



City of Pompano Beach

100 West Atlantic Blvd.
Pompano Beach, FL 33060

Detailed Minutes - Final

City Commission

Rex Hardin, Mayor

Barry Moss, Vice Mayor

Rhonda Eaton, Commissioner

Andrea McGee, Commissioner

Tom McMahon, Commissioner

Beverly Perkins, Commissioner

Gregory P. Harrison, City Manager

Mark Berman, City Attorney

Asceleta Hammond, City Clerk

Tuesday, April 28, 2020

6:00 PM

Commission Chamber

Virtual City Commission Meeting

CALL TO ORDER

The Honorable Rex Hardin, Mayor called the meeting to order at 6:00 p.m.

ROLL CALL

Present: Commissioner Rhonda Eaton
Commissioner Andrea McGee
Commissioner Tom McMahon
Commissioner Beverly Perkins
Vice Mayor Barry Moss
Mayor Rex Hardin

APPROVAL OF MINUTES

[20-376](#) Regular City Commission Meeting Minutes of March 10, 2020

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Minutes be APPROVED. The motion carried unanimously.

APPROVAL OF AGENDA

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Agenda be APPROVED. The motion carried unanimously.

CONSENT AGENDA DISCUSSION

The Commission may pull items from the Consent Agenda. A person may request an item be pulled from the Consent Agenda for discussion on the Regular portion of the agenda upon advance written request, as per the instruction under Speaking About an Agenda Item (Remotely) above.

Mayor Hardin announced that items 1, 3, 4, 5, 7, 8, 9, 14, and 15, would be pulled for City Commission discussion.

A. CONSENT AGENDA

Mayor Hardin indicated that items 2, 6, and 10-13 would be adopted/approved without discussion.

A motion was made that the Consent Agenda items as noted be Approved/Adopted without discussion. The motion carried unanimously.

1. [20-372](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND ADOPTING THE CITY'S VIRTUAL COMMISSION MEETING PROCEDURES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Sandra King/Mark E. Berman)

Comr. Perkins pulled the item for City Commission discussion and reported that many people called her regarding the new version of the Commission meeting. She suggested that the City do a mail out to the public about future meetings on how the residents could go about participating. She understands it is posted on the City's website; however, a mail out would be helpful to those residents that are calling her about the meeting.

Vice Mayor Moss enquired about the cost for mailings to the entire City.

Greg Harrison, City Manager asked if a postcard would be appropriate to explain the ABC's, to which Comr. Perkins responded, yes.

Continuing, Mr. Harrison was unsure of the cost at this time, but will have staff check into it and see how they could make it happen.

Vice Mayor Moss thinks it is a good idea but if the cost would run \$60,000 then it would not be a good idea.

Mayor Hardin suggested that Mr. Harrison could get some costs in another few days and poll the Commission. It is not a bad idea, and since there maybe a number of meetings being conducted in this form this would assist the public to navigate the system.

Comr. Eaton suggested that since a mail out will be done, as much information should be provided about the new process, so this is utilized in the best extent possible.

Comr. McGee asked if it is possible for the public to participate without a computer.

Sandra King, Public Communications Director, responded that residents can call in to participate. However, they must have the means to send an email to register to participate in the meetings.

Mayor Hardin enquired if the City puts the information out on the social media such as Facebook and others, to which Ms. King replied absolutely. In sum, a person will have to have accessibility to a computer to participate.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Consent Agenda/ Resolution be ADOPTED. The motion carried by the following vote:

Enactment No: RES. No. 2020-160

2. [20-370](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND RATIFYING AGREEMENTS ENTERED INTO BY THE CITY DURING THE COVID-19 CRISIS DURING THE ABSENCE OF AVAILABLE CITY COMMISSION REVIEW; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: FDEP Agreement - No Fiscal Impact; Broward County Agreement - Fiscal Impact: \$43,236.55; AT&T Master Service Agreement - Fiscal Impact: Estimated \$60,000 to \$70,000)

(Staff Contact: Greg Harrison/A. Randolph Brown/Eugene Zamoski)

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.

Enactment No: RES. No. 2020-161

3. [20-353](#) Request of Ratification by City Commission for Emergency Procurement of Cypress Bend Force Sewer Main Repair, at a cost \$314,295.00.

(Fiscal Impact: \$314,295.00)

(Staff Contact: A. Randolph Brown)

Tom Drum, 2700 NE 8th Street, Pompano Beach, FL, pulled the item for City Commission discussion. Mr. Drum enquired if there will be a fine from the State for the fluid discharge. Also, he is aware of the pipes along A1A and wanted to know if the City has a map for future trouble spots, to avoid what happened in this case, or like what has been happening in the City of Fort Lauderdale. He is proud of the job that A. Randolph Brown, Utilities Director is doing but he needed to know if there is a map for future trouble spots and are they being worked on.

Mayor Hardin indicated that he will get staff to respond to the two questions and provide Mr. Drum with that information.

Vice Mayor Moss noted the referenced subject matter is within his District 5. He understands that the pipe was sitting on a bedrock, and after years of very slight movements, as the water passed through causing the pipe to vibrate. Therefore, with the pipe being situated on top of the rock it caused a hole to go through, resulting in the spillage. In sum, it is not a troubled area or an area where further trouble is anticipated.

Mayor Hardin confirmed that he understood the same situation as Vice Mayor Moss explained.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Consent Agenda/ Approval Request be APPROVED. The motion carried by the following vote:

4. [20-366](#) Approval to award RFP E-06-20, Pompano Beach Community Shuttle Services to the highest ranked firm, Limousines of South Florida, Inc.
(Fiscal Impact: N/A)

(Staff Contact: Erjeta Diamanti)

Tom Drum, 2700 NE 8th Street, Pompano Beach, FL, pulled the item for City Commission discussion. He stated that he looked at all the routes mentioned and does not see the ridership on this. Therefore, he does not think it is a necessary service.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, stated that there is no mention in the backup or the resolution for a certificate or documentation of need. He mentioned that in 2017-2018 he had provided some numbers from the Broward County transportation department. In 2018, they had a twenty percent (20%) decline in ridership and in 2017 they had an additional 20% decline in ridership. In addition, they had projected that in 2019 they would have 20% decline in ridership. He indicated that the bus service known as the "red-blue-green line" on most of the routes have a few or no riders. He believes if the service has no need it would be a waste of taxpayer's money. Therefore, he suggested postponing the item until there is a need then it could be brought back for City Commission consideration.

Comr. Perkins stated that she has not heard that there are no riders, as well as the backup does not state the number of riders. She requested can someone justify the ridership numbers.

Erjeta Diamanti, Budget Manager, explained the purpose of the item, which is to acquire the City Commission's approval of the ranking of the Request for Proposal (RFP). Therefore, the ridership data was not provided in the backup. However, it is available on the Broward County website. She confirmed that there is a decline in ridership for various reasons. Nevertheless, this service is very essential for some of the City's

residents. Broward County has reduced their transportation buses. She indicated that she could provide the data to the City Commission.

Mayor Hardin requested that Ms. Diamanti provide the ridership data for the past few years to the City Commission.

Comr. Perkins enquired if the City funds the program and then the County refunds the City.

Ms. Diamanti responded yes and explained the process.

Comr. Perkins moved to table the item until the ridership numbers could be provided to the City Commission.

Mayor Hardin asked if there is any particular rush on the item, which Ms. Diamanti responded that over 70,000 users utilize this valid service to the City, which is free to the residents. Particularly, there are low-income residents that uses this service. She is concerned that the contract with the current vendor, Limousines of South Florida, Inc., will expire in June, and given the current situation with limited City Commission meetings for more than one hearing with the Commission may cause the contract to expire, that would delay the process of keeping the program in place.

Comr. McGee indicated that she is aware that there is a core group of ridership that use this transportation program and explained in detail how the ridership could be improved, with enhanced marketing.

Comr. Perkins asked how the program is marketed for people to know about the shuttle buses.

Ms. Diamanti responded that the schedule is distributed throughout the City at the Community Centers, the Broward County Transit Centers, the City's Tradewinds magazine, as well as there is a tracking system that passengers can track to find out where the buses are and their estimated time of arrival. Also, notifications are sent out to the residents if there are any changes made to the routes and how they can access the buses. Staff explored advertising the availability of the shuttle on the County buses, but that is not allowed. Plans are being made to wrap the buses to make them more visible.

Comr. Perkins withdrew her motion after hearing the comments from Ms. Diamanti. Nevertheless, she requested that a little more marketing needed to be done to make people aware of the service. She would not want to cut it off if people are utilizing it for transportation to and from work.

Vice Mayor Moss stated he has had several conversations with Ms. Diamanti about the service, and determined that it is a cycler problem. This program services only half of Palm Aire residents. In sum, the funds are coming from all residents of Broward County including residents of Pompano Beach. Therefore, Mr.

Terwilliger's recommendation to not move forward with the service, is unwise, because the money the City's residents have been paying into the fund with the gas tax, will go to other cities such as Coral Springs, Deerfield Beach or somewhere else.

Comr. Eaton indicated that the Commission must consider the source of the information. To have someone ride around on a bus to count people is not a valid study. She concurs with Vice Mayor Moss' comments that this is a program coming from the County and this is something that the City can benefit from. This is an essential service for the City's needy population who do not own a car for transportation. Therefore, she would not support getting rid of the program.

Mayor Hardin indicated that there has been a loud cry regarding traffic issues, therefore, to get rid of mass transit it will force more people into transportation option, which will add to the traffic impact.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Consent Agenda/ Approval Request be APPROVED. The motion carried by the following vote:

Yes: Eaton
 McGee
 McMahan
 Perkins
 Moss
 Hardin

5. [20-360](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2020 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY ADDITIONAL THREE CENT LOCAL OPTION GAS TAX ON MOTOR FUEL; PROVIDING AN EFFECTIVE DATE.
 (Fiscal Impact: N/A)

(Staff Contact: Erjeta Diamanti)

Tom Drum, 2700 NE 8th Street, Pompano Beach, FL, asked to pull the item and stated that he wanted to bring to the Commission's attention that since gas is so low, but the taxes remain same, the actual flow has been reduced by people not driving. Therefore, the income from this source will be severely diminished. The City needs to think of the loss of sales tax as an income, as well as the loss of gas tax, prior to spending money and to have fiscal responsibility.

Mayor Hardin indicated that the City's staff is aware of the finances, and have been looking into these type of

things on a daily basis.

A motion was made by Vice Mayor Moss, seconded by Commissioner Eaton, that the Consent Agenda/ Resolution be ADOPTED. The motion carried by the following vote:

Enactment No: RES. No. 2020-162

6. [20-361](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2020 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY FIFTH CENT ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL FOR TRANSIT; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Erjeta Diamanti)

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.

Enactment No: RES. No. 2020-163

7. [20-377](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, TEMPORARILY REDUCING WATER RATES BY TWENTY PERCENT TO ALL CITY CUSTOMERS FOR CERTAIN WATER SERVICE FOR THE MONTH OF MAY 2020; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$415,251.00)

(Staff Contact: Andrew Jean-Pierre)

Tom Drum, 2700 NE 8th Street, Pompano Beach, FL, asked to pull the item and inquired if the Highlands, Cresthaven and Leisureville areas are out of the reduced rates, because their service is provided by the County.

Mayor Hardin responded that is correct.

Mr. Drum wanted it noted that these areas do have cash strapped residents.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, asked to pull the item and echoed Mr. Drum's comments. He said the areas mentioned earlier to include Kendall Green will get no special treatment under the plan. Therefore, he is requesting if the City could find some way to assist with the subsistence or additional funds or reduction of costs for those residents in the area, as they are also hurting.

A motion was made by Vice Mayor Moss, seconded by Commissioner

McGee, that the Consent Agenda/ Resolution be ADOPTED. The motion carried by the following vote:

Yes: Eaton
McGee
McMahon
Perkins
Moss
Hardin

Enactment No: RES. No. 2020-164

8. [20-339](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A GRANT AWARD AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE COMMUNITY FOUNDATION OF BROWARD ACCEPTING A MATCHING GRANT IN THE AMOUNT OF \$30,000.00 FOR A MULTI-YEAR PROJECT ENTITLED, "ASPHALT ART - THE CROSSROADS CONNECTION; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$30,000)

(**Staff Contact:** Phyllis A. Korab/Laura Atria)

Tom Drum, 2700 NE 8th Street, Pompano Beach, FL, asked to pull the item and stated that he has no problem with the grant. Rather, the problem is every time the City does the asphalt art, it ends up with a maintenance nightmare of pressure washing. If it is not left spotless it does look awful.

Doug Borden, 515 North Ocean Boulevard, Pompano Beach, FL, asked to pull the item and stated that he agreed with Mr. Drum's statement. He said he does not think this is a good use of City funds, and the City could find better ways to spend \$30,000. He inquired how is this funded.

Mayor Hardin responded that this is part of the public art committee and that the public art is a separate fund that does not come from the Building department. Therefore, if he would like, staff can get the information as to how this is funded, to which he responded that it is okay. However, he wanted it noted that the economic landscape in the future is uncertain, so, perhaps it is time to put a hold on some of these non-essential expenditures.

Vice Mayor Moss indicated that if the crosswalks get dirty is all part of life and we should just plan to clean it up. In sum, this is another matter that if the City does not utilize the grant, it will go to other cities. By refusing these grants, the citizens of Pompano Beach will be cheated.

Mayor Hardin noted that this is part of an entire process of remaking Pompano Beach. The public art program has done wonderful things for the City. In fact, it has put Pompano Beach on the map and this is part of that process. Pompano Beach is a changing community and this is part of that change in setting the City apart from

other communities. The asphalt art project is one of the things that adds vibrancy to the community. Therefore, he fully supports this effort and the public art program. He then thanked the volunteer committee members of the public art for all their efforts.

Comr. McGee indicated that her first reaction was similar to Mr. Borden's and asked if the City wanted to spend these funds now. However, she was informed that the fund is only for public art, so this money cannot be utilized anywhere else. Therefore, she agrees with Vice Mayor Moss that since the County has the grant, then the City should use it to continue moving forward as carefully and financially savvy as can be done for the next few years.

Mayor Hardin clarified that the grant is actually coming from the Community Foundation of Broward, which is not Broward County but a separate foundation type organization that gives grants of this sort. The money actually came from private individuals, which was put in the hands of the Community Foundation of Broward who ministers the grants for the individuals.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Consent Agenda/ Resolution be ADOPTED. The motion carried by the following vote:

Yes: Eaton
 McGee
 McMahan
 Perkins
 Moss
 Hardin

Enactment No: RES. No. 2020-165

9. [20-363](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A REINSTATEMENT AND EXTENSION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SZABOWORKS TO COMPLETE THE COMMISSIONED ARTWORK; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(**Staff Contact:** Phyllis A. Korab\Laura Atria)

Comr. McGee pulled the item for City Commission discussion. She asked about the hold up of the delivery for this piece of art.

Phyllis Korab, Director, Cultural Affairs Department, responded that the delay was because the artist was not able to get a City building permit before the expiration of the six months, which put off the final approval of his art work.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Consent Agenda/ Resolution be ADOPTED. The motion carried by the following vote:

Yes: Eaton
McMahon
Perkins
Moss
Hardin

No: McGee

Enactment No: RES. No. 2020-166

10. [20-364](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, DESIGNATING THE WESTERLY TEN FEET OF THE CITY OWNED REAL PROPERTY LOCATED AT 720 NW 19TH AVENUE AS RIGHT-OF-WAY; PROVIDING FOR RECORDATION OF THE ATTACHED SURVEY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Miriam Carrillo/Vincent Wooten)

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.

Enactment No: RES. No. 2020-167

11. [20-365](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE FIRST AMENDMENTS TO THE DEVELOPMENT AGREEMENT AND DECLARATION OF RESTRICTIONS BETWEEN THE CITY OF POMPANO BEACH AND MARQUIS PARTNERS, LTD. TO BUILD A 100-UNIT AFFORDABLE HOUSING DEVELOPMENT AT 1850 DR. MARTIN LUTHER KING, JR. BLVD., TO CONVERT THE \$407,750 GRANT FUNDING PREVIOUSLY APPROVED IN CITY RESOLUTION 2020-80 TO A NONRECOURSE LOAN EVIDENCED BY A PROMISSORY NOTE AND SECURED BY A MORTGAGE WITH RECAPTURE PROVISIONS, AND APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE SUBORDINATION AGREEMENTS REQUIRED BY CITIBANK, N.A., FLORIDA HOUSING FINANCE CORP., AND BROWARD COUNTY AS SENIOR LENDERS TO THE SUBJECT AFFORDABLE HOUSING DEVELOPMENT; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Miriam Carrillo/Vincent Wooten)

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.

Enactment No: RES. No. 2020-168

12. [20-380](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AS MORTGAGEE TO THE REAL PROPERTY LOCATED AT 1850 DR. MARTIN LUTHER KING, JR. BLVD., POMPANO BEACH, FLORIDA, CONSENTING AND JOINING IN THE DECLARATION OF RESTRICTIVE COVENANTS BETWEEN BROWARD COUNTY AND MARQUIS PARTNERS, LTD. TO BUILD A 100-UNIT AFFORDABLE HOUSING DEVELOPMENT AT THE SUBJECT PROPERTY TO BE KNOWN AS MARQUIS APARTMENTS; AUTHORIZING AND APPROVING PROPER CITY OFFICIALS TO EXECUTE SUCH DECLARATION; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Miriam Carrillo/Vincent Wooten)

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.

Enactment No: RES. No. 2020-169

13. [20-355](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, RESCINDING RESOLUTION NO. 2020-103, WHICH RELATED TO THE APPROVAL OF A LICENSE AGREEMENT WITH DANIA PIER MANAGEMENT CORP. TO OPERATE A BAIT AND TACKLE SHOP AT THE CITY'S PIER; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark A. Beaudreau)

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.

Enactment No: RES. No. 2020-170

14. [20-320](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING A DEED OF GIFT FOR THE KESTER COTTAGES FROM POMPANO BEACH HISTORICAL SOCIETY, INC.; PROVIDING FOR RECORDATION; PROVIDING AN EFFECTIVE DATE

(Fiscal Impact: N/A)

POSTPONED FROM MARCH 10, 2020**(Staff Contact: Cassandra LeMasurier)**

Doug Borden asked that the item be pulled and stated that he was unsure how this was structured prior, because he did not see anything in the backup information. However, it seems to him, by accepting the gift, the City will be taking over the liability of maintaining this historical site, as mentioned in item 21. Therefore, while the City can accept the gift, given the current economic condition, it is not wise for the City to accept the responsibility of maintaining these cottages.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, stated that this resolution along with item 21 are companion items. He contends that a gift with strings is not a gift. Should the City accept the gift of the Kester cottages, the citizens will be asked to pay approximately \$20,000 per year plus maintenance to the historical society each year for ten years. In sum, Mr. Terwilliger does not agree with the proposal to accept a gift with strings, and urged the City Commission not to approve this item.

Mayor Hardin indicated that the history of the City of Pompano Beach is important to everyone in the City and he supports remembering what came before the Commission on this.

Comr. McMahon stated that previously he served as the President of the Pompano Beach Historical Society that help spread value to many residents. The Kester cottages open to the public is a viable thing for the City to do, to continue to preserve its rich history.

Vice Mayor Moss stated it is an important aspect of marketing the City as a destination place. Once people get to the City they need to do and see things. He has visited the Kester cottages on a few occasions and thinks it is a very interesting stop in the City. Therefore, for \$20,000, it is a very good investment on the part of the City Commission and the citizens of the City.

Comr. McGee mentioned that she had toured the Kester cottages during the 9/11 sculpture ribbon cutting and it was a very interesting piece and wished she had prior knowledge about it. So, now that it is coming under the City's ownership, more comprehensive marketing and tours can be done to include the fire station, museum and lighthouse store and to really highlight all these historic sites that the Commission is working to preserve for the City.

Comr. Perkins indicated that it is a good idea to preserve history and this is something that should have been thought of years ago before a lot of the history was torn down on Martin Luther King, Jr. Boulevard, especially in the innovative district area. While she does not want to vote against this item, there is a cost that comes along with it. Nevertheless, the Commission should consider the little history that the City does have left, especially in the northwest area, and that the same thing is done there.

A motion was made by Vice Mayor Moss, seconded by Commissioner McGee, to APPROVE/ADOPT the item under the Consent Agenda.

The motion carried unanimously.

Yes: Eaton
 McGee
 McMahan
 Moss
 Hardin

No: Perkins

Enactment No: RES. No. 2020-171

15. [20-356](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING THE OFFICIAL RETURNS OF THE SPECIAL MUNICIPAL ELECTION OF THE CITY OF POMPANO BEACH, FLORIDA, HELD ON MARCH 17, 2020 AND DECLARING THE RESULTS OF SAID ELECTION; PROVIDING AN EFFECTIVE DATE.
 (Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

Doug Borden, 525 North Ocean Boulevard, Pompano Beach, FL, pulled the item and wanted to congratulate all of the Pompano Beach citizens that came out to vote down the three Charter amendments in March. In sum, he mentioned that Comr. Perkins was the only Commissioner that voted against the amendments and he wanted to thank her for doing so.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, echoed the same sentiments of Mr. Borden. He mentioned that the results were citizens three, politicians zero. He thanked the residents for voting seventy percent (70%) to limit the terms of office for a Commissioner. This will provide the opportunity to change a Commissioner if they do not deserve to be in office. He also thanked the volunteers, organizations and donors who made the victory possible.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.

Enactment No: RES. No. 2020-172**B. REGULAR AGENDA**

16. [20-346](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AMENDMENT TO THE PUBLIC TRANSPORTATION GRANT AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION AND THE CITY OF POMPANO BEACH FOR THE TAXIWAY

DELTA REHABILITATION; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Total Project Cost: \$1,185,066; City cost share: \$237,013)

(**Staff Contact:** Robert McCaughan/Steven Rocco)

Robert McCaughan, Director, Public Works Department, presented the item stating that this is requesting the City Commission to execute an amendment to a Florida Department of Transportation (FDOT) grant that the City received previously. This was to relocate the entire Taxiway Delta, which did not meet airfield criteria of the taxiway parallel to the primary runway. The project is now completed, but while working on the project, they realized that they should not have demolished the northern end of the taxiway. Left in place, it would allow for better airfield operations for aircrafts getting on and off the runway. In sum, the total cost for the project will be \$1,185,066, which eight percent (80%) is funded by FDOT and the City's cost share is \$237,013.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Regular Agenda/ Resolution be ADOPTED. The motion carried by the following vote:

Yes: Eaton
McGee
McMahon
Moss
Hardin

Absent: Perkins

Enactment No: RES. No. 2020-173

17. [20-369](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND REDEVELOPMENT MANAGEMENT ASSOCIATES, LLC TO PROVIDE P3 REAL ESTATE, PARKING, SPECIAL PROJECTS AND BUSINESS ATTRACTION CONSULTING SERVICES; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$312,000)

(**Staff Contact:** Greg Harrison)

Greg Harrison, City Manager, presented the item and stated that this is a contract with RMA to handle all of the City's redevelopment projects starting down on the beach, Harbor Village via Federal Highway up to Old Town and finally in the Innovation District. The Scope of Services is Exhibit A in the contract, which is self-explanatory.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, spoke in opposition of utilizing the services of RMA, and provided his reasons. He indicated there is enough staff to carry out the scope of services. Therefore, he urged the City Commission to vote, no on this item.

Mike Skversky, 1630 SW 5th Avenue, Pompano Beach, FL, spoke in opposition of utilizing the services of RMA, and provided his reasons to include the high costs.

Tom Drum, 2700 NE 8th Street, Pompano Beach, FL, spoke in opposition of utilizing the services of RMA and provided his reasons. He also agreed with Mr. Terwilliger's comments.

Doug Borden, 525 North Ocean Boulevard, Pompano Beach, FL, spoke in opposition of utilizing the services of RMA and agreed with Mr. Terwilliger and Mr. Drum's reasons.

Comr. Perkins indicated that she is a bit confused and asked if RMA, under contract, is now a consultant for the City and is this a second contract with them.

Mayor Hardin responded that they are under contract and asked the City Manager to explain the scope of work.

Mr. Harrison, explained that this is similar to a renewal and that the prior contracted services and future services are now under one contract. The City has worked with them from the beach in the areas of Harbor Village, on Federal Highway, Old Pompano and currently the Innovation District. He indicated that because of their expertise and experience with pulling the City together on the beach development to include the parking garage, which now the City has a healthy parking fund. In addition, the City has invested approximately \$20 million in the beach area and several good investments where the East Community Redevelopment Agency (East CRA) is located and some currently in the works.

Comr. Perkins asked if this is the second consultant fee being paid.

Mr. Harrison responded no. This is the only contract between RMA and the City for their services as mentioned on the Scope. He also explained that the City did not stop the projects that RMA had commenced at first as a consultant.

In response to Comr. Perkins' question regarding the services being supplied by current staff, Mr. Harrison responded staff could not supply at the level of RMA. Comr. Perkins concluded that their services are not necessary and the City could survive without it. Moreover, there is no need for it at this particular time.

Comr. McMahon indicated that it is an important time in the economy to keep the projects going that the City currently has started. These individuals have brought great talent to the City with proven results from the pier projects, Citi Vista, and Harbor Village projects. Therefore, they will help to continue to keep the City strong and he supports the item.

Vice Mayor Moss congratulated RMA for all the good work they have done to date. Most of the ideas taking place on the beach, Atlantic Boulevard and other parts of the City have been their idea and they have been doing a tremendous job. He pointed out that changing a team in the middle of a program or process will set the City back not move it forward. Finally, he noted that it does not necessarily mean an expenditure of \$312,000, rather it is up to and not to exceed that amount.

Mayor Hardin indicated that he received comments from people about RMA and that the City still employs them for their services, and his response is that they are the best in what they do. Therefore, it would be a detriment to the City not to hire the best for what services it needed. He then provided a brief background on RMA coming to the City in 2009. He said their job is not done and in fact, the job is never done. Redevelopment is part of an ongoing process for the City and without it the City will come to a standstill, which will result in falling behind. The City needs redevelopment and these are the recognized experts in this process and whenever he explains this to residents in the community they understand and they make the decision that the City utilizes the best. RMA has done wonderful things for the City and he thanks them. He agrees that to try and change a team that you started out with is disruptive, it takes time and delays things and there can be a change of focus. This is a winning process going forward in the City and he is excited about the prospects for the northwest community coming up, and he is looking forward to great things in the future with the help of RMA.

An extensive discussion followed among the City Commission on the good things that RMA has accomplished on the beach and some things that could be accomplished in the northwest community, as well as some of the services they have provided to parts of the northwest area, especially in the Collier City area. In addition, the consensus was not to try and change a good team at this time of the redevelopment process of the City.

A motion was made by Vice Mayor Moss, seconded by Commissioner McGee, that the Regular Agenda/ Resolution be ADOPTED. The motion carried by the following vote:

Yes: Eaton
 McGee
 McMahan
 Moss
 Hardin

No: Perkins

Enactment No: RES. No. 2020-174

18. [20-305](#) **P.H. 2020-52: (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 REINSTATEMENT AND FIRST AMENDMENT TO THE AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND WEST CONSTRUCTION, INC. FOR THE BEACH LIFEGUARD HEADQUARTERS RENOVATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$98,210.00)

FIRST READING: MARCH 10, 2020

(Staff Contact: Horacio Danovich)

Horacio Danovich, Director, CIP and Innovation District, presented the item and provided a brief recap of the project, which is the Ocean Rescue building located on Pompano Beach Boulevard. He said the first reading of the ordinance was in March 2020. The purpose of the item is to do an expansion to the second floor. He then provided a rendering that the design team put together. Also, this is to seek approval of an amendment to an existing contract to award \$98,210 to West Construction to help with the design of the second-floor expansion. This team already worked with the Florida Department of Environmental Protection (FDEP) and received a permit. They are beyond the due diligence and ready to move into the design with no additional changes since First Reading.

Comr. McGee mentioned that based on the design versus the current plan with the new lifeguard stands on the beach and a sign, could they possibly reconsider making the style a bit more modern or losing the seafoam green that is not now working with the other greens.

Mr. Danovich explained that this is just a rendering to try to emulate the colors that were used for the other themes. He mentioned that once they are on board perhaps the Commission can sit with the team and discuss further the color scheme.

A motion was made by Vice Mayor Moss, seconded by Commissioner McGee, that the Regular Agenda/ Ordinance be ADOPTED. The motion carried by the following vote:

Yes: Eaton
 McGee
 McMahan
 Perkins
 Moss
 Hardin

Enactment No: ORD. No. 2020-50

19. [20-362](#) **P.H. 2020-67: (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 A FIRST AMENDMENT TO THE CONSTRUCTION MANAGER-AT-RISK CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND THE WHITING-TURNER CONTRACTING COMPANY, FOR THE CONSTRUCTION OF THE DR. MARTIN LUTHER KING, JR. BOULEVARD IMPROVEMENTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
 (Fiscal Impact: \$5,700,000.00)

(Staff Contact: Horacio Danovich)

Horacio Danovich, Director, CIP and Innovation District, presented the item and stated that this is one of the G.O. Bond projects for the MLK Boulevard improvements. He presented a location map that depicted a general idea from NW 6th Avenue to I-95. A few years ago, Phase I from Dixie Highway to NW 6th Avenue was a phase completed and funded by the Community Redevelopment Agency (CRA). Therefore, this is Phase II of the same area. MLK Boulevard will be completed after this project between Dixie Highway and I-95.

Continuing, Mr. Danovich mentioned that this is for an approval of an amendment to an existing contract that was awarded to Whiting Turner who was selected to lead the City in this project as a Construction Manager At Risk (CMAR). They submitted a proposal for \$5.7 million, and as a function of the proposal, the CMAR will assist with installing sidewalks, do some street furniture improvements, add new lights, and add landscape. Part of the project will include improving the drainage, water and sewer as necessary within the same stretch. Mr. Danovich indicated that this project should not be confused with the Tiger Grant project, which is separate. This will be from I-95 to Powerline Road. This is being managed by the Metropolitan Planning Organization (MPO) and Florida Department of Transportation (FDOT). He indicated that FDOT had indicated that they were scheduled to open bids in March and plans to enter into contracts by June.

Finally, Mr. Danovich stated that because of the work planned for the Innovation District, they have decided not to go full blown on the southside of the street in terms of landscape, and the sidewalks will be done. In light of being fiscally responsible, they did not want to plant trees that would have to be removed in another five years after they have become matured, and at which time when a developer gets on board to develop that area he/she may want to do something different. So, a smaller scale landscape will be done until such time.

Tom Drum, 2700 NE 8th Street, Pompano Beach, FL, stated he wanted to hear how the crossover from the proposed Innovation District and the funding for this. He agrees with the sidewalks. In sum, Mr. Danovich answered his questions.

Comr. McMahon stated this is an exciting project that he is happy to see finally coming to reality for a much needed improvements. Also, he is pleased to see that they are cutting back the landscape on the southside to avoid spending money on design that will change in the near future.

Comr. Perkins indicated that she likes the project and thinks it is a great idea. Nevertheless, she is a bit concerned about the landscaping and wants to be assured that they will use nice, beautiful colorful flowers. Currently, on MLK Boulevard in front of the Ali Building, in the median there are a lot of plants and different things that are not attractive. Notwithstanding, she is looking forward to the project and hope they will consider the types of plants used for the landscape being beautiful and colorful.

Vice Mayor Moss noted this is a \$5.7 million project, and asked if the section from I-95 to Powerline Road is being funded by the MPO.

Mr. Danovich responded that it is not funded by the MPO. He explained the City along with five other municipalities went after the Tiger Grant and the City of Pompano Beach received the "biggest piece of the pie." The City received \$3.5 million that it matched with City funds. However, the management of the project

was turned over to FDOT. Therefore, the role of the City is as consultants to indicate what is desired on the project and pay for the job.

Vice Mayor Moss wanted it noted that in this area an amount in excess of \$9 million will be expended on the improvements on the MLK Boulevard.

Comr. Perkins indicated that until the residents living in the northwest area feel what they want and need, one cannot place something in the northwest neighborhood and it does not serve the people that actually live there. She said they have been patient for a very long time waiting for something to be done to improve the area, according to the people's needs. Also, she mentioned that each district have different needs and that should be taken into consideration.

Comr. Eaton asked if Comr. Perkins could expand on the need of the community. She felt there is nothing definitive about her statements. She is aware that when you work with the CRA, the landscaping, the streetscaping, and the infrastructure are the fundamental things that is done to attract developments. As mentioned by Comr. Perkins, Comr. Eaton disagrees that it is a different Pompano in the northwest area. The CRA is designed to bring jobs and prosperity to an area that is depleted or left blighted, which was once the eastside of the City. The northwest moving forward with the Innovation District will create the economic opportunity for people to become employed, to have small businesses, and to improve their quality of life. Therefore, she supports the item.

Mayor Hardin pointed out that this is not a CRA project but a City project.

Comr. Perkins reiterated that when something is done in the northwest area the people who live in the neighborhood must be included in the planning in order for it to be effective.

A discussion followed between Vice Mayor Moss and Comr. Perkins on the activities and accomplishments of the CRA past and present.

Mayor Hardin indicated that he served on the CRA Board during its previous iteration where residents were on the board. Therefore, he can attest that some really good things were done in the past, but the focus was on housing, which was great. However, housing does little to foster future and current economic development. Nevertheless, in the past there was a tremendous need for housing, but it did nothing to assist the business climate in the area and to foster jobs in the community, so now the City is focusing on those type of issues.

Mr. Danovich noted that in the next two weeks when construction starts, there will be signage for people to know and provide them the opportunity to hear about the road closures ahead of time. Therefore, he asked that the word gets out into the community and solicited Comr. Perkins' help to get the word out as well.

In response to Mayor Hardin's question on an exact date, Mr. Danovich indicated that after the Second Reading his goal is to get the purchase order in and the contractor will be mobilized between two to three weeks after that time. Approximate time will be the first week in June.

Mayor Hardin asked that Mr. Danovich send out an email to the City Commission to inform them of the two

weeks prior to construction, so they can alert the public to look out for those signs.

A motion was made by Vice Mayor Moss, seconded by Commissioner McGee, that the Regular Agenda/ Ordinance be APPROVED FIRST READING. The motion carried by the following vote:

Yes: Eaton
 McGee
 McMahan
 Perkins
 Moss
 Hardin

20. [20-313](#) **P.H. 2020-51: (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 THE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BOB LORING ENTERPRISES, INC. FOR PROFESSIONAL GOLF SERVICES AND THE OPERATION OF THE POMPANO BEACH MUNICIPAL GOLF COURSE PRO SHOP; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$49,098 annually with 3% increase per year for professional services and \$81,386.88 per year for personnel related expenses for driving range staff.)

FIRST READING: MARCH 10, 2020

(Staff Contact: Earl Bosworth/Brian Campbell)

Earl Bosworth, Assistant City Manager, presented the item and stated there are no changes to the item since the First Reading.

Mike Skversky, 1630 SW 5th Avenue, Pompano Beach, FL, spoke in opposition to the item and provided his reasons. He indicated that most cities are cutting back, there will be no pay raises for anybody, and that spending on things that are not needed should stop. He then provided how he believe the money could be spent more effectively to help out those people that are in need at this time.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, spoke in opposition to the item and stated that for the past seven years he has seen approximately \$10 million being spent to subsidize the golf course so golfers can play at less than cost. He agrees that the golf course should be self-supporting and that tax payers should not pay for this pleasure. Therefore, he requested that the City Commission vote no on the increases and allow the golf course to be self-sustaining, or stop funding the golf course with subsidized funds.

Tom Drum, 270 NE 8th Street, Pompano Beach, FL, stated he agrees with Mr. Terwilliger's comments and

requested that the City Commission vote no on the item, with the stipulation that the City cannot continue to lose money on this. While it is nice to have, it is not a good call for the budget to lose approximately \$1 million a year to sustain this.

Comr. McGee reported that she attended the last Golf Advisory Board meeting and she was impressed that the numbers were showing record amount of players and have been having the best month ever. In sum, there is a lot of value not just for the wellness of the City but for real estate, tourism and all these things with the golf course. This is a true asset that doubles as green space and keeps the City feeling healthy and oxygenated as well. The sport is not dying, in fact, there has been a resurgence in the past few years. It is good that the City has the foresight to keep such a gem that must be maintained, which adds value to the City as a whole.

Comr. McMahan echoed Comr. McGee's comments and stated that the golf course is a tremendous asset to the City. The numbers are growing and he was actually astounded at how many people are playing golf. The team is doing a good job with this. Also, outsourcing something like this out to a professional is cost effective than if the City had to provide it. Therefore, he fully supports the item.

Comr. Eaton concurred with the two previous Commissioners' comments. The golf course is a fabulous and unique asset. People who come in for vacation has the best of both worlds, the ocean and the golf course. This will have a rippling effect to the businesses such as the restaurants in the City that the golfers would patronize. It is economic vitality and the velocity of money. Therefore, she fully supports the item.

Vice Mayor Moss stated for six (6) years he has heard people complain about the golf course not making any money and the City should not be subsidizing it. However, he reasoned that the beach does not make money but the City cleans and maintains it, the aquatic center does not make money, as well as the amphitheater, the Cultural Arts Center, the Ali Center, and all of the parks do not make money. Therefore, if the golf course should be making money, why not all the other entities he mentioned earlier. In sum, if the City expects the golf course to make money then they will have to be intellectually honest and say every other service the City provides its citizens should also make money.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Regular Agenda/ Ordinance be ADOPTED. The motion carried by the following vote:

Yes: Eaton
McGee
McMahan
Moss
Hardin

No: Perkins

Enactment No: ORD. No. 2020-51

21. [20-321](#) P.H. 2020-54: (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 OPERATING AND MANAGEMENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE POMPANO BEACH HISTORICAL SOCIETY, INC. FOR THE OPERATION AND MANAGEMENT OF THE HOOD CENTER AND KESTER COTTAGES AND RELATED PROGRAMMING AND EXHIBITS FOR THE BENEFIT OF THE PUBLIC; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$20,000 annually)

SECOND READING: MARCH 10, 2020

(Staff Contact: Cassandra LeMasurier)

Cassandra LeMasurier, Real Property Manager, presented the item and stated that the City Commission heard the item on March 10, 2020. This does not change the way the City and the Historical Society operates. A brief background was provided regarding the partnership between the Society and the City, and the lease to relocate the Kester cottages to Founders Park. No additional maintenance obligation will be taken on by the City in maintaining the structures. This item is to formalize how the City will be operating and partnering with the Historical Society to operate Pompano Beach Historical Society.

Doug Borden, 525 North Ocean Boulevard, Pompano Beach, FL, stated that since this is not changing any of the operational relationship with the City, then there should be no fiscal impact. However, he is seeing a \$20,000 annual impact for the item.

Comr. McGee indicated that she is excited but where in the backup is it stated that the City will be opening it up to the public on a regular basis and to try and conduct historical tours. Therefore, marketing this facility will be important so that people in the community can come out to enjoy the historical artifacts.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Regular Agenda/ Ordinance be APPROVED FIRST READING. The motion carried by the following vote:

Yes: Eaton
 McGee
 McMahan
 Moss
 Hardin

No: Perkins

Enactment No: ORD. No. 2020-49

22. [20-325](#) P.H. 2020-53: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 152, "BUILDINGS," BY AMENDING SECTION 152.10, "DOUBLE FEES; REINSPECTION FEES; CERTIFICATE OF OCCUPANCY," TO MODIFY REINSPECTION FEES; BY AMENDING SECTION 152.12, "BUILDING PERMIT FEES," TO MODIFY THE FEE STRUCTURE FOR BUILDING PERMITS AND TO PROVIDE FOR A TECHNOLOGY FEE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MARCH 10, 2020

(Staff Contact: Jennifer Gomez/David Recor)

Jennifer Gomez, Assistant Director, Development Services Department, presented the item and stated that this is the Second Reading of a Text Amendment to reduce building permit fees. As noted in the First Reading, the City received a few minor revisions, including clarifying the technical term estimated in place, "cost of construction" adding a two-year maximum to the time applicants can get a credit for dry run review fees. Finally, revising a reference that was not gender neutral. Building permit fees are strictly regulated by the Florida Statutes and may only be used for enforcing the Florida building code. Pursuant to the Statutes, the City must address the considerable building fund surplus that has accumulated. The proposed rate decreases will assist the homeowners and business owners during the current crisis.

Tom Drum, 2700 NE 8th Street, Pompano Beach, FL, noted that the homeowner that does a small project like windows or doors, seems to have an increase in the fees, which he understands after reviewing the chart provided. However, he is concerned that the building fees did decrease when the project comes in over \$10 million. He disagrees with the inequity and indicated that the big developers should pay the same amount of fees. Therefore, he requested that the City Commission vote no on the item.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, agrees with Mr. Drum's comments in that the "little guys are going to pay more and the big guys are going to get breaks." Therefore, the Ordinance appears not to favor the homeowners but only the developers. He requested that the City Commission vote no in favor of helping the "little guy" the homeowners.

Doug Borden, 525 North Ocean Boulevard, Pompano Beach, FL, stated this is alarming to him and urged the City Commission to vote no on the item. He then provided his reasons for opposing the increase and included an incident he had when he was renovating his apartment. The two inspectors that came to look at the job interpreted the code differently and under the new fee structure, it would cost him more as the re-inspection fee has increased to \$250. This is a disservice to the residents of the City.

Comr. McMahan asked for clarification on the reason for the ordinance. This is not done for the big developers such as the Cordis Group or the Innovation District, but this is done because the law says the City must do this.

Ms. Gomez responded that staff did a detailed assessment with the consultant who examined the length of time

to review the various permit types. This change, in terms of the sliding scale was recommended since the additional effort to review the plans is not directly proportionate to the value of the project. The recommendation was to change it for a more proportionate to the time it took to review the plans. Consequently, a surplus was accumulated, so the goal is to reduce the surplus according to the State law. The building permit fees are going down minimally from 2.6% to 2.5% so there will be a reduction for everyone.

Comr. Eaton indicated that this is a reduction required by the State. She agrees that money should not be made off residents who are trying to remodel their homes or improve their properties. At the same time the Commission must support the Building Department. She likes that the fees are coming down, and there have been efforts to revamp or rethink the attitudes/procedures to get everybody on the same page in the Building Department. In her district and other areas of the City, there have been a large amount of angst and complaints with the Department. She wants staff to ensure that all the inspectors are interpreting the code to minimize the complaints. In sum, she hopes City management and staff can move this forward in a user friendly way, and to encourage residents to pull permits for their jobs.

Comr. McGee wanted to clarify the way the line and the underline are with the reinspection fee, which only changed from \$50 to \$60, and any subsequent reinspection fees are \$350 according to the backup. Therefore, if there is something that is of no fault, to bring it to the City's attention, so it can be handled case by case.

Additionally, Comr. McGee wanted to comment on the sliding scale, which has to be done, it is not only down by percentage, but there is a sliding scale up on base cash down payment that the larger projects have to do. The City wants to encourage growth but at the same time not "giving away the City."

Vice Mayor Moss indicated that it is interesting that when it comes to interpretation it is always the same few people who interpret things in a negative way. There are people that do not abide by the building codes in renovating their dwelling place and something like this in place will be able to catch those people who have no intention in obeying the rules. Therefore, he is not opposed to the fee going up after they are given two chances to make things right.

Mayor Hardin indicated that there are situations where people get caught up between inspectors' interpretation, and this is when the Commission receives a phone call. He thanked City Manager Harrison and his staff for working through those kinds of issues. The Building Department will always generate complaints because some people just do not like rules. In sum, the Building Department has come a long way and is head and shoulders over a lot of other cities' building departments.

Mayor Hardin asked if the City should decide to charge a fee for a permit of approximately \$1,000, can that be done.

Mark Berman, City Attorney, responded no. Pursuant to Florida Statutes, it states, ..."It shall be the amount it takes to enforce the building code."

Mayor Hardin wanted it noted that staff does not come up with artificially made up numbers.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Regular Agenda/ Ordinance be ADOPTED. The motion carried by the following vote:

Yes: Eaton
 McGee
 McMahan
 Moss
 Hardin

No: Perkins

Enactment No: ORD. No. 2020-52

23. [20-327](#) **P.H. 2020-56: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 155, "ZONING CODE," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 155.5203., "LANDSCAPING," TO PROVIDE FOR COMPLIANCE WITH APPROVED LANDSCAPE PLAN; BY AMENDING SECTION 155.7502., "APPLICABILITY," TO REMOVE REQUIREMENTS TO UPGRADE EXTERIOR FOR INTERIOR RENOVATIONS ONLY; BY DELETING SECTION 155.7504., "INTERIOR AND EXTERIOR REMODELING OF STRUCTURES," IN ITS ENTIRETY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(**Staff Contact:** Jennifer Gomez/David Recor)

Jennifer Gomez, Assistant Director, Development Services Department, presented the item and stated that the Department continuously strives to fulfill the City's Strategic Plan objectives to strengthen Pompano Beach as a Preferred Place to do business and to enhance the City's reputation as being business friendly.

The proposed simple text amendment will address two specific action items in the 2019 Strategic Plan. Complete applicability related amendments and complete landscape code amendments. The proposed amendment removes the requirement to upgrade the exterior of the property so landscaping, fencing, and lighting during the interior and façade remodeling of projects. The text amendment attempts to modify a zoning regulation that could create a potential barrier to reinvestment into existing buildings. In addition, the requirements for properties to come into compliance with landscape codes, were remodels that were added during a code rewrite during 2012. Throughout the years since adoption, staff has received input from both owners and the development community that the requirement for exterior upgrades to the site during the interior renovation projects has added significant unanticipated costs. In sum, they are required to engage landscape professionals and other professionals to design and upgrade the exterior property when they were only improving the interior or the façade. With the proposed amendments landscaping improvements are still required when additions or expansions are constructed.

Finally, Ms. Gomez stated that the Planning and Zoning Board unanimously recommended approval of the amendments at their February meeting.

Comr. Eaton commended staff for doing a great job. This is an excellent premise and good for the City.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Regular Agenda/ Ordinance be APPROVED FIRST READING. The motion carried by the following vote:

Yes: Eaton
 McGee
 McMahan
 Perkins
 Moss
 Hardin

24. [20-347](#) **P.H. 2020-58: (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 A GROUND LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE FIRST BAPTIST CHURCH OF POMPANO BEACH, FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
 (Fiscal Impact: \$95,256)
 (Staff Contact: Jeff Lantz)

Jeff Lantz, Parking Manager, presented the item and stated that it is a ground lease agreement between the City of Pompano Beach and First Baptist Church, replacing a previously expired agreement. The primary use of the property would be for public parking that would be continued and instrumental during the future development in the area, including Untapped and the Green Market. Pastor Worden has agreed to waive the lease fees in the near term until services come back on line in the future. This will be discussed on a month to month basis going forward.

Tom Drum, 2700 NE 8th Street, Pompano Beach, FL, understands the need for the parking for Untapped and everything around the area. However, he asked if part of this stem from the Community Redevelopment Agency (CRA) originally changing the parking diagram for all the stores from sixth down south from what used to be straight to angled. This limited the number of parking spaces that those stores had. Therefore, he wonders why the City is paying out of its funds when the CRA caused a good portion of the problem.

Mayor Hardin responded that an answer would be forthcoming for Mr. Drum.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, stated that the CRA in 2014-2015 spent CRA funds to beautify Flagler Avenue instead of millions of dollars in landscaping and design. Therefore, they

changed to angler parking and the merchants lost fifty percent of their parking spots. The CRA has always been responsible for additional parking and landscaping, so the City should not be paying for the lease. Therefore, the CRA should be paying for the lease agreement for a situation they created.

Mayor Hardin indicated that a statement was made earlier that changes were made on Flagler Avenue without consultation by the CRA, which is completely false. There was extensive amount of public input through charrettes and meetings have been well publicized and many consultations with the public and others.

Continuing, Mayor Hardin commented on statements made about CRA funds versus City funds. It does not matter whether it is CRA or City funds. It is still funds from the tax dollars. If parking is needed then it must be paid by the City. Because of a settlement by the Northwest CRA that the Commission had approved, they are running out of funds and has limited ability to do things. There is a list of projects that must be worked on as agreed upon by the City Commission with the County.

Comr. Perkins understands that a lot of development is going on in the area and parking is necessary. However, she enquired why the agreement is for five years.

Mr. Lantz explained that there was a prior five-year agreement in place and this would replace it. The intent was, as development comes on line over the next few years, instead of bringing it back to the Commission each year it would be for five-years.

Comr. Perkins indicated that parking is needed and she does not have a problem with it. However, she does have an issue with the agreement being for five years and related a prior incident when she tried to get the Commission to increase the term of a contract for a non-profit organization that is providing a great service for the youths in Pompano Beach, and they did not approve a longer term contract.

Comr. Eaton pointed out that there are no performance criteria in the current lease. But the parking lot only sits there. There are other things considered performance, and that is why those types of leases/agreements are generally shorter.

Vice Mayor Moss pointed out that a five-year lease locks the City in to a certain amount of money and does not subject the City to annual increases that would go up according to inflation. In fact, ten years would be even better. So, a five-year lease is not a bad thing.

A motion was made by Vice Mayor Moss, seconded by Commissioner McGee, that the Regular Agenda/ Ordinance be APPROVED FIRST READING. The motion carried by the following vote:

Yes: Eaton
McGee
McMahon
Moss
Hardin

No: Perkins**25. [20-367](#) P.H. 2020-68: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 37, "POMPANO BEACH CODE ENFORCEMENT," OF THE CITY CODE OF ORDINANCES BY AMENDING SECTION 37.12, "ALTERNATE CODE ENFORCEMENT PROCEDURES," TO PROVIDE FOR ENFORCEMENT OF ADDITIONAL VIOLATIONS BY CODE ENFORCEMENT INSPECTORS, AND PROVIDING PENALTIES FOR VIOLATIONS; AMENDING CHAPTER 94, "CIVIL EMERGENCIES," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 94.04, "UNLAWFUL ACTS DURING EMERGENCY," TO PROVIDE FOR ENFORCEMENT OF VIOLATIONS OF THE CITY'S EMERGENCY ORDERS BY LAW ENFORCEMENT OFFICERS AND CODE ENFORCEMENT INSPECTORS; AND AMENDING CHAPTER 130, "GENERAL PROVISIONS," OF THE CITY CODE OF ORDINANCES BY AMENDING SECTION 130.01, "STATE MISDEMEANORS AND NONCRIMINAL INFRACTIONS; COUNTY VIOLATIONS," TO MAKE VIOLATIONS OF FEDERAL, STATE OR COUNTY EMERGENCY ORDERS AN UNLAWFUL VIOLATION OF THE CITY'S CODE OF ORDINANCES, AND PROVIDING FOR ENFORCEMENT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark E. Berman)

Mark E. Berman, City Attorney, presented the item and stated currently, Section 94 of the City's Code of Ordinances provides for violations of the Mayor's Emergency Order under Penalty of 1099, which is up to sixty (60) days in jail and up to a \$500 fine or both. Currently, Chapter 252, Florida Statutes, provides for violation of second-degree misdemeanor and punishable by sixty (60) days in jail or \$500 in fine or both. He then explained the likely contemplation for these laws on the books, which includes hurricanes, and clear-cut violations of curfews and safety orders. Nothing in these laws, according to his interpretation, ever anticipated the circumstance that everybody is going through at this time. Therefore, this is the reason he is proposing the change. Code Enforcement should be able to assist in enforcing violations. He provided details on the various citations that Code Enforcement could handle, which in most cases address the property not a person.

Comr. McGee thanked the City Manager and City Attorney for the ordinance. However, she enquired if certain language could be added to Section 130.01(c) where the unlawful issued by state/county during a state of emergency, something that could say, "unless formerly contradicted by the City." She explained that with all the new laws of what everybody has been dealing with there are Cities, Counties, and Sheriff's Departments around the country, but fortunately not here in Pompano Beach. But for future Commissioner/Governor and such persons, where there could be argument over constitutionality and whether or not there is. So, is there a way that the City at least could reserve for a future Mayor to say no.

Mr. Berman responded that the ordinance can be amended should there be a need with any type of enforcement problems. If the question is, "If the County says somethings are a violation and the State says somethings are a violation and the City says we are not going to make that a violation here, do they still get arrested for violating the other orders? No." This is just for the Code Enforcement personnel and the BSO officers who will know. Most of the crisis that the City has dealt with during this time and will in the future, the State and County allows the City to be stricter but not more lenient for the most part. So, he doubts there is the possibility that it will happen.

Finally, Mr. Berman stated that he does not think anything needs to be changed or added as it is. However, he is willing to act at the request of the Commission as a whole to amend. He would recommend that the Commission try this ordinance as is, and if any issues come up it can be amended in the future.

A motion was made to declare an Emergency for Second Reading for the ordinance.

Mark E. Berman, City Attorney, presented the item and stated this is the Second Reading of the ordinance and there are no changes since the First Reading.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Regular Agenda/ Ordinance be APPROVED FIRST READING. The motion carried unanimously.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Regular Agenda/ Ordinance be DECLARED EMERGENCY SECOND READING. The motion carried unanimously.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Regular Agenda/ Ordinance be ADOPTED. The motion carried by the following vote:

Yes: Eaton
McMahon
Perkins
Moss
Hardin

No: McGee

Enactment No: ORD. No. 2020-53

C. REPORTS

City Manager Greg Harrison - Highlights from COVID-19 Crisis - Mr. Harrison provided the following highlights during the COVID-19 crises:

- Maintained the continuity at City government operations for essential services and customer service
- City Hall may be closed but staff is still working
- Mayor Hardin was the first in Broward County to implement a local State of Emergency, which directed City Management to implement measures to protect the citizens
- Soon after the State of Emergency was issued the City's Emergency Operations Center (EOC) opened at a level 2 and has been conducting an ongoing emergency operations effort through the emergency activation
- Two testing sites for the COVID-19 virus were opened up in Pompano Beach. The first walkup site in Broward was the Mitchell Moore Park.
- The City worked with the Broward Hospital District to secure a drive-up site at the Festival Flea market
- The Mitchell Moore site was cited as being the best in the State of Florida due to the City stepping up logistically to assist the Florida Department of Health and the National Guard
- The City's Fire and EMS Departments have delivered State supplied personal protective equipment to area nursing homes and assisted living centers
- The City has been ensuring the delivery of meals to dependent seniors within the City, which has been done through the Meals on Wheels Program
- The City has been working with Faith based partners, BSO, and non-profits for food distribution, The first one was held at the Isle Casino last Thursday, where 3947, 40-pound boxes of food were given away
- The 20% reduction that the City Commission will approve tonight for customers' water bills come on the same day that FPL received approval to reduce their rates to 25% also in the month of May

City Attorney Mark Berman - Mr. Berman had no report. However, he wanted to thank Sandra King and her staff and the IT staff that assisted in putting this meeting together. Hopefully, staff will be able to bring quasi-judicial matters in the future to start moving City business forward in this manner.

City Clerk Asceleta Hammond - No Report.

Commissioner Rhonda Eaton - Commendation - Comr. Eaton stated that there is so much to say and so much has happened and unprecedented. She expressed gratefulness to Mayor Hardin and City Manager Harrison at the helm that have kept the City going. Also, the Fire, Emergency Management and all the reports that kept the Commission informed and what was going on. The were very impressive and helpful, to include Sandra King and the rest of the staff for doing an incredible job. Everybody has dealt with an overwhelming situation in an incredible way.

Food Give Away - Comr. Eaton mentioned the food give-away that was done through Feeding South Florida. They had thirty-nine hundred and forty-seven (3947) cars that went through the site. It was outstanding and amazing to see BSO, Logistics, all of City staff, Mayor Hardin and herself were there and it was an honor to participate, and to see how efficiently within three and half hours 3947 vehicles received a 40 lb. box of food. Also, the New Hope Brazilian Baptist Church located in District 2, brought some volunteers to help.

Reduction in Water Fees - Comr. Eaton stated that she reached out to County Commissioner Lamar Fisher about water reduction fees that something the County could do to match the City's reduction. She hope to have an update on that.

Reclaimed Water - Comr. Eaton commented on the reclaimed water included in item 2, on naturescape, irrigation service and the residential irrigation rebate service with the County. She wanted to find out more information on this and had spoken with County Commissioner Fisher regarding the reclaimed water. South Florida drinking water is a huge issue, as well as salt water intrusion on the eastern wells. She is aware of miles of purple pipe that seems to be languishing in the Highlands area that the County had put in so many years ago. After speaking with Utilities Director Randy Brown and learning about the City's hook-up process to the purple pipe it is costing the residents nothing. It is important to have a water reclaimed plant, as well as other reasons to move forward.

Finally, Comr. Eaton mentioned that she is looking forward to working with the County, and trying to see if they could partner with the City to get their pipes up and running where both the County and the City would profit from the partnership.

New era of Communicating via Web page - Comr. Eaton indicated that during this time, it has occurred to her the way the Commission communicate with their constituents and each other has changed. There is the social media, the email platforms and so forth. She suggested that it would be great for the Commission to consider how to communicate with their constituents via a web page where a resident can click on and get an update on what the Commission is doing, get access to information that is current or relevant to the various districts and things they are doing in the district. They will not be having meetings with residents like they traditionally would do through the civic association meetings, which is how she would reach out to the residents to answer their questions.

Commissioner Andrea McGee - Appreciation of Services - Comr. McGee thanked City staff, first responders, BSO Officers, doctors, nurses, volunteers and especially City Manager Harrison who has been the leader of all the other City Managers that are going through this unprecedented time and trying to figure out everything as the City and the County moves forward.

Reopening of South Florida - Comr. McGee expressed pleasure to see the Florida Task Force opening up to residents for comments to be able to take a poll in moving forward to reopening the economy. She indicated that this week Broward County is looking forward to opening the parks, golf course, the Homeowners' Association (HOA) pools, which are great steps.

Furthermore, there are only a few cities out of the 31 cities in Broward County that have beaches and for most of those people living on the barrier islands in condos, which she has heard from many of them, the beach is their back yard. It is their sanity, physical health, mental health and these types of things. Therefore, she requested, just for the City of Pompano Beach to send a letter making a statement to take the lead on getting the County to possibly move more quickly on allowing some sort of access to the beaches. Being a coastal town, the City should be able to make a statement for those people confined in small areas and they are just looking forward to moving back to normalcy.

Comr. McGee made a motion that the City makes a statement whether through a resolution or through some form of communication to the County that the City of Pompano Beach is desirous of reopening its beaches. This would put immediacy to opening the beaches sooner than later. Reopening the parks for use and not the beaches is difficult to understand the science behind not opening the beaches to the running, walking, biking and kayaking, which are the movement sports. The motion was seconded by Comr. Eaton.

An extensive discussion followed among the Commission and the City Attorney on how to handle the reopening of the beaches, as well as arguments for and against the pressures that people are wanting to get out to normalcy and the risk of staying safe and healthy, during a time when communicable disease is so rampant. A number of the Commissioners to include the Mayor does not support sending any communication at this time to prompt the reopening of the beaches at this time.

A motion was made by Comr. McGee, seconded by Comr. Eaton that the City makes a statement whether through a resolution or through some form of communication to the County that the City of Pompano Beach is desirous of opening its beaches more so than it is currently at. Upon roll call the motion failed by the following vote:

Yes	Commissioner Eaton
Yes	Commissioner McGee
No	Commissioner McMahan
No	Commissioner Perkins
No	Vice Mayor Moss
No	Mayor Hardin

Commissioner Tom McMahan - Commendation - Comr. McMahan stated that there are no words to describe what Mayor Hardin has done for doing an incredible job in declaring a state of emergency, which is a very difficult decision to close businesses, the beaches, the parks and things like that. He was the first in the County to make those calls. In addition, City Manager Harrison has done an incredible job managing his team and a very difficult situation. The City has been operating day in and day out, and perhaps Mr. Harrison has not taken a day off over the past 41 days since this all started. Also, Mayor Adkins and the police forces working hard and putting their lives at risk. Feeding South Florida did a great job and it was an incredible experience being with the Mayor and other Commissioners in handing out approximately 4,000 boxes of food. Kimberly Spill-Cristiano, Emergency Manager just sent him report number 41, which is a daily report with great information of everything the City is doing behind the scenes to keep the residents safe in Pompano Beach. The Webmaster, Matthew Janes has done a great job to "beef up" the City's website in days and to communicate with the residents. As well as putting the virtual meeting together through this forum.

Needy Situations - Comr. McMahan stated that the restaurants need the City's help because there are a lot of restaurants in his district and everybody's district that are struggling at this time. Therefore, he urged everybody who want to order out food to support the local restaurants.

Homeless Shelter - Comr. McMahan stated that the Homeless shelter on Blount Road, Broward Partnership is also in need for things such as diapers, cleaning supplies and things of that nature. They are located at 1700

Blount Road, so you can call them to find out what items they need. Therefore, he encouraged everybody to do their part and to stay safe and give when you can and support the local residents.

Commissioner Beverly Perkins - Appreciation - Comr. Perkins thanked Pastor Stanley of the Hopewell Missionary Baptist Church that allowed the community to utilize his church facility to feed the community for three Mondays in a row with Feeding South Florida. During those three months they fed over 3,000 people. Also, Comr. Perkins thanked the volunteers that came out and helped as well. Also, the Islamic Center of South Florida who had a food give away as well and for feeding the people.

Continuing, Comr. Perkins thanked the Pompano Beach Farmer's Market that has continued to help the community and have provided the opportunity to still feed the seniors, by leaving food at their doors. Also, she thanked Mount Zion Missionary Baptist Church for helping to feed the people

Mitchell Moore Testing Site - Comr. Perkins encouraged more people to get out to get tested at the Mitchell Moore testing site. A person does not have to have symptoms to get tested. Since the site has opened, they have tested over 2,000 people. They are opened every day except Thursday, and the hours are from 9:00 a.m. to 6:00 p.m.

Broward Sheriff's Office (BSO) Operations - Comr. Perkins requested that BSO step up a little bit as the prostitutes are still up and down Dixie Highway with no regard for the pandemic situation. There are still a lot of loitering around the stores and at the corners.

Food Give Away - Comr. Perkins thanked the City of Pompano Beach for coordinating the food give away at the Isle Casino, which was much needed.

Finally Comr. Perkins encouraged everybody to keep their hands washed, wear masks, stay at home and be safe.

Vice Mayor Barry Moss - Commendation - Vice Mayor Moss echoed his fellow members of the Commission who expressed satisfaction with the way the City Manager and the City staff have conducted themselves during this crisis. Congratulations and kudos to all. Also, Sandra King, Communications Director who did a beautiful job with the virtual meeting that went without a hitch.

Commission Web page - Vice Mayor Moss stated he likes Comr. Eaton's idea of a web page for each Commissioner, which will be a way for them to communicate with their constituents about what is happening in each respective district. He encouraged the City Administration to look into making this happen if it is not very difficult to do. It is a convenient way for the Commissioners to communicate with the citizens of the City at this time when they are unable to have meetings.

Brown's Temple Event Cancelled - Vice Mayor Moss stated that there was a food give away scheduled for Thursday, September 7th at Brown's Temple in Collier City. However, because of the many cars that showed up at the Isle of Casino for the first give away, Pastor Brown and his team decided that it would be something that would overwhelm them. After consulting with the Broward Sheriff's Office and given the location, they have cancelled that event. The volunteers from Brown's Temple will be at the Isle Casino on the same day,

September 7th volunteering their services at the food give away at that site. He thanked Pastor Brown and his team for being very generous and allowing the City to plan a food give away at their site.

Citizen Participation - Vice Mayor Moss indicated that he agrees with Comr. Perkins' statement that it is not bad to hear from the same people frequently, but this is a City of over 110,000 people and the Commission hears from approximately ten of them all of the time, and the rest seldom. Therefore, he encouraged other residents of the City to participate, to call in, to look at what is going on in the City, and to participate by asking questions. He provided some statistics on four of the ten persons who spoke during this meeting who the City Commission hears from year in and year out. While there is nothing wrong in these people coming to speak and ask questions, it would be good to hear from others from the community.

Support from Comr. Perkins - Vice Mayor Moss indicated that he has sat on the dais for years and consistently voted to support, to "the tune of hundreds of thousands of dollars even millions" the rehabilitation and the opening of the Blanche Ely House. However, tonight Comr. Perkins voted no to support a \$20,000 a year contribution to memorialize a part of the City that is not in her area. He is left "slack jawed at that. She also voted no on parking in another district and no on the golf course, which leaves him to wonder if the only way she will vote yes is when it will put money in her district.

Finally, Vice Mayor Moss encouraged everyone to stay safe, wear a mask and ensure they have sanitizers and cooperate with the City and stay away from the beaches until you are told it is safe to be there.

Mayor Rex Hardin - Virtual Meeting - Mayor Hardin indicated that the first virtual meeting went quite well and thanked Sandra King and her staff for making the meeting work the way it has. Although it is much different from what they are used to, but considering the current situation, he wonders if the City could transition during the time that we are in, to a single meeting a month for the City Commission.

A motion was made by Vice Mayor Moss seconded by Comr. Eaton for the City Commission to temporarily amend the meeting schedule to one meeting per month at a time to be determined. The motion carried by the following vote:

Yes	Commissioner Eaton
Yes	Commissioner McGee
Yes	Commissioner McMahon
No	Commissioner Perkins
Yes	Vice Mayor Moss
Yes	Mayor Hardin

An extensive discussion followed among the Commission and the City Attorney as to the best date and time to have these virtual meetings until the City returns to normalcy. It was left up to the City Manager to determine the best time for these meetings.

Mayor Hardin thanked Ms. King for putting the meeting together and for making it happen so flawlessly.

Food Drive - Mayor Hardin stated that the Feeding South Florida Food Drive was fantastic last Thursday that

was held at the Isle Casino. He thanked the Isle Casino for their help in this effort. He thanked City Manager Harrison and Assistant City Manager Bosworth who acted as cheerleader in the effort. Also, thanks to all the local churches, community groups and off the street volunteers who showed up. He thanked the Commission for being a part of it as well in helping to feed people who are in need.

Mayor Hardin announced that the next effort will take place on May 7, 2020 at the same place at the Isle Casino. Finally, thanks to Feeding South Florida for supplying the food for the event.


Mayor Hardin gave a huge shout out to Kimberly Cristiano, Emergency Manager for the job she has been doing in keeping everything coordinated with those agencies. Also, hats off to City Manager Harrison who has been working night and day, as well as weekends to keep this entire situation together and to go through these uncharted territories. This COVID-19 pandemic is not anything that anyone signed up to be part of, but it was thrust upon us, and hats off to the entire City. This would include the legal department. City Attorney Berman has been on his cell phone at home and checking into all the orders that has come through from the Governor to Broward County and to Miami-Dade County. It has been a tremendous process that they have been going through. He also thanked the Commissioners for their support, and he knows they have received the brunt from the residents but are out there trying to do the best for them and to keep them informed.


Finally, Mayor Hardin thanked the residents and stated that the Commission could not govern without the agreement of those that are governed. He is aware of the grumblings and unrest of people who want the beach opened, the golf course opened and other recreational facilities. The residents of the City are coming together and doing what is right, and hats off to them. A lot of people are hurting out there but without their cooperation all efforts would not be valuable in making this all work. It is fantastic that the curve has been flattened to the extent that it has, and it is because of the things that were done and the stuff that the people are doing without. So, without these types of efforts, he believes that the City would have a lot more loss of lives, and one is too many. Unfortunately, there have been some deaths in Pompano Beach, which is serious. Therefore, he wanted to thank the residents for taking COVID-19 seriously. In addition, hats off to the Fire Department, Police, and thanks to the people who work in Publix who have put their lives at risk to serve the residents.

Mayor Hardin declared we are all in this together, great job, and thanks to everyone.

D. ADJOURNMENT

The meeting adjourned at 9:23 p.m.

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 Asceleta Hammond, City Clerk

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 Rex Hardin, Mayor

