



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, June 25, 2019

6:00 PM

Commission Chamber

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

INVOCATION

The Honorable Rex Hardin, Mayor of the City of Pompano Beach, offered the invocation.

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

[19-489](#) Regular City Commission Meeting Minutes of June 11, 2019

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

APPROVAL OF AGENDA

Mayor Hardin announced the following amendments to the Agenda:

Items 14 and 15 will be postponed until July 23, 2019, City Commission meeting and item 18 will be postponed until July 9, 2019, City Commission meeting.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, 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 items 1, 2, 3, 4 and 5 will be pulled for City Commission discussion.

A. PROCLAMATIONS**[19-506](#) Parks and Recreation Month**

Mayor Hardin proclaimed July as Parks and Recreation Month in the City of Pompano Beach. Mark Beaudreau, Recreation Programs Administrator and Parks and Recreation staff accepted the proclamation.

This matter was READ AND PRESENTED INTO THE RECORD

B. AUDIENCE TO BE HEARD

Mayor Hardin announced that it was time for “Audience To Be Heard” and offered the following **Guidelines: Once your name is called, please come forward to the podium in front of the commission, and state your name and address for the record. Speakers will be limited to three minutes to speak on any item of concern or interest, including those items pulled from the Consent Agenda. In addition, he asked speakers not to speak on any items on tonight’s agenda, as they will have that opportunity to do so when that item comes forward. Lastly, he requested that speakers refrain from any emotional outbursts in either support or non support of the speaker’s comments.**

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 meeting in the event that individuals wishing to speak are not reached during the first session." (Effective May 2019.)

The following persons were called to speak:

Tiger Trail Festival - Ed Phillips, 384 NW 19th Street, Pompano Beach, FL, asked that the Commission approve the City to officially co-sponsor the Tiger Trail Festival. Thereafter, they will commence with their plans for the Black History Month event scheduled for February. He indicated that the Tiger Trail Festival is comprised primarily of volunteers throughout the City. The upcoming year’s theme will be “Agents of Change.”

Mayor Hardin asked the Assistant City Manager what are the necessary steps to co-sponsor this event.

Brian Donovan, Assistant City Manager responded that the Commission could make a motion to approve the action to co-sponsor.

MOTION: A motion was made by Vice Mayor Barry Moss, seconded by Commissioner Perkins, that the City co-sponsor the Tiger Trail Festival event. The motion carried unanimously.

Mr. Phillips gave special recognition to Major Wayne Adkins, who has been a component of the Tiger Trail Festival for a significant number of years. He has always been the source of assistance in every situation. Mr. Phillips indicated that as the City enters into the summer months, that the Broward Sheriff’s Office (BSO) officers be cautious how they “wield the big stick during the summer.” He then provided his reasons for the request.

Broward Sheriff’s Office (BSO) impact in the Community - Woodrow “Woody” Poitier, former City Commissioner, Pompano Beach, FL, reiterated that the police department has done an excellent job in his community. He gave the officers kudos, and indicated he is aware that it is not easy on the street. His daughter, who is a BSO deputy, told him when he hears the helicopter do not go outside. The BSO officers are working and when they are called, they respond. Even though incidents do not happen elsewhere as it does on the west side of the City, the BSO officers are always kept on the alert. He stated Major Adkins, and Captain Moe Matthes are easily accessible.

Pompano North Beach Alliance (PNBA) - Ramona Myrick, 1505 N. Ocean Blvd., Pompano Beach, FL, stated that she is a member of the Pompano North Beach Alliance a.k.a. PNBA. She indicated that their mission is to protect, preserve, and enhance Pompano north beach area through sustainable development, environmental conservation, and public safety. They advocate for their immediate neighborhood and the residents of the City of Pompano Beach, particularly those who use and enjoy the public beach access. She then provided a brief presentation of their latest newsletter, and encouraged readership because it promotes information on what they are doing to support their neighborhood and their views and visions for the area.

Pompano North Beach Alliance (PNBA) - Jeanie K. Schermesser, 1620 N. Ocean Blvd., Pompano Beach, FL, stated that she is a member of the PNBA. She then provided a brief background on the group and what they advocate for as it relates to sustainable development. Thereafter, she indicated that the PNBA is asking the Commission to consider the future when making decisions about the present. They all want clean air to breathe and fresh water to drink, and the pleasure of surrounding themselves in a beautiful and natural environment. She said the oceans are being choked by trash, garbage and human waste. The marine life is being killed off and threatened at an increasing rate. The beaches are constantly eroding and must be replenished, and vast amounts of seaweed are accumulating and rotting, especially near the beach access area of Hillsboro Shores.

Continuing, Ms. Schermesser indicated that they recently learned of a development in the City and the PNBA opposes it. This is a rezoning to build 205' 6" twin towers adjacent to the north ocean beach park. There is a pipeline that extends 1.2 miles out into the ocean and dumps minimally treated human waste 24/7 at an average rate of 26 million gallons per day. She concluded that the PNBA is concerned about the environment and supports sustainable development and wants to partner with the City in identifying their concerns. They are requesting that the Commission advocate for positive changes to address the concerns, as well as effect change at the County level.

Community Based Connections Initiative - Mike Olbel, Executive Director, Community Based Connections, 1961 NE 25th Avenue, Pompano Beach, FL, stated that a few months ago he shared information on resources from the Community Based Connections. He announced that as of today, Tuesday, June 25th their partnership in the community, and with the help of Mayor Rex Hardin, they have secured \$290,000 to help address domestic violence in the homes, particularly single mothers, malnourished child, and fatherhood. Therefore, on behalf of the board of Community Based Connections the founder Brian C. Johnson, current Vice President of West Park, and Anthony Williams, Chair, former Assistant Police Chief of Fort Lauderdale, and Mr. Olbel expressed thanks to the Commission for allowing them to come into the City of Pompano Beach. This will allow them to impact lives in the community and put people to work. He mentioned that Jan Moran will be partnering with them to enlarge the fatherhood initiative in the City of Pompano Beach. So, he will be calling on the City Commission to make some appearances and to get involved with some of the activities of the fatherhood initiative.

Mayor Hardin expressed appreciation to Mr. Olbel for all the help being given to everyone in the community.

Issues with Overdevelopment - Thomas Drum, 2700 NE 8th Street, Pompano Beach, FL, stated that plans to move the McNab house to McNab Park is not received well by some people. He said ever since the

Yardam incident people have been afraid to develop in Pompano. He feels that the City is being given away to developers, and the will of the people is not being served. He complained that the City is overdeveloping and places such as Snug Harbor, and Hidden Harbor Marina serve as examples. He is unaware of who is running the Planning and Zoning, but the residents are expecting the Commission to put the brakes on development because Pompano Beach does not want to become like cities such as Fort Lauderdale and Sarasota with all the buildings that have taken place in those cities.

Tiger Trail Festival - George E. Dillard, 612 NW 7th Terrace, Pompano Beach, FL, thanked the Mayor and Commissioners for approving the City co-sponsoring the Tiger Trail Festival, because Mr. Phillips and his team are doing a great job. This is needed in the community as it gives back to the kids.

Special Appreciation - Mr. Dillard thanked City Manager Greg Harrison and Human Resources Analyst, Bobby Bush for the great work they are doing with the kids summer jobs. Also, he thanked Mr. Mario Sotolongo, Code Enforcement Manager, who is doing a great job with him once a month when he picks him up to ride around the neighborhood. Mr. Dillard thanked Comr. Beverly Perkins for the great work she is doing in the community, however, there are a lot of other things that the City Commission need to do.

Additionally, Mr. Dillard indicated that everybody must start working together for the good of the City and to be productive. Mr. Dillard reported that he attended a meeting regarding Mitchell Moore Park, and he supports that the field remain same, until he finds out what is going on with it. He said the City needs to get back into baseball, t-ball, and softball to get the kids involved again. He urged everyone to work together for a greater Pompano.

Atlantic One Project Issue - Michael Murray, 1708 SE 2nd Street, Pompano Beach, FL, asked the Commission to look into reducing the density and depth of the Atlantic One project on the three parcels of the McNab property. He said the City has done a great job with a number of things along Atlantic Boulevard, the beach, the bridge, downtown, the cultural center, and the west side. However, this particular project is overly aggressive. He indicated that he had attended a meeting with the developers and architects two weeks ago, where blue prints were displayed of the project and so forth. The place is huge and the entire neighborhood is upset. He said this project will negatively affect the neighborhood, which will include traffic congestion, parking, and so forth. Comr. McMahon had heard a number of complaints at the meeting. In sum, Mr. Murray said growth can be a good thing, but reiterated that this one is overly aggressive. Therefore, the neighborhood is urging the Commission to reconsider the density and depth of the project.

Mayor Hardin indicated that this particular issue will appear before the Planning and Zoning Local Planning Advisory Board on Wednesday, June 26, 2019.

Brian Donovan, Acting City Manager replied that is correct. The meeting will be held in the Commission Chamber at 6:00 p.m.

Atlantic One Project Issue - Merle Mazzarino, 516 SE 2nd Street, Pompano Beach, FL, explained her reasons for living at the address for over nineteen years. Currently, sidewalks are being constructed in the neighborhood. She attended community meetings last year and they were told that this was part of the overall plan to reduce traffic congestion on Atlantic Boulevard, between Dixie Highway and the beach, as well as

encourage pedestrian friendly streets in the neighborhood. Also, the property values would increase in the area so she approved of this plan.

Continuing, Ms. Mazzarino indicated that on June 10, 2019, she attended a meeting where the impacted residents heard that some of the decisions made were based on a traffic study done in October, which will not accurately reflect the traffic on Atlantic Boulevard from I-95 to the beach during tourist season, which is January to March. In sum, Ms. Mazzarino indicated that her concerns regarding the Atlantic One project is that at least 300 more cars will be coming into the area, and a few more years of construction to include the dust and heavy machinery, and they have not yet been told whether the property would be rental property, condominiums or homes for sale.

Mayor Hardin reiterated that the Atlantic One project will appear before the Planning and Zoning Advisory Board on Wednesday, June 26, 2019, in the Commission Chamber at 6:00 p.m.

Atlantic One Project Issue - Denita Grewer/Brian Suero, 35 SE 19th Avenue, Pompano Beach, FL, have been living at this address for over three years, and as of today, she has a verbal agreement with the developer and their attorney regarding her safety concerns. She thanked Comr. McMahon for his assistance for getting them heard and coming to a resolution on that. She noted that they are working with them and they have agreed to build a six foot wall that is 140 feet long along her property, because their parking lot is her backyard. Therefore, her two year old's safety is her utmost concern. In addition, she is requesting that the City authorize the developers to put some curbing along their property in the front along SE 2nd Street because there will be parallel parking on both sides of the streets. Currently, there are issues with people parking on their yards and coming through their driveways. So, with the additional building, if it gets approved will only worsen the situation.

Mayor Hardin indicated that there have been discussions between the developer and staff, as well as Comr. McMahon has been very involved in the project.

Atlantic One Project Issue - Diane Schrager, 1517 SE 7th Street, Pompano Beach, FL, stated that most of her concerns have been with the traffic and she has read the traffic study. She wondered about the apartments on Atlantic Boulevard under construction, if the City is aware that there are all these other units and this will create more traffic. Anyone with children will be more impacted. She said she has seen animals run over and she almost got hit. This is not right. In addition, when construction starts, the pilings can have a collateral damage to houses in the area from the pounding. Therefore, she suggested that something should be put in writing about this. She expressed concern as it relates to construction debris, and potential damage to residents' car tires, etc. In sum, there is nothing in the traffic study that equates to what is being said.

Appreciation of City Commission's hard work - David Hall, 290 SE 8th Court, Pompano Beach, FL, thank the Commission for their commitment to the City and working hard to reverse the neglect the City suffered through the 80's and 90's. He mentioned that he is honored to serve the Police and Firefighters' of Pompano Beach and to be involved with the great City. He indicated that the hard work today and the foundation started six to eight years ago needs to continue. The vision to develop and transform the City from west to east, north to south, is an exciting time in the City of Pompano Beach. In addition, Mr. Hall stated that those who participated in voting appreciate the Commission. In sum, there is still work to be done and all is not

perfect, as the homeless/vagrant issue still exists and the City must be vigilant and aggressive to change the situation at best. The development the City is going through is responsible and necessary to get rid of the blight and neglect forced upon the citizens by previous elected officials decades ago.

Mr. Hall stated that he appreciates the City becoming a first-class tourist destination as noted in numerous national publications, as well as the increase in property values in the ever-expanding tax base.

Senior Facility Funding - Delores Bullard, Cal's For Hair, 212 N. Flagler Avenue, Pompano Beach, FL, indicated that the senior facility was discussed earlier. However, she wanted to report that she found out this week that the City of Pompano Beach has never applied for funds for senior citizens' housing or anything. She indicated that there are funds available for senior citizens who cannot afford housing, yet the City has never applied for these funds.

Non-working lights issue - Ms. Bullard indicated that the lights are still out at the rear of her building. She complained that she has senior customers and there is no lighting in the parking lot.

Brian Donovan, Acting City Manager, indicated that he will get a report on this issue from Horacio Danovich.

Mayor Hardin requested that this action be followed through as the matter was brought up two to three weeks ago.

Next door Neighbor's Violations - Ms. Bullard complained about the store that is next door to her business, which she had reported to the Code Enforcement to come and investigate them, because they are selling the marijuana oils and the owner is skating up and down the sidewalks, where her senior customers are utilizing, and some are actually using walkers.

Historical Society Plans to relocate house - Ms. Bullard asked if the historical society is still planning to place the proposed house in the parking lot that her customers park, which she complained that it is a very limited parking lot. Ms. Bullard indicated that she is hoping that the house is not placed in the parking lot.

Mayor Hardin responded that he is unaware if that issue has been resolved.

Comr. Eaton indicated that Ms. Bullard could have reported the lighting issues to her so she could get it resolved.

Comr. Perkins asked where does the City go to apply for funding for the senior housing.

Ms. Bullard replied that it is through the state. She said some of the senior residents do not have a pension and cannot afford the new affordable housing on their current income. Therefore, she urged the Commission to check into the City acquiring funding from the state for senior affordable housing for the residents of Pompano Beach.

C. CONSENT AGENDA

Items 6 through 11 were Approved/Adopted without discussion.

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that items 6-11 be APPROVED/ADOPTED. The motion carried unanimously.

1. [19-481](#) Approval to award RFQ P-26-19, Construction Management at Risk (CMAR) for Various Park Improvement Projects to the highest ranked firms, Kaufman Lynn Construction, Shiff Construction, DiPompeo Construction Corp. and West Construction.
(Fiscal Impact: N/A)

(Staff Contact: Horacio Danovich)

Comr. McMahon pulled the item on behalf of Ed Phillips for Commission discussion.

Ed Phillips, 384 NW 19th Street, Pompano Beach, FL, thanked the commissioner for pulling the item for discussion. He referenced words such as smart growth, smart management and green space and wondered why the words have disappeared. He wanted to know how this will reflect on what is being discussed regarding this item, and wanted these things to be kept in mind as the bids are being submitted and the City starts ranking them. Therefore, as the rankings are being done and firms are selected for the G.O. Bonds programs, events and construction, they would like to see job opportunities made available for people who live in Pompano Beach, through in-reach and outreach programs, on the construction site to request people to sign up to work on the job sites.

Finally, Mr. Phillips indicated he does not have an issue with the ranked companies but the City must continue to communicate to them that they must pay close attention and be serious about hiring people from the neighborhood. Also, if they come into the community to make money they should have some financial and moral obligations to the community.

Vicente Thrower, 1890 NW 6th Avenue, Pompano Beach, FL, concurred with Mr. Phillips sentiments. He explained how the community supported the G.O. Bond initiative which was a civic thing that they decided to do. As the body educated the people they went out and voted. Therefore, he hopes all the company ranked on this item understands that they have a civic responsibility as a business community to support the neighborhood. In sum, he stated that it should not only just be providing jobs but to assist with the needs as it relate to programs for schools and various civic groups. Therefore, not just this item but the following two items, the Commission should consider a community benefit situation at some point to have this discussion, which should be legal and binding that can be seen what they will be doing for the community.

Mr. Thrower asked if the dollar amounts have been identified that will be paid to these firms.

Horacio Danovich, CIP & Innovation District Director, responded that he has a spreadsheet with the breakdown of what each firm will receive as a function of their work with the City. He explained how this operation will work and the procedure that it will follow. Besides, each Request For Quotation (RFQ) was

advertised, made public, staff presented the things they were looking for in each of the qualification packages, and there was a mandatory pre-bid meeting with each applicant. At each meeting it was clearly stated a minimum of 15% local participation on each project, which is mandatory. Plus, each one was required to work with Dahlia Baker and the Purchasing Department in hosting work outreach workshops to try and engage the locals, which was done on the most recent projects, such as the City's parking garage, the fishing pier, etc. So, for each of these, people from the local community were hired and retained for some of the projects. This was before and after the ordinance was enacted. Most of the projects with one minor exception, have exceeded 15% - 20%. In fact, MLK Blvd. was 44% local participation.

Mr. Thrower clarified that he was referring to the firms' scope of community involvement. He said there are some companies that are involved but there are some that need to start putting back into the neighborhoods.

Mike Olbel, 1961 NE 25th Avenue, Pompano Beach, FL, thanked the Commission for putting the G.O. Bond in action, which will create jobs, add some stability to the community, and it will continue to support families. He understands the previous speakers' references "to return on investment." However, the reality is that the City will have to continue to create economic opportunity, but most importantly to make sure that those who are able to create jobs, they should be held accountable and evaluate their level of involvement in the community, whatever that may be.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, agrees with the previous speakers who said that there is a need to bring more Pompano jobs when the taxpayers' monies are spent and that is important. However, he complained that staff who are putting these programs together are the same people who are trying to enforce these rules on contractors. He understands that approximately 70% of City staff lives outside of Pompano Beach. Therefore, he does not think they could ask someone who lives in another City to tell the contractors that the City wants more local participation, when the City does not have local participation. In the future, Mr. Terwilliger suggested the City try to get local participation for Pompano jobs for Pompano residents.

Comr. Perkins asked if it is legal to put community benefits into the development agreement.

Tracy Lyons, Acting City Attorney, responded that what actually goes out in the bid is a local preference, which was included in this particular bid.

Mr. Danovich, explained the Tier 1 and Tier 2 qualifications, which are on every RFQ that the City advertises. Tier 2 gives special preferences to those firms that are either local or have a certain amount of employees that are Pompano Beach residents. A local firm gets an additional 5 points and if they are not local but are from Broward County and they have a certain amount of Pompano Beach residents, as employees they qualify for 2.5 points. The City had enacted an ordinance for staff to enforce and look for more local participation, which has been effective.

Mayor Hardin reiterated Comr. Perkins' question, if the community benefits could be added as a list of requirements in a RFQ. He understands the local preference concept that is currently in place.

Ms. Lyons indicated that if the Commission so desires as part of the qualifications of their selection then it could

be done. Therefore, when the bid document is being drafted they would include that particular language. She will research and get back to the Commission on the exact definition of the language.

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
McMahon
Perkins
Moss
Hardin

2. [19-494](#) Approve ranking order for RFQ E-11-19, Construction Management at Risk (CMAR) Services for Public Services Complex, and authorize staff to negotiate a contract with the highest ranked firm: Kaufman Lynn Construction. (No cost at this time.)
(Fiscal Impact: N/A)

(Staff Contact: Horacio Danovich)

The item was pulled for Commission discussion as requested by Mr. Thrower.

Vicente Thrower, 1890 NW 6th Avenue, Pompano Beach, FL, thanked the Mayor for the clarification regarding community benefits, because he believes it is a discussion that the Commission should consider. He reiterated his statement that the City must look at the situation of not just providing jobs locally, but it would be for the greater good if they could identify what the benefits are for the community. Therefore, to have a community benefit program in place they will be able to identify those items.

Continuing, Mr. Thrower mentioned that the City needs to look at some of the dollar amounts being paid to these firms, and to look at how they are making investments back into the City. Investments should be encouraged.

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
McMahon
Perkins
Moss
Hardin

3. [19-505](#) Approve ranking order for RFQ T-14-19, Construction Management at Risk (CMAR) Services for Senior Activity Center, and authorize staff to negotiate a contract with the highest ranked firm: Verdex Construction LLC
(Fiscal Impact: N/A)

(**Staff Contact:** Horacio Danovich)

Comr. McMahon pulled the item for Commission discussion for a resident.

Ed Phillips, 384 NW 19th Street, Pompano Beach, FL, commended those people who have been attending the meetings to have input into items such as the G.O. Bond activities. He said although there is a local preference program in place to utilize 15% participation, he is not convinced that 15% is often times reached with some of these projects. He asked if the firm does not meet the 15% threshold can the City penalize in dollar increments.

Mayor Hardin indicated that the Purchasing Department is tracking this and they will not get their final check until those firms provide the numbers.

Mr. Danovich indicated that this is done every month and they must provide a monthly report of who they paid, if there is a subcontractor, where is the sub located, what type of work they have done, and what is that in relation to the contract.

Mr. Phillips requested if these reports referred to could be made available to the City Commission.

Otis Thomas, General Services Director, explained that staff tracks on every project, the firm's activities and if they do not meet the commitments of the 10% or 15% that is included in the bid document, the company is held accountable for meeting the percentage that they agreed to.

Mr. Phillips stated that there are missed opportunities because the City has not made these firms aware that they are being made accountable to honor the agreement for the 15% local participation.

Thomas Drum, 2700 NE 8th Street, Pompano Beach, FL, stated that there might be something that he is not privy to know. However, the restaurant that was built on the southeast corner of the bridge had a sign up for Verdex Construction, which went under and the new owners Martin Case took over. Th work stopped and he wondered why Verdex gets the number one vote for this job. He asked why the work stopped when they were the general contractor (GC) at the restaurants that are being built.

Mr. Danovich indicated that Verdex was only retained to do that work and were not retained to do anymore work. They finished their work and the owners went a different route and rebid their project.

Jocelyn Jackson, Pompano Beach, FL, asked if Verdex is the company that will be doing the senior activity center.

Mr. Danovich responded that is correct.

Ms. Jackson asked if there were any other RFP's put in place.

Mr. Danovich responded that there were eight companies that submitted proposals, and three were short listed to make a presentation. The review committee had a difficult time, however, after a long and tedious process, they ranked Verdex after presentations were completed. They were ranked number one prior and after the presentations were made. In addition, he explained that it was a public solicitation that the Purchasing Department put out on behalf of the G.O. Bond seeking a qualified firm to assist the City with construction management services for the senior activity center. Currently, they are not being contracted to do any work but are ranked to negotiate with the City, so once the contract is drawn up they will have to assist the City to prepare for a Guaranteed Maximum Price (GMP) contract, and if staff does not approve it they will not get a contract with the City.

Mayor Hardin added that the design firm is handled separately by Bermello Ajamil under a separate contract.

Ms. Jackson asked about the zoning of the property but was told that it has not yet been considered at this time. Currently, the item under discussion is the design phase of the building. Also, she asked about obtaining information on any and all of the local preference employees hired since construction started for the innovation district.

Mayor Hardin indicated that for any prior construction done regarding the local preference employees, the information can be requested from the Purchasing Department.

Delores Bullard, 212 North Flagler Avenue, Pompano Beach, FL, complained about the location selected for the senior center. One of the concerns expressed by the seniors that have been speaking with her is that the identified location, "ugly corner" is not too far from the strip club near Powerline Road and MLK Blvd.

An extensive discussion followed as to the proposed site of the senior activity center.

Vince Wooten, Compliance Manager, Office of Housing and Urban Improvement, indicated that he was involved in the process of deciding on the location of the site and explained in details some of the deciding factor involved with the selection of the site.

Cyndy Floyd, 1215 NW 27th Avenue, Pompano Beach, FL, indicated that she has a concern with where the senior activity center will be built. Therefore, she urged the Commission and staff to come up with a better location for the senior activity center.

Quinton Thompkins, 430 NW 19th Street, Pompano Beach, FL, requested that reconsideration be given to finding a different location for the senior activity center from the proposed site, as that location is not a safe place for the seniors.

Vice Mayor Moss asked if a tax credit project for affordable homes specifically for seniors will be built next to the senior activity center.

Mr. Danovich responded that he understands that is the plan to build accordingly.

Comr. Perkins stated that staff presented her with three locations for the senior activity center, and without her consent the item is now being presented. Nevertheless, she discussed in details the proposed plans for the area where the center will be built and concluded that the proposed site is not ideal due to the known crime activities that take place in the area. Therefore, she requested that staff try to find other possible locations and come back to the Commission with three locations where the senior activity center could be relocated.

Miriam Carrillo, Director, Office of Housing and Urban Improvement, indicated that she was involved in the selection of the site for the senior activity center. Currently, they are under contract and ready to close on the proposed site and that the contract cannot be broken on the specific site. She explained that one of the reasons the site was selected is that it would benefit residents from both Districts 4 and 5. In fact, the site is not behind the bushes, as was mentioned earlier. This is being built next to a tax credit project for senior housing and behind it there are plans to build Hunter Manor which will be single family units. The other location that was identified was too close to the Larkins Center and the development next to the Larkins Center.

Comr. Perkins asked if the legal department could do anything to perhaps stop or break the contract, because the idea is not to have a senior activity center for only African-Americans. Therefore, it should be accessible to everybody. The location was previously discussed with some of the seniors and they were in agreement with the site selected, but when they heard about the proposed development of apartments on both sides of the center they had a change of mind.

Mayor Hardin advised that once the options are determined and what is available with the assistance of the City Manager and the legal department then the process can continue in an expedient manner. Nevertheless, this item is immaterial from that process.

Vice Mayor Moss pointed out that there are quite a number of senior citizens in the Palm Aire area and this would be readily accessible to those residents. Also, he pointed out that the current state may not be an attractive site but when the new apartments are built and the new senior citizens center is built it will transform the area.

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
McMahon
Perkins
Moss
Hardin

4. [19-518](#) 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 PROFESSIONAL CONSULTING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND KEITH AND ASSOCIATES, INC. FOR THE YOUTH SPORTS COMPLEX DESIGN AND CONSTRUCTION PROJECT; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Horacio Danovich)

Comr. McMahon pulled the item for Commission discussion as requested by Ed Phillips.

Ed Phillips, Pompano Beach, FL, indicated that he would like to see the trend continue of in-reach for the G.O. Bond projects. He stated the City is rapidly growing and there will be a number of “run down areas” that will be developed. The police is responding fluently to areas known to be involved with illicit activities. Some of the areas will eventually be non-existent in the future due to the planned development. This project will be located at NE 10th Street and 5th Avenue, therefore, he wanted to request job opportunities when building out the area.

Tom Terwilliger, Pompano Beach, FL, indicated that the resolution involves Keith and Associates engineers and asked how many contracts or projects they currently have under bid or contracted with the City.

Horacio Danovich, CIP & Innovation District Director, stated that he is unable to provide an exact number at this time, however, they were ranked number one on a number of solicitations, streetscapes, and a few parks.

Vicente Thrower, Pompano Beach, FL, thanked Dodie Keith of Keith and Associates that is a great company and they do a lot of work in the community and a member of the local people.

Comr. Perkins asked if the soccer field will be used for any other sports besides soccer.

Mr. Danovich responded that they are designed for multi-purpose facility. Therefore, it would not just be soccer, but it could be for lacrosse, or football.

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
Perkins
Moss
Hardin

Enactment No: RES. No. 2019-204

5. [19-491](#) Approval of the FY 2019-2020 Annual Action Plan in the amount of \$1,007,279 of CDBG Funds and \$402,495 of Home Funds a total of \$1,409,774.
(Fiscal Impact: 2020 CDBG \$1,007,279 & 2020 HOME \$402,495)

(**Staff Contact:** Miriam Carrillo)

Comr. Eaton pulled the item for Commission discussion upon the request of Tom Terwilliger.

Tom Terwilliger, Pompano Beach, FL, asked if the recipients of the \$1.4 million has been selected. If so, how and when were they selected, and if not, can the residents be informed of how they can get their part of the \$1.4 million of funding.

Miriam Carrillo, Office of Housing and Urban Improvement Director, explained the process stating it started in January and there were seven meetings from that time to now. There were three public hearings, there was a workshop, and they had applied through Request for Proposal (RFP) and submitted an application. They were scored and ranked and the Community Development Advisory Committee actually selected the top priority and based on that staff selected the numbers. There are no additional funds for new applicants at this time.

Vicente Thrower, Pompano Beach, FL, asked if the Crockett Foundation will be receiving any of the funding from this sum.

Ms. Carrillo responded that they did receive \$15,000.

Jocelyn Jackson stated that this is second time coming to speak and Vice Mayor Moss left his seat, which she believes is disrespectful. She asked if the senior programs qualified for funding, which Ms. Carrillo responded yes they did. Also, Ms. Jackson asked about the new vans for the seniors, which Mayor Hardin confirmed the new vans have been provided.

Comr. Eaton recognized the President of the Cresthaven Civic Association, Christine Muldaros and the Vice President Carlton Smith who worked with Habitat for Humanity and they were awarded a “Rock the Block” to include fifteen to twenty homes. The drive will help with volunteers mulching, painting, etc. to improve the appearance of the community.

Comr. Perkins reminded everybody that she will be hosting an empowerment meeting on September 9, 2019, at the E. Pat Larkins Center. They will have Miriam Carrillo of the Office of Housing and Improvement coming to the community to discuss some of the projects that are in the department. She will educate and inform the community on what is happening and when are deadlines so they can apply for some of the repairs for the various homes.

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
McMahon
Perkins
Hardin

Absent: Moss

6. [19-523](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SELF-INSURANCE ADDENDUM TO THE OPEN-END MASTER EQUITY LEASE AGREEMENT BETWEEN ENTERPRISE FM TRUST AND THE CITY OF POMPANO BEACH FOR THE LEASE OF 13 VEHICLES TO BE USED TO REPLACE EXISTING CITY FLEET VEHICLES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Andrew Jean-Pierre)

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. 2019-205

7. [19-520](#) 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 THE MCDUGLE FAMILY FOUNDATION, INC. TO UTILIZE NORTH POMPANO PARK AND COMMUNITY PARK FOR AN ATHLETIC COLLEGE PREPARATORY PROGRAM; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark 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. 2019-206

8. [19-508](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA APPOINTING CARMEN JONES TO THE LOCAL COMPLETE COUNT COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF MAYOR REX HARDIN, FOR A TERM TO COINCIDE WITH THE TERM OF OFFICE OF THE MAYOR UNTIL SUCH COMMITTEE SHALL SUNSET ON DECEMBER 31, 2020; PROVIDING FOR AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

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. 2019-207

9. [19-509](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA APPOINTING HILLARY DOUGHERTY TO THE LOCAL COMPLETE COUNT COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER TOM MCMAHON, FOR A TERM TO COINCIDE WITH THE TERM OF OFFICE OF THE COMMISSIONER UNTIL SUCH COMMITTEE SHALL SUNSET ON DECEMBER 31, 2020; PROVIDING FOR AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

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. 2019-208

10. [19-510](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA APPOINTING CARLTON SMITH TO THE LOCAL COMPLETE COUNT COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER RHONDA EATON, FOR A TERM TO COINCIDE WITH THE TERM OF OFFICE OF THE COMMISSIONER UNTIL SUCH COMMITTEE SHALL SUNSET ON DECEMBER 31, 2020; PROVIDING FOR AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

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

Enactment No: RES. No. 2019-209

11. [19-511](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA APPOINTING NANCY GRANT TO THE LOCAL COMPLETE COUNT COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF VICE MAYOR BARRY MOSS, FOR A TERM TO COINCIDE WITH THE TERM OF OFFICE OF THE VICE MAYOR UNTIL SUCH COMMITTEE SHALL SUNSET ON DECEMBER 31, 2020; PROVIDING FOR AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

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. 2019-210

D. REGULAR AGENDA

12. [19-469](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, DESIGNATING THE NAME OF THE CITY'S NEWLY CONSTRUCTED PIER AS THE FISHER FAMILY PIER; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

POSTPONED FROM MAY 28, 2019

(Staff Contact: Sandra King/Suzette Sibble)

Sandra King, Communications and Marketing Director, presented the item and stated that the item was brought before the Commission as a consideration item and moved to a resolution to name the fishing pier the Fisher Family Pier. The Commission's questions regarding the naming rights and corporate sponsorships as it relates to the pier have been addressed in a memo provided in the backup for the item. She pointed out that the item is not brought before the Commission by staff or the City but by a recommendation from the Economic Development Council that was unanimously passed. The Board is made up of residents and businesses within the City.

Continuing, Ms. King stated that the Fisher name is not just a family name that have lived in the City for a long time but most people are familiar with Lamar Fisher who has served for seventeen years as Mayor and City

Commissioner and currently as a County Commissioner. She then provided a quick history as it relates to Lamar Fisher. Therefore, naming the pier the Fisher Family Pier would honor the generations of family contributions to the City and legacy as leaders in Pompano Beach for over 100 years.

Mayor Hardin indicated that this is quite an honor and the family has done quite a bit for the City throughout the years.

Tundra King, 124 NW 15th Street, Pompano Beach, FL, indicated that although she is highly impressed with the resume of Mr. Fisher and his family, but her family too migrated to the City in the 1950's and contributed significantly to the community. She then provided a brief history of her father's accomplishments and contributions to the community.

Ms. King concluded that naming the pier after one particular person concerns her as there are many people that have been icons in the community that have worked diligently to make the community what it is today. Therefore, she hopes consideration may be given to not just her family but other people who have made Pompano Beach a viable and financially stable community.

Jocelyn Jackson, Pompano Beach, FL, stated that the pier is beautiful and the best thing going for the City of Pompano Beach. She indicated that there are a lot of pioneers that have paved the way for others and with no disrespect to the Fisher family, but it would have been nice to name the pier Fishers and Friends.

Vicente Thrower, 1890 NW 6th Avenue, Pompano Beach, FL, stated that former Mayor Lamar Fisher has served for many years. He has been known to be a person who cared a lot for the City and supported the vision of E. Pat Larkins, which speaks a lot for him. Moving forward, he believes this is a great opportunity and great naming of the Fisher legacy. He said his original thought was for the City to name the Atlantic corridor after the Fisher family. However, listening to the neighborhood speakers at some point there could be a discussion of the legacy of others. In sum, he supports naming the pier after the Fisher family and should move forward with it.

Thomas Drum, 2700 NE 8th Street, Pompano Beach, FL, stated he does not have a problem with what the pier is being named, however, he does not like the idea that the City will do a sponsorship on the pier.

Mayor Hardin explained that the sponsorship is a different topic than what is being discussed on this item.

Mike Skversky, 1630 SW 5th Avenue, Pompano Beach, FL, asked if a sign stating City of Pompano Beach welcomes you or will they add Pompano Beach somewhere at the pier.

Sandra King responded that yes it will have the City of Pompano Beach displayed and its logo posted at the pier.

David Hall, 290 SE 8th Court, Pompano Beach, FL, stated there are many families who are deserving of this recognition, and he is sure the Fisher family would agree that they are. However, there are none more deserving than the Fisher family. He is looking forward to being a part of the Pompano Beach pier. It will be a great place to go with family and spend dollars at all the new development around the area. Congratulations to the

Fisher family.

Quinton Tompkins, 436 NW 19th Street, Pompano Beach, FL, stated that there are many families that deserve this honor but he thinks there is nobody greater deserving than Esther Rolle. He suggested putting everyone's name who served in the Community even those who have gone on. He applauds the Fisher family but he thinks others should be recognized as well.

Cyndy Floyd, 1215 NW 27th Avenue, Pompano Beach, FL, respects Lamar Fisher to the utmost. She understands that the City needs to recognize some of the other pioneers in Pompano Beach, but she expressed congratulations to a well deserving Mr. Fisher.

M. Ross Shulmister, 590 SE 12th Street, Pompano Beach, FL, pointed out that there is an Esther Rolle Boulevard, an E. Pat Larkins Center, a Charlotte Burrie Center to come, a Herb Skolnick Center and a George Brummer Park. He pointed out that there are names for a number of things in the City that are named after people. Furthermore, if someone needed to have a street or facility named after somebody, there is an ordinance that provides how to accomplish this. In addition, Mr. Fisher and his family have served Pompano Beach well and this is just a token of recognition that the City can give to them.

Mayor Hardin recognized and thanked former Mayor Lamar Fisher now County Commissioner Fisher for attending the meeting. He also recognized Benny Fisher who is Lamar Fisher's father that is in the audience as well. In addition, he commended Mr. Usman of the Economic Development Council (EDC) for coming forward with the recommendation, and they just beat him to it. The good that the Fisher family has done for the City over the years is immeasurable. However, this will in no way take away from what anyone else has done for the community. There are numerous people that have contributed to the health and vibrancy of the community, but the Fisher family has certainly stood out for their efforts. Therefore, he fully supports this resolution.

Finally, Mayor Hardin thanked Commissioner Fisher and especially his family for the dedication they have added to the Community here in the City and the County for many years.

Comr. McGee indicated she wanted to follow up with the comment made by Mr. Skversky regarding the signage. She has received a few emails that people are excited about the Pompano Beach pier, and they wanted to ensure that it will still be the Pompano Beach pier with all the naming put together. In addition, Comr. McGee indicated this is the second time she has heard the lineage of the Fisher family, which is "so cool" and suggested possibly hyphenating the Lyons part of the family to include them in the naming of the pier.

A discussion followed regarding the pros and cons of including the Lyons part of the family with the Fisher family. Staff was directed to get a plaque done, depicting the historical lineage of the Fisher and Lyons family.

Vice Mayor Moss reminded everyone that there is a Lyons Road which runs from Fort Lauderdale to the immediate west of Powerline Road in Pompano Beach.

Comr. McMahon stated that the Fisher family is the reason why he chose to run for office. They are an incredible and inspirational family. Therefore, he is honored to be voting to name the fishing pier the Fisher

Family Pier.

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

Yes: Eaton
McGee
McMahon
Perkins
Moss
Hardin

Enactment No: RES. No. 2019-211

QUASI-JUDICIAL PROCEEDING

Tracy Lyons, Acting City Attorney, advised that items 13, 16, and 17, 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, Mrs. Lyons 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.

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

13. [18-390](#) **P.H. 2019-77: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LOCATED ON NW 15TH STREET WEST OF NW 15TH AVENUE AND COMMONLY KNOWN AS 1641 NW 15TH STREET FROM RM-12 (MULTIPLE-FAMILY RESIDENCE) TO CF (COMMUNITY FACILITY); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JUNE 11, 2019

(Staff Contact: Maggie Barszewski/David Recor)

Daniel Keester-O'Mills, Principal Planner, Development Services Department, presented the item and stated that the request is to rezone property from RM-12 (Multiple-Family Residence) to CF (Community Facility). The subject property is located at 1641 NW 15th Street, which is approximately 4.7 acres in size. The property currently houses a place of worship, administrative offices and ancillary classrooms. In 2006, the

property obtained special exception approval for a place of worship and a Certificate of Occupancy was issued for the building for 2014. The rezoning request was recommended for approval by the Planning and Zoning Board at their April 2019 meeting with a vote of 6-1. At the June 11, 2019, City Commission meeting the request was recommended for approval with a vote of 4-2. No changes were made since the last hearing.

Comr. Perkins stated that she voted no at the first reading because she had walked the area where the Islamic Center is located and the response she received from the community surrounding the Center was no. Therefore, she will vote according to those residents' request, who would be directly affected by the rezoning. The one concern she has is the traffic and suggested that they ensure that on Fridays traffic control is exercised and especially when the Markham Elementary School is in session.

Continuing, Comr. Perkins thanked the Islamic Center for their invitation to tour their facility and who were very hospitable. However, she suggested that they reach out to those residents in the area that are not in agreement with what they are trying to do at their site.

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

Yes: Eaton
McMahon
Moss
Hardin

No: McGee
Perkins

Enactment No: ORD. No. 2019-72

14. [19-392](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE HUOK PLAT LOCATED ON THE NORTHEAST CORNER OF POWERLINE ROAD AND NW 9TH STREET; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

POSTPONED FROM MAY 28, 2019

POSTPONED FROM MAY 14, 2019

(Staff Contact: Daniel Keester-O'Mills/David Recor)

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Quasi-Judicial/ Resolution be POSTPONED until July 23, 2019, City Commission meeting. The motion carried

unanimously.

15. [19-389](#) **P.H. 2019-72: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING THAT CERTAIN TWENTY-EIGHT FOOT ROAD RESERVATION EASEMENT LOCATED PARALLEL TO POWERLINE ROAD AND NORTH OF NW 9TH STREET, PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

POSTPONED FROM MAY 28, 2019

POSTPONED FROM MAY 14, 2019

(Staff Contact: Daniel Keester-O'Mills/David Recor)

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Quasi-Judicial/ Ordinance be POSTPONED until July 23, 2019 City Commission meeting. The motion carried unanimously.

16. [19-503](#) **P.H. 2019-86: (PUBLIC HEARING)**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA ALLOCATING A MAXIMUM OF FIFTEEN (15) FLEX UNITS FOR A PROPOSED RESIDENTIAL DEVELOPMENT LOCATED ON NE 33 STREET, EAST OF NORTH DIXIE HWY.; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Daniel Keester O'Mills/David Recor)

Daniel Keester-O'Mills, Principal Planner, Development Services Department, presented the item and stated that the applicant is requesting fifteen (15) flex units to be allocated in order to bring the property into the existing legal non-performing development into compliance with the zoning regulations. There is a companion item on the agenda for a rezoning of the same property. He then provided a brief historical background on the property. In addition, the property is located at 801 NE 33rd Street. The approximate 7 acres site is owned by the Archdiocese of Miami, and the 153 unit very low senior housing complex was built in 1970, when the property was under the jurisdiction of Broward County. The Planning and Zoning Board recommended unanimously that the application be approved with five (5) conditions and those that could be addressed prior to the Commission meeting, have already been addressed.

Suzanne Dockerty, Esq., 110 Merrick Way, Coral Gables, FL, stated that this is an existing development since 1970 and they are trying to bring it into legal conformance with the City's current code.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, stated that he supports St. Elizabeth who have been very good neighbors to the community. He urged the Commission to do what is possible to assist this good group.

Comr. Eaton stated that they have been doing renovations in District 2 and the property is well kept. They also serve a good purpose and fully supports the project.

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

Yes: Eaton
McGee
McMahon
Perkins
Moss
Hardin

Enactment No: RES. No. 2019-212

17. 19-500 P.H. 2019-87: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LOCATED AT 801 N.E. 33rd STREET, ST. ELIZABETH GARDENS, FROM RM-12 (MULTIPLE-FAMILY RESIDENCE) TO RPUD (RESIDENTIAL PLANNED UNIT DEVELOPMENT); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(**Staff Contact:** Daniel Keester O'Mills/David Recor)

Daniel Keester-O'Mills, Principal Planner, Development Services Department, presented the item and stated that the applicant is requesting to rezone property from RM-12 (Multiple-Family Residence) to RPUD (Residential Planned Unit Development) master plan in order to bring the existing legal non-conforming development into compliance with the new zoning regulations. The existing development was not in compliance with the RM-12 zoning district standards as it relates to height, density, unit size, and parking. The review criteria for the rezoning requires that competence substantial evidence be provided, and there is consistency with the land use category and the goals, policies, and objectives of the comprehensive plan. The staff report included in the backup, lists policies that encourage development to increase housing opportunities and maximize public facilities, as well as eliminate or reduce non-performing uses inconsistent with the land use. Finally, the Planning and Zoning Board recommended approval unanimously at its May 2019 meeting.

Delores Bullard, 212 North Flagler Avenue, Pompano Beach, FL, stated that a number of senior citizens applied for the apartments at this property. They have been very accommodating and sent her applications, which she completed for a number of seniors, who are currently living there. They are cooperative with the public and a few seniors are able to afford to live at this location. Therefore, she urged the Commission to approve the project.

Suzanne Dockerty, Esq., 110 Merrick Way, Coral Gables, FL, added that the City's Planning Department has been terrific to work with and she appreciates all their efforts on the applicant's behalf.

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

Yes: Eaton
McGee
McMahon
Perkins
Moss
Hardin

END OF QUASI-JUDICIAL PROCEEDING

18. **19-519** 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 BEACHFEST ENTERTAINMENT LLC, FOR ORGANIZING AND HOSTING A TWO-DAY MUSICAL FESTIVAL ON THE CITY'S MAIN PUBLIC BEACH; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: In-Kind Services from Public Works and Parks and Recreation not to exceed \$75,000.)

(Staff Contact: Mark Beaudreau/Scott Moore)

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, that the Regular Agenda/ Resolution be POSTPONED until July 9, 2019 City Commission meeting. The motion carried unanimously.

19. [19-524](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING THE CAPITAL IMPROVEMENT PLAN FOR THE CITY OF POMPANO BEACH FOR FISCAL YEARS 2019 THROUGH 2023 TO INCLUDE A PROJECT TO CONSTRUCT A NEW MUNICIPAL COMPLEX; ESTABLISHING THE APPROPRIATE BUDGET FOR FY 2019; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$9,600,000)

(Staff Contact: Suzette Sibble)

Suzette Sibble, Assistant City Manager, presented the item and stated that this is to request an amendment to the City's five-year Capital Improvement Plan to appropriate funding for a new project namely the construction

of a new municipal complex. She mentioned that included in the backup material there is a memorandum that provides for the evolution of where the concept came from for a new municipal complex.

Ms. Sible assured the Commission that there will be plenty of opportunities over the next year, as the solicitation process unfolds. This will include receiving input from the public for a number of agenda items that will come before the City Commission and the Community Redevelopment Agency (CRA) Board, to contemplate what will end up in the Innovation District, that is, whether it will be a recommended public sector investment, such as a municipal complex, or the drainage system, or any private sector development that ends up in the district.

Continuing, Ms. Sible explained the reason for the timing of bringing this item before the City Commission. There has been some legislative changes that require the City to encumber surplus building permit fees, currently in its coffers, to an authorized purpose. Over the last two years, the City's building fund has accumulated surplus funding. Therefore, this is requesting the Commission to approve committing a portion of these reserve funds to the construction of the Complex. The funds can only be utilized for the square footage pro rata share of the square footage for the new proposed Complex. Any accompanying infrastructure whether its site work preparation, or an accompanying parking garage to house the fleet of the Building Department. The effective date to commit the funds is July 1, 2019.

Ms. Sible stated that any discussion governing the Innovation District, is important to the northwest community and the City as a whole. She said there will be many opportunities for residents' input and discussion going forward on the specifics of any investment within the Innovation district.

Michael Skversky, Pompano Beach, FL, asked if the New City Hall will be built in the northwest area.

Ms. Sible responded that is correct. She indicated that the overall preliminary estimate of approximately \$96 million will be for the entire Complex to include drainage and an accompanying 600 space parking garage. Ms. Sible explained that the objective with the Innovation District is to re-purpose the current facility, so in no way would the taxpayers lose out. Furthermore, there is value to the current facility.

An extensive discussion followed regarding the best concept to build in the Innovation District.

Vicente Thrower, Pompano Beach, FL, stated he likes Pembroke Pines City Hall. They incorporated the arts into their project and everything is in one central location. He asked if the City needs to wait for a master developer if the Commission decides to move forward with the building of the new Complex.

Mayor Hardin mentioned that the Commission could direct whatever they need to direct, but it is hoped that this would be part and parcel with a larger development in the Innovation District. However, if the decision today, is to build a New City Hall, then it could be done. So, it is possible, not probable.

M. Ross Shulmister, Pompano Beach, FL, asked where the geographical center of the City is located. He recalled where the old City Hall was prior to where the current building is, and it was a long way for the people on the beach to travel to get to their City Hall, which was located at Atlantic Boulevard and NW 27th Avenue. Therefore, he wondered if the proposed site wouldn't be too far for those people living on the beach. He

believes the current City Hall is in a centralized location.

Ms. Sibble indicated that there was discussion regarding an urban municipal complex. So, the idea is to activate the space where there are uses that people would want to visit. Also, there has been discussion of a large public event plaza to hold fitness classes, mommy me classes, concerts, lighting the Christmas Tree and retail being discussed.

Mr. Shulmister said whatever is being planned he would support it because the City is growing and it is getting bigger and better and more affluent and there is the need to look ahead for our government.

Tom Terwilliger, Pompano Beach, FL, stated that staff is pushing to do a transfer of funds of \$9.6 million from the Building Department into a fund for this new project. Those funds from the Building Department have for many years been regulated primarily by the State. In sum, Mr. Terwilliger does not support taking these funds from the Building Department.

Thomas Drum, Pompano Beach, FL, thinks the City is living beyond its means and explained his reasons. He agrees with Mr. Terwilliger that this is not good fiscal management of the City's funds, and if there is an economic downturn, it will negatively impact the City.

Molly Moor, [REDACTED], asked how much is in the Building Reserve.

Ms. Sibble responded that approximately \$15 million. She confirmed that there is a deadline of July 1, 2019, to commit the funds to an authorized purpose, which must be utilized to support the building permit function, specifically.

An extensive discussion followed regarding the consequences of utilization of these funds prior to the deadline of July 1, 2019.

Jocelyn Jackson, Pompano Beach, FL, suggested that the monies could be used for the homelessness in the City. However, she was informed that the funds cannot be used for this and must be used for a specific authorized project.

Willie Miller, 3051 North Course Palm Aire, Pompano Beach, FL, stated he is confused, because of the different scenarios he has been hearing from the different speakers. Therefore, he believes the City will continue to generate monies with the continued growth that will impact the Building Department and other sections of the City. So, if necessary City Hall could be moved to serve the entire population of Pompano Beach.

Doug Borden, 525 N. Ocean Boulevard, Pompano Beach, FL, indicated that he recently moved from Hudson County, New Jersey, and he wanted to get away from the continuous increase in taxes there. His family liked the hometown feel of Pompano Beach, and moved here. However, he is seeing the extravagant and huge costs being recommended for projects that may be good or not. Now, he hears about a House Bill 440 that would need a decision prior to July 1, 2019, and asked what is the spirit of the bill not to allow the money to move after July 1st .

Ms. Lyons stated the intent is unknown, however, the language that was passed will become effective July 1st and it is solely to appropriate the money, and to have it designated for a specific purpose. She reiterated that the funds can only be used for the building department functions from the revenue generated from the building permits.

Delores Bullard, Pompano Beach, FL, stated that she does not think a New City Hall is needed. She suggested that perhaps they build a single building for the Building Department.

Mr. Drum agrees with Ms. Bullard's suggestion for a separate building for the Building Department. He cited the City of Fort Lauderdale that built a single building where all their building permits are processed. Therefore, he suggested that the City of Pompano Beach build a single supplemental building instead of building a whole new city hall.

Mayor Hardin mentioned that the funds need to be appropriated out of that particular fund in order to build that single facility for the building department.

Rose Puerto, 525 N. Ocean Boulevard, Pompano Beach, FL, noted that since there is a July 1st deadline, why has it come down to the wire to make a decision regarding the funding. She asked, "When did the City know that the funds had to be appropriated?" It appears that staff is rushing to appropriate funds at this time to use it for a new City Hall building and they have only one week to decide on this.

Ms. Sibble explained that prior discussions have been going on to decide on the best course of action.

Mrs. Lyons stated that the bill will become effective July 1, 2019. Also, she is unaware there will be another opportunity for this in the future.

Comr. Eaton mentioned that the report in the backup is very well presented and explains thoroughly the concept of attracting development for the Innovation District by partnering with private developments and as an anchor to attract those developers to the Innovation District. This is the objective of moving the City of Pompano Beach forward. In the backup it states that over 4,000 new jobs are estimated at buildout, over \$90 million estimated in retail spending, over \$468 million in economic activity generated from the project, and over \$852 million estimated spin off of economic impact. On July 1st if the monies are not encumbered for a possible chance to move City Hall and create a campus that will support industries such as restaurants, drug stores, and delicatessen. Therefore, the City has the chance to use the money, if the Commission fail to pass this prior to July 1, 2019. Therefore, she will support the item.

Vice Mayor Moss indicated that this is one more example of the legislature in Tallahassee "sticking their nose in business that does not belong to them, and encumbering money that does not belong to them." This is another example of them chipping away consistently at the rights of Cities/Municipalities to govern themselves.

Comr. Perkins asked if the City owns the land where the current City Hall is located.

Ms. Sibble replied yes.

Comr. Perkins stated that the current City Hall is great and looks nice. She finds it very unusual for staff wanting to move this location into the Innovation District and no one knows where it will be located over there, and no one knows what will happen to the existing City Hall building. She said staff always have a plan and this is a bit unusual that staff have no further information. Finally, Comr. Perkins mentioned that although she heard about this about a year ago, she had not heard anything again, and now it is being rushed through to get passed by the Commission.

Vice Mayor Moss asked if the State legislature had not passed this bill, would the City be doing this now.

Ms. Sibble replied no, they would have waited for the solicitation process to unfold.

Vice Mayor Moss asked if the Commission voted yes for this item tonight, would it mean absolutely, positively the \$9.6 million can only be spent for a New City Hall in the Innovation District.

Ms. Sibble replied no.

Vice Mayor Moss indicated that this or the next Commission could decide to build an amusement park with the \$9.6 million.

Ms. Sibble replied no that could not be done.

Vice Mayor Moss explained that what is being asked of the City Commission to vote on, is to allow for the \$9.6 to be encumbered, and to put a paper clip on it to save the money in case the City want to move forward at any point in time with building a New City Hall.

Ms. Sibble replied that would be correct.

Mayor Hardin indicated that staff is tasked to come up with ideas for the betterment of the City. Not all ideas by staff are agreed upon, but they are thinking all the time. Staff at times do not have all the details of their ideas. They must come to the Commission to find out if their ideas actually mesh with the vision of the Commission of what they want for the City. In sum, this is a step in a long process. There is a solicitation on the street for the Innovation District that took years to get to this stage to actually put something out to ask if people have an idea of what they would like to see done in the Innovation District. Until more input is received they will not know where potentially a building department building or a new City Hall or anything else that could go in the Innovation District.

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 roll call vote:

Yes: Eaton
McGee
McMahon
Moss
Hardin

No: Perkins

Enactment No: RES. No. 2019-213

20. [19-475](#) **P.H. 2019-81: (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 AN AGREEMENT FOR PROFESSIONAL/CONSULTING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND BERMELO, AJAMIL & PARTNERS, INC. FOR THE SENIOR ACTIVITY CENTER; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$599,038.00)

FIRST READING: JUNE 11, 2019

(Staff Contact: Horacio Danovich)

Horacio Danovich, CIP and Innovation District Director, presented the item and stated that this is a second reading of an ordinance that would award a design contract to Bermello, Ajamil & Partners, Inc., to assist the City in the design of the senior activity center. There are no changes since the last reading of the ordinance.

Jocelyn Jackson, Pompano Beach, FL, asked if this is the company that was approved to do the design for the senior building.

Mr. Danovich responded that this is being approved, which is the second reading of an ordinance that will approve a contract for Bermello Ajamil to assist with the design of the building. A public presentation was done already and another public presentation will take place on July 30, 2019, at 6:00 p.m. at the E. Par Larkins Center. In addition, the budget to construct the building is approximately \$4.5 million for a 6,000-8,000 square foot facility.

Ms. Jackson complained that it is not enough money to build a building for the seniors, and provided her reasons why more money should be appropriated towards this building.

Delores Bullard, Pompano Beach, FL, asked if any decision was made on the location of the building.

Mayor Hardin responded that currently a location was identified, but it has not yet been purchased. There will be discussion on that outside this meeting. In fact, Comr. Perkins will be discussing this with the City Attorneys. However, this is immaterial with what this item must address, which is the designing of the building.

Comr. Perkins asked if item 3 was to negotiate a contract.

Mr. Danovich responded that the first item discussed was to approve the ranking of the companies that submitted a proposal to be considered for construction services. So this item is for a design services contract.

Comr. Perkins complained that the last time the seniors participated in the plans they were not allowed to speak to say what they wanted. There was a chart and the seniors were given red dots to place on the chart, rather than having them say what they wanted. She found this to be very disrespectful, as the seniors were not given the opportunity to speak.

Mr. Danovich explained that most of the areas they go to present projects, using the red dot approach to indicate what the people would prefer to have done has been a standard practice all around. He felt the seniors were very engaged and provided positive feedback.

Vice Mayor Moss indicated that he attended the meeting and he respectfully disagreed with Comr. Perkins' statement that the people were not engaged. He felt they were engaged and there was a lot of talk going on about what they wanted and what they did not want. The tone of the meeting was upbeat and positive and most people were very happy about it.

Comr. McMahon indicated that he tries to attend all the G. O. Bond meetings that Mr. Danovich and his team conducts. He thinks utilizing the dots idea is great and should be used in every meeting. In fact, it was used on several projects such as the bridge, the McNab Road, the Highlands, and so forth. It is a great way to get input. The engineers and staff were taking the input and it is a great way to get input from the public. In sum, this is a very effective way to get input, to respond to requests, and modify plans according to the participation from the residents.

Comr. Perkins asked Mr. Danovich to ensure the red dots are not used with the seniors again.

Mayor Hardin indicated that he also attended the meeting and he knows that there were items added to the list based upon input from the residents. He thought everyone was having a good time with the red dots, but that is just his personal impression.

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
McMahon
Perkins
Moss
Hardin

Enactment No: ORD. No. 2019-73

21. 19-501 P.H. 2019-84: (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 CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND SYNALOVSKI ROMANIK SAYE, LLC FOR DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE FIRE/EMERGENCY OPERATIONS CENTER PROJECT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$1,320,300.40)

(Staff Contact: Horacio Danovich)

Horacio Danovich, CIP and Innovation District Director, presented the item and stated that the item is seeking the Commission's approval for design services to Synalovski Romanik Saye who was the number one ranked firm that went through a difficult process. First it was reviewed number one and then they had to make presentations, which showed the credentials of this particular firm that has done numerous facilities like this. This company is currently providing identical services to the City for the Charlotte Burrie Center, which project is going great. The current contract calls for a \$1.3 million in professional services, which is under the budget set for this project for this particular services. The intent is to do a lot of improvements and at this time this particular facility is intended to be in the Public Safety campus. They are talking about building a new emergency operations center, coupled with a garage that will support the facility. Therefore, he urged the Commission to approve the item.

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
McMahon
Perkins
Moss
Hardin

22. 19-480 P.H. 2019-85: (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 BY AMENDING SECTION 155.2413, "ZONING COMPLIANCE PERMIT," TO MODIFY SIGN REGULATION STANDARDS; AND AMENDING CHAPTER 156, "SIGN CODE," BY AMENDING SECTION 156.13, "SIGN CODE COMPLIANCE PERMIT SUBMITTAL AND APPROVAL AND REQUIREMENTS," TO MODIFY SIGNAGE RELATED PROVISIONS; AND BY AMENDING SECTION 156.14, "SIGNS AND ACTIVITIES NOT REQUIRING SIGN CODE COMPLIANCE PERMIT," TO CLARIFY PERMIT PROCESSING REQUIREMENTS; 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 it is largely a lot of housekeeping items that will allow staff to process the sign code compliance permits in a more efficient and streamlined manner. The sign code requirements are primarily located in Chapter 156 of the City's Code of Ordinances, however, there are a few structure and design requirements still within Chapter 155, which is the new Zoning Code. Since the signage related requirements are found in both chapters, the code specifies that a zoning application must be accepted, as well as a sign code compliance application. The text amendment seeks to clarify that any signage standards included in the zoning code will be reviewed as part of the sign code compliance permit.

Continuing, Ms. Gomez stated the change will reduce the duplicate of efforts on behalf of staff and the applicant and would make the process more streamlined. The text amendments also clarify that non-conforming signs that must be brought into compliance must also file a sign code compliance permit, and it will clarify an element of the code that others find confusing. The Planning and Zoning Board unanimously recommended in favor of the text amendments.

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
McMahon
Perkins
Moss
Hardin

23. 19-487 P.H. 2019-89: (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 155.4201., "GENERAL," TO CLARIFY LIMITATIONS OF PRINCIPAL USES INVOLVING SEXUALLY ORIENTED BUSINESSES; BY AMENDING SECTION 155.4224., "COMMERCIAL: SEXUALLY ORIENTED BUSINESSES," TO INCLUDE CUSTOMARY ACCESSORY USES; BY AMENDING SECTION 155.4302., "GENERAL," TO CLARIFY GENERAL STANDARDS FOR ACCESSORY USES IN CONNECTION WITH SEXUALLY ORIENTED BUSINESSES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Daniel Keester-O'Mills/David Recor)

Daniel Keester-O'Mills, Principal Planner, Development Services Department, presented the item and stated that the text amendment proposes to clarify the principal and customary uses in Article IV, of the Use Standards related to sexually oriented businesses. The text amendment seeks to prohibit sexually oriented businesses from proposing expansions or additions to the business from other uses that may be permitted within the same zoning district. The definition of a sexually oriented business is not proposed to be amended. The text amendment identifies certain accessory uses that may be permitted if the principal use is a sexual oriented business. At the April 2019, Planning and Zoning Board meeting the Board unanimously recommended approval with the proposed text amendment and declared zoning in progress.

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. [19-512](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING MATTHEW CHESHIRE TO THE EMERGENCY MEDICAL SERVICES ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 25, 2022; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Matthew H. Cheshire, **Incumbent** - District 3
Michael Miller, **Incumbent** - District 1
Emma Ellington, District 4/Alternate #2
Velma Flowers - District 4
Veronica Thomas - District 4
Phyllis Smith - District 5

(Staff Contact: Asceleta Hammond)

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, to insert the name MATTHEW CHESHIRE and that the Regular Agenda/ Resolution be ADOPTED. The motion carried, by a unanimous voice vote.

Enactment No: RES. No. 2019-214

25. [19-513](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **MICHAEL MILLER** TO THE EMERGENCY MEDICAL SERVICES ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 25, 2022; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 19-512 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, to insert the name MICHAEL MILLER and that the Regular Agenda/ Resolution be ADOPTED. The motion carried unanimously.

Enactment No: RES. No. 2019-215

26. [19-516](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **EMMA ELLINGTON** TO THE EMERGENCY MEDICAL SERVICES ADVISORY BOARD OF THE CITY OF POMPANO BEACH AS ALTERNATE #1, FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON JULY 1, 2021; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 19-512 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

A motion was made by Commissioner Perkins, seconded by Vice Mayor Moss, to insert the name EMMA ELLINGTON and that the Regular Agenda/ Resolution be ADOPTED. The motion carried

unanimously.

Enactment No: RES. No. 2019-216

27. [19-514](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **JAMES B. MOREHEAD** 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 1, 2022; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

James B. Morehead, Alternate #1, **Incumbent** - District 3

Nancy Grant, Alternate #2, **Incumbent** - District 5

W.P. Davis, Jr. - District 1

Richard Tobin - District 1

Kerry-Ann Parsons - District 2

Dahlia Baker - District 3

Charles H. Bechert, III - District 3

Frank N. Sellers, Jr. - District 3

David Miller - District 5

Veronica Thomas - District 4

(**Staff Contact:** Asceleta Hammond)

M. Ross Shulmister, Pompano Beach, FL, expressed appreciation to the Commission for appointing him to the Air Park Advisory Board. He attended the meeting and was impressed with the way the board is run. The alternates participate in the activities as if they were members. They are active and supportive of the Air Park. He encouraged the Commission to reappoint the incumbents as they are doing an excellent job.

A motion was made by Vice Mayor Moss, seconded by Commissioner Eaton, to insert the name JAMES R. MOREHEAD and that the Regular Agenda/ Resolution be ADOPTED. The motion carried unanimously.

Enactment No: RES. No. 2019-217

28. [19-515](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **NANCY GRANT** TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH AS ALTERNATE #2, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JULY 1, 2022; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 19-514 FOR APPLICANTS.

(**Staff Contact:** Asceleta Hammond)

A motion was made by Vice Mayor Moss, seconded by Commissioner Perkins, to insert the name NANCY GRANT and that the Regular Agenda/ Resolution be ADOPTED. The motion carried unanimously.

Enactment No: RES. No. 2019-218

E. REPORTS

Brian Donovan, Acting City Manager - Update on Broward Sheriff's Office (BSO) Activities - Mr. Donovan reported that he requested that Major Wayne Adkins, Police Chief, provided an update on some Broward Sheriff's Office (BSO) activities.

Major Adkins, Police Chief, BSO, apologized to the Commission regarding the timeliness of the information he is currently providing, as he was under restraints from the downtown office regarding releasing the information. He indicated that they had an enhanced enforcement team out this past Friday night addressing the "hot spot" areas, particularly in the northwest section of the City all the way to NW 31st Avenue. However, due to the sensitive material of the information resulting from the operational plan he could not release the numbers/information he had until late yesterday afternoon.

Continuing, Major Adkins reported that this is the second "mag-tab sweep," which is a multi-agency gain task force sweep. This was done last month in which a report was provided to the Mayor and Commissioners on the results of the sweep. Quite a number of firearms and drugs were taken off the streets and they also made numerous arrests, which included gang members who resided or were in Pompano Beach at the time of the sweep. Last Friday night the same thing was done with over 40 deputies and officers from the multi-agency gain task force. He met with them and talked about the hot spots to be addressed to include the recent gun violence and high traffic area for drugs. Within an hour of the sweep, they took into custody several persons along with a young man they believe was the shooter of Pastor Mohorn's grandson, which was brought up at the last Community Redevelopment Agency (CRA) meeting and had taken place at 1750 MLK Blvd. The Sheriff and Comr. Perkins were made aware of this activity. The rest of the evening resulted in approximately 14 felony arrests, 6 misdemeanor arrests, a number of drugs were taken off the streets, cannabis (MDMA), crack cocaine, heroin and several fire arms. This sweep was effective and they will continue to go into those hot spot areas with enhanced enforcement, which is above and beyond the road patrol, as well as the districts responsibility for addressing the hot spot areas at no cost to the City or through the budget. This is all a County Task Force.

Summer Great Program - Major Adkins indicated that on a positive note, the BSO district during each summer, provides a Summer Great Program, which is a gang resistance program in which they have 40 at-risk youths selected by the School Resource Officers (SRO) throughout the City, and BSO host a five-week summer camp with them. Part of the summer camp during the week is to bring in mentors to talk to the young men and women that are part of the camp. They also go out on field trips with the SRO's and children. Therefore, he invited anyone of the members of the Commission who would like to select a day to attend the camp, which is hosted out of Crystal Lake Middle School, to speak to the youths for approximately half an hour and they can contact him.

Gold Designation from SolSmart - Mr. Donovan reported that the Development Services Department recently received a gold designation from SolSmart, which is a national program funded by the US Department of Energy. Over the past months staff worked with a representative to identify the local approval process for solar energy systems, adopted City policies, and encouraged new technologies. In addition, to achieving the SolSmart gold, the City was presented with a special recognition for excellence in permitting. The City far exceeds the minimum qualifications to get the gold designation. Special thanks to Mayor Rex Hardin for bringing this program to staff's attention, the Acting Building Official, Michael Rada, ePlan Administrator, Chris Feltgen for his work to efficiently review and route building permits, and Daniel Keester O'Mills for submitting the application.

Annual People's Choice Award - Additionally, Mr. Donovan stated that the Pompano Beach Library and Cultural Center is nominated for the Annual People's Choice award, which is sponsored by AIA Florida in the Florida Foundation for Architecture. There is a web link that is available to vote and voting can be done more than once, which will count in this case. The address: www.floridapeopleschoice.com/building
<<http://www.floridapeopleschoice.com/building>>

Atlantic Bridge Grand Opening and Christening Ceremony - Mr. Donovan reminded the Commission that tomorrow the Atlantic Bridge Grand Opening and Christening Ceremony is set for 7:00 p.m. on the northeast corner of the bridge at 3109 East Atlantic Boulevard. There will be two large tension sails at each end of the bridge with a computer operated lighting system that will be officially christened by the Mayor and City Commissioners. This will also include live music and refreshments. Parking for the event will be free at the Oceanside parking lot at 100 North Riverside Drive.

Mayor Hardin announced that Greg Harrison, City Manager is out of town therefore, Mr. Donovan is sitting in on his behalf. Also, Mark Berman, City Attorney is out of town and Mrs. Tracy Lyons is sitting in on his behalf.

Tracy Lyons, Acting City Attorney - No Report.

Fourth of July Best Wishes - Mrs. Lyons wished everybody a happy and safe Fourth of July.

Asceleta Hammond, City Clerk - No Report.

Fourth of July Best Wishes - Ms. Hammond wished everybody a happy and safe Fourth of July.

Commissioner Rhonda Eaton - North Pompano Park G.O. Bond meeting - Comr. Eaton reported that she recently went to a well-attended North Pompano Park G.O. Bond meeting. Horacio Danovich and his team did a great job, and they came up with some solutions.

Tiger Trail Festival - Comr. Eaton reported that this past Thursday, June 20, 2019, she attended the Tiger Trail Festival's strategy meeting and it appears to be a well-organized exciting event to come, which she is happy to participate.

G.O. Bond Improvement Projects meeting - Comr. Eaton stated that the next meeting for the 33rd G.O.

Bond improvement projects will be held July 10, 2019, at 6:00 p.m., at the Highlands Triangle Park Community Center. She invited everyone to attend.

Fourth of July Best Wishes - Comr. Eaton wished everybody a happy and safe Fourth of July. Also, she is looking forward to the Atlantic Boulevard Bridge Grand Opening and Christening.

Commissioner Andrea McGee - International Surf Day - Comr. McGee reported that the City had a great International Surf Day, the first one held on the beach on June 15th. She indicated that for the first turnout they were able to pick up approximately 100 pounds of trash. Anybody interested, she mentioned there are plans to do this more regularly. Burlap bags are available and she can be contacted at andrea.mcgee@copbfl.com <<mailto:andrea.mcgee@copbfl.com>> Also, she can meet up with neighborhood groups if they want to regularly do this or if they want the burlap bags, because the sand keeps coming through, and can be used for grocery shopping. The feedback from the residents is that they cannot wait for the next event to take place.

Fourth of July Best Wishes - Comr. McGee wished everybody a happy and safe Fourth of July. Also, she is looking forward to the Atlantic Boulevard Bridge Grand Opening and Christening.

Commissioner Tom McMahon - G.O. Bond meeting for Mitchell Moore Park - Comr. McMahon reported that he attended the G.O. Bond meeting for Mitchell Moore Park, and the attendance was great. He has attended most of the meetings and they are going well.

Training on How to do Business in the City/County - Comr. McMahon spoke about an event to come on "How to do Business with the City of Pompano Beach and Broward County." Therefore, on Thursday, June 27, 2019, and September 12, 2019, at the E. Pat Larkins Center, there will be a small business certification program where people can learn about transportation projects. The guest speaker/moderator will be Chris Clemens and he encouraged those who want to do business with the county or city to attend this event, from 9:00 a.m. to 11:00 a.m.

G.O. Bond event for the Kester Park improvements - Comr. McMahon announced that the next G.O. Bond event in his district will be the Kester Park improvements, which will take place at the Emma Lou Olsen Center on Monday, July 15, 2019.

Grand Opening of the Bridge on Atlantic Boulevard - Comr. McMahon stated that he is looking forward to the Atlantic Boulevard Bridge Grand Opening and Christening, which has been a long process of over three years. The art work is amazing and this is an exciting time for the City to see these projects coming to completion.

Commissioner Beverly Perkins - Second Annual Haitian Heritage Celebration - Comr. Perkins reported that last Saturday, they had a nice event, the second annual Haitian Heritage celebration at the Cultural Arts Center. Andy Cherenfant did a great job and Mayor Hardin and Comr. Eaton were in attendance.

Dedication of New Homes by Habitat for Humanity - Comr. Perkins mentioned that on Thursday, June 27, 2019, at 8:00 a.m. and 2:00 p.m. the City will be dedicating the first six homes of the 77 homes being built

by Broward Habitat for Humanity on NW 6th Avenue. She mentioned that the Governor of Florida will be attending the 2:00 p.m. event, and invited everybody out for those new residents that will be moving into the area in their new homes for the first time.

Fourth of July Best Wishes - Comr. Perkins wished everybody a happy Independence Day.

Vice Mayor Barry Moss - Visit to Barry University - Vice Mayor Moss stated that Captain Moe Matthes is a professor at Barry University, and last week he invited him to his class on Urban Renewal and Urban Revitalization. He attended and spent two hours in the class and he told them all about what the City has been doing in Pompano Beach and they were most impressed. He thanked Captain Matthes for the invitation.

Collier City Civic Association meeting - Vice Mayor Moss announced that on Wednesday, June 26, 2019 at 7:00 p.m. the Collier City Civic Association will hold its meeting. He will attend the Atlantic Bridge Grand Opening for a little while and head over to the Civic Association meeting.

Mayor Rex Hardin - Second Annual Haitian Heritage Celebration - Mayor Hardin echoed Comr. Perkins comments regarding the Haitian Heritage Celebration at the Cultural Center, which was great. Hats off to Andy Cherenfant who does a great job with this event.

Fourth of July Best Wishes - Mayor Hardin wished everyone a happy Fourth of July and urged everyone to make it a safe one. There was a prior incident when two young boys in Pompano Beach were injured by fireworks.

Gun Violence Awareness in Pompano Beach - Mayor Hardin announced that the City's Administration will be working over the next few months to organize an event on gun violence awareness. Perhaps this will be held at the Mitchell Moore Park sometime in September. He is hoping to have a lot of people attending, which would include the pastors, and BSO officers to talk about gun violence and what the City can do to lessen it. This crime impacts the entire country, however, in the City of Pompano Beach "we can do better." This is a step to try and impact the issue.

City of Pompano Beach Charter School - Mayor Hardin indicated he heard about this issue for many years, as he ran for office as Commissioner and Mayor. The people in all areas of Pompano Beach has been talking about the problem with the schools in the City. There are dedicated teachers working in the schools, parents that care about their children, community residents that want to do as much as they can to help the schools, yet there are still underperforming schools in the City. He noted that he had promised when he was running for the Mayor's position that he would try and do something about this issue. One thing that he thinks can be done is to look into a City of Pompano Beach Charter School.

Continuing, Mayor Hardin explained that the Charter School would not be a private school, or a voucher program but rather a public school. He cited one City that has such a school located in Pembroke Pines. The deal with a City sponsored charter school is that it is opened to the City of Pompano Beach residents only. This has proven to work as it works in the City of Pembroke Pines that has "A" rating on their school for many years. The City of Coral Springs is another community that has a City Charter school with "A" ratings for numerous years.

The Charter School that Mayor Hardin is referring to would not be a storefront facility that closes up after a few months in operation and the children get shipped off to some other place. This would be an established, real partnership with the school system. He indicated that Tallahassee fully supports the Charter Schools. Mayor Hardin believes a fully operational City Charter School would provide a good viable option for all the parents of Pompano Beach from northwest to the southeast and every place in between.

Furthermore, in discussions he has spoken to the Pembroke Pines residents who support it and they pointed out that it has accomplished at least two things in the community. Number one, it has given their City its own Charter school which is an "A" rated school and number two, because of the additional competition with the school system, it puts more resources into those local schools surrounding it. While he is not proposing that the City opens a charter school today, he is proposing that the Commission asks the City Manager to look into the feasibility and to take steps to figure out if it is something that would work for the City of Pompano Beach. If it is, it would provide the residents a better educational opportunity than what is in place right now, and would be for the residents and the betterment of the City. Businesses when they look to attract to a community they ask, "What about the schools?" and "What are the schools like in the community?" "Can I bring my employees from some place else, and will they have some place for their kids to go to school?" He hopes the Commission would support directing the City Manager to look into this opportunity.

Comr. Eaton thinks this is a great idea and Comr. McGee thinks anything that can help the City move ahead in school rankings and options for family is great.

Comr. McMahan thinks it is a great idea, and perhaps a motion could be made to direct staff. So, Vice Mayor Moss indicated that he would second the motion.

MOTION: A motion was made by Comr. McMahan, seconded by Vice Mayor Moss to direct staff to look into Pompano Beach opening a Charter School. The motion carried unanimously.

Comr. Perkins indicated that she is teaching in the Broward County School system and does not see how this would help the existing schools. There is nothing wrong with the Charter Schools, however, she is concerned about the other existing schools outside of that. Therefore, assistance should be given to these schools, which could help them to pull up the grades, assist the teachers in volunteering, and help the kids to read, and things of that nature. The problem is not being solved by getting a Charter School. So, the focus must be placed on the existing schools in the area to assist them to get the grades up. Notwithstanding, the Charter School could be okay but she would prefer working with the existing schools.

Mayor Hardin agrees with Comr. Perkins comments about getting the existing schools to get their grades up. In fact, he has been trying to get an appointment with Superintendent Runcie to talk about that point. Without a doubt, there are existing schools that need help. However, exploring the feasibility of a City Charter School could only assist, not deter.

Comr. Perkins suggested that the City invite Superintendent Runcie to one of the Commission meetings to hear the concerns.

Mayor Hardin indicated the youth of the City is the future of the City and the schools are a big issue.

F. ADJOURNMENT

The meeting adjourned at 9:53 p.m.

Rex Hardin, Mayor

Asceleta Hammond, City Clerk