

regarding the project.

Comr. Eaton disclosed that she has had ex parte communications with the developer regarding the project.

Mark Berman, City Attorney, indicated he wanted to ensure that all those who have had communications, they were related to the project and to the development, and to either objections, pros or cons, depending on who they spoke with. For the record, he just wanted the disclosures to be a little more than with whom they spoke, but also to determine the nature of what they spoke about.

Mayor Hardin disclosed that he has had ex parte communications with the applicant concerning this development project and also the pros and cons from the public on it, but nothing further since the last meeting.

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

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

**Enactment No: ORD. No. 2021-87**

9. [21-757](#) **P.H. 2021-104: (PUBLIC HEARING 2ND READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING ON THE WEST SIDE OF DIXIE HIGHWAY, SOUTH OF NE 17TH COURT AND COMMONLY KNOWN AS 1661 N. DIXIE HIGHWAY FROM B-3 (GENERAL BUSINESS) TO B-4 (HEAVY BUSINESS); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

**FIRST READING: SEPTEMBER 14, 2021**

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

Jean Dolan, Development Services Department, presented the item and stated this is the Second Reading for the rezoning for 1661 N. Dixie Highway, from B-3 (General Business) to B-4 (Heavy Business) with a voluntary restriction over certain B-4 uses to ensure compatibility with the adjacent residential properties. There have been no changes since First Reading. Staff and the applicant are available to answer further questions should the City Commission have any.

Comr. McGee disclosed that she has had ex parte communications with the applicant's representative

regarding the plans for the site.

Comr. Floyd disclosed that she has had ex parte communications with the applicant's representative regarding the plans for the site.

Comr. Eaton disclosed that she has had ex parte communications with the applicant's representative regarding the plans for the site, but not since the First Reading.

Vice Mayor Perkins disclosed that she has had ex parte communications with the applicant's representative regarding the project.

Comr. McMahon disclosed that he has had ex parte communications with the applicant's representative regarding the plans for the site, but not since the First Reading.

Mayor Hardin disclosed that he has had ex parte communications with the applicant's representatives regarding the plans for the site, but not since the First Reading.

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

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

**Enactment No: ORD. No. 2021-88**

**END OF QUASI-JUDICIAL PROCEEDING**

10. [21-817](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND ACCEPTING THE POMPANO BEACH CULTURAL ARTS MASTER PLAN UPDATE PREPARED BY FRITZ GEITNER, INC., PROVIDING A BLUEPRINT FOR CULTURAL ARTS ACTIVITIES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Phyllis A. Korab)

Phyllis A. Korab, Director, Cultural Affairs Department, presented the item and stated that this is a proposed update of the original Cultural Arts Master Plan (Master Plan) that was first approved in 2013 by the City