



# City of Pompano Beach

100 West Atlantic Blvd.  
Pompano Beach, FL 33060

## Detailed Minutes - Final

### City Commission

*Rex Hardin, Mayor*  
*Andrea McGee, Vice Mayor*  
*Rhonda Eaton, Commissioner*  
*Alison Fournier, Commissioner*  
*Barry Moss, Commissioner*  
*Beverly Perkins, Commissioner*

*Gregory P. Harrison, City Manager*  
*Mark Berman, City Attorney*  
*Kervin Alfred, City Clerk*

Tuesday, June 13, 2023

1:00 PM

Commission Chamber

### City Commission Meeting

#### CALL TO ORDER

The Honorable Rex Hardin, Mayor called the City Commission meeting to order at 1:00 p.m.

#### ROLL CALL

**Present:** Commissioner Rhonda Eaton  
Commissioner Alison Fournier  
Commissioner Barry Moss  
Commissioner Beverly Perkins  
Vice Mayor Andrea McGee  
Mayor Rex Hardin

#### INVOCATION

Rev Mark Andrew Jones of St Nicholas Episcopal Church offered the invocation.

#### PLEDGE OF ALLEGIANCE

Led by Kervin Alfred, City Clerk

#### APPROVAL OF MINUTES

[23-556](#) Regular City Commission Meeting Minutes of May 23, 2023

**A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Minutes be APPROVED. The motion carried by a unanimous voice vote.**

**APPROVAL OF AGENDA**

Mayor Hardin announced Item 3 under Consent Agenda will be postponed until the June 27, 2023 City Commission meeting.

**A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Agenda be APPROVED AS AMENDED. The motion carried unanimously.**

**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.

Mayor Hardin announced that no items would be pulled under the Consent Agenda for City Commission discussion.

**A. PROCLAMATIONS****[23-537](#) Alzheimer's and Brain Awareness Month**

Mayor Hardin read a proclamation declaring the month of June as the Alzheimer's and Brain Awareness Month. Alexandra Rousseau-Baluarde, Director of Walk, Broward County Walk to End Alzheimer's and volunteer Michelle Solomon accepted the proclamation on behalf of the Alzheimer's Association Southeast Florida Chapter.

Ms. Solomon briefly shared her experiences in receiving support from the Association while caring for her mother who suffered from Alzheimer's disease.

**The Proclamation was READ AND PRESENTED INTO THE RECORD.**

**B. SPECIAL PRESENTATION****[23-535](#) Broward County Transit Premium Mobility Plan Presentation**

Barney McCoy, Assistant General Manager - Services & Strategic Planning - Broward County Transit, introduced himself and provided a brief overview of the presentation agenda. He reviewed the Plan's strategy; goals; County gains; connecting activity centers; and return on investment. He explained the Plan's Methodology; Phases Of Project Delivery; and Premium Transit Service Characteristics. Mr. McCoy continued the presentation by reviewing the existing and recommended network including future Broward Commuter Rail South; Airport-Seaport-Convention Center Light Rail Transit (LRT); Downtown Connection LRT; Broward Boulevard LRT; Oakland Park Boulevard Bus Rapid Transit (BRT); US441/SR 7 BRT; Powerline Road BRT; University Drive BRT; Commercial Boulevard BRT; and Sunrise Boulevard BRT. He summarized the Five And Fifteen-Year Implementation Timelines; Program Risks; Next Steps; Capital Cost Summary; and Proposed Schedule.

Mayor Hardin opened the floor for questions and discussion by the Commission.

Vice Mayor McGee said it appears the northeast section of the County was left out of the plan. She asked if there are plans to do outreach and enhance services in the northeast section of the County to link into the network in the future. Mr. McCoy said there are plans to do that and the analysis will look at existing services and make recommendations to increase efficiencies. He noted City Staff have requested a follow up meeting to discuss items specific to development. He said their plan is to build the most robust services as possible and noted it is a living document. Vice Mayor McGee recommended hosting additional community outreach meetings in the northeast section of the County. Mr. McCoy acknowledged the plan is data driven and they want to ensure the investments meet the areas of demand.

Comr. Perkins said there has been a request for a bus stop at Marcum Elementary School on Andrews Avenue and NW 15th Street. Mr. McCoy confirmed they will consider the request.

Mayor Hardin noted the timeline is interesting since it was approved by the County Commission this morning. Mr. McCoy said that City feedback continues to be incorporated. He acknowledged the things they are definitive on are some projects that had some level of pre-design. He clarified that the County Commission approved the vision and gave their permission to move forward to develop further concepts. He noted they did not approve locally preferred alternates.

Mayor Hardin stated he does feel slighted in Pompano Beach. He said he first saw the map in an email newsletter from Broward County Mayor Lamar Fisher, which indicated the PREMO map shows the Broward County Commuter Rail South and does not show anything north of Fort Lauderdale for the Commuter Rail. He said he is concerned as the Mayor of Pompano Beach and stated the PREMO map included in County Commissioner Furr's email included a map that had been changed to one that was displayed tonight. He said the proposed future Commuter Rail North is a slap in the face to the cities north of Fort Lauderdale.

Continuing, Mayor Hardin stated that Pompano Beach and other nearby cities have been positioning themselves for years to have a Commuter Rail station. Mr. McCoy acknowledged the feedback and said they had a similar discussion with City Manager Harrison. He said the New River Crossing issue needs to be resolved first. He noted there is currently a study between Fort Lauderdale, the County and the MPO to determine how to get across New River and recommendations will be forthcoming in August. They also need to determine the connectivity for federal funding support.

Mayor Hardin said it will be tough for him to support a commuter rail that stops at Fort Lauderdale. He said this has been in the planning stages for decades.

Vice Mayor McGee stated, to say there is no demand for a train line to the north is short

sighted and spoke about a north Bright Line station. She agreed with Mayor Hardin that it is frustrating to not even have future commitment and noted it hinders the cities along the line to continue development.

Comr. Eaton said she is disappointed, and agreed the plan is short-sighted. She stated that transportation needs to be looked at holistically and regionally. She said this does not end in Pompano Beach and Broward County Transit are not doing their jobs if they are not addressing a regional transportation system. She said it is insulting.

Comr. Fournier agreed it is extremely frustrating to not see a slide that shows Pompano Beach. She said the residents of Pompano Beach will contribute to the project but will not see a benefit. She expressed disappointment that the County Commission approved the plan, however there is more work to be done.

Mayor Hardin said Hollywood Mayor Levy is trying to formulate and create ways to solve the New River issue with Fort Lauderdale. He said this plan does not work, and it may be time for the northern cities along the corridor to band together and be unified since the County appears to have forgotten them. He reiterated it is a slap in the face and the County is treating this in a cavalier manner.

Mr. McCoy said there is a lot more to the discussion.

Mayor Hardin reiterated that Pompano Beach feels slighted and further discussions will occur.

Vice Mayor McGee said the Commuter Rail North is the more direct way to get alternative transportation options happening in the County. She asked Mr. McCoy to communicate Pompano Beach's feedback to the County.

Mr. McCoy respectfully suggested the City to follow up with the County Administrator on the matter.

**The Special Presentation was READ AND PRESENTED INTO THE RECORD.**

[23-464](#) Presentation of the Actuarial Valuation Report for the City of Pompano Beach Police & Firefighters' Retirement System will be given by Mr. Lawrence Watts, Actuary for The Nyhart Company, Inc.

(Fiscal Impact: N/A)

(Staff Contact: Greg Harrison)

Paul O'Connell, Chairperson for the Pompano Beach Police & Firefighters System, introduced himself and Mr. Lawrence Watts, Actuary for The Nyhart Company, Inc.

Mr. Watts provided a brief background on the plan. He noted the plan lost 16.3% of its assets on a market

value basis last year. He began the presentation by reviewing the October 1, 2022, Valuation Highlights. In the current year, the discount rate lowered from 7.2% to 7.10% and the plan funding level decreased 9.9% due to asset return being less than assumed, recognition of plan design changes, and lower discount rate. He continued by explaining the historical funded ratio; annual refunding requirement; breakdown of recommended contributions; ordinance updates and impacts; benchmarking: rates of return in Florida; NARSA survey results; participant information; and key takeaways.

Comr. Fournier asked about stabilizing or increasing the discount rate. Mr. Watts said the Board has discussed the topic at length and noted it is lagging. He said they do not want to overreact to short-term interest rate adjustments. All consistent market measures are pointing to 2.25% long-term up to 30 years. He said the Board's current plan is to reach 7%.

Comr. Fournier asked about plan performance. Mr. Watts said the -16.3% is not completely out of line in what they have seen. Mr. O'Connell said they changed the consultant to Mr. Jeff Swanson, and he will lead them with a different vision and focus. He added that diversification of assets should also help the plan to perform better.

Mayor Hardin asked how the averages referenced on Page 47 of the presentation were determined. Mr. Watts replied that they are geometric returns and explained how they are calculated.

Mayor Hardin asked about the return rates compared to the S&P 500 index and whether they should invest there. Mr. Watts acknowledged that the post-WWII stock market return rates have been high but noted there is value to customization.

**The Presentation was READ AND PRESENTED INTO THE RECORD.**

**C. AUDIENCE TO BE HEARD**

Mayor Hardin announced that it was time for "Audience To Be Heard". The following speakers were called to speak before the Commission:

**John Bodnar, 521 N. Riverside Drive, Pompano Beach**, said there was an October article in the Pompano Beach magazine about paving and landscaping Riverside Drive. He asked for an update on the project.

Mayor Hardin stated the project is still moving forward and they are looking for funding. He suggested Mr. Bodnar to connect with Mr. Horacio Danovich for further information. Mr. Bodnar asked who controls the speed of the boats on the Intercoastal. Mayor Hardin said it is Florida Wildlife Commission or another County entity. Mr. Bodnar said the boats are beating up the seawall. Mayor Hardin said BSO Marine Patrol can go out and make sure boaters are obeying the speed limit. Mr. Bodnar said they do not enforce enough.

**David Miller, 2621 NW 13th Street, Pompano Beach**, thanked Comr. Perkins for her efforts on gun violence. He thanked Mayor Hardin for speaking up today about transit and he briefly spoke about mobile businesses, marketplaces, incubator gig opportunities, popup shops, and black box theaters. Also, he said the Untapped and Food Truck events were great. Next, he commented on his efforts to build a coalition for a beautification project for Westview Cemetery. Lastly, he invited everyone to the Juneteenth event.

**Jocelyn Jackson, no address provided**, thanked the City for its support during the Kodak Black day. She said the security was excellent. She announced the Summer Jam event on July 29th at Community Park. She

also spoke about the Smoke Inn Vibes Cigar lounge trailer. Lastly, she said the website for the Sonata apartments is now live, therefore she urged everyone who is interested in becoming a tenant at the Sonata apartments, to go online and sign-up.

#### **D. CONSENT AGENDA**

Mayor Hardin requested a motion to Approve/Adopt Items 1,2 and 4-8 without City Commission discussion.

**A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.**

1. [23-524](#) Consideration of a request from Gisela Herner to transfer ownership of Block 1, Lot 32, plots 3 & 4 located in the Central Lawn back to the City of Pompano Beach.  
(Fiscal Impact: \$4,000 refund to Gisela Herner)

(Staff Contact: Robert McCaughan)

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

2. [23-549](#) 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 SCHOOL BOARD OF BROWARD COUNTY, FLORIDA, TO PROVIDE A CURRICULUM THAT WILL BE TAUGHT BY CERTIFIED FIREFIGHTER INSTRUCTORS FROM POMPANO BEACH FIRE RESCUE TO ELIGIBLE BLANCHE ELY HIGH SCHOOL STUDENTS IN THE PROFESSIONAL FIELD OF FIREFIGHTING RESULTING IN THE STUDENTS GRADUATING WITH A FIREFIGHTER 1 CERTIFICATE; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Chad Brocato)

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

**Enactment No: RES. No. 2023-168**

3. [23-523](#) 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

---

DISTRICT BOARD OF TRUSTEES OF BROWARD COLLEGE, FLORIDA, TO PROMOTE EDUCATIONAL OPPORTUNITIES FOR CITY RESIDENTS AND EMPLOYEES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Earl Bosworth)

**A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Resolution / Consent Agenda be POSTPONED to the June 27, 2023. The motion carried by a unanimous voice vote.**

4. [23-562](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND CONSENTING TO AN ASSIGNMENT AND ASSUMPTION OF A GROUND LEASE WITH THE CITY AT NORTH OCEAN BOULEVARD AND NORTH POMPANO BEACH BOULEVARD BETWEEN JJ LAND REALTY,LLC, AS ASSIGNOR, AND RW OCEANSIDE LAND LLC, & CF LAND REALTY LLC, AS ASSIGNEE, AND THEN APPROVING AND CONSENTING TO A SUBSEQUENT ASSIGNMENT AND ASSUMPTION OF THAT GROUND LEASE BETWEEN RW OCEANSIDE LAND LLC & CF LAND REALTY LLC, AS ASSIGNOR, AND 20 NORTH OCEANSIDE OWNER, LLC; AUTHORIZING THE EXECUTION OF THE APPROVALS AND CONSENTS BY THE PROPER CITY OFFICIALS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Suzette Sibble)

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

**Enactment No: RES. No. 2023-169**

5. [23-542](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A GRANT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND COMMUNITY FOUNDATION OF BROWARD, INC. ACCEPTING A GRANT IN THE AMOUNT OF \$60,000.00 FOR THE ACOUSTIC ART PANEL PROJECT; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark Beaudreau)

---

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

**Enactment No: RES. No. 2023-170**

6. [23-551](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND T-DOGG'S BIGG DREAMS CHARITY FOUNDATION INC TO UTILIZE COMMUNITY PARK AND THE AMPHITHEATER TO HOST A FALL FESTIVAL; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: Licensee will pay the City \$4,500 venue rental fee per event.)

(Staff Contact: Mark A. Beaudreau)

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

**Enactment No: RES. No. 2023-171**

7. [23-541](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE THE RELEASE OF LIENS; AGREEING TO WAIVE IN FULL THE (17) SEVENTEEN NUISANCE ABATEMENT LIENS PLUS ACCRUED INTEREST AND COSTS TOTALING \$3,992.94 AGAINST REAL PROPERTY LOCATED AT 3012 NW 2ND STREET, POMPANO BEACH, FLORIDA, WHICH IS CURRENTLY OWNED BY THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE  
(Fiscal Impact: N/A)

(Staff Contact: Jill Ziluck)

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

**Enactment No: RES. No. 2023-172**

8. [23-544](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING MELISSA SHIFF TO THE POMPANO BEACH ECONOMIC DEVELOPMENT COUNCIL AS APPOINTEE OF COMMISSIONER ALISON FOURNIER, FOR A TERM TO BE CONCURRENT WITH THE TERM OF

THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

(Staff Contact: Kervin Alfred)

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

**Enactment No: RES. No. 2023-173**

### **E. REGULAR AGENDA**

#### **QUASI-JUDICIAL PROCEEDING**

Mark E. Berman, City Attorney, advised that items 9 through 11 are listed under Quasi-Judicial Proceeding and are quasi-judicial in nature; therefore, anyone who wishes to testify must be sworn in and may be subject to cross-examination by the City Commission or any other interested party. The individuals addressing the City Commission must state his or her name, whether he or she has been sworn, and understands the rules which governs these proceedings. Thereafter, Mr. Berman outlined the order in which they would follow: City staff would make its presentation for each item, followed by the applicant or any other person(s) wishing to speak, closing argument, and the Commission's discussion.

Kervin Alfred, City Clerk, placed under oath all individuals, including staff, addressing the City Commission in the following matters.

9. [23-498](#) **P.H. 2023-63: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A TEN FOOT UTILITY EASEMENT LOCATED ON THE NORTHEAST CORNER OF NW 9TH AVENUE AND NW 8TH STREET, COMMONLY KNOWN AS 820 NW 9TH AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**FIRST READING: MAY 23, 2023**

(Staff Contact: Jean Dolan/David Recor)

Jean Dolan, Development Services Department, presented the item stating this is an abandonment of a 10-foot wide Utility Easement remaining within the footprint of a previously abandon cul-de-sac at the property located on a parcel lying on the northeast corner of NW 9 Avenue and NW 8th Street. There are no utilities within the easement. This abandonment request was recommended for approval by the Planning & Zoning Board and staff also recommends approval of the item. Lastly, Ms. Dolan reported there were no changes since the first reading of the Ordinance.

Mayor Hardin opened the floor to public input and invited further Commission discussion on the motion. However, no one provided further comments on the item.

**A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Ordinance / Quasi-Judicial be ADOPTED. The motion carried by the following roll call vote:**

**Yes:** Eaton  
Fournier  
Moss  
McGee  
Hardin

**No:** Perkins

**Enactment No: ORD. No. 2023-54**

10. [23-521](#) **P.H. 2023-66: (PUBLIC HEARING 1ST READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A PORTION OF A TEN-FOOT WIDE UTILITY EASEMENT LOCATED ON THE SOUTHWEST CORNER OF RACE TRACK ROAD AND THE CSX RAILROAD, COMMONLY KNOWN AS 777 ISLE OF CAPRI BOULEVARD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

**(Staff Contact: Jean Dolan/David Recor)**

Jean Dolan, Development Services Department, presented the item stating this is a request for an abandonment of a 10-foot wide Utility Easement for the Live! Regional Activity Center. The Easement is located on the property with an address of 777 Isle of Capri Boulevard, on the southwest corner of Race Track Road and the CSX Railroad. There are no utilities within the easement. The review standard for approval of this abandonment request have been met. Lastly, Ms. Dolan noted that the Planning & Zoning Board unanimously recommended approval on March 22, 2023, with one condition, which has been met. Also, staff recommends approval of the item.

Mayor Hardin opened the floor to public input and invited further Commission discussion on the motion. However, no one provided further comments on the item.

**A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Ordinance / Quasi-Judicial be APPROVED FIRST READING. The motion carried by the following**

**roll call vote:**

**Yes:** Eaton  
Fournier  
Moss  
Perkins  
McGee  
Hardin

11. [23-522](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE WILFERZ PLAT LYING ON THE NORTH SIDE OF MCNAB ROAD, WEST OF THE CSX RAIL CORRIDOR; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

(**Staff Contact:** Jean Dolan/David Recor)

Jean Dolan, Development Services Department, stated the site area for the proposed Plat is 1.3 acres and is located on the north side of McNab Road, west of the CSX rail corridor. The subject property is currently vacant and has an Industrial Land Use zoning designation. The Plat Note restricts the property to a maximum of 35,000 square feet of Industrial use. A Site Plan for a 23,000 square feet warehouse has been submitted to the Development Review Committee for review. Ms. Dolan noted that the Planning & Zoning Board unanimously recommended approval of the Plat on October 26, 2022, with two conditions, which has been met. Also, staff recommends approval of the item.

Mayor Hardin opened the floor to public input and invited further Commission discussion on the motion. However, no one provided further comments on the item.

**A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Resolution / Quasi-Judicial be ADOPTED. The motion carried by the following roll call vote:**

**Yes:** Eaton  
Fournier  
Moss  
Perkins  
McGee  
Hardin

**Enactment No: RES. No. 2023-174**

**END OF QUASI-JUDICIAL PROCEEDING**

12. [23-480](#) P.H. 2023-67: (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 SERVICE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND OPENGOV, INC. TO PROVIDE CLOUD BASED SOFTWARE SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**FIRST READING: JUNE 13, 2023**

(Staff Contact: Erjeta Diamanti)

Erjeta Diamanti, Budget Director, stated this is the first hearing to approve the Contract renewal with OpenGov, Inc. to provide cloud-based services. City staff is currently utilizing the platform for budget planning and reporting, as well as for analytics. This is a five-year Contract beginning from FY 2024 through 2028, with a total cost of approximately \$726,000, over the five-year period.

Mayor Hardin opened the floor for public input.

David Miller, (**Pompano Beach**), asked for clarification on the phrase “cloud-based services”, to which the Mayor replied it pertains to accessing the services via the web/internet.

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

**Yes:** Eaton  
Fournier  
Moss  
McGee  
Hardin

**Absent:** Perkins

13. [23-514](#) **P.H. 2023-64: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE SERVICE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND AMERICAN LEGAL PUBLISHING CORPORATION TO PROVIDE FOR THE REPRINTING AND THE SUPPLEMENTING OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$11,100.00 average annual cost)

---

**FIRST READING: MAY 23, 2023**

**(Staff Contact:** Kervin Alfred)

Kervin Alfred, City Clerk, stated this is the second reading of the Ordinance and there have been no changes since the first reading.

Mayor Hardin opened the floor to public input and invited further Commission discussion on the motion. However, no one provided further comments on the item.

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

**Yes:** Eaton  
Fournier  
Moss  
McGee  
Hardin

**Absent:** Perkins

**Enactment No: ORD. No. 2023-55**

14. [23-548](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH, TO FILL THE UNEXPIRED TERM OF JAMES NOREHEAD; SAID TERM TO EXPIRE ON MAY 26, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**APPLICANTS:**

W. P. Davis, **Incumbent/Alt 1** - District 1  
Frank Seller, Jr., **Incumbent/Alt 2** - District 3  
Cara Driscoll - District 3  
Kenneth Stolar - District 3  
Jason Smith - District 3  
Larry Erd - District 3

**(Staff Contact:** Kervin Alfred)

**A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Resolution / Regular Agenda be**

**ADOPTED and to insert the name W. P. DAVIS. Vice Mayor McGee nominated W. P. Davis. The motion carried unanimously.**

**Enactment No: RES. No. 2023-175**

**F. ADDITIONAL AUDIENCE TO BE HEARD**

Mayor Hardin asked if there were any additional speakers signed-up to speak under Audience to be Heard, to which City Clerk Alfred replied there were none.

**G. NEXT SCHEDULED MEETING**

Mayor Hardin announced that the next scheduled meetings are as follows:

June 27, 2023 at 5:00 p.m. - City Commission Budget Workshop

June 27, 2023 at 6:00 p.m. - Regular City Commission Meeting

July 11, 2023 at 1:00 p.m. - Regular City Commission Meeting

**H. REPORTS**

**City Manager's Report:**

Greg Harrison, City Manager, announced that City Hall will be closed June 19th in observance of the Juneteenth Holiday. Next, he highlighted several upcoming events and there were as follows:

- The McNair Project ribbon cutting will be held on June 21st at 10:00 am.
- Active Intruder Training will be held on Thursday, June 22nd at City Hall and the doors to City Hall will be closed to the public during the training.
- Cresthaven Clean Up Day on June 15th.

In closing, He wished Mr. Bosworth a happy 5-year anniversary with the City.

Mayor Hardin asked if someone will be stationed outside of City Hall during the Active Intruder Training, to which City Manager Harrison replied yes.

**City Attorney's Report:**

No report.

**City Clerk's Report:**

No report.

**Comr. Eaton's Report:**

No report.

**Comr. Fournier's Report:**

Comr. Fournier reported that she continues to hear from residents about the construction on Atlantic Boulevard and lane removals, and how they are affecting their commute times. Also, she noted she has been fielding residents' questions about the timing of the Six Terrace bridge. She wants to ensure they are doing everything possible to get the bridge started as soon as possible. In closing, she wished all the dads a Happy Father's Day.

**Comr. Moss' Report:**

Comr. Moss congratulated the Greater Collier City Civic Association on a successful scholarship awards banquet.

**Comr. Perkins' Report:**

Comr. Perkins said she has been receiving many complains about the NW 3rd Avenue Construction Project, specifically regarding the noise. City Attorney Berman said there are code provisions, and he can look into enforcement.

Comr. Perkins asked for an update on the replacement sign for Harold Abel Street. City Manager Harrison said street naming are approved by the City Commission and asked Comr. Perkins to forward any correspondence she has regarding the item.

Nguyen Tran, CRA Director, said the County still needs to sign off on the pavement markings. Mr. Tran said the check was returned since the process was taking so long with the County. Comr. Perkins asked to be kept updated on the matter.

Comr. Perkins commented on the accidents on the Dixie Highway railroad track. She asked City Manager Harrison to look into available County grants. She said there is a \$15.4M grant specific to Broward County railroad crossing from Congresswoman's McCormack's office.

Vice Mayor McGee said much of the grant funding will be used to reinforce the crossings themselves to limit pedestrian access.

**Vice Mayor McGee's Report:**

Vice Mayor McGee acknowledged the Memorial Day Remembrance celebration. Also, she thanked the Girl Scouts for the new toybox at the beach.

**Mayor Hardin's Report:**

---

Mayor Hardin reiterated the grant funding opportunity mentioned by Comr. Perkins. He said they are still working with their federal partners to get additional funding to offset costs for railroad fencing. He noted the Memorial Day Remembrance event was great and the crowd was large. He announced the 22nd Annual Blues and Sweet Potato Pie Festival on June 17th at Apollo Park.

Continuing, the Mayor commented on the Girl Scout Troop at the beach, stating that the Girl Scouts were actually from Hollywood and were unable to gain approval for their project in both Hollywood and Dania Beach. However, he was proud that they were able to hold their event here at the City's beach. Next, he stated he received an email from a resident concerning crime on 5th Street and will forward to BSO to look into the matter. Lastly, he wished a Happy Father's Day to all the dads.

Comr. Moss stated Palm Aire's oldest living resident, Mr. Joel Goldberg, passed away shy of his 106th birthday. He provided a brief background on Mr. Goldberg.

Mayor Hardin noted the passing of former City Commissioner and former State Representative Bob Shelley.

#### **I. ADJOURNMENT**

The meeting adjourned at 2:50 p.m.

\_\_\_\_\_  
Rex Hardin, Mayor

\_\_\_\_\_  
Kervin Alfred, City Clerk