

# **City of Pompano Beach**

**City Commission Meeting  
Commission Chamber**

*100 West Atlantic Blvd.  
Pompano Beach, FL 33060*



## **Agenda**

**Tuesday, June 14, 2022**

**1:00 PM**

### **City Commission**

*Rex Hardin, Mayor*

*Beverly Perkins, Vice Mayor*

*Rhonda Eaton, Commissioner*

*Cyndy Floyd, Commissioner*

*Andrea McGee, Commissioner*

*Tom McMahon, Commissioner*

*Gregory P. Harrison, City Manager*

*Mark Berman, City Attorney*

*Asceletha Hammond, City Clerk*

## **GOVERNMENT IN THE SUNSHINE**

The State of Florida pioneered the concept of "Government in the Sunshine," and, accordingly, all meetings of the Pompano Beach City Commission - except those to discuss labor negotiations and litigation strategy, are open to the public. The Commission welcomes the involvement and participation of the citizens.

## **PROCEDURE**

The City Commission has adopted Robert's Rules of Order, Newly Revised.

## **CITY COMMISSION MEETING TIMES**

The City Commission meets two (2) times a month:

Second Tuesday of the month: City Commission Meeting - 1:00 p.m.

Fourth Tuesday of the month: City Commission Meeting - 6:00 p.m.

## **ADDRESSING THE CITY COMMISSION**

"Audience To Be Heard" is scheduled for a thirty (30) minute period at the beginning of the City Commission Meeting, and will be continued to the end of the meeting for those speakers who were not heard during the initial thirty-minute period. All persons interested in speaking during "Audience To Be Heard" must fill out and submit a request form to the City Clerk prior to the call of order of the meeting. Speakers will be limited to three minutes to speak on any matter, which is NOT on the Regular Agenda, or removed from the Consent Agenda, and are requested to approach the podium and state his/her name and address and, if appropriate, the organization they represent, for the record. A request form can be found on the last page of the Agenda program.

## **ACCESSIBILITY**

If you require the services of a Sign Interpreter, please notify the City Manager's Office at (954) 786-4601, 24 hours in advance. Should you require any other assistance to attend or participate in the meeting, please contact the City's ADA Coordinator at (954) 786-4626 at least 24 hours prior to the meeting.

**NOTE:** Any person who decides to appeal any decision of the City 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 proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

**CALL TO ORDER**

*The Honorable Rex Hardin  
Mayor, Presiding*

**ROLL CALL**

*Asceleta Hammond, City Clerk*

**INVOCATION**

*Reverend Wylie L. Howard Sr.  
St. James Missionary Baptist Church*

**PLEDGE OF ALLEGIANCE**

*Led by Asceleta Hammond, City Clerk*

**APPROVAL OF MINUTES**

[22-397](#) Regular City Commission Meeting Minutes of May 24, 2022

**APPROVAL OF AGENDA**

**CONSENT AGENDA DISCUSSION**

The Commission may pull items from the Consent Agenda. During Audience to be Heard, a person may speak on any item on the Consent Agenda, which has not been pulled.

**A. SPECIAL PRESENTATION**

[22-417](#) **Hospitality and Tourism Management Program Graduates**

Dahlia Baker with the City of Pompano Beach Business and Workforce Initiatives and James Ward with Florida Atlantic University (FAU), College of Business, will talk about the City of Pompano Beach Hospitality and Tourism Management Program which is taught at the E. Pat Larkins Center. Mayor Hardin will hand out certificates to the graduates of the program.

Sharon Bacon	Diana Renteria
Stacey Madyun	Patrice Sands
Natalia Mogren	Kenneth Scislo
Cassandra Morgan	Betty Varela
Milagros Pinal-Rincon	Erika Zuniga

[22-429](#)**“Secure the Next Generation Referendum Renewal”**

Angel M. Gomez with the Broward County School District, Government Affairs, will give a presentation on the August 23rd ballot item, “Next Generation Referendum Renewal.”

**B. AUDIENCE TO BE HEARD**

All persons interested in speaking during “Audience To Be Heard” must fill out a request form and turn it in to the City Clerk prior to the meeting. A request form is located on the last page of the agenda program.

Pursuant to Section 30.07(C)(2)(c) of the City's Code of Ordinances, "Thirty minutes or such time needed to permit ten members of the public to speak, whichever is less, shall be set aside at the beginning of each City Commission meeting for the “audience to be heard” session. The “audience to be heard” session shall be continued at the end of the Commission (Regular Agenda) meeting in the event that individuals wishing to speak are not reached during the first session". (Effective May 28, 2019)

**C. CONSENT AGENDA**1. [22-393](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, DESIGNATING THE WALKING TRAIL WITHIN A CERTAIN RIGHT-OF-WAY IN THE CITY OF POMPANO BEACH CURRENTLY LOCATED ADJACENT TO THE EAST SIDE OF NW 3RD AVENUE BEGINNING AT NW 20TH STREET ON THE SOUTH SIDE AND CONTINUING TO NORTH OF NW 20TH COURT AS THE IRVING FAMILY MEMORIAL TRAIL; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark A. Beaudreau)

2. [22-390](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE CHANGE ORDER NO.1 IN THE AMOUNT OF \$335,623.45 PURSUANT TO THE CONSTRUCTION MANAGER-AT-RISK CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND SHIFF CONSTRUCTION & DEVELOPMENT, INC. FOR THE YOUTH SPORTS COMPLEX IMPROVEMENTS; PROVIDING AN EFFECTIVE DATE

(Fiscal Impact: \$335,623.45)

(Staff Contact: Fernand Thony/Horacio Danovich)

3. [22-412](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING AN EXPENDITURE FROM THE CITY OF POMPANO BEACH LAW ENFORCEMENT TRUST FUND (LETF) FOR A GUN BUY BACK PROGRAM IN POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: \$10,000.00)

(Staff Contact: Earl Bosworth)

#### **D. REGULAR AGENDA**

4. [22-405](#) **P.H. 2022-65: (PUBLIC HEARING 1ST READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING THE COMPREHENSIVE PLAN, FUTURE LAND USE ELEMENT TEXT TO PROVIDE DEVELOPMENT RIGHTS WITHIN THE IDI INDUSTRIAL AREA AT 2900 WEST SAMPLE ROAD; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON MAY 25, 2022; PROVIDING THAT TWO PUBLIC HEARINGS WILL BE HELD INCLUDING AN ADOPTION PUBLIC HEARING; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

5. [22-404](#) **P.H. 2022-66: (PUBLIC HEARING 1ST READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ADOPTING A COMPREHENSIVE PLAN MAP AMENDMENT FOR A 27.3 GROSS ACRE SITE LOCATED AT THE SOUTHEAST CORNER OF SAMPLE ROAD AND THE FLORIDA TURNPIKE; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON MAY 25, 2022; PROVIDING THAT A TRANSMITTAL AND ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

**QUASI-JUDICIAL PROCEEDING**

6. [22-406](#) **P.H. 2022-67: (PUBLIC HEARING 1ST READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING ON THE SOUTH SIDE OF WEST SAMPLE ROAD, EAST OF THE FLORIDA TURNPIKE AND COMMONLY KNOWN AS A PORTION OF 2900 WEST SAMPLE ROAD FROM B-3 (GENERAL BUSINESS) TO I-1 (GENERAL INDUSTRIAL); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

7. [22-372](#) **P.H. 2022-61: (PUBLIC HEARING 2ND READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A SIX FOOT UTILITY EASEMENT LOCATED ON THE WEST SIDE OF FEDERAL HIGHWAY BETWEEN NE 31ST STREET AND NE 33RD STREET, COMMONLY KNOWN AS 3207 N. FEDERAL HIGHWAY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

**FIRST READING: MAY 24, 2022**

(Staff Contact: Jean Dolan/David Recor)

8. [22-407](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT FOR AMENDMENT OF NOTATION ON PLAT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH RELATING TO THE MT. CALVARY PLAT; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

**END OF QUASI-JUDICIAL PROCEEDING**

9. [22-409](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING THE POMPANO BEACH SUSTAINABILITY PROJECT PORTFOLIO PREPARED BY RS&H, INC., COMPLETING PHASE 3 OF THE 8-PHASE WORKPLAN ESTABLISHED BY THE CITY'S SUSTAINABILITY STRATEGY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: Reimbursement of \$45,000)

(Staff Contact: Max Wemyss)

10. [22-379](#) **P.H. 2022-62: (PUBLIC HEARING 2ND READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY RELATING TO MCNAB PARK; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

**FIRST READING: MAY 24, 2022**

(Staff Contact: Nguyen Tran/Sarah Mulder)

11. [22-108](#) **P.H. 2022-14: (PUBLIC HEARING 1ST READING)**  
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ESTABLISHING ELECTION DISTRICTS WITHIN THE CITY OF POMPANO BEACH FOR THE PURPOSE OF REPRESENTATION AND ELECTION OF MEMBERS OF THE CITY COMMISSION; PROVIDING FOR SEVERABILITY; PROVIDING A REPEALING CLAUSE, PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

**POSTPONED FROM DECEMBER 14, 2021 & FEBRUARY 22, 2022**

(Staff Contact: Phyllis A. Korab/Earl Bosworth)

12. [22-408](#) **P.H. 2022-63: (PUBLIC HEARING 1ST READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 98, "PARKS AND PLAYGROUNDS," OF THE POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 98.02, "PROHIBITED ACTS," TO PROHIBIT SMOKING ON OR WITHIN THE BOUNDARIES OF THE MUNICIPAL BEACH AND WITHIN ANY PUBLIC PARK IN THE CITY; PROVIDING FOR EXEMPTION AS SET FORTH UNDER STATE LAW; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)  
  
(Staff Contact: Mark E. Berman)
13. [22-413](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF ALICE CHATTMAN; SAID TERM TO EXPIRE ON MAY 14, 2023; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)  
  
**APPLICANTS:**  
Brooke Johnston - District 1  
Tanya Manfredi - District 1  
Mary Lou Ruderman, Alternate #2 - District 1  
Richard Dally - District 3  
  
(Staff Contact: Asceleta Hammond)
14. [22-414](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE RECYCLING AND SOLID WASTE ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF KEITH HAAG, ALTERNATE #1; SAID TERM TO EXPIRE ON MAY 14, 2023; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)  
  
**PLEASE REFER TO FILE ID NO 22-413 FOR APPLICANTS.**  
(Staff Contact: Asceleta Hammond)

**E. ADDITIONAL AUDIENCE TO BE HEARD**



**F. NEXT SCHEDULED MEETING**

June 28, 2022 at 5:00 p.m. - City Commission Budget Workshop

June 28, 2022 at 6:00 p.m. - Regular City Commission Meeting

**G. REPORTS**

*City Manager*

*City Attorney*

*City Clerk*

*City Commission*

**H. ADJOURNMENT**

**BALANCE IN CONTINGENCY**

Oct. 1, 2021

Beginning Balance

\$12,000.00

**CITY OF POMPANO BEACH, FLORIDA  
AUDIENCE TO BE HEARD  
REQUEST FORM**

NAME: \_\_\_\_\_

TITLE: \_\_\_\_\_

COMPANY: \_\_\_\_\_

ADDRESS: \_\_\_\_\_ CITY: \_\_\_\_\_

STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_ EMAIL: \_\_\_\_\_

PHONE: \_\_\_\_\_ FAX: \_\_\_\_\_

**EACH SPEAKER IS LIMITED TO THREE (3) MINUTES**

Pursuant to Section 30.07(C)(2)(c) of the City's Code of Ordinances, "Thirty minutes or such time needed to permit ten members of the public to speak, whichever is less, shall be set aside at the beginning of each City Commission meeting for the "audience to be heard" session. The "audience to be heard" session shall be continued at the end of the Commission (Regular Agenda) meeting in the event that individuals wishing to speak are not reached during the first session."

**SUBJECT YOU DESIRE TO SPEAK ON:**

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**NOTE: THIS FORM MUST BE COMPLETED AND HANDED TO THE CITY CLERK PRIOR TO THE CALL TO ORDER OF THE MEETING. THE CITY CLERK WILL CALL RESIDENTS AND/OR TAXPAYERS, TO INCLUDE AUTHORIZED REPRESENTATIVES FOR PERSONS PERMITTED TO BE HEARD, AS WELL AS EMPLOYEES OF THE CITY TO SPEAK FIRST. OTHERS DESIRING TO SPEAK WILL THEREAFTER BE CALLED TO SPEAK, EXCEPT WHEN THE PERSON IS A USER OF THE CITY'S WATER OR SEWER SYSTEM AND WISHES TO BE HEARD ON A MATTER RELATED TO THE CITY'S WATER AND/OR SEWER SYSTEM.**