

# 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 21, 2021**

**6:30 PM**

**6:30 PM Virtual Regular Commission Meeting. Items #17 and #18 are  
Motions to be Reconsidered.**

**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 orders 21-45 and 20-52 which expires on 04/27/2021 for a virtual quorum: via Cisco Webex virtual platform, email submittal via the "Request to Speak" link on [www.ppines.com](http://www.ppines.com), Livestream, TV Channels 78/99, or by dialing in using the published numbers.

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

**PRESENTATIONS:**

**PRE-1 21-0267** PRESENTATION #1: PRESENTATION BY BROWARD SUPERVISOR OF ELECTIONS MR. JOE SCOTT.

Mayor Ortis introduced Mr. Joe Scott, Broward Supervisor of Elections, who spoke about the 2021 High School Voter Registration Drive, and asked for the support of the Commission to assist with promoting the drive.

Vice Mayor Good, Commissioner Siple, and Mayor Ortis spoke on the presentation and thanked the Supervisor Joe Scott.

**PRE-2 21-0268** PRESENTATION #1: MAYOR ORTIS WILL READ A PROCLAMATION DECLARING APRIL 30, 2021 AS ARBOR DAY IN THE CITY OF PEMBROKE PINES.

Mayor Ortis read the proclamation into the record in recognition of Arbor Day in the City of Pembroke Pines.

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

City Clerk Graham deferred to City Attorney Goren who spoke about the applicant's request to defer Item 11. The item would be read into the record and tabled at the appropriate time. The City Attorney explained that there would be costs associated with re-advertisement once the item is brought back for before Commission.

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

City Clerk Graham stated there were no items at the request of the public. However, the counsel for contractor King of Pressure, Mr. Bruce Udolf, P.A., requested to speak on Consent Agenda Item #6. City Attorney Goren responded that counsel could speak as a public comment at the Mayor's discretion.

Bruce Udolf, P.A. was permitted to address the Commission regarding a bid protest concerning the pressure washing services solicitation PSPW-21-01, Item #6 of the Consent Agenda on behalf of the applicant, King of Pressure, Inc.

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

**BA-1 21-0283** BOARD APPOINTMENT: COMMISSIONER CASTILLO WISHES TO ANNOUNCE HIS APPOINTMENT OF MS. NAZARENA ROSALES HAUSER TO THE DISTRICT 4 ALTERNATE MEMBER SEAT ON THE DIVERSITY AND HERITAGE ADVISORY BOARD.

Commissioner Castillo announced Ms. Nazarena Rosales Hauser as the District 4 alternate member on the Diversity and Heritage Advisory Board.

- 19. 21-0275** COMMISSIONER CASTILLO - ITEM 1: AT THE REQUEST OF THE SIERRA CLUB OF BROWARD COUNTY, THIS IS A MOTION TO DISCUSS AND DRAFT A RESOLUTION IN OPPOSITION TO SB1128/HB919 AND SB856/HB761 AND SB1236/HB617 WHICH SEEK TO PREEMPT LOCAL MUNICIPALITY HOME RULE ABILITY TO MOVE TO 100% CLEAN RENEWABLE ENERGY. THE CITY OF WESTON RESOLUTION IS ATTACHED AND WAS ADOPTED. THE STATE LEGISLATURE SHOULD NOT INTERFERE IN THE HOME RULE ABILITY OF CITIES TO ADOPT SUCH ACTIONS IF THEY SO WISH AS THE EXPANSION OF CLEAN AND RENEWABLE ENERGY SOURCE USE IS CLOSELY ADVANCES SUSTAINABLE, PROTECTIVE AND GOOD ENVIRONMENTAL POLICY.

**A motion was made by Commissioner Castillo, seconded by Vice Mayor Good Jr., to approve the motion to direct the City Attorney to draft and adopt Proposed Resolution 2021-R-14 (Enactment No. 3838). The motion carried by the following vote:**

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

**Nay** 0

- 19(A) 2021-R-14** MOTION TO ADOPT PROPOSED RESOLUTION 2021-R-14.

PROPOSED ORDINANCE 2021-R-14 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, OPPOSING SENATE BILL 856 AND HOUSE BILL 839, PREEMPTING THE REGULATION OF ENERGY INFRASTRUCTURE TO THE STATE; OPPOSING SENATE BILL 1128 AND HOUSE BILL 919, PREEMPTING THE REGULATION OF UTILITY SERVICES TO THE STATE; OPPOSING SENATE BILL 1236 AND HOUSE BILL 617, REQUIRING STATE LEGISLATIVE AUTHORIZATION FOR REGULATORY DECISIONS RELATED TO GREENHOUSE GAS EMISSIONS; OPPOSING SENATE BILL 1008 AND HOUSE BILL 761, PROHIBITING LOCAL GOVERNMENTS FROM DENYING LARGE SCALE INDUSTRIAL SOLAR FACILITIES SITING APPLICATIONS ON AGRICULTURAL LANDS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

**A motion was made by Commissioner Castillo, seconded by Vice Mayor Good Jr., to adopt Proposed Resolution 2021-R-14 (Enactment No. 3738). 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: 3738

**PRIOR TO THE VOTE BEING TAKEN:**

Mayor Ortis approved Commissioner Castillo's request to take Item #19 out of order without objection. Commissioner Castillo read the item into the record by title, and spoke on the item.

The following members of the public spoke on the item:

Susan Steinhauser, Political Director of the Sierra Club

Ms. Diana Umpierre, Pembroke Pines Environmental Advisory Board Member

Ms. Heike Naigur, Environmental Advisory Board Member

City Attorney Goren explained the draft-and-adopt process. The proposed resolution was assigned number 2021-R-14, and enactment number 3738.

**ACKNOWLEDGMENT**

Commissioner Siple spoke about Coach Max Marrero's naming ceremony for the ball field at Pembroke Shores Park that took place on Saturday, April 17, 2021.

**CONSENT AGENDA:**

2.        **21-0266**        MOTION TO APPROVE THE FIRST AMENDMENT TO THE 2020-2022 DUAL ENROLLMENT ARTICULATION AGREEMENT BETWEEN BROWARD COLLEGE AND PEMBROKE PINES ACADEMIC VILLAGE CHARTER HIGH SCHOOL.

**This Agreements/Contracts was approve.**

3.        **21-0272**        MOTION TO APPROVE GUARDRAIL INSTALLATION AND REPLACEMENT ON AN AS NEEDED BASIS, FROM SOUTHEAST HIGHWAY GUARDRAIL AND ATTENUATORS, LLC., UTILIZING THE PRICING FROM THE SOUTHEAST FLORIDA GOVERNMENTAL PURCHASING CO-OPERATIVE GROUP CONTRACT NUMBER ITB #

19-20-019, IN THE ANNUAL AMOUNT NOT TO EXCEED \$200,000 PER FISCAL YEAR, PURSUANT TO SECTION 35.18(C)(6) OF THE CITY'S CODE OF ORDINANCES.

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

5.        **21-0252**        MOTION TO APPROVE THE TUITION COST OF SIX (6) POLICE RECRUITS ATTENDING POLICE ACADEMY CLASS #337 AT BROWARD COLLEGE, INSTITUTE OF PUBLIC SAFETY, IN AN AMOUNT NOT TO EXCEED \$29,400, PURSUANT TO SECTION 35.18(C)(7)(A) OF THE CITY'S CODE OF ORDINANCES.

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

7.        **21-0276**        MOTION TO APPROVE REQUEST TO ADVERTISE SOLICITATION(S):
- (A) PSPW-21-02 "CHARTER SCHOOLS - ENTRY MODIFICATIONS"  
(B) TS-21-06 "CISCO SECURITY INCIDENT RESPONSE RETAINER ENHANCED"  
(C) TS-21-07 "CISCO FIREWALL AND SWITCHES FOR CORE INFRASTRUCTURE HARDWARE"  
(D) PSEN-21-01 "RESURFACING PLAN 2021 - PART 1"

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

9.        **21-0278**        **MOTION TO APPROVE THE DEPARTMENT RECOMMENDATIONS FOR THE FOLLOWING ITEM LISTED ON THE CONTRACTS DATABASE REPORT:**

Nalco Company, LLC.-Purchase and Delivery of Potassium Phosphate - Renewal

**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 Schwartz, to approve items 2, 3, 5, 7, and 9 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 Vice Mayor Good Jr., seconded by Commissioner Castillo, to approve Item #1. Vice Mayor Good opposed the reference in the motion "in the best interest of the City." The motion carried by the following vote:**

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

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

PRIOR TO THE VOTE BEING TAKEN:

Vice Mayor Good read Item 1 into the record by title and spoke on the item. Vice Mayor Good opposed the reference in the motion "in the best interest of the City."

Commissioner Castillo spoke on the item.

- 4. 21-0282** MOTION TO AWARD IFB # PSPW-20-12 "CHARTWELLS KITCHEN FACILITY - COOLER FREEZER SYSTEM REPLACEMENT" IN THE BEST INTEREST OF THE CITY, TO RAM QUALITY GROUP CORP, IN THE AMOUNT NOT TO EXCEED \$935,550, WHICH INCLUDES AN OWNER'S CONTINGENCY OF \$85,050 AND A COST TO PROVIDE A PAYMENT AND PERFORMANCE BOND OF \$40,500, PURSUANT TO SECTION 35.18(C)(8) OF THE CITY'S CODE OF ORDINANCES.

**A motion was made by Vice Mayor Good Jr., seconded by Commissioner Castillo, to approve Item #4. 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 read Item 4 into the record by title and spoke on the item.

Commissioner Castillo and Commissioner Siple spoke on the item.

City Manager Dodge called on Mark Gomes, Procurement Director who responded to the questions of the Commission regarding the language

"In the best interests of the City" as stated in the bid proposal.

City Attorney Goren responded to the questions of the Commission regarding the procurement code process.

- 6.           21-0246       MOTION TO REJECT ALL BIDS FOR PSPW-20-16 "CITYWIDE PRESSURE WASHING SERVICES" AND TO AUTHORIZE THE RE-ADVERTISEMENT OF THE SOLICITATION AS PSPW-21-01 "CITYWIDE PRESSURE WASHING SERVICES".**

**A motion was made by Commissioner Castillo, seconded by Vice Mayor Good Jr., to approve Item #6. 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:

City Attorney Goren read Item 6 into the record by title.

Commissioner Schwartz and Vice Mayor Good spoke on the item.

Mark Gomes, Procurement Director, responded to the questions of the Commission regarding the reasons for the re-advertisement of the bid.

City Attorney Goren responded to the questions of the Commission regarding the legal perspectives of procurement procedures relating to this bid.

City Manager Dodge responded to the questions of the Commission regarding the history of the item which led to the need to re-advertise the bid.

- 21-0280       MOTION TO APPROVE THE FOLLOWING (3) THREE PROJECTS TO BE PERFORMED BY TRANE U.S., INC. FOR A TOTAL AMOUNT NOT TO EXCEED \$310,626, WHICH INCLUDES THE COST TO PROVIDE A PAYMENT AND PERFORMANCE BOND, PURSUANT TO SECTION 35.18(C)(7)(D) OF THE CITY'S CODE OF ORDINANCES:**

**A) THE SUMMIT UPGRADE AND ACADEMIC VILLAGE BUILDING B & M BUILDING CONTROLLER UNITS (BCU) UPGRADE IN THE AMOUNT NOT TO EXCEED \$99,659 FOR FISCAL YEAR 2020-2021;**



B) THE CHILLER PLANT CONTROLLER UPGRADE, PURCHASE OF TRACER ENSEMBLE HOSTED CLOUD BASED FACILITY MANAGEMENT TOOL, AND ACADEMIC VILLAGE INSTALLATION OF COOLING TOWER FAN MOTOR & VARIABLE FREQUENCY DRIVES IN THE AMOUNT NOT TO EXCEED \$83,039 FOR FISCAL YEAR 2021-2022;

C) THE ACADEMIC VILLAGE BUILDING U, CENTRAL CAMPUS, AND PEMBROKE SHORES FSU BUILDING CONTROLLER UNITS (BCU) UPGRADE IN THE AMOUNT NOT TO EXCEED \$127,928 FOR FISCAL YEAR 2022-2023.

**A motion was made by Vice Mayor Good Jr., seconded by Mayor Ortis, to amend the motion to add language where there would be no cost escalation for three (3) years. 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 #8. 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 8 into the record by title, and spoke on the item.

City Attorney Goren responded to the questions of the Commission regarding section 35.18(C)(7)(D) of the City Code of Ordinances.

Mark Gomes, Procurement Director, responded to the questions of the Commission regarding the awarded contract and about performance bond requirements.

- 10. 21-0291** MOTION TO APPROVE THE VIRTUAL COMMISSION MEETING MINUTES OF WEDNESDAY, APRIL 7, 2021. VOTING CONFLICT FORM 8B IS ATTACHED AS EXHIBIT "A".

**A motion was made by Commissioner Schwartz, seconded by Commissioner Siple, to table the item to the next meeting May 5, 2021. The motion carried by the following vote:**

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

**Nay** 1 - Commissioner Castillo

**PRIOR TO THE VOTE BEING TAKEN:**

City Attorney Goren read Item 10 into the record, by title.

Commissioner Schwartz spoke on the item. He said that the item should be tabled pending the inclusion of a public comment from Mr. Ismael Monroig of the Miramar Pembroke Pines Chamber of Commerce.

City Attorney Goren responded to the Commission regarding the Vice Mayor appointment rotation that was approved at the 04/07/2021 Regular Commission meeting.

Henry Rose, 11590 SW 9th Court, Pembroke Pines, FL and representative from the Miramar-Pembroke Pines Chamber of Commerce responded to the questions of the Commission.

City Attorney Goren also confirmed compliance of Commissioner Castillo's submittal of the form 8B within the required time frame.

## **ORDINANCES AND RESOLUTIONS:**

### **FIRST READING ORDINANCE:**

- 11. 2019-12** MOTION TO PASS PROPOSED ORDINANCE NO. 2019-12 ON FIRST READING.

PROPOSED ORDINANCE NO. 2019-12 IS AN ORDINANCE OF THE CITY OF PEMBROKE PINES, FLORIDA AMENDING THE CITY OF PEMBROKE PINES FUTURE LAND USE MAP FROM AGRICULTURE TO LOW MEDIUM RESIDENTIAL (5-10 DU/AC). PROVIDING FOR TRANSMITTAL OF CERTIFIED COPIES OF THIS ORDINANCE AND TRANSMISSION OF THE UPDATED FUTURE LAND USE PLAN MAP TO THE BROWARD COUNTY PLANNING COUNCIL AND BROWARD COUNTY COMMISSION, REQUESTING THE COUNTY TO AMEND THEIR FUTURE LAND USE MAP AND TO RECERTIFY THE CITY'S LAND USE MAP, DIRECTING THE CITY MANAGER AND ALL

APPROPRIATE MEMBERS OF THE CITY ADMINISTRATION TO TAKE ALL ACTION NECESSARY TO EFFECTUATE THE INTENT OF THIS ORDINANCE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

SCHEDULE OF SECOND READING TO BE DETERMINED.

**A motion was made by Commissioner Castillo, seconded by Vice Mayor Good Jr., to defer Item #11 to a time uncertain. Prior to the meeting the applicant submitted a letter requesting the deferral of the item. 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 DEFERRAL OF THE ITEM:

City Attorney Goren read Proposed Ordinance 2019-12 into the record by title and referenced the letter sent by the applicant requesting to defer the item.

## RESOLUTIONS:

### 12. 2021-R-07 MOTION TO ADOPT PROPOSED RESOLUTION 2021-R-07.

PROPOSED RESOLUTION 2021-R-07 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, TO NOTIFY BROWARD COUNTY OF SUBSTANDARD STREET PAVEMENT MARKINGS CITYWIDE CONSISTENT WITH THE TRAFFIC ENGINEERING AGREEMENT EXECUTED BETWEEN THE CITY OF PEMBROKE PINES AND BROWARD COUNTY; DIRECTING THE CITY CLERK TO TRANSMIT AND DISTRIBUTE THIS RESOLUTION; DIRECTING THE APPROPRIATE CITY OFFICIALS TO TAKE ANY AND ALL ACTION NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Commissioner Siple, seconded by Commissioner Castillo, to amend the motion to add language to direct the City Attorney, City Manager and City Engineer to have discussions with Broward County Traffic Engineers to look at the agreement and to update criteria to current standards, and to include outreach to the Broward League of Cities. 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: 3739

**A motion was made by Commissioner Castillo, seconded by Commissioner Siple, to adopt Proposed Resolution 2021-R-07 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

Enactment No: 3739

**PRIOR TO THE VOTE BEING TAKEN:**

City Attorney Goren read Proposed Resolution 2021-R-07 into the record by title.

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

City Attorney Goren responded to the questions of the Commission regarding agreements between Counties and Cities and also about revising agreements.

**13. 2021-R-10 MOTION TO ADOPT PROPOSED RESOLUTION 2021-R-10.**

PROPOSED RESOLUTION 2021-R-10 IS A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, SUPPORTING THE ALZHEIMER'S ASSOCIATION'S 'GO PURPLE' INITIATIVE; BRINGING ATTENTION TO THE SERIOUS RISKS ASSOCIATED WITH ALZHEIMER'S DISEASE AND DEMENTIA; URGING CITY ADMINISTRATION TO OPERATIONALLY 'LIGHT UP' CITY HALL AND OTHER MUNICIPAL BUILDINGS IN THE COLOR PURPOSE TO BRING AWARENESS TO ALZHEIMER'S DISEASE AND DEMENTIA; 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-10 supporting the Alzheimer's Association's "Go Purple" initiative. 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: 3740

**PRIOR TO THE VOTE BEING TAKEN:**

City Attorney Goren read Proposed Resolution 2021-R-10 into the record by title.

The following member of the public spoke on the item:

Ms. Tracey Paige, Executive Director of the Alzheimer's Association, Southeast Florida Chapter.

**REGULAR AGENDA:**

- 14. 21-0242 MOTION TO APPOINT MEMBERS TO THE ART & CULTURE ADVISORY BOARD FOR THE REGULAR COMMISSION SEATS. THE VACANCIES WERE ADVERTISED.**

**A motion was made by Vice Mayor Good Jr., seconded by Commissioner Siple, to table Item #14 until the next meeting on May 5, 2021 to consider an appointment to the second regular Commission seat on the Art and Culture Advisory Board. 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 Schwartz, to reappoint Ruth Rosenberg as a regular member of the Art and Culture Advisory Board. 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:**

Mayor Ortis read Item 14 into the record by title.

City Clerk Graham responded to the questions of the Commission

regarding the board vacancies.

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

Assistant City Attorney Horowitz responded to the Commission regarding the makeup of the Arts and Culture Board pursuant to City Ordinance.

The item would be brought back before Commission to consider one (1) commission seat vacancy.

**15.        21-0248        DISCUSSION AND POSSIBLE ACTION ON THE CREATION OF A  
CITIZEN'S BUDGET AND FINANCE ADVISORY BOARD.**

**A motion was made by Commissioner Siple, seconded by Commissioner Schwartz, to approve a motion to direct the City Manager to set up and schedule a special workshop for residents, HOAs, City staff, finance staff, department heads, sooner rather than later, with proper invitation to residents to come and participate in the presentation to understand the budget. There would be no Commission participation in that meeting--strictly residents and staff going over the budget. 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:**

Mayor Ortis read Item 15 into the record by title.

City Attorney Goren addressed the Commission regarding the comparison analysis of other municipalities regarding the development of the board.

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

City Manager Dodge responded to the questions of the Commission regarding the meeting date of the newly assembled board.

## **REPORTS OF LEAGUE REPRESENTATIVES**

Mayor Ortis spoke about the preemptive legislation in Tallahassee.

Vice Mayor Good spoke about the solid waste delegation and working group/solid waste disposal in Broward County and about the recommendation for the governance of structure, to have an independent district for solid waste disposal. Vice Mayor Good said additional information will be presented at the next meeting with the assistance of the City Attorney's Office, for the consideration of the Commission.

Commissioner Castillo spoke about the solid waste delegation request.

Mayor Ortis requested an update on the Old City Hall. City Manager Dodge called Mike Stamm, Planning and Economic Development Director, to speak about the status and updates pertaining to the Old City Hall. Mr. Stamm referred to the workshop that would be forthcoming as requested by the Commission at the 04/07/2021 meeting.

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

City Attorney reported on the following items:

1) Reinstating the Veterans Memorial Foundation referencing a Legal Memorandum distributed to the Commission.

City Manager Dodge responded in reference to forming a new corporation and allowing the former foundation to dissolve.

Vice Mayor Good spoke on the matter.

2) The City Attorney spoke on the Everytown litigation decision rendered on F.S. Chapter 790.33 and the petition to appeal the lawsuit with the Florida Supreme Court in order to promote gun safety.

A motion was made to direct the City Attorney to proceed with processing the appeal without objection.

3) City Attorney Goren spoke on the Opioid Litigation - Florida Memorandum of Understanding (MOU) and formal agreement implementing a unified plan for opioid litigation by way of a resolution.

4) House Bill 1- Anti-riot bill signed by Governor Ron DeSantis which modifies several statutes in Florida and about the Federal lawsuit filed in Orlando to challenge the law.

THE CITY ATTORNEY SPOKE ON THE EVERYTOWN LITIGATION DECISION RENDERED ON F.S. CHAPTER 790.33 AND THE PETITION TO APPEAL THE LAWSUIT WITH THE FLORIDA SUPREME COURT IN ORDER TO PROMOTE GUN SAFETY.

The City Attorney spoke on the Everytown litigation decision rendered on F.S. Chapter 790.33 and the petition to appeal the lawsuit with the Florida Supreme Court in order to promote gun safety.

A motion was made by Commissioner Siple, seconded by Mayor Ortis, to approve directing the City Attorney to move forward with the Everytown litigation appeal without objection. The motion carried by the following vote:

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

**Nay** 0

16.      21-0279      CITY ATTORNEY ITEM: DISCUSSION REGARDING THE VETERAN'S MEMORIAL FOUNDATION, INC. (CITY ATTORNEY MEMO 2021-044).

A motion was made by Commissioner Siple, seconded by Mayor Ortis, to approve a motion to accept the City Attorney's recommendation to let the foundation be resolved, create new articles of incorporation as a Florida non-profit corporation, and bring back documents to the Commission for approval. 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:

City Attorney Goren read Item 16 into the record by title, and provided updates to the Commission with regard to reinstating the Veteran's Memorial Foundation, referencing the Legal Memorandum provided by the City Attorney's Office.

Vice Mayor Good spoke on the item.

City Manager Dodge responded to the questions of the Commission.

## COMMISSION ITEMS:

17.      21-0269      **[ITEM TO BE RECONSIDERED]** COMMISSIONER SIPLE - ITEM #1 - MOTION TO RECONSIDER ITEM 14(A) FROM THE MARCH 17, 2021 COMMISSION MEETING:

MOTION TO APPROVE REQUEST TO ADVERTISE SOLICITATION(S):



(A) AD-21-02 "DISASTER DEBRIS MANAGEMENT SERVICES"

**A motion was made by Commissioner Siple, seconded by Mayor Ortis, to accept the original motion as presented and to keep the performance bond at \$1,000,000 (one million dollars). The motion carried by the following vote:**

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

**Nay** 1 - Commissioner Castillo

PRIOR TO THE VOTE BEING TAKEN:

Commissioner Siple read Item 17A into the record by title, for reconsideration, and spoke on the item.

Vice Mayor Good spoke on the item and responded to the questions of Commissioner Siple.

Commissioner Castillo and Commissioner Schwartz spoke on the item.

City Attorney Goren responded to the questions of the Commission regarding performance bond requirements.

Mark Gomes, Procurement Director, responded to the questions of the Commission regarding the performance bond requirement included in the bid package.

**18. 21-0270 [ITEM BEING RECONSIDERED] COMMISSIONER SIPLE-ITEM #2 - MOTION TO RECONSIDER ITEM #17 FROM THE MARCH 17, 2021 COMMISSION MEETING:**

**MOTION TO ADOPT PROPOSED ORDINANCE NO. 2021-02 ON SECOND AND FINAL READING.**

**PROPOSED ORDINANCE 2021-02 IS AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, PERTAINING TO THE SUBJECT OF ZONING AND LAND DEVELOPMENT; REPEALING IN ITS ENTIRETY CHAPTERS 37, 116, 153, 155 AND 159 OF THE CITY OF PEMBROKE PINES CODE OF ORDINANCES; ADOPTING NEW LAND DEVELOPMENT CODE FOR THE CITY OF PEMBROKE PINES; ADOPTING A ZONING MAP FOR THE CITY OF PEMBROKE PINES; ADOPTING PHYSICAL AND DIGITAL VERSIONS OF THE LAND DEVELOPMENT CODE AND MAP; PROVIDING FOR THE REPEAL AND AMENDMENTS OF ALL**

OTHER CODE PROVISIONS AND ORDINANCES INCONSISTENT WITH THIS ORDINANCE; PROVIDING FOR TRANSITION FROM EXISTING LAND DEVELOPMENT CODE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND, PROVIDING FOR AN EFFECTIVE DATE.

**A motion was made by Commissioner Schwartz, seconded by Commissioner Siple, to approve the item on the Land Development Code as amended. The motion carried by the following vote:**

**Aye** 3 - Mayor Ortis, Commissioner Schwartz, and Commissioner Siple

**Nay** 2 - Vice Mayor Good Jr., and Commissioner Castillo

**A substitute motion was made by Commissioner Castillo, seconded by Vice Mayor Good Jr., which would include Planning & Zoning Board in any land development matters pertaining to North Perry Airport with the City Commission as the final decision maker on these matters. The motion failed by the following vote:**

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

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

**A motion was made by Commissioner Siple, seconded by Mayor Ortis, to approve a motion to add back Planning & Zoning to the approval of items regarding the reviewing of land development matters at North Perry Airport. This would revert the March 17, 2021 motion to resuming status quo with the Planning & Zoning Board reviewing land development applications for North Perry Airport as currently described in City Code, with P&Z making recommendations on land development matters at North Perry Airport. The motion carried by the following vote:**

**Aye** 3 - Mayor Ortis, Commissioner Schwartz, and Commissioner Siple

**Nay** 2 - Vice Mayor Good Jr., and Commissioner Castillo

**A motion was made by Commissioner Siple, seconded by Mayor Ortis, to approve a motion to direct the City Manager, City Attorney and City Staff to approach Broward County Aviation to study the creation of an airport zoning district. The motion carried by the following vote:**

**Aye** 3 - Mayor Ortis, Commissioner Schwartz, and Commissioner Siple

**Nay** 2 - Vice Mayor Good Jr., and Commissioner Castillo

**PRIOR TO THE VOTE BEING TAKEN:**

City Attorney Goren read Proposed Ordinance 2021-02 into the record,

by title for reconsideration and spoke on the item.

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

Mike Stamm, Planning and Economic Development Director, responded to the questions of the Commission regarding the zoning and land development roles of the Planning and Zoning Board in the area by the North Perry Airport.

City Attorney Goren also responded to the questions of the Commission regarding the amendments to land development code prior to the item coming back for reconsideration. He spoke on City Commission appeals for Planning and Zoning items, and referenced section 32.083 of the City's Code of Ordinances.

The following members of the public spoke on Items at the Request of the Public:

Mr. Tim Wilder, resident of Durango Estates, Pembroke Pines, FL regarding drinking water quality reports and about issues with the bulk trash pick-up.

## **NEW BUSINESS:**

## **OLD BUSINESS:**

**ADJOURN - 10:58 P.M.**

## **CITY OF PEMBROKE PINES**

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**Marlene D. Graham, CMC**  
**City Clerk**