

# **City of Pompano Beach**

**City Commission Meeting**

**Commission Chamber**

*100 West Atlantic Blvd.*

*Pompano Beach, FL 33060*



## **Agenda**

**Tuesday, July 9, 2024**

**1:00 PM**

### **City Commission**

*Rex Hardin, Mayor*

*Andrea McGee, Vice Mayor*

*Alison Fournier, Commissioner*

*Barry Moss, Commissioner*

*Beverly Perkins, Commissioner*

*Rhonda Sigerson-Eaton, 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**

*Elder Robert Kintchen  
Christ Fellowship Church of God Christ*

**PLEDGE OF ALLEGIANCE**

*Led by Kervin Alfred, City Clerk*

**APPROVAL OF MINUTES**

[24-472](#) Regular City Commission Meeting Minutes of June 25, 2024

[24-471](#) City Commission Budget Workshop Minutes of June 25, 2024

**APPROVAL OF AGENDA**

**CONSENT AGENDA DISCUSSION**

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

**A. SPECIAL PRESENTATION**

[24-408](#) **Presentation by Broward County Property Appraiser**

Broward County Property Appraiser, Marty Kiar, will address the Commission and residents regarding property values.

**B. AUDIENCE TO BE HEARD**

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

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)

**C. CONSENT AGENDA**

1.     [24-453](#)     A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, SUPPORTING THE HILLSBORO INLET DISTRICT'S EFFORTS TO OPPOSE A PERMIT APPLICATION FOR THE HILLSBORO POINT DOCK CURRENTLY UNDER REVIEW BY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE UNITED STATES DEPARTMENT OF THE ARMY CORPS OF ENGINEERS; PROVIDING THAT A COPY OF THIS RESOLUTION BE PROVIDED TO THE HILLSBORO INLET DISTRICT, ALL LOCAL GOVERNMENTS WITH REPRESENTATION ON THE HILLSBORO INLET DISTRICT BOARD OF COMMISSIONERS, AND THE STATE AND FEDERAL REVIEWING AGENCIES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark E. Berman)

2.     [24-443](#)     A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING A GRANT FROM SOUTH ARTS IN THE AMOUNT OF \$7,500.00 TO SUPPORT ARTIST AND EDUCATIONAL ENGAGEMENT DURING EXIT 36 POETRY FESTIVAL; CONFIRMING THE CITY’S MATCHING CONTRIBUTION IN AN AMOUNT OF \$7,500; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL APPROPRIATE DOCUMENTS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$7,500.00)



**Strategic Plan Initiative**

(Staff Contact: Ty Tabing)

3.     [24-444](#)     A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, SUPPORTING THE METROPOLITAN PLANNING ORGANIZATION'S FINAL 2050 METROPOLITAN TRANSPORTATION PLAN; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

4.     [24-450](#)     A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE CITY'S 2024-2025 CDBG AND HOME ANNUAL ACTION PLAN AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE THE LOCAL GOVERNMENT CERTIFICATIONS, SPECIFIC CDBG CERTIFICATIONS, OPTIONAL CERTIFICATION CDBG, SPECIFIC HOME CERTIFICATIONS AND APPENDIX TO CERTIFICATIONS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Grant Revenue- \$1,290,886.80)

(Staff Contact: Alex Goldstein)

5.     [24-457](#)     A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING JOSEPH CERQUOZZI TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, TO FILL THE UNEXPIRED TERM OF RICHARD DALLY 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)

**D. REGULAR AGENDA****QUASI-JUDICIAL PROCEEDING**6. [24-442](#)**P.H. 2024-50: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING THE PROPERTY LOCATED AT 101 SOUTH OCEAN BOULEVARD, FROM B-2/AOD (COMMUNITY BUSINESS IN THE ATLANTIC BOULEVARD OVERLAY DISTRICT) TO B-3/AOD (GENERAL BUSINESS IN THE ATLANTIC BOULEVARD OVERLAY DISTRICT); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

**END OF QUASI-JUDICIAL PROCEEDING**7. [24-323](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN INVESTMENT ADVISORY SERVICES AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND INSIGHT NORTH AMERICA LLC; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: (\$112,000.00))

(Staff Contact: Allison Feurtado)

8. [24-465](#)

A RESOLUTION 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 FOR MOTOR PUMP AND REPAIR SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CONDO ELECTRIC MOTOR REPAIR CORP.; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Not to exceed \$250,000.00)

(Staff Contact: A. Randolph Brown)

9. [24-454](#)**P.H. 2024-51: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 152, "BUILDINGS," OF THE POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 152.20 "GENERAL," TO SPECIFY THE SECTIONS SPECIFIC TO FLOODPLAIN REGULATIONS; BY AMENDING SECTION 152.21, "DEFINITIONS," TO MODIFY AND DELETE DEFINITIONS; BY AMENDING SECTION 152.22, "APPLICABILITY," TO ADD THE JULY 31, 2024 EFFECTIVE DATE OF THE FLOOD INSURANCE STUDY; BY AMENDING SECTION 152.23, "DUTIES AND POWERS OF THE FLOODPLAIN ADMINISTRATOR," TO REMOVE REFERENCES TO WATERCOURSE; BY AMENDING SECTION 152.25, "SITE PLAN AND CONSTRUCTION DOCUMENTS," TO REMOVE REFERENCES TO FLOODWAYS AND WATERCOURSE AND ADD STORMWATER MANAGEMENT PLAN REQUIREMENTS FOR SINGLE-FAMILY AND DUPLEX LOTS; BY AMENDING SECTION 152.27, "VARIANCES AND APPEALS," TO SPECIFY THE APPLICABILITY TO FLOODPLAIN REGULATIONS; BY AMENDING SECTION 152.31, "SITE IMPROVEMENTS, UTILITIES AND LIMITATIONS," TO CREATE PERFORMANCE STANDARDS FOR STORMWATER RETENTION FOR SINGLE FAMILY AND DUPLEX LOTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

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

10. [24-466](#)**P.H. 2024-52: (PUBLIC HEARING 1ST 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 IN ACCORDANCE WITH SECTION 166.04151.(7), FLORIDA STATUTES, BY AMENDING SECTION 155.2407, "SITE PLAN," TO PROVIDE THE REQUIRED ADMINISTRATIVE APPROVAL PROCESS FOR QUALIFIED LIVE LOCAL ACT PROJECTS; BY AMENDING SECTION 155.4202, "STANDARDS APPLICABLE TO HOUSEHOLD LIVING USES," TO CLARIFY MIXED-INCOME HOUSING REQUIREMENTS AND POLICIES; AND BY AMENDING ARTICLE 9: DEFINITIONS AND INTERPRETATION, PART 5, "TERMS AND USES DEFINED," TO DISTINGUISH CONVENIENCE AND NONCONVENIENCE GROCERY STORE AND ADD DEFINITION FOR MAJOR TRANSIT HUB; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**\*Note: This item will be stricken from this Agenda.**

(Staff Contact: Jean Dolan/David Recor)

11. [24-467](#)**P.H. 2024-54: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 155, "ZONING CODE," BY AMENDING SECTION 155.4501, "SEPARATION REQUIREMENTS FOR ALCOHOLIC BEVERAGE ESTABLISHMENTS," TO EXEMPT SUCH REQUIREMENTS IN THE DOWNTOWN POMPANO OVERLAY DISTRICT (DPOD); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Max Wemyss/David Recor)



12. [24-482](#)**P.H. 2024-57: (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 MASTER SERVICES AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SOUNDTHINKING, INC., PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$1,891,366 over 5 years)

(Staff Contact: Greg Harrison)

13. [24-483](#)**P.H. 2024-58: (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 SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND REDEVELOPMENT MANAGEMENT ASSOCIATES, LLC FOR PROFESSIONAL CONSULTING SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: This is an initial fixed fee of \$29,968 per month resulting in a total initial annual contract amount of \$359,611. The fee shall be increased by 3.5% per annum during the 3-year contract term)

(Staff Contact: Greg Harrison)

14. [24-459](#)

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 AS ALTERNATE 1, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JULY 26, 2027; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**Applicants**

Frank Sellers, Jr., **Alt. 1** - District 3

Jason L. Smith - District 3

**Other Board Memberships**

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0

(Staff Contact: Kervin Alfred)

15. [24-460](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING\_\_\_\_\_TO THE EMERGENCY MEDICAL SERVICES ADVISORY BOARD OF THE CITY OF POMPANO BEACH AS ALTERNATE 1, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JULY 23, 2027; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

**Applicants****Other Board Memberships**Danika Jackson, **Alternate 2** - District 5**0**

Denise Searle - District 1

**0**

Byron Schortinghouse - District 3

**0**

Joanne Puia - District 3

**0**

Patricia K. McGill

**0****(Staff Contact: Kervin Alfred)**

16. [24-461](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING\_\_\_\_\_TO THE EMERGENCY MEDICAL SERVICES ADVISORY BOARD OF THE CITY OF POMPANO BEACH AS ALTERNATE 2, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JULY 23, 2027; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

**PLEASE REFER TO FILE ID NO 24-460 FOR APPLICANTS.****(Staff Contact: Kervin Alfred)**

17. [24-463](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE MARINE ADVISORY BOARD OF THE CITY OF POMPANO BEACH, TO FILL THE UNEXPIRED TERM OF LOUIS RIVA; SAID TERM TO EXPIRE ON MARCH 27, 2027; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

**Applicants**

Kenneth Collins, **Alternate 1** - District 3  
Mark Hanke, **Alternate 2** - District 3  
Alexa Fitch - District 3  
Lynne Mitchem - District 3

**Other Board Memberships**

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0  
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1

(Staff Contact: Kervin Alfred)

18. [24-452](#) 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**

July 15, 2024 at 9:00 a.m. - City Commission Budget Workshop  
July 23, 2024 at 6:00 p.m. - Regular City Commission Meeting

**G. REPORTS**

*City Manager*  
*City Attorney*  
*City Clerk*  
*City Commission*

**H. ADJOURNMENT**

**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:**

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**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.**