

City of Pompano Beach

City Commission Meeting

Commission Chambers

100 West Atlantic Blvd.

Pompano Beach, FL 33060



Agenda

Tuesday, January 24, 2017

6:00 PM

City Commission

Lamar Fisher, Mayor

Charlotte J. Burrie, Vice Mayor

Rex Hardin, Commissioner

Barry Moss, Commissioner

Beverly Perkins, Commissioner

Michael Sobel, Commissioner

Dennis W. Beach, City Manager

Mark Berman, City Attorney

Asceletta 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 are 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 – 6:00 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 6:00 p.m. 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.

HEARING IMPAIRED

If you require the services of a Sign Interpreter, please notify the City Manager's Office 24 hours in advance.

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 Lamar Fisher
Mayor, Presiding*

ROLL CALL

Asceleta Hammond, City Clerk

INVOCATION

*Reverend James Smith
New Jerusalem Missionary Baptist Church*

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

17-169 Regular City Commission Meeting Minutes of January 10, 2017

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

Mayor Fisher

17-188 **Football Super Bowl Champions**

Mark Beaudreau, Recreation Programs Administrator to recognize the 2016 Gold Coast Pop Warner Football Super Bowl Champion Teams from Pompano Beach. The Pompano Beach teams are as follows:

- Pompano Eagles 76 lbs.
- Pompano Eagles 85 lbs.
- Pompano Cowboys 100 lbs.
- Pompano Chiefs 155 lbs.
- Pompano Chiefs 108 lbs.

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.

C. CONSENT AGENDA

1. **17-174** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A HURRICANE MATTHEW FEDERALLY FUNDED PUBLIC ASSISTANCE STATE AGREEMENT BETWEEN THE STATE OF FLORIDA, DIVISION OF EMERGENCY MANAGEMENT AND THE CITY OF POMPANO BEACH AS WELL AS A STATEMENT OF ASSURANCES, AND CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY, AND VOLUNTARY EXCLUSION; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)
(**Staff Contact:** Kimberly Spill-Cristiano)

2. **17-184** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA, DEPARTMENT OF STATE, DIVISION OF CULTURAL AFFAIRS ACCEPTING A GRANT IN THE AMOUNT OF \$500,000.00 AND EXECUTING A RESTRICTIVE COVENANT RELATING TO THE LIBRARY CULTURAL CENTER PROJECT: PHASE III, PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: City match of \$1,500,000.00)
(**Staff Contact:** Mark Beaudreau) 

3. **17-191** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, SUPPORTING THE COMBINED EFFORTS OF THE UNITED STATES CENTER FOR DISEASE CONTROL AND PREVENTION (“CDC”) AND THE DEPARTMENT OF JUSTICE (“DOJ”) TO CURTAIL THE OVERPRESCRIBING OF OPIOIDS BY PHYSICIANS THROUGH MORE PHYSICIAN EDUCATION AS WELL AS BETTER RISK ASSESSMENT OF PATIENTS; STRENGTHENING OF PRESCRIPTION DRUG MONITORING PROGRAMS IN EVERY STATE; AND ENSURING SAFE DRUG DISPOSAL; SUPPORTING THE EFFORTS OF THE CITY-COUNTY NATIONAL TASK FORCE ON THE OPIOID EPIDEMIC TO PROVIDE EDUCATIONAL OPPORTUNITIES AND INFORMATION SHARING FOR CITIES AND COUNTIES; DIRECTING THE APPROPRIATE CITY OFFICIALS TO FULLY SUPPORT THE GOALS AND OBJECTIVES OF THE ABOVE-DESCRIBED EFFORTS; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO EVERY CITY IN BROWARD COUNTY, TO THE BROWARD COUNTY BOARD OF COMMISSIONERS, THE BROWARD COUNTY LEAGUE OF CITIES, THE FLORIDA LEAGUE OF CITIES, GOVERNOR RICK SCOTT, STATE SENATORS, STATE REPRESENTATIVES, THE NATIONAL LEAGUE OF CITIES, U.S. SENATORS, AND U.S. REPRESENTATIVES; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.
(Fiscal Impact: N/A)
(Staff Contact: Mark E. Berman)

D. REGULAR AGENDA

4. **17-156** **P.H. 2017-21: (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 CONTRACTS FOR PROFESSIONAL CONSULTING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND KIMLEY-HORN AND ASSOCIATES, INC., AND HDR ENGINEERING, INC. FOR CONTINUING CONTRACT FOR ENGINEERING SERVICES FOR THE MUNICIPAL AIR PARK; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

FIRST READING: JANUARY 10, 2017
(Staff Contact: John Sfiropoulos)

5. **17-163****P.H. 2017-24: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," BY AMENDING SECTION 155.2406, "SPECIAL EXCEPTION," TO MODIFY REQUIREMENTS FOR APPROVAL OF APPLICATIONS FOR SPECIAL EXCEPTIONS; BY AMENDING 155.2420, "VARIANCE," TO MODIFY REQUIREMENTS FOR APPROVAL OF APPLICATIONS FOR VARIANCES; BY AMENDING SECTION 155.2424, "APPEAL," TO INCREASE THE NUMBER OF CONCURRING VOTES REQUIRED BY THE ZONING BOARD OF APPEALS FOR MODIFICATION OR REVERSAL OF APPEALS FROM THE DEVELOPMENT SERVICES DIRECTOR TO CONFORM WITH AN INCREASE IN THE NUMBER OF BOARD MEMBERS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JANUARY 10, 2017

(Staff Contact: Karen Friedman/Robin Bird)

6. **17-176****P.H. 2017-25: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN EMPLOYMENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND GREGORY P. HARRISON; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$192,500.00)

SECOND READING: JANUARY 10, 2017

(Staff Contact: Mark E. Berman)

7. **17-04****P.H. 2016-62: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.4303., "STANDARDS FOR SPECIFIC ACCESSORY USES AND STRUCTURES," TO PROVIDE A DEFINITION OF AND STANDARDS GOVERNING LOCATION OF ATHLETIC COURTS OR FIELDS; BY AMENDING SECTION 155.5302, "FENCES AND WALLS," TO PROVIDE STANDARDS FOR FENCING PROVIDED AS PART OF A PERMITTED ATHLETIC COURT OR FIELD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

TABLED FROM APRIL 26, 2016 & OCTOBER 25, 2016

(Staff Contact: Karen Friedman/Robin Bird)

8. **16-64****P.H. 2016-86: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.4219, "COMMERCIAL: MOTOR VEHICLE SALES AND SERVICE USES" TO PROVIDE ADDITIONAL STANDARDS FOR GASOLINE FILLING STATIONS; AND BY AMENDING SECTION 155.4303, "STANDARDS FOR SPECIFIC ACCESSORY USES AND STRUCTURES", TO PROVIDE ADDITIONAL STANDARDS FOR CANOPIES IN VEHICULAR AREAS FOR GASOLINE FILLING STATIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

TABLED FROM SEPTEMBER 13, 2016, OCTOBER 10, 2016 & DECEMBER 13, 2016

(Staff Contact: Karen Friedman/Robin Bird)

9. **17-186** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE EMERGENCY MEDICAL SERVICES ADVISORY BOARD OF THE CITY OF POMPANO BEACH AS ALTERNATE #1; TO FILL THE UNEXPIRED TERM OF HARRY DIAMOND; SAID TERM TO EXPIRE ON JULY 1, 2019; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

APPLICANTS:

Michelle Rhoulhac, Alternate #2 - District 2
 Predrag P. Jovanov - District 3
 Emma Ellington - District 4

(Staff Contact: Asceleta Hammond) 

10. **17-187** Discussion of recruitment for Internal Auditor.
(Fiscal Impact: N/A)
(Staff Contact: Dennis Beach)

E. REPORTS

City Manager
City Attorney
City Clerk
City Commission

F. ADJOURNMENT

BALANCE IN CONTINGENCY

Oct. 1, 2016	Beginning Balance	\$10,000.00
	Total:	\$10,000.00

**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

SUBJECT YOU DESIRE TO SPEAK ON:

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.