

City of Pompano Beach

**City Commission Meeting
Commission Chamber**

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



Agenda

Tuesday, July 25, 2023

6:00 PM

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

GOVERNMENT IN THE SUNSHINE

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

PROCEDURE

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

CITY COMMISSION MEETING TIMES

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

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

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

ADDRESSING THE CITY COMMISSION

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

ACCESSIBILITY

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

NOTE: Any person who decides to appeal any decision of the City Commission with respect to any matter considered at this meeting will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

CALL TO ORDER

*The Honorable Rex Hardin
Mayor, Presiding*

ROLL CALL

Kervin Alfred, City Clerk

INVOCATION

*Minister Jamal McLamore
Jesus Supernatural Life Center*

PLEDGE OF ALLEGIANCE

Led by Kervin Alfred, City Clerk

APPROVAL OF MINUTES

[23-657](#) City & CRA Board Joint Workshop Minutes of May 3, 2023

[23-658](#) Regular City Commission Meeting Minutes of July 11, 2023

APPROVAL OF AGENDA**CONSENT AGENDA DISCUSSION**

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

A. AUDIENCE TO BE HEARD

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

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

B. SPECIAL PRESENTATION[23-667](#)**Update from the Broward County Supervisor of Elections Office**

Mary Hall, Chief Deputy Supervisor for the Broward County Supervisor of Elections Office will give an update on the partnership between the Supervisor of Elections Office and the City.

C. CONSENT AGENDA1. [23-640](#)

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 XPRESS YOUTH DEVELOPMENT INSTITUTE, INC. TO PROVIDE AND PROMOTE A YOUTH TRACK AND FIELD COACHING AND INSTRUCTION FOR AGES FIVE THROUGH SEVENTEEN AT MITCHELL/MOORE PARK; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: City to receive a fee of 10% of revenue for every non-resident participant as compensation for the use of the City's property.)

(Staff Contact: Mark A. Beaudreau)

2. [23-641](#)

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 SOUTH FLORIDA WATER POLO FOUNDATION, INC. TO UTILIZE THE CITY'S AQUATIC CENTER TO PROVIDE MULTIPLE WATER PROGRAMS FOR BOTH ADULTS AND YOUTH AGES FIVE TO SEVENTEEN; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: City to receive \$1,000.00 monthly)

(Staff Contact: Mark A. Beaudreau)

3. [23-648](#) A RESOLUTION OF THE CITY COMMISSION OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A DOCKING EXTENSION AGREEMENT BETWEEN BERNARD AND CATHERINE PAUL-HUS, AS THE OWNERS OF TWO ADJOINING PROPERTIES, AND THE CITY OF POMPANO BEACH, PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

4. [23-656](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO APPLY FOR THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION REVOLVING LOAN PROGRAM FOR DRINKING WATER FACILITIES; UPON APPROVAL, EXECUTE THE CORRESPONDING LOAN AGREEMENT, CARRYING OUT ALL LOAN RESPONSIBILITIES UNDER THE AGREEMENT; PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: A. Randolph Brown)

5. [23-655](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, RE-APPOINTING EUGENE M. STEINFELD AS SPECIAL MAGISTRATE, TO PRESIDE OVER CODE ENFORCEMENT PROCEEDINGS OF THE CITY OF POMPANO BEACH FOR A TWO-YEAR TERM; SAID TERM TO EXPIRE APRIL 11, 2025; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$150.00 per hour)

(Staff Contact: Mark E. Berman)

D. REGULAR AGENDA

6. [23-660](#) Consideration to dedicate a plaque in honor of Dr. Richard J. Porraro to be placed in an area at the Pompano Beach Municipal Golf Course.
(Fiscal Impact: N/A)

(Staff Contact: Greg Harrison)

QUASI-JUDICIAL PROCEEDING

7. [23-642](#) **P.H. 2023-78: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING THAT CERTAIN 20-FOOT WIDE ALLEY LYING WITHIN THE BLOCK BETWEEN NW 21ST STREET AND NW 22ND STREET, EAST OF NORTH POWERLINE ROAD AND WEST OF NW 18TH AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

END OF QUASI-JUDICIAL PROCEEDING

8. [23-650](#) A RESOLUTION OF THE CITY OF POMPANO BEACH, FLORIDA, RELATING TO THE PROVISION OF FIRE RESCUE SERVICES, FACILITIES AND PROGRAMS IN THE CITY OF POMPANO BEACH, FLORIDA; DESCRIBING THE METHOD OF ASSESSING FIRE RESCUE ASSESSED COST AGAINST ASSESSED PROPERTY LOCATED WITHIN THE CITY OF POMPANO BEACH; DIRECTING THE PREPARATION OF AN ASSESSMENT ROLL; AUTHORIZING A PUBLIC HEARING AND DIRECTING THE PROVISION OF NOTICE THEREOF; AND PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$32,577,529 - gross revenues before exemptions and discounts)

(Staff Contact: Erjeta Diamanti)

9. [23-647](#) **P.H. 2023-79: (PUBLIC HEARING)**
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ALLOCATING A MAXIMUM OF TEN FLEX UNITS FOR A PROPOSED TOWNHOUSE DEVELOPMENT LOCATED AT 1531-1537 N. DIXIE HIGHWAY; PROVIDING AN EFFECTIVE DATE

(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

10. [23-597](#)**P.H. 2023-76: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 155, "ZONING CODE," OF THE POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 155.3305. HEAVY BUSINESS (B-4), TO ALLOW RESIDENTIAL AND MIXED USE DEVELOPMENT IN B-4 ZONING ON THE NW 31ST AVENUE CORRIDOR; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JULY 11, 2023

(Staff Contact: Jean Dolan/David Recor)

11. [23-598](#)**P.H. 2023-74: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 154, "PLANNING," OF THE POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 154.80, "PROVISION OF REQUIRED AFFORDABLE HOUSING," TO AMEND THE IN LIEU OF FEE AMOUNT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JULY 11, 2023

(Staff Contact: Jean Dolan/David Recor)

12. [23-599](#)**P.H. 2023-75: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 155, "ZONING CODE," OF THE POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 155.3708., "DOWNTOWN POMPANO BEACH (DP) OVERLAY DISTRICT," AND SECTION 155.3709., "EAST OVERLAY DISTRICT (EOD)," RELATED TO AFFORDABLE HOUSING, IN THE DOWNTOWN POMPANO OVERLAY DISTRICT (DPOD) AND THE EAST OVERLAY DISTRICT (EOD) TO REQUIRE THE USE OF BROWARD COUNTY MIXED INCOME HOUSING DENSITY BONUS POLICIES FOR PROJECTS CONSISTING OF SEVEN RESIDENTIAL UNITS OR MORE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JULY 11, 2023

(Staff Contact: Jean Dolan/David Recor)

13. [23-550](#)**P.H. 2023-72: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 70, "GENERAL PROVISIONS," OF THE POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 70.11, "ILLEGALLY-PARKED VEHICLES," TO MODIFY FINES FOR UNLAWFUL PARKING IN A TIME LIMITED PARKING ZONE; AND AMENDING CHAPTER 76, "PARKING METERS," BY AMENDING SECTION 76.07, "TIME LIMITED PARKING ZONES," AND SECTION 76.08, "ENFORCEMENT," TO MODIFY LANGUAGE FOR CERTAIN ACTS PROHIBITED IN SUCH ZONES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE

(Fiscal Impact: N/A)

FIRST READING: JULY 11, 2023

(Staff Contact: Jeff Lantz)

14. [23-391](#)**P.H. 2023-73: (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 COMMUNITY AESTHETIC FEATURE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND FDOT FOR INSTALLATION OF PAINTED MURALS ON INTERSTATE 95 OVERPASS COLUMNS UNDER DR. MARTIN LUTHER KING BOULEVARD PURSUANT TO THE MOSAIC TEAM TERM 3 PROJECT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JULY 11, 2023



Strategic Plan Initiative

(Staff Contact: Laura Atria/Ty Tabing)

15. [23-613](#)**P.H. 2023-77: (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 SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND CYPRESS GOLF MANAGEMENT, LLC, TO PROVIDE FOR MAINTENANCE AND MANAGEMENT OF THE POMPANO BEACH MUNICIPAL GOLF COURSE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$2,625,649.10)

FIRST READING: JULY 11, 2023

(Staff Contact: Earl Bosworth)

16. [23-651](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE PARKS AND RECREATION ADVISORY BOARD OF THE CITY OF POMPANO BEACH, AS ALTERNATE 1 FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON JULY 26, 2025; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)
- APPLICANTS:**
Susan M. Gingerich, **Incumbent** - District 5
Karen Moreland, **Incumbent** - District 4
Tanya Manfredi - District 1
Mark T. Sneed - District 2
Jason Frey - District 3
Spencer Flory - District 3
Nicholas L. Blair - District 3
Shelton Pooler - District 4
Marcus A. McDougle - District 4
Monifa Aruwajoye - District 4
Lucretia Hicks - District 4
(**Staff Contact:** Kervin Alfred)
17. [23-653](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE PARKS AND RECREATION ADVISORY BOARD OF THE CITY OF POMPANO BEACH, AS ALTERNATE 2 FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON JULY 26, 2025; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)
- PLEASE REFER TO FILE ID NO 23-651 FOR APPLICANTS.**
(**Staff Contact:** Kervin Alfred)
18. [23-627](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, GRANTING THE CITY MANAGER AUTHORITY DURING THE CITY COMMISSION'S AUGUST HIATUS TO PERFORM AND FINISH SUCH MATTERS AS MAY HAVE BEEN BUDGETED AND AUTHORIZED, SUBJECT TO RATIFICATION THEREAFTER; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)
- (**Staff Contact:** Greg Harrison)

E. ADDITIONAL AUDIENCE TO BE HEARD**F. NEXT SCHEDULED MEETING**

September 12, 2023 at 1:00 p.m. - Regular City Commission Meeting

September 13, 2023 at 5:15 p.m. - Special City Commission/ EMS Taxing District

September 20, 2023 at 5:15 p.m. - Special City Commission/ EMS Taxing District

September 26, 2023 at 6:00 p.m. - Regular City Commission Meeting

G. REPORTS

City Manager

City Attorney

City Clerk

City Commission

H. ADJOURNMENT**BALANCE IN CONTINGENCY**

Oct. 1, 2022	Beginning Balance	\$12,000.00
Mar. 14, 2023	Crime Stoppers Council of Broward County, Inc.	\$5,000.00
Apr. 25, 2023	Broward Partnership Annual Gala	\$5,000.00
Apr. 25, 2023	Broward League of Cities Annual Gala	\$2,000.00
	Total:	\$0

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

NAME: _____

TITLE: _____

COMPANY: _____

ADDRESS: _____ CITY: _____

STATE: _____ ZIP: _____ EMAIL: _____

PHONE: _____ FAX: _____

EACH SPEAKER IS LIMITED TO THREE (3) MINUTES

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

SUBJECT YOU DESIRE TO SPEAK ON:

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