



# City of Pompano Beach

100 West Atlantic Blvd.  
Pompano Beach, FL 33060

## Detailed Minutes - Final

### City Commission

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

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

Tuesday, September 24, 2024

6:00 PM

Commission Chamber

### City Commission Meeting

#### CALL TO ORDER

The Honorable Rex Hardin, Mayor called the City Commission meeting to order at 6:00 p.m.

#### ROLL CALL

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

#### INVOCATION

Pastor Miguel Cruz of Door of Salvation offered the invocation.

#### PLEDGE OF ALLEGIANCE

Led by Kervin Alfred, City Clerk

#### APPROVAL OF MINUTES

[24-588](#) Regular City Commission Meeting Minutes of September 10, 2024

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

**APPROVAL OF AGENDA**

Mayor Hardin announced that Item 12 will be postponed to the October 8, 2024 City Commission meeting.

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

**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 Item 3 would be pulled for City Commission discussion.

**A. AUDIENCE TO BE HEARD**

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

**Rick Lossi**, 551 NE 17th Street, Boca Raton, FL, spoke on behalf of water sports stakeholders regarding the NE 16th Street launch area. He expressed concerns about a planned North Ocean Park improvement, particularly a walkway into the congested launch area. He requested the path to be redirected and sought assurance from the Commission that the current 150-foot launch area width would remain unchanged to ensure safe usage. He also raised concerns about developers potentially impacting public access.

Mayor Hardin stated that the A1A development would have no foreseeable impact on the public beach.

**Norm King**, 2131 NE 32nd Street, Lighthouse Point, FL, spoke about kite surfing and beach access for sports activities. He suggested including artwork in the park redevelopment budget, depicting sports like paddle boarding, kayaking, and windsurfing. He proposed a mural or art installation using pavers and voiced strong support for maintaining access for kite surfing activities.

**Gregg Brown**, 2106 NE 56th Place, Fort Lauderdale, FL, spoke about North Ocean Park and its watercraft launch area. He emphasized the rarity and importance of the non-motorized watercraft launch area, which serves residents and neighboring communities. Mr. Brown expressed concern over potential restrictions to the launch area due to a proposed 28-unit condominium development and urged the Commission to protect public access. He also complimented the City's work on maintaining the park and coastal areas.

**Bill Stockholm**, 502 Gulfview Boulevard, Pompano Beach, FL, voiced concerns about the disruptions from construction near Gulfview Estates, related to a vacant City-owned property on State Road 849. He appreciated Comr. Moss for clarifying future plans for a park on this site, which alleviated community concerns. Mr. Stockholm highlighted a general lack of communication to residents about ongoing developments.

Comr. Moss stated he was unaware that the City-owned property mentioned was being used as a staging or

dumping area for construction debris from the Atlantic Boulevard and Dixie Boulevard construction.

Brian Donovan, Assistant City Manager, clarified that the property is being used by FP&L as a storage area for equipment related to lighting improvements and hardening projects, allowing for easier access during their work.

Comr. Moss asked if it was temporary, to which Mr. Donovan affirmed.

Comr. Moss informed Gulfview Estates residents that the City is planning to convert the city-owned property on 31st Avenue into a park. A Master Plan has been developed with input from a special committee, and further discussions with the community will be held to outline improvements for the area, including its entrance.

Mayor Hardin requested the City Commission to receive an update on the timeline. Mr. Donovan agreed to provide the information.

**Mike Skversky**, 1630 SW 5th Avenue, Pompano Beach, FL, criticized the recent Sun Sentinel debate, calling it a failure and questioning its value. He supported Cindy Floyd for her past service and opposition to developers. He criticized District 4 and District 3 candidates, particularly focusing on issues with traffic and past dealings involving the McMahon property. He praised Audrey Fesik for her hard work in her district and shared a story about her responsiveness to residents' concerns.

**Audrey Fesik**, 412 Briny Avenue, Pompano Beach, FL, spoke on behalf of residents from Tiffany Gardens, sharing their concerns about the development near the park. She submitted emails from two residents, Jeannie and Karen Manzone, expressing worries about the park being advertised as part of the new Duet Towers instead of a standalone public space. Ms. Fesik suggested creating an advisory board to provide local input on the park's redevelopment.

**Nathan Collman**, 2870 NE 14th Street Causeway, Pompano Beach, FL, spoke on behalf of the kite surfing community. He emphasized the importance of maintaining access to the launch area, noting that he purchased his condo specifically to be close to the spot. He expressed appreciation for the City's work on the beach and hopes it remains accessible.

**Frank Russo**, 2293 SE 8th Street, Pompano Beach, FL, shared concerns about misinformation that derailed his plan for an indoor baseball facility. He also urged the City Commission to reconsider the proposed skate park location, emphasizing its impact on key sports facilities and potential city revenue.

Comr. Fournier provided an update on the state of youth baseball in Pompano Beach. She acknowledged past issues but highlighted efforts since 2019 to revitalize the program, including bringing recreational baseball back in-house and starting a travel baseball program for ages 6 to 14. She emphasized the importance of continuing to grow the program, acknowledging that it may take time, but expressed optimism for the future of youth baseball in the city.

**B. CONSENT AGENDA**

Mayor Hardin requested a motion to Approve/Adopt Items 1 and 2 under the Consent Agenda.

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

1. [24-581](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, RESCINDING RESOLUTION NO. 2003-111; AND TO APPROVE CHANGING THE DESIGNATION OF A CERTAIN RIGHT-OF-WAY WITHIN THE CITY OF POMPANO BEACH CURRENTLY KNOWN AS NE 10TH STREET BETWEEN FEDERAL HIGHWAY AND DIXIE HIGHWAY TO A DUAL DESIGNATION OF CENTENNIAL DRIVE AND NE 10th STREET, WITH NE 10TH STREET TO BE DISPLAYED ON THE UPPERMOST PORTION OF SIGNAGE; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Rob McCaughan)

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

**Enactment No: RES. No. 2024-223**

2. [24-458](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING ALYSON MORALES TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH AS ALTERNATE APPOINTEE OF COMMISSIONER ALISON FOURNIER TO FILL THE UNEXPIRED TERM OF JOSEPH CERQUOZZI, FOR A TERM TO BE CONCURRENT WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Kervin Alfred)

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

**Enactment No: RES. No. 2024-224**

3. [24-595](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO

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BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AMERICAN RESCUE PLAN ACT (ARPA) SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND EXPERIENCE AVIATION, INC., FUNDING, ON A REIMBURSABLE AND LIMITED BASIS, A PRE-APPRENTICESHIP & WORKFORCE DEVELOPMENT STEM PROGRAM, IN THE MAXIMUM AMOUNT OF \$200,000, THAT PROVIDES INSTRUCTION, HANDS-ON TRAINING AND JOB PLACEMENT FOR TECHNICAL CAREER POSITIONS IN THE AVIATION INDUSTRY TO LOCAL HIGH SCHOOL STUDENTS AND ADULTS; PROVIDING AN EFFECTIVE DATE  
(Fiscal Impact: \$200,000, ARPA Grant Funds)

**(Staff Contact:** Brian Donovan)

Comr. Fournier pulled the item to highlight the program and the director, Captain Barrington Irving. She encouraged everyone to learn about Mr. Irving and elaborated on some of his accomplishments. Comr. Fournier expressed her excitement for the program to be in Pompano Beach schools.

Comr. Sigerson-Eaton stated she was happy to see this item on the agenda and wanted to thank Mr. Irving for bringing the program to Pompano Beach.

Vice Mayor McGee informed that the program is training for on-the-ground aviation careers, not additional flight training at the Airpark. Continuing, she stated that this is a great opportunity for students to go further in STEM programs.

Mayor Hardin echoed the sentiments of the other Commissioners and added that the program is a game changer and an investment in the community that he believes will pay huge dividends going forward. Mayor Hardin thanked Jean McIntyre for bringing Mr. Irving to the City and proclaimed that what Mr. Irving has done throughout his career is miraculous.

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

**Yes:** Fournier

Moss

Perkins

Sigerson-Eaton

McGee

Hardin

**Enactment No: RES. No. 2024-225**

**C. REGULAR AGENDA**

4. [24-592](#) Consideration to authorize the City Manager to work with the Florida Society of the Sons of the American Revolution on an Obelisk to be installed at the Fisher Family Pier.  
(Fiscal Impact: Estimated at \$125,000 to be funded by the Florida Society of the Sons of the American Revolution.)

**(Staff Contact: John Sfiropoulos/Sandra King)**

Mayor Hardin recognized County Commissioner Lamar Fisher and members of the Economic Development Council who were in attendance to support the item.

John Sfiropoulos, City Engineer, presented the item, beginning by explaining the Florida Society of the Sons of the American Revolution is a non-profit, non-partisan organization dedicated to promoting patriotism and preserving American History. Mr. Sfiropoulos stated that the organization was introduced to the City by Comr. Moss. Continuing, he stated that the organization is proposing a permanent monument near the Fisher Family Pier, which will serve as an educational opportunity while fostering a sense of patriotism and community. Mr. Sfiropoulos declared that Pompano Beach would have the distinct honor of being the only city in the country with such a memorial.

County Comr. Lamar Fisher expressed that it was an honor to be in attendance and truly feels that this monument would be a game changer to be able to have a one-of-a-kind opportunity to honor those that have fought for democracy. In addition, Comr. Fisher thanked the Commission for all they have done for the beach and stated that this would be another opportunity to gain more exposure, tourism, and focus on Pompano Beach.

Comr. Moss stated that he is a member of the Florida Society of the Sons of the American Revolution. During a meeting, he suggested that Pompano Beach would be an ideal location for a monument related to the Revolutionary War. Comr. Moss emphasized that such a monument would provide a valuable educational opportunity for children to learn about Florida's role in the war. He expressed strong support for the idea and encouraged the Commission to do the same.

**A motion was made by Vice Mayor McGee, seconded by Commissioner Sigerson-Eaton, that the Item for Consideration/Discussion be APPROVED. The motion carried by the following roll call vote:**

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

**QUASI-JUDICIAL PROCEEDING**

Mark E. Berman, City Attorney, advised that items 5 and 6 are listed under Quasi-Judicial Proceeding and are quasi-judicial in nature; therefore, anyone who wishes to testify must be sworn in and may be subject to cross-examination by the City Commission or any other interested party. The individuals addressing the City Commission must state his or her name, whether he or she has been sworn, and understands the rules which governs these proceedings. Thereafter, Mr. Berman outlined the order in which they would follow: City staff would make its presentation for each item, followed by the applicant or any other person(s) wishing to speak, closing argument, and the Commission's discussion.

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

5. [24-545](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE QCM PLAT LYING WEST OF NW 28TH AVENUE, ON THE NORTH SIDE OF WEST ATLANTIC BLVD.; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

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

Jean Dolan, Development Services Department, presented the item and stated that this is a proposed 0.67-acre plat for the property located west of Northwest 28th Avenue on the north side of West Atlantic Boulevard. The plat note limits the development to 17,530 square-feet of commercial use, in line with the land use designation of commercial and the general business zoning of B3. Access to Atlantic Boulevard will be facilitated by a recorded off-site joint access with the adjacent property to the west. Additionally, the Applicant is proposing an additional 3.6 feet of right-of-way on Atlantic Boulevard to accommodate a westbound right-turn lane. The plat also includes a required 30-foot right-of-way dedication for Northwest 1st Street along the property's northern boundary. The Planning and Zoning Board unanimously recommended approval of this plat on July 24, 2024, and staff also recommended approval.

Mayor Hardin sought public input on the item and invited further Commission discussion. However, no one commented on the item.

**A motion was made by Vice Mayor McGee, seconded by**

**Commissioner Sigerson-Eaton, that the Resolution / Quasi-Judicial be ADOPTED. The motion carried by the following roll call vote:**

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

**Enactment No: RES. No. 2024-226**

6. [24-528](#) **P.H. 2024-60: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A PORTION OF A 10-FOOT WIDE UTILITY EASEMENT LOCATED ON THE EAST SIDE OF SE 28TH AVENUE, AT THE TERMINUS OF SE 6TH STREET; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**FIRST READING: SEPTEMBER 10, 2024**

(Staff Contact: Jean Dolan/ David Recor)

Jean Dolan, Development Services Department, presented the item and stated this is the second reading of a request to abandon a 10-foot-wide utility easement, which has been located underneath an existing single-family structure for the past 70 years. Ms. Dolan mentioned that there have been no changes since the first reading.

Mayor Hardin sought public input on the item and invited further Commission discussion. However, no one commented on the item.

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

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



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**Enactment No: ORD. No. 2024-49****END OF QUASI-JUDICIAL PROCEEDING****7. [24-394](#) P.H. 2024-46: (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 SERVICE CONTRACT NO. 12369 BETWEEN THE CITY OF POMPANO BEACH AND TRIO DEVELOPMENT CORPORATION FOR LIFT STATION REHABILITATION AND REPAIR SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Not to exceed \$4,000,000 per year)

**FIRST READING: SEPTEMBER 10, 2024**

**(Staff Contact:** A. Randolph Brown)

Randolph Brown, Utilities Director, introduced the item as a second reading of an Ordinance for lift station maintenance and stated that there have been no changes since the first reading.

Mayor Hardin sought public input on the item.

Vicente Thrower, Pompano Beach, inquired where Trio Development Corporation was located and if they had minorities that would be working under this contracted work. Mayor Hardin responded that he believed they were located in Pompano Beach and was unaware of the makeup of the company's workforce.

Mayor Hardin concluded public input and welcomed further Commission discussion.

Comr. Fournier asked if this ongoing maintenance contract was separate from the larger renovations that are done at the lift stations and inquired of the status on Lift Station 61. Mr. Brown replied that this contract is separate and that Lift Station 61 is close to being on target for the projected completion date; however, some bad weather has pushed it out a little further. Comr. Fournier inquired about the duration of these renovations, including Lift Station 61. Mr. Brown replied that it depends on how large the station is and the area it serves.

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

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

**Enactment No: ORD. No. 2024-50**

8. [24-456](#) **P.H. 2024-53: (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 COMMISSIONED ARTWORK BETWEEN THE CITY OF POMPANO BEACH AND VELVET ANVIL, LLC FOR THE DESIGN AND FABRICATION OF A SEAHORSE SCULPTURE TO BE ATTACHED TO THE LADY LUCK IN SHIPWRECK PARK; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$35,000.00)

**FIRST READING: SEPTEMBER 10, 2024**



**Strategic Plan Initiative**

**(Staff Contact:** Ty Tabing)

Ty Tabing, Cultural Affairs Director, introduced the item, which pertains to the City's Underwater Garden Sculpture Program. This marks the program's third round. Mr. Tabing noted that this is the second reading of the Ordinance and there have been no changes since the reading.

Mayor Hardin sought public input on the item.

Rick Lossi, 551 Northeast 17th Street, Boca Raton, Florida, expressed his appreciation for the City's work with the underwater shipwrecks, specifically the wreck called Lady Luck. He emphasized that as a passionate free diver, he finds the wreck unique, beautiful, and a tremendous experience despite its depth. Mr. Lossi encouraged the City's continued support of the project.

Mayor closed public input and invited further Commission discussion on the item.

Vice Mayor McGee expressed her enthusiasm for the developments at Shipwreck Park and Lady Luck, recommending Nitrox for diving due to the beauty and the numerous sights to see. Additionally, she mentioned the pride in being the shipwreck capital of Florida, adding another achievement to the City's list.

Mayor Hardin highlighted the intention for the vessel to spend time on land, providing an opportunity to enjoy it at the beach area. Mr. Tabing confirmed this, stating that the vessel would spend one year on land.

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

**Yes:** Fournier  
 Moss  
 Sigerson-Eaton  
 McGee  
 Hardin

**No:** Perkins

**Enactment No: ORD. No. 2024-51**

9. [24-555](#) **P.H. 2024-63: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 34, "CITY POLICY," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 34.107, "POSITION CLASSIFICATION PLAN," BY RECLASSIFYING CERTAIN POSITIONS, BY CREATING NEW POSITIONS, BY RETITLING CERTAIN POSITIONS, AND BY RETITLING AND RECLASSIFYING CERTAIN POSITIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$416,761)

**FIRST READING: SEPTEMBER 12, 2024**



**Strategic Plan Initiative**

**(Staff Contact:** Lisa Sonogo/Bobby Bush)

Lisa Sonogo, Human Resources Director, stated that this is the second reading of the Ordinance and there are no changes from the first reading.

Mayor Hardin sought public input and invited the Commission to comment on the item; however, no one provided any comments.

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

**Yes:** Fournier

Moss

Perkins

Sigerson-Eaton

McGee

Hardin

**Enactment No: ORD. No. 2024-52**

10. [24-531](#) **P.H. 2024-62: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONSTRUCTION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND DON BELL SIGNS LLC FOR FABRICATION, INSTALLATION AND REPAIR OF SIGNAGE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**FIRST READING: SEPTEMBER 10, 2024**

(**Staff Contact:** Dr. Tammy Good/Matthew Kudrna)

John Soropoulos, City Engineer, presented the Ordinance on its second reading and stated that there were no changes from the first reading.

Mayor Hardin sought public input and invited the Commission to comment on the item; however, no one provided any comments.

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

**Yes:** Fournier

Moss

Perkins

Sigerson-Eaton

McGee

Hardin

**Enactment No: ORD. No. 2024-53**

11. [24-466](#) **P.H. 2024-52-B: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO

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BEACH, FLORIDA, AMENDING CHAPTER 155, "ZONING CODE," OF THE POMPANO BEACH CODE OF ORDINANCES IN ACCORDANCE WITH SECTION 166.04151.(7), FLORIDA STATUTES; BY AMENDING SECTION 155.2407, "SITE PLAN," TO PROVIDE THE REQUIRED ADMINISTRATIVE APPROVAL PROCESS FOR QUALIFIED LIVE LOCAL ACT PROJECTS; BY AMENDING SECTION 155.4202., "RESIDENTIAL: HOUSEHOLD LIVING USES," BY DELETING SUBSECTION A, "STANDARDS APPLICABLE TO HOUSEHOLD LIVING USES" IN ITS ENTIRETY AND REPLACING IT WITH NEW SUBSECTION A, "MIXED INCOME RESIDENTIAL AND MIXED USE DENSITY BONUS POLICIES" TO RESTATE AND PROVIDE MIXED-INCOME HOUSING REQUIREMENTS AND POLICIES; AND BY AMENDING ARTICLE 9: DEFINITIONS AND INTERPRETATION, BY AMENDING PART 5, "TERMS AND USES DEFINED", TO MODIFY AND PROVIDE ADDITIONAL DEFINITIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**FIRST READING: SEPTEMBER 10, 2024**

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

Jean Dolan, Development Services Department, introduced the item and explained the ordinance is to incorporate the Live Local Act into mixed-income housing regulations. She clarified a minor change to ensure that Live Local Act projects undergoing the site plan approval process, which requires no public hearings, will follow the minor site plan approval process. However, major site plans will still adhere to major review standards, with the approval being handled administratively.

Mayor Hardin invited public comment on the item.

Josh Tonnesen, representative from the Cornerstone Group, expressed differing opinions on the ordinance and noted that despite meeting with staff, they were unable to resolve the issues. He advocated for a carve-out in the ordinance specifically for elderly housing under this chapter.

Mayor Hardin concluded public input and welcomed further Commission discussion.

Comr. Fournier inquired about the previously suggested amendment. Ms. Dolan explained that the staff had met with the developer but did not reach an agreement, so no amendment was made. She stressed that they are not recommending any changes to the Ordinance on behalf of the developer.

Comr. Perkins inquired about what the developer wants to amend. Ms. Dolan said she cannot say exactly as they have not received anything in writing. Comr. Perkins asked for further clarification about affordable housing on the site. Ms. Dolan stated that up to 40% affordable is allowed on the site, not 100% affordable.

Comr. Perkins emphasized that affordable housing is the biggest concern in her district and expressed

frustration with staff's belief that the City has enough. She supported the current project and suggested that if it doesn't pass, the City should work with the developer to find an alternate location, such as the available land on 31st near the turnpike. She stressed the need for affordable or workforce housing, especially for the elderly, in contrast to market-rate developments, which are contributing to gentrification in her district.

Mayor Hardin emphasized that the City of Pompano Beach fully supports affordable housing and that city staff adhere to ordinances passed by the City Commission. He noted that Pompano Beach has more affordable housing units than any other city in Broward County, except Fort Lauderdale, and affirmed that the City stands up for affordable housing.

Comr. Fournier shared her recent experience attending a senior affordable housing project groundbreaking with the Mayor and Comr. Perkins, emphasizing the ongoing need for such projects despite the small number of units. She also highlighted concerns about housing for the elderly, referencing a recent conversation with the County Administrator about homelessness. Comr. Fournier suggested rebranding terms like "circle of poverty" and "affordable housing" to reduce the negative connotations and promote affordable housing as something positive, which is essential for the community and the country.

Comr. Sigerson-Eaton discussed the importance of affordable housing and supported Cornerstone and other well-run projects. She raised concerns about the Live Local Act, which overrides zoning regulations and emphasized the need to avoid creating isolated poverty areas. She highlighted the shift towards mixed-income developments and noted that workforce housing now includes a range of professions. Given the changing landscape of affordable housing needs, the Commissioner suggested reconsidering separation clauses.

City Attorney Berman stated the motion should include to approve the item, as amended.

**A motion was made by Vice Mayor McGee, seconded by Commissioner Sigerson-Eaton, discussion to approve the item, as amended.**

Comr. Perkins clarified that while she supports affordable housing, past projects like the Ely development faced significant challenges with city staff, which led to the developers abandoning the project. She emphasized the need to focus on what Pompano Beach residents want, rather than comparing to Fort Lauderdale. Comr. Perkins also highlighted that many developments in her district are market-rate, and when discussing affordable housing, she refers to rent based on income, ensuring it remains accessible to residents.

Vice Mayor McGee suggested exploring the idea of adjusting the percentage requirements for senior housing within the current mixed-income housing ordinances. She noted that while mixed-income housing has proven benefits, especially for residents whose income situations change, it might be worth considering a higher percentage allocation specifically for senior housing. She proposed looking into the possibility of increasing the percentage from 40% to 50% for seniors and asked the Commission to consider this idea and have staff review it further.

Comr. Fournier asked Ms. Dolan if the "circles of more opportunity" ordinance, which limits affordable housing developments near each other, was preventing this type of project. Ms. Dolan confirmed, adding that any carve-out for seniors would need to come from specific elderly funds, not just marketing. Comr. Fournier

clarified that changes to the ordinance could be made later, while this item is focused on incorporating the Live Local Act, which Ms. Dolan affirmed.

Comr. Moss emphasized that while no one is against affordable housing, this particular item is a housekeeping matter, as stated by the City Attorney. He suggested that a broader discussion on affordable housing might be better suited for another time and noted that 40% affordable housing is a good balance.

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

**Yes:** Fournier

Moss

Sigerson-Eaton

McGee

Hardin

**No:** Perkins

**Enactment No: ORD. No. 2024-54**

12. [24-455](#) **P.H. 2024-55: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING THE LIVE! RESORTS POMPANO PD PLAN AS PERMITTED BY SECTION 155.2405., "PLANNED DEVELOPMENT," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES, TO UPDATE APPLICABLE LEGAL DESCRIPTIONS AND TO AMEND THE PCD USE TABLES TO PROVIDE TWO ADDITIONAL LIGHT INDUSTRIAL USES WITHIN THE ZONING DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**FIRST READING: JULY 23, 2024**

(Staff Contact: Max Wemyss/Jean Dolan)

**A motion was made by Vice Mayor McGee, seconded by Commissioner Sigerson-Eaton, that the Ordinance / Regular Agenda be POSTPONED to the October 8, 2024 City Commission meeting. The motion carried by a unanimous voice vote.**

13. [24-570](#) **P.H. 2024-64: (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 SECOND AMENDMENT TO LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND COLT SOUTH FLORIDA OWNER LP FOR THE FIRE LOGISTICS FACILITY, EXERCISING A ONE YEAR LEASE EXTENSION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$168,500)

**(Staff Contact:** Steve Hudson)

Steve Hudson, Fire Chief, explained that the item involves extending a 5-year lease for its final year. He mentioned that they also provide storage for the City Clerk's office for important city documents. Lastly, this extension allows the City to maintain the favorable rates negotiated in 2019 and 2020.

Mayor Hardin sought public input and invited the Commission to comment on the item; however, no one provided any comments.

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

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

14. [24-576](#) **P.H. 2024-65: (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 SECOND AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY TO PROVIDE COMMUNITY SHUTTLE SERVICE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$480,000 - funded with Broward County surtax funds)

**(Staff Contact:** Robert McCaughan)

Robert McCaughan, Public Works Director, presented a second amendment to the Interlocal Agreement between the City and Broward County. The amendment aims to extend the agreement by one year, until



September 30, 2025, without making any other changes to the agreement. This extension ensures the City continues to provide community bus shuttle service.

Mayor Hardin sought public input and invited the Commission to comment on the item; however, no one provided any comments.

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

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

15. [24-560](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE GOLF ADVISORY BOARD OF THE CITY OF POMPANO BEACH AS ALTERNATE 2, TO FILL THE UNEXPIRED TERM OF SCOTT SCHOEN; SAID TERM TO EXPIRE ON JULY 1, 2025; PROVIDING AN EFFECTIVE DATE.  
 (Fiscal Impact: N/A)

<u>Applicants</u>	<u>Other Board Memberships</u>
Francis D. Santos - District 3	0
Mark Hanke - District 3	1
Robert Hendren - District 3	0
Roy A. Wilhoite - District 3	0

(Staff Contact: Kervin Alfred)

**A motion was made by Vice Mayor McGee, seconded by Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be ADOPTED. Commissioner Fournier nominated Robert Hendren. The motion to appoint Robert Hendren carried by a unanimous voice vote.**

**Enactment No: RES. No. 2024-227**

16. [24-584](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE UNSAFE STRUCTURES

AND HOUSING APPEALS BOARD OF THE CITY OF POMPANO BEACH AS GENERAL CONTRACTOR; FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON OCTOBER 22, 2027; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**Applicants**

Donald Joseph, **Incumbent** - Boca Raton  
 David Bourns - District 1

**Other Board Memberships**

**0**  
**0**

(Staff Contact: Kervin Alfred)

**A motion was made by Vice Mayor McGee, seconded by Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be ADOPTED. Commissioner Moss nominated Donald Joseph. The motion to appoint Donald Joseph carried by a unanimous voice vote.**

**Enactment No: RES. No. 2024-228**

17. [24-585](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE UNSAFE STRUCTURES AND HOUSING APPEALS BOARD OF THE CITY OF POMPANO BEACH AS PROPERTY MANAGER; FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON OCTOBER 22, 2027; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**Applicants**

Donna Childrey, **Incumbent** - District 5

**Other Board Memberships**

**0**

There are no other applications on file that meet the criteria required to serve on this position.

(Staff Contact: Kervin Alfred)

**A motion was made by Vice Mayor McGee, seconded by Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be ADOPTED. Commissioner Moss nominated Donna Childrey. The motion to appoint Donna Childrey carried by a unanimous voice vote.**

**Enactment No: RES. No. 2024-229**

**D. ADDITIONAL AUDIENCE TO BE HEARD**

Mayor Hardin acknowledged the presence of State Representative Patricia Williams at the meeting and invited her to address the City Commission.

State Representative Patricia Williams urged the Commission to address recent shootings in Pompano Beach,

including a recent incident near an elementary school. While no one was hurt, she stressed that the situation could have been tragic if it occurred earlier when children were present. She called for immediate action to stop gun violence and stated that she personally contacted each commissioner on the matter.

#### **E. NEXT SCHEDULED MEETING**

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

October 8, 2024 at 1:00 p.m. - Regular City Commission Meeting

October 22, 2024 at 6:00 p.m. - Regular City Commission Meeting

#### **F. REPORTS**

##### **City Manager's Report:**

Assistant City Manager Donovan announced the Wahoo Bay Conservation Site ribbon-cutting event next Wednesday at 10 a.m. He reminded the public to park at Alsdorf Park, where shuttles will be available starting at 9:30 a.m. for transportation to and from the event.

##### **City Attorney's Report:**

No report.

##### **City Clerk's Report:**

City Clerk Alfred requested the Commission tablets be left following the meeting for an update.

##### **Comr. Fournier's Report:**

Comr. Fournier shared two updates. First, she highlighted upcoming public snorkel tours at Wahoo Bay on October 5th and November 9th for ages eight and up, encouraging families to register in advance. Second, she recapped a well-attended community meeting with Senator Pizzo, where they discussed new flood maps that have placed much of her district back into a flood zone requiring insurance. She requested city resources to help explain the changes. Finally, she announced her next community meeting on October 16th at 7:00 p.m., featuring Rep. Chip LaMarca.

##### **Comr. Moss' Report:**

Comr. Moss announced that on Wednesday, October 9th, Palm Aire United, led by President Lee Corson, will sponsor a candidate forum at the Herb Skolnick Center. The forum will feature all candidates running for public office in District 5, including commissioners, the mayor, and possibly sheriff candidates. He encouraged District 5 residents to attend and mentioned that details will be shared on social media and posted in local buildings.

##### **Comr. Perkins' Report:**

Comr. Perkins invited everyone to the unveiling and dedication for Ms. Ernestine Price and Coach Lillian Greaves on September 30th at 6:00 p.m. at Blanche Ely High School. She highlighted the significant impact Ms. Price had on the Pompano community and the education system. She urged everyone to come to the event and noted that she was awaiting the principal's response regarding the necessity of city support.

**Comr. Sigerson-Eaton’s Report:**

Comr. Sigerson-Eaton expressed gratitude to the staff for their support in preparing her for meetings and appreciated their help in explaining issues. She addressed concerns about rumors that the City might sell parks or beach areas to private entities, clarifying that such actions would require a referendum according to the City Charter. She also mentioned the skate park project, stating her support but suggested reviewing potential alternative park locations, including in her district. Lastly, she expressed her gratitude to everyone for understanding her need to take some time off to attend to important family matters.

**Vice Mayor McGee’s Report:**

Vice Mayor McGee thanked the City and the County for organizing a successful beach cleanup event with a great turnout. She also shared her experience participating in a panel for the Boys and Girls Club of Broward, highlighting the organization's efforts to help kids build skills beyond sports. Lastly, she announced a community event on October 7th with Representative Chip LaMarca to discuss condo legislation updates and address concerns from residents about potential assessments.

**Mayor Hardin’s Report:**

No report.

**G. ADJOURNMENT**

The meeting adjourned at 7:28 p.m.

DocuSigned by:  
*Kervin Alfred*  
D1C913A8ED334CA...

Kervin Alfred, City Clerk

Signed by:  
*Rex Hardin*  
502CB780EB3F480...

Rex Hardin, Mayor

