisted living facility development, and the redevelopment of the Old City Hall.

2) Public which covers the Charles F. Dodge City Center, road infrastructures, public parking, pocket park space, lakes and wetlands, and new digital signage.

Mr. Stamm continued to speak about the original plan of usage for the Old City Hall, and provided amended options for the consideration of the Commission due to certain approval limitations. Mr. Stamm responded to the questions of the Commission.

City Manager Dodge concluded the presentation saying all of the options provided would go through the normal Planning and Zoning process, but was provided in advance for the consideration of the Commission.

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

Dennis Mele, Esq. of Greenspoon Marder LLP, responded to the questions of the Commission on behalf of the applicant Terra World Group.

It was agreed by Consensus to have a workshop to further discuss the matter.

City Attorney Goren reported on the expiration of Governor Ron Desantis' Executive Order's 21-45 and 20-52 on April 30, 2021 which would end the option of a virtual quorum. Future preparations would need to be made to return to in-person quorum in the City Commission Chambers in accordance with CDC health and safety guidelines.

COMMISSION ITEMS:

- 24. 21-0183** COMMISSIONER SIPLE-ITEM #1: COMMISSIONER SIPLE MAKES A MOTION TO RECONSIDER TWO ITEMS FROM THE MARCH 17, 2021 COMMISSION MEETING:

ITEM NO. 14(A): AD-21-02 "DISASTER DEBRIS MANAGEMENT SERVICES;" AND

ITEM NO. 17: PROPOSED ORDINANCE NO. 2021-02 RELATING TO THE CITY'S COMPREHENSIVE LAND DEVELOPMENT CODE.

Commissioner Siple discussed her reasons for making a motion to reconsider Items #14(A) and #17 from the March 17, 2021 Commission Meeting.

She said that due to technical difficulties with the audio on the virtual platform at the March 17, 2021 Commission Meeting, she was unable to hear the discussion in its entirety prior to the respective votes on Item #14(A) and Item #17 being taken. This did not become apparent to Commissioner Siple until after she played back the recording of the March 17, 2021 Commission meeting, and realized how much of the discussion she had missed.

Commissioner Siple, conferring with the City Attorney, proceeded to submit her request for a motion to reconsider the two items at the next Commission meeting on April 7, 2021, hence the item on tonight's meeting agenda in which Commissioner Siple made a motion to reconsider Item #14 (A) and Item #17 to be re-discussed at the next Commission meeting on April 21, 2021.

City Attorney Goren said that the vote to approve the motion to reconsider Item #14(A) needed to be taken separately from the motion to reconsider Item #17.

Therefore a motion was made by Commissioner Siple, seconded by Mayor Ortis, to reconsider Item #14(A) from the March 17, 2021 Commission meeting by bringing it back for discussion at the April 21, 2021 Commission Meeting. The motion carried by the following vote:

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

Nay 0

A motion was made by Commissioner Siple, seconded by Mayor Ortis, to reconsider Item #17 from the March 17, 2021 Commission meeting by bringing it back for discussion at the April 21, 2021 Commission Meeting. The motion carried by the following vote:

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Siple read Item 24 A and B into the record, by title and read a statement of explanation as to why the items are being requested to be brought back for the re-consideration of the Commission.

City Attorney Goren clarified the legal steps that must be taken in order for the items to come back on the next Commission meeting so that the item may be re-discussed.

Commissioner Castillo and Vice Mayor Good spoke on the items.

Assistant City Attorney Horowitz clarified the amount of votes required and also addressed the noticing requirements to re-consider an item, referencing Robert's Rules of Order and Chapter 286 of the Florida Statutes.

- 25. 21-0170** COMMISSIONER GOOD - ITEM #1: DISCUSSION AND POSSIBLE MOTION TO AUTHORIZE AND TO DIRECT THE CITY ATTORNEY'S OFFICE TO DRAFT A RESOLUTION IN SUPPORT OF THE ALZHEIMER'S ASSOCIATION'S 'GO PURPLE' INITIATIVE INTENDED TO LITERALLY AND TO FIGURATIVELY SHINE A LIGHT ON ALZHEIMER'S DISEASE AND DEMENTIA, AS AN OPPORTUNITY TO PUBLICLY HOLD A NEEDED AND NECESSARY CONVERSATION ABOUT THE HUMAN BRAIN, AND TO SHARE THE FACT THAT THIS TERRIBLE DISEASE AND OTHER DEMENTIAS ARE A MAJOR PUBLIC HEALTH ISSUE, AND TO ALSO BRING ATTENTION TO THE SERIOUS RISKS ASSOCIATED WITH THIS DISEASE WHICH, SADLY, THE ONLY LEADING CAUSE OF DEATH THAT CANNOT BE PREVENTED, CURED OR EVEN SLOWED, IN THESE MODERN TIMES. THE RESOLUTION, WHEN CONSIDERED AND ADOPTED, SHOULD ALSO CONTAIN A REQUEST TO THE CITY ADMINISTRATION TO OPERATIONALLY 'LIGHT UP' CITY HALL, AND OTHER POTENTIAL MUNICIPAL BUILDINGS IN THE COLOR PURPLE TO REFLECT ON THIS SUBJECT MATTER, INCLUDING OTHER EVENTS AND OPPORTUNITIES, CONSISTENT WITH THE ATTACHED, FORMAL REQUEST OF THE ALZHEIMER'S ASSOCIATION AND ITS MEMBERS, MANY OF WHOM LIVE AND WORK IN THE CITY OF PEMBROKE PINES.

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

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

Nay 0

PRIOR TO THE VOTE BEING TAKEN:

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

NEW BUSINESS:

OLD BUSINESS:

ADJOURN - 10:01 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.