

Detailed Minutes - Final

City Commission

Rex Hardin, Mayor

Alison Fournier, Vice Mayor

Audrey Fesik, Commissioner

Beverly Perkins, Commissioner

Rhonda Sigerson-Eaton, Commissioner

Darlene Smith, Commissioner

Gregory P. Harrison, City Manager

Mark Berman, City Attorney

Kervin Alfred, City Clerk

Tuesday, January 28, 2025

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 Audrey Fesik
Commissioner Beverly Perkins
Commissioner Rhonda Sigerson-Eaton
Commissioner Darlene Smith
Vice Mayor Alison Fournier
Mayor Rex Hardin

INVOCATION

Mayor Hardin mentioned that Pastor Sharon Stone-Walker from Dove Ministries International was unwell and unable to deliver the invocation. As a result, the Mayor stepped in to offer the invocation.

PLEDGE OF ALLEGIANCE

Led by Kervin Alfred, City Clerk

APPROVAL OF MINUTES

[25-156](#) Regular City Commission Meeting Minutes of January 14, 2025

A motion was made by Vice Mayor Fournier, 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 the Black History Month Proclamation would be postponed to the February 11, 2025 City Commission meeting.

A motion was made by Vice Mayor Fournier, 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 no items would be pulled under the Consent Agenda for City Commission discussion.

A. SPECIAL PRESENTATION**[25-160](#) 2024 AYFL Super Bowl Champions**

Mark Beaudreau, Recreation Director recognized Leonidas Galarza “Coach PJ” and the 8U Pompano Eagles for their first AYFL Super Bowl Championship.

A group photo was captured featuring the Mayor, City Commissioners, city staff, coaches, and the 8U Pompano Eagles.

The Special Presentation was READ AND PRESENTED INTO THE RECORD.

B. PROCLAMATION**[25-162](#) Black History Month Proclaimed in the City of Pompano Beach**

Mayor Rex Hardin will proclaim February as Black History Month in the City of Pompano Beach.

The Black History Month Proclamation was postponed to the February 11, 2025 City Commission meeting.

C. 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:

David Vandermost, 432 NE 4th Street, Pompano Beach, FL, raised concerns about the McNab House title, noting a CRA representative cited a title policy but not a clear title. He asked whether a quiet title suit had been

filed. City Attorney Berman confirmed no suit had been filed, stating the City aims to resolve the issue without litigation to avoid delays. Mayor Hardin recommended Mr. Vandermost contact the City Manager's office for further details on the matter.

Dennis MacDonald, 1401 North Riverside Drive, Pompano Beach, FL, the artist behind the Okinawa and Lady Luck Shipwreck projects, expressed pride in City collaborations. As Waterbury Condominium president, he voiced strong community support for the Downtown Project and the McNab Botanical Garden, emphasizing their transformative potential. Drawing from his experience in large-scale theme park projects, he stressed the need for patience, creativity, and vision. While acknowledging concerns like traffic and development, he urged the City to seize these opportunities to create something iconic.

Dwayne Rivera, 1270 SE 7th Avenue, Pompano Beach, FL, urged the Commission to reconsider the proposed sewer rate increase, emphasizing its impact on elderly residents without tax portability who already face high property taxes. He noted that many new out-of-state residents are contributing significantly through taxes and asked officials to consider the financial strain on seniors like his mother, whose fixed income is largely consumed by property taxes. He stressed that avoiding the increase would ease burdens on retirees and allow them to maintain their quality of life.

Jackie Moreland, 1526 NE 7th Lane, Pompano Beach, FL, thanked City Manager Harrison for the ride-along to assess substation sites and requested updates on pricing and next steps. She questioned the cancellation of the Dr. Martin Luther King Jr. March and Parade despite prepared participants and manageable weather. Lastly, she sought clarification on comments about the parade being "too long," emphasizing community control over its events.

Tundra King, Pompano Beach, FL, appreciated the McNab and Botanical Garden presentation but urged the City to prioritize struggling schools in districts four and five, where closures loom. She called for greater City representation at school board meetings and the same commitment to education and crime prevention as seen in tourism projects. She also raised concerns about cuts to services for the unhoused and urged a budget reevaluation to address residents' needs.

Comr. Perkins announced the second annual meeting with Pompano Beach principals to collaborate with the community and stakeholders. She will provide updates on their presentations and needs.

Vice Mayor Fournier stated she regularly communicates with principals and school board members. She noted that schools in District Three also need attention and confirmed that no Pompano schools are currently on the closure list. She assured that some officials are actively engaged in addressing school-related issues.

Carlene Duncan, 1851 NW 15th Street, Pompano Beach, FL, thanked City Manager Harrison and Comr. Smith for donating to Faith Florida - Faith, Hope, and Love. She expressed frustration over delays in the MLK parade, noting that attendees waited in the rain. She recounted a BSO officer questioning the start time and later citing rain and potholes as reasons for the delay. Ms. Duncan disputed these claims and asserted that the decision came from Aaron Hall and BSO. She was cut off due to time limits but attempted to continue speaking.

Wayne Vereen [no address provided] emphasized the significance of Dr. Martin Luther King Jr. Day, highlighting King's dedication to justice and peace. He expressed disappointment over the cancelation of the MLK parade, stating that King never stopped marching despite adversity. He urged the City to honor King's legacy by ensuring future celebrations continue regardless of weather conditions.

Hunter O'Hanian, 401 North Riverside Drive, Unit 508, Pompano Beach, FL, summarized his letter to the Commission, expressing concerns over rapid residential development on the barrier island. He noted that while redevelopment around the fishing pier has been successful, outside developers have diminished community assets and increased infrastructure strain. He urged the City to implement a 90-day moratorium on large projects to assess their impact on traffic, housing, and infrastructure. He also called for updated ordinances to improve resident notification and engagement in development decisions.

Comr. Fesik thanked Mr. O'Hanian for his email and acknowledged residents' concerns about development. She invited him and others to attend a workshop tomorrow at 2:00 PM to discuss overlay districts and development requirements.

Mike Skversky, 1630 SW 5th Avenue, Pompano Beach, FL, raised concerns about contract oversight, emphasizing that smaller contracts often contain inflated costs. He cited examples, including a \$6,500 contract to paint trim at a pavilion and a \$191,000 contract that bypassed Commission approval. He urged the Commission to scrutinize all contracts, regardless of size, to prevent waste and potential misconduct.

City Clerk Alfred stated the 30 minutes allotted for Audience to be Heard has been reached. Mayor Hardin stated all remaining speakers will be heard at the conclusion of the Agenda.

D. CONSENT AGENDA

Mayor Hardin requested a motion to Approve/Adopt Items 1 through 14 under the Consent Agenda.

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

1. [25-134](#) 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 POMPANO COWBOYS BOOSTER CLUB, INC. TO ORGANIZE AND MANAGE FOOD TRUCK EVENTS AT MCNAIR PARK AND CENTER; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark A. Beaudreau)

A motion was made by Vice Mayor Fournier, seconded by

Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2025-58

2. [25-153](#) 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 POMPANO TIGERS ELITE, INC. TO UTILIZE THE SANDSPUR PARK TO PROVIDE A YOUTH COMPETITIVE TRAVEL CHEERLEADING PROGRAM; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Mark A. Beaudreau)

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

Enactment No: RES. No. 2025-59

3. [25-152](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FDOT DISTRICT FOUR (4) AMENDMENT NUMBER THIRTY-ONE (31) TO INCLUSIVE LANDSCAPE MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR ADDITIONAL LANDSCAPE IMPROVEMENTS IN THE RIGHT-OF-WAY OF STATE ROAD 5 (NORTH FEDERAL HIGHWAY) FROM MILE POST 8.903 TO MILE POST 8.938; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Robert McCaughan)

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

Enactment No: RES. No. 2025-60

4. [25-140](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **QUENTON THOMPkins SR.** TO THE CHARTER AMENDMENT ADVISORY BOARD OF THE CITY OF POMPANO

BEACH AS APPOINTEE OF COMMISSIONER BEVERLY PERKINS, 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 Fournier, seconded by Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2025-61

5. [25-143](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **KENNETH STOLAR** TO THE COMMUNITY APPEARANCE COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER BEVERLY PERKINS, 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 Fournier, seconded by Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2025-62

6. [25-144](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **CARMEN JONES** TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER BEVERLY PERKINS; SAID 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 Fournier, seconded by

Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2025-63

7. [25-145](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **KIMBERLY HARMON** TO THE CULTURAL ARTS COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER BEVERLY PERKINS, 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 Fournier, seconded by Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2025-64

8. [25-147](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **BRIAN ANTHONY CAMPBELL** TO THE EDUCATION ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BEVERLY PERKINS, 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 Fournier, seconded by Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2025-65

9. [25-148](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **NOVICE JOHNSON** TO THE EDUCATION ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS ALTERNATE APPOINTEE OF COMMISSIONER BEVERLY PERKINS, 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 Fournier, seconded by Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2025-66

10. [25-149](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **TUNDRA KING** TO THE PLANNING AND ZONING BOARD/ LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER BEVERLY PERKINS, 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 Fournier, seconded by Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2025-67

11. [25-150](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **LINDA THOMAS** TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BEVERLY PERKINS, 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 Fournier, seconded by Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2025-68

12. [25-151](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO

BEACH, FLORIDA, APPOINTING **ADA ROGERS** TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, AS ALTERNATE APPOINTEE OF COMMISSIONER BEVERLY PERKINS, 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 Fournier, seconded by Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2025-69

13. [25-158](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **LUCRETIA HICKS** TO THE PARKS AND RECREATION ADVISORY BOARD OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BEVERLY PERKINS, 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 Fournier, seconded by Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2025-70

14. [25-163](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **RICHARD J. LEYS** TO THE PARKS AND RECREATION ADVISORY BOARD OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF MAYOR REX HARDIN, 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 Fournier, seconded by Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2025-71

E. REGULAR AGENDA

QUASI-JUDICIAL PROCEEDING

City Attorney Berman advised that Item 15 is listed under Quasi-Judicial Proceeding and is 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.

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

15. [25-133](#) P.H. 2025-24: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A PORTION OF A 24-FOOT-WIDE ACCESS EASEMENT LOCATED SOUTH OF PARK CENTRAL BLVD., NORTH OF COPANS ROAD AND WEST OF NORTH ANDREWS AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

Jean Dolan, Development Services Department, stated that this is a request to abandon a 24-foot-wide access easement on a parcel located at 200 West Park Central Boulevard, which is situated north of Copans Road and west of North Andrews Avenue. This lot was developed without utilizing the access easement originally included in plans dating back to the 1980s. Furthermore, Ms. Dolan noted that all service providers have submitted letters expressing no objections to the abandonment. The Planning and Zoning Board unanimously recommended approval during their hearing on December 18, 2024, and the staff is also in favor of this decision.

Mayor Hardin sought public input on the item.

Delvin King came forward to the podium. Mayor Hardin asked him to provide his address for the record. Mr. King only provided "Pompano" and indicated he hadn't been sworn in yet. The Mayor then prompts him to be sworn in.

City Clerk Alfred placed Mr. King under oath.

Mayor Hardin inquired whether it is permissible for someone to simply mention "Pompano" when asked to provide an address during a quasi-judicial proceeding. Mr. Berman responded that if the individual only states "Pompano," the value of that testimony would be at the discretion of the listeners.

Delvin King inquired about the MLK parade, but Mayor Hardin clarified that his question was not relevant to the main topic of Item 15. Mr. King then asked if he would still have his three minutes to speak, to which Mayor Hardin confirmed he could provide testimony related to Item 15.

There being no further speakers, Mayor Hardin closed public input and welcomed further Commission discussion; however, no one commented on the item.

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

Yes: Fesik
Perkins
Sigerson-Eaton
Smith
Fournier
Hardin

END OF QUASI-JUDICIAL PROCEEDING

16. [25-105](#) Approval to issue purchase orders to Ferguson Enterprises, LLC, for the as-needed annual purchases of Neptune Water Meters, Parts, and Accessories, based on section 32.45 (Standardization) of the City Code of Ordinances.
(Fiscal Impact: \$12,200,000 to be spent over the next two years)

(Staff Contact: A. Randolph Brown)

Randolph Brown, Utilities Director, stated this represents the progress in the City's efforts to utilize bond funds for purchasing a reef retrofit for the automatic meter reading system. The project involves collaboration with Ferguson to standardize the usage of Neptune meters throughout the city.

Mayor Hardin sought further public input on the item and, receiving none, he moved on to Commission discussion.

The Vice Mayor mentioned that she had inquired about this with city staff, and while she appreciated all the

responses received, the City had originally issued the bonds alongside a specific list of projects. Therefore, the City will now be moving forward with one of those commitments, to implementing a system-wide upgrade to the meters and ensuring they are standardized with the technology that best integrates with the existing systems.

Mayor Hardin inquired about the meters' lifespan, to which Mr. Brown responded that they last 20 years, which is double the duration of the current meters.

Comr. Fesik inquired about the maintenance program or warranty for a device with a 20-year lifespan. Mr. Brown explained that the device has no moving parts, which prevents wear and tear. Mayor Hardin noted that it could potentially last longer than 20 years based on this information.

A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Approval Request / Regular Agenda be APPROVED. The motion carried by the following roll call vote:

Yes: Fesik
Perkins
Sigerson-Eaton
Smith
Fournier
Hardin

17. [25-155](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE PURCHASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH, AS LESSEE, AND TD EQUIPMENT FINANCE, INC., AS LESSOR, WITH RESPECT TO THE ACQUISITION, PURCHASE, FINANCING AND LEASING OF CERTAIN EQUIPMENT; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AND AUTHORIZING ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$9,441,031 over 5 year lease term)

(Staff Contact: Allison Feurtado)

Allison Feurtado, Finance Director, stated that the Finance Department reviewed bank proposals for financing equipment approved in the 2024-2025 capital outlay budget. TD Bank offered the best terms with a fixed 3.839% interest rate over five years. She requested approval to proceed with the agreement, set to close on February 4, 2025.

Mayor Hardin sought further public input on the item and, receiving none, he moved on to Commission

discussion.

Comr. Perkins questioned who determined that TD Bank's proposal was in the City's best interest. Ms. Feurtado clarified that the decision was made by management in consultation with the City's financial advisor, based on the RFP summary and the best available rate. When asked if the purchase agreement was an emergency, Ms. Feurtado explained that the equipment was included in the five-year capital outlay budget and that the City was now securing financing for the items.

Vice Mayor Fournier questioned who determined TD Bank's selection. She also suggested capital projects be reviewed more thoroughly in budget sessions. She asked if the Resolution authorized issuing RFPs, and Ms. Feurtado clarified that financing is secured first, with departments handling procurement. Vice Mayor Fournier inquired whether large purchases like fire engines would return for Commission approval. Ms. Feurtado stated they should but deferred specifics to department thresholds. Vice Mayor Fournier requested clarification on the dollar threshold for Commission review.

Vice Mayor Fournier asked if RFPs would be issued soon for the approved items. City Attorney Berman confirmed that once financing is secured, departments will procure items at the best prices.

Mary Rivero, Director of Procurement and Contracts, stated that items over \$200,000 must receive Commission approval and explained that some purchases, like fire trucks, would use piggyback contracts instead of new bids. In response to Vice Mayor Fournier's inquiry, City Attorney Berman clarified that the bank agreement allows the City to execute leases for pre-approved equipment, which had already been included in the budget.

Mayor Hardin asked for clarification on whether the fire truck purchase would return for Commission approval. Ms. Rivero confirmed it would, explaining that a piggyback contract had been identified. She noted that while other large purchases are also expected to come before the Commission, she had only worked directly on the fire truck procurement so far.

Discussion ensued regarding the urgency of approving the item, wherein Ms. Feurtado emphasized that if the item is postponed, she will not be able to finalize the finance closing scheduled for February 4, 2025. Consequently, she will need to rebid the financing.

Comr. Fesik asked for clarification on how piggybacking works for purchasing certain items. Ms. Rivero explained that organizations like Sourcewell negotiate bulk pricing for commonly purchased assets, such as fire trucks, allowing cities to leverage pre-negotiated terms for better pricing. She noted that Broward County has specific fire truck requirements and vendors, which the City can utilize through piggyback contracts to streamline procurement.

Comr. Fesik asked if supporting documentation for the fire truck purchase could be reviewed before Commission approval. City Manager Harrison clarified that the agenda item is solely for lease purchase financing, not equipment purchases, allowing the City to finance \$9 million instead of paying upfront.

Comr. Fesik asked how cost estimates were determined and whether any purchases had been committed to.

Ms. Feurtado clarified that no purchases had been made yet. Departments estimated costs based on experience and preliminary quotes to secure financing.

Mayor Hardin noted that larger items like the fire truck were in the approved budget, while some smaller ones may not have been. He clarified that the lease purchase agreement secures financing, but purchases like the fire truck still require procurement and Commission approval.

Comr. Sigerson-Eaton asked if the lease purchase agreement functions like a locked-in line of credit for various department needs. She noted that while major purchases require approval, smaller items like HVAC units may not need an RFQ. She emphasized the benefit of financing unexpected expenses through this agreement and sought confirmation that this was the intent.

Vice Mayor Fournier questioned procurement changes and spending thresholds, asking which purchases would return for Commission approval. City Manager Harrison clarified that the agenda item was for financing, not purchases, and the items were already approved in the budget.

Ms. Rivero explained that under the revised Ordinance, non-construction purchases over \$200,000 and construction projects over \$300,000 require Commission approval. Previously, the threshold was \$75,000. Construction purchases under \$300,000 can be approved with concurrence from the City Manager, City Engineer, and herself.

Discussion continued between Comr. Sigerson-Eaton and Vice Mayor Fournier regarding concerns with the process. Comr. Sigerson-Eaton emphasized that city staff have identified essential equipment needed for maintenance, which is crucial for landscaping crews to operate effectively amidst increasing demands. She finds no issue with this process and is puzzled by the hesitation in approving the requests or second-guessing staff requirements. Comr. Sigerson-Eaton was curious if there are concerns about inappropriate actions, as she does not share that impression.

Vice Mayor Fournier acknowledged that the equipment in the budget is necessary for the City's operations but expressed concern about recent changes in procurement. She noted that she and former Comr. Moss opposed these changes and highlighted the issue of granting a blank check for purchases up to \$200,000 and construction up to \$300,000, which is inconsistent with practices in comparable cities.

Comr. Fesik asked about the impact of not approving the agreement by February 4. Ms. Feurtado explained that without financing, none of the approved capital items could be purchased, and the request would have to be resubmitted in the next cycle.

A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be ADOPTED.. The motion failed by the following roll call vote:

Yes: Sigerson-Eaton

Smith

Hardin

No: Fesik

Perkins

Fournier

18. [25-46](#) **P.H. 2025-14: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 34, "CITY POLICY," TO COINCIDE WITH THE TERMS OF THE 2024-2027 GENERAL EMPLOYEES COLLECTIVE BARGAINING AGREEMENT BY AMENDING SECTION 34.108, "PAY PLANS," TO ADJUST THE PAY AMOUNTS FOR TEMPORARY POSITION UPGRADES; BY AMENDING SECTION 34.110, "MERIT SALARY INCREASES," TO REFLECT PERFORMANCE PAY INCREASES; BY DELETING SECTION 34.113 "LONGEVITY INCREASES," IN ITS ENTIRETY; BY AMENDING SECTION 34.126, "PROBATIONARY PERIOD," TO CHANGE THE PERIOD TO SIX-MONTHS FOR NEW HIRES; BY AMENDING SECTION 34.127, "HOURS OF WORK," TO INCORPORATE THE TEN HOUR WORKDAY; BY AMENDING SECTION 34.128, "LEGAL HOLIDAYS," TO ADD NEWLY OBSERVED HOLIDAYS; BY AMENDING SECTION 34.129, "VACATION LEAVE," TO ADJUST THE APPLICABLE VACATION CREDITS FOR FULL TIME EMPLOYEES; BY AMENDING SECTION 34.130, "SICK LEAVE," TO ADD ACCUMULATED TIME FOR THE TEN HOUR WORK DAY AND TO REFLECT THE MAXIMUM PAYOUT UPON SEPARATION FROM THE CITY; BY AMENDING SECTION 34.132, "LEAVE OF ABSENCE," TO INCREASE LEAVE WITH PAY BENEFITS; AND BY AMENDING SECTION 34.135, "OUTSIDE STUDY COURSES," TO CHANGE THE ELIGIBILITY PERIOD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JANUARY 14, 2025

(**Staff Contact:** Brian Donovan/Lisa Sonogo)

Lisa Sonogo, Human Resources Department, presented the item and stated that this Ordinance is a follow up on the recently negotiated general employees' collective bargaining agreement. This is the second reading of the Ordinance, and 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 Fournier, seconded by

Commissioner Sigerson-Eaton, that the Ordinance / Regular Agenda be ADOPTED. The motion carried by the following roll call vote:

Yes: Fesik
Perkins
Sigerson-Eaton
Smith
Fournier
Hardin

19. [25-106](#) **P.H. 2025-22: (PUBLIC HEARING 2ND 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 THE TABLE OF CONTENTS; BY AMENDING SECTION 155.4201., "GENERAL,"; BY AMENDING SECTION 155.4208., "INSTITUTIONAL: GOVERNMENT USES,"; BY AMENDING SECTION 155.4215., "COMMERCIAL: BOAT AND MARINE SALES AND SERVICE USES,"; BY AMENDING SECTION 155.4219., "COMMERCIAL: MOTOR VEHICLE SALES AND SERVICE USES,"; BY AMENDING SECTION 155.4222., "COMMERCIAL: RETAIL SALES AND SERVICE USES - RETAIL SALES,"; BY AMENDING SECTION 155.4226., "INDUSTRIAL: INDUSTRIAL SERVICES USES,"; BY AMENDING SECTION 155.4227., "INDUSTRIAL: MANUFACTURING AND PRODUCTION USES,"; BY AMENDING SECTION 155.4228., "INDUSTRIAL: WAREHOUSING AND FREIGHT MOVEMENT USES,"; BY AMENDING SECTION 155.4303., "STANDARDS FOR SPECIFIC ACCESSORY USES AND STRUCTURES,"; BY AMENDING ARTICLE 9, "DEFINITIONS AND INTERPRETATION," PART 5, "TERMS AND USES DEFINED,"; BY AMENDING APPENDIX, A: "CONSOLIDATED USE TABLE," TO CLARIFY AND DISTINGUISH OUTDOOR ACTIVITIES PERFORMED DURING BUSINESS HOURS AND OUTDOOR STORAGE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JANUARY 14, 2025

(Staff Contact: Max Wemyss)

Max Wemyss, Principal Planner, announced that this is the second reading of the Ordinance and noted that there have been no changes since the first reading. He mentioned that he has not received any input or discussion that would require further follow-up.

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 Fournier, seconded by Commissioner Sigerson-Eaton, that the Ordinance / Regular Agenda be ADOPTED. The motion carried by the following roll call vote:

Yes: Fesik

Perkins

Sigerson-Eaton

Smith

Fournier

Hardin

Enactment No: ORD. No. 2025-20

20. [25-154](#) **P.H. 2025-30: (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 MULTI-YEAR AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND CRS MAX CONSULTANTS, INC., FOR PROFESSIONAL SERVICES RELATED TO THE COMMUNITY RATING SYSTEM (CRS) PROGRAM; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$36,500 (Year 1 \$23,500; Year 2&3 \$6,500))

(Staff Contact: Jean Dolan/ Christina Viala)

Jean Dolan, Development Services Department, presented a three-year contract for CRS Max to assist with the City's CRS program, which operates on a three-year cycle. The City has worked with CRS Max annually since 2015, but this is the first multi-year agreement. The CRS program, administered by FEMA, provides flood insurance discounts based on community efforts. The City currently holds a CRS score of six, granting a 20% discount. The contract aims to streamline administration and ensure continued program support.

Mayor Hardin sought further public input on the item and, receiving none, he moved on to Commission discussion.

Comr. Perkins asked if a consultant was necessary for the CRS program. Ms. Dolan emphasized CRS Max's expertise in navigating the complex system and ensuring compliance. She provided an example of how they helped overturn an unfair rating decision in 2018, securing the City's current CRS score of six. She noted their role in preventing errors that could impact flood insurance discounts.

Mayor Hardin asked about the value of the City's 20% flood insurance discount. Ms. Dolan stated that in 2022, the savings totaled \$1,128,836, with most benefiting properties in special flood hazard areas. She explained that while FEMA no longer provides exact estimates due to risk rating changes, the savings likely increase as premiums rise. She noted that the average savings per policy is around \$100, which benefits the local economy.

Comr. Fesik asked if the contract was strictly for consulting services with no additional purchases or invoices. Ms. Dolan confirmed it is a standard service contract focused on remote paperwork.

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

Yes: Fesik
Perkins
Sigerson-Eaton
Smith
Fournier
Hardin

21. [25-157](#) **P.H. 2025-31: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 155 “ZONING CODE” BY AMENDING SECTION 155.3708, “DOWNTOWN POMPANO BEACH (DP) OVERLAY DISTRICT” TO MODIFY THE DESIGNATION OF CERTAIN PARCELS FROM “RESIDENTIAL REQUIRED” TO “OPTIONAL RESIDENTIAL” WITHIN THE DENSITY REGULATING PLAN; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Max Wemyss)

Max Wemyss, Principal Planner, explained that the item is an applicant-submitted text amendment. Mr. Wemyss informed that the applicant wished to open a privately run pickleball court; however, with the current zoning regulations, they would be required to build 36 residential units above the pickleball courts. Mr. Wemyss presented an informative presentation on the applicant’s proposal, a copy of which is attached as **Exhibit 1**. To conclude, Mr. Wemyss expressed that staff and the Planning and Zoning Board recommend approval.

Mayor Hardin asked if the applicant would like to make a presentation.

Robert Lochrie, 699 N. Federal Highway, Fort Lauderdale, FL, spoke on behalf of the applicant and property owner. Mr. Lochrie reiterated that this is only a change to the map of the zoning district but does not change any uses; it just allows putting an already permitted use on the property without building a residential tower over it. Mr. Lochrie informed that a mailer was sent out to residents in the area of the property to inform them about the project and held a public meeting for residents who had further questions or concerns.

Mayor Hardin sought public input on the item.

Amy Mahaney, 705 NE 12th Ave, Pompano Beach, FL, expressed that she is a fan of all the changes to the area. Ms. Mahaney stated she believes these vacant areas need to be activated to deter crime in the area and likes the contrast of the tall residential towers and the single-family residential homes.

Jackie Gordon-Jones stated she supports the item.

Gigi Goldman, 521 SE 10th Ave, Pompano Beach, FL, said she wholeheartedly supports the project without needing to build higher above it.

Heather Parnass, 481 SE 10th Ave, Pompano Beach, FL, expressed her support for the project because it is a healthy activity for adults.

Gail Rohl, 1221 SE 3rd Ave, Pompano Beach, FL, fully supported the item.

Boston Talbert, 2625 SE 2nd Street, Pompano Beach, FL, is impressed by all the improvements and development in the downtown area and stated that any improvement to fill empty spaces so as not to encourage vagrancy, drugs, and crime is crucial to the area. Mr. Talbert then gave an example of an issue he experienced with his son, where he needed to call BSO.

Eric Calvet, 401 SE 4th Street, Pompano Beach, FL, gave his support for the item.

Melissa Calvet, 401 SE 4th Street, Pompano Beach, FL, stated she believes this project will be a great asset to downtown Pompano.

Matt Cappiello, 160 SE 3rd Street, Pompano Beach, FL, said that when he drives past the City's pickleball courts, they are always in use, and people are always waiting to play. He stated that more outdoor recreational activities are a big plus over continued residential development.

Carlene Duncan, Pompano Beach, FL, expressed that she does not support the item.

Mike Linder, Fort Lauderdale, FL, said that he believes this project will bring good people to the area who will spend money and will bring athletics and hobbies to the residents.

Mike Skversky, 1630 SW 5th Ave, Pompano Beach, FL, gave his support of the item and asked about the number of courts, the lighting, and the hours. Mayor Hardin stated that the attorney would address those questions in his closing comments.

Jackie Moreland, 1526 NW 7th Lane, Pompano Beach, FL, gave her support on the item and said she enjoys seeing the smiling faces on the Commission for this item and wants to see the smiles when she presents items.

Jocelyn Jackson [no address provided] supports the item, especially since this development will change the

demographic in the area and deter crime.

Mr. Lochrie spoke again to respond to the questions asked by residents. He explained that the plans for the pickleball facility have not yet been approved, but the plan is to have a total of 17 courts: 4 open air, 3 in the existing building, and 10 that will be covered. There will be lights, and hours have not yet been determined, but they will comply with City codes.

There being no further speakers, Mayor Hardin closed public input and invited further Commission discussion on the item.

Vice Mayor Fournier thanked Mr. Lochrie for doing the community outreach to ensure they were informed of the project. She stated that she always wants fewer tall buildings and more fun things to do. Vice Mayor Fournier expressed her concern that if the pickleball applicant fell through, could there end up being a shopping center full of vape shops across from the middle school. Mr. Wemyss stated that would be a permitted use for that property; however, he won't say that he would support that. Vice Mayor Fournier stated that she would like to review the uses in the code to try to mitigate the ease of vape shops opening in the City. Additionally, she expressed her concern that when it rains, the children across the street, at Pompano Middle School, are walking to school in ankle-deep water. She stated that any help from the developer, as they are covering green space with concrete, to assist with this issue for the school would be greatly appreciated.

Comr. Fesik applauded the creative thinking with this project and how it is giving the neighborhood something good.

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

Yes: Fesik
Perkins
Sigerson-Eaton
Smith
Fournier
Hardin

22. [25-98](#) **P.H. 2025-25: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 51, "SEWERS," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH BY AMENDING SECTION 51.05, "WASTEWATER TARIFF," TO MODIFY RATES AND CHARGES FOR SEWER SERVICE; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: A. Randolph Brown)

Randolph Brown, Utilities Director, stated the recommendation was an increase in wastewater rates to cover rising County treatment costs, comparing it to routine utility bill. He introduced Elaine Conti from Raftelis Consulting to present further details.

Elaine Conti, Executive Vice President, Raftelis Financial Consultants, Inc., began her presentation and reviewed the following: Detailed Single-Family Customer Impacts and Local Comparison for Average Single-Family Customer (using 8kgal). Attached as **Exhibit 2** is a copy of Ms. Conti's entire presentation.

Comr. Sigerson-Eaton clarified a previous statement, correcting that District 2, not District 4, pays for water directly to the County.

Mayor Hardin sought public input on the item.

Dwayne Rivera, Southeast 7th Avenue, Pompano Beach, FL, urged the City to keep water and sewer rates low, emphasizing the financial burden on retirees like his parents. He pointed out increased tax revenue from new homes on his street and asked the City to consider this additional income when setting rates.

Mike Skversky, 1630 Southwest 5th Avenue, Pompano Beach, FL, voiced strong opposition to the water rate increase, emphasizing the financial strain on retirees and low-income residents. He noted his own water bill had already risen by 12% in recent months and argued that continued increases are unsustainable. He urged the City to find alternative funding solutions, suggesting higher rates only for high-usage customers while keeping costs low for others.

Jackie Moreland, 1526 Northwest 7th Avenue, Pompano Beach, FL, expressed concern over rising water bills, stating her costs have increased more than 12% in recent months. She asked if the proposed increase is capped and whether alternative solutions could be considered instead of further rate hikes. She noted that additional charges, such as taxes and garbage fees, add to the burden, especially for residents like her 91-year-old mother.

Carlene Duncan [no address provided] criticized the water rate increase, stressing the impact on fixed-income residents. She urged the City to reconsider, echoing concerns about affordability raised by others.

Jocelyn Jackson [no address provided] shared concerns about rising water bills and recounted her own experience with a faulty toilet flapper causing a high bill. She asked if the City provides resources to help residents identify potential household issues that increase water usage. Mayor Hardin and Mr. Brown confirmed that conservation measures are available online through the utilities website and encouraged residents to explore options like reuse water to reduce costs.

Tundra King, Pompano Beach, FL, questioned the County's justification for the rate increase, expressing skepticism about receiving better services in return. She cited ongoing issues with 15th Street and a lack of

response from the County. She urged the City to explore alternatives to lessen the financial burden on struggling residents.

Mr. Brown stated that the customer service department connects struggling residents with outside agencies for assistance. Mayor Hardin emphasized that grant opportunities are available and encouraged residents in need to contact customer service for support.

Tangela Jackson Brown, 871 Northwest 6th Avenue, Pompano Beach, FL, acknowledged that while outside agencies offer assistance, funds are often limited, leaving many without help. She shared concerns about rising water costs affecting retirees like her mother, who returned home to enjoy retirement but now faces unpredictable bills. She urged the City to provide seminars or programs to educate and assist elderly residents, especially those who are not computer-savvy, suggesting outreach at community centers.

There being no further speakers, Mayor Hardin closed public input and invited further Commission discussion on the item.

Comr. Perkins supported the idea of providing more resources for residents struggling with rising water costs, suggesting flyers on water bills with information on assistance programs. City Manager Harrison noted that the utilities department already offers payment plans for those in need. Comr. Perkins emphasized that many residents are unaware of this option and urged better communication.

Vice Mayor Fournier emphasized better outreach for assistance programs. Next, she stated that the rate increase is a County pass-through based on usage. However, she stressed keeping property taxes stable to offset costs and criticized the emergency vote at the December 10, 2024, 1:00 PM meeting, urging future readings at 6 PM for transparency.

Mr. Brown stated that the customer service telephone number is 954-786-4637.

Comr. Fesik acknowledged receiving numerous concerns from District 1 residents, particularly condo owners, about rising costs. She expressed confidence in the explanation provided but emphasized her commitment to representing the voices of those who reached out.

Comr. Smith emphasized the City's efficient water system and the need to protect reserves. She urged residents with high bills to check for leaks and noted Pompano's rates are lower than many in Broward. She stressed that delaying approval risks City infrastructure funding.

Vice Mayor Fournier asked how the City would cover costs if the rate increase was not approved. Mr. Brown explained that the City would either drain reserves, already \$700,000 below target, or cut wastewater projects. He noted the increase amounts to \$1.73 per month per household and totals \$1 million annually. He confirmed that utility funding comes from fees, not taxes, and must be self-sustaining.

Mayor Hardin asked if other funding options were considered. Mr. Brown confirmed grants are sought but do not cover operational costs. He noted the City's low utility debt. Mayor Hardin outlined the gradual rate increases through 2029 and highlighted confusion over water bills, which include other fees. Mr. Brown

confirmed that meter systems alert residents to unusual water usage.

Comr. Fesik asked about ways to increase reserves to avoid future rate shocks. Mr. Brown explained that reserves are for emergencies, not daily operations, citing past costly repairs. He noted that cutting costs would mean reducing staff, chemicals, or projects, which isn't feasible in a growing city. Comr. Fesik acknowledged the effort to find alternatives and commended the department for maintaining reserves.

Mayor Hardin acknowledged that the City is reacting to a county-imposed rate increase and asked if the City had requested a reduction. Mr. Brown stated that all entities using the County's wastewater system received the same proportional increase and noted that the County operates efficiently. Mayor Hardin agreed that while maintaining responsible reserves is necessary, excess funds shouldn't be banked. He emphasized that, like all residents, officials also pay sewage bills and understand the impact of the increase.

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

Yes: Sigerson-Eaton

Smith

Fournier

Hardin

No: Fesik

Perkins

23. [25-138](#) **P.H. 2025-26: (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 THIRD AMENDMENT TO THE LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND PROSERVE CONCEPTS, LLC, PROVIDING SERVICES AS THE HEAD TENNIS PROFESSIONAL FOR THE POMPANO BEACH TENNIS CENTER; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark A. Beaudreau)

Mark Beaudreau, Recreation Director, provided insights into the partnership with Proserve Concepts, the approved vendor for the head tennis professional services since March 2019. This agreement, originally set for five years, includes an option for two additional one-year renewals, with the current year being the last of this renewal period. Proserve Concepts oversees all tennis-related activities at the center, including professional lessons, leagues, social events, tournaments, and various clinics and camps for both adults and children.

Currently, the tennis center boasts 323 memberships that encompass child, adult, and family options. The financial arrangement stipulates that Proserve retains 80% of gross revenues from programs and lessons, while the city receives 20%. For pro-shop sales, Proserve takes 90%, with the city receiving 10%. In the last fiscal year, these agreements generated approximately \$128,000 in revenue for the City from the various revenue splits.

Mayor Hardin sought further public input on the item and, receiving none, he moved on to Commission discussion.

Comr. Perkins reported that work is underway on the youth center at Mitchell-Moore Annex. Additionally, Dr. Tammy Good is involved in the renovation of the tennis courts. She requested that city staff coordinate with the tennis coach to support the new program for youth. She believes the project is expected to be completed within the next four to five months.

Mr. Beaudreau confirmed that previous arrangements had been made and affirmed that it could be done again. Comr. Perkins mentioned uncertainty regarding the upgrade status of the tennis courts, which are expected to open in a few months. Plans are to convert one tennis court into a pickleball court, while the remaining courts will be dedicated to tennis.

Vice Mayor Fournier expressed concerns about the loss of tennis courts to pickleball, particularly at McNab Park and the tennis courts near Pompano High, noting that they need attention due to frequent emails received on the issue. Mr. Beaudreau confirmed that they are already addressing the situation.

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

Yes: Fesik
Perkins
Sigerson-Eaton
Smith
Fournier
Hardin

F. ADDITIONAL AUDIENCE TO BE HEARD

Mayor Hardin asked if there were any additional speakers signed up to speak under Audience to be Heard, to which City Clerk Alfred called the remaining person(s) who signed up to speak:

Tangela Jackson Brown, 871 Northwest 6th Avenue, Pompano Beach, FL, expressed support for the improvements being made in the downtown area. She emphasized the importance of ensuring that these developments are friendly for elderly residents. Mentioning her mother, who is relocating from Orlando, she

noted the significance of creating an environment where elderly individuals can comfortably enjoy the area. Appreciation was also directed toward the efforts underway in the community.

Tamara Smith, 233 Northeast 26th Street, Pompano Beach, FL, is the owner of Sweet Sensation Mini Donut. She expressed support for the Downtown Project.

Jocelyn Jackson [no address provided] expressed her appreciation for the late Ralph Grissett and thanked Mayor and Commissioner Perkins for attending his funeral. She held a community meeting at E. Pat Larkins where she and Vice Mayor Fournier and Comr. Fesik discussed various city programs. Alex Goldstein from Office of Housing and Urban Improvement provided information about first-time homebuyer programs, while Kelvin from the fire department shared resources with residents. Rachel Dailey, a school board representative, talked about available services for residents. Ms. Jackson also highlighted a childhood friend who is a trailblazing UPS feeder driver, emphasizing alternative career options for graduates. She plans to hold more community meetings to ensure residents receive valuable information, especially for those who may not be tech-savvy.

City Clerk Alfred called Delvin King, the final speaker who had signed up to speak. However, he was no longer in attendance.

G. NEXT SCHEDULED MEETING

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

January 29, 2025 at 2:00 p.m. - City Commission Workshop

February 11, 2025 at 1:00 p.m. - Regular City Commission Meeting

February 25, 2025 at 6:00 p.m. - Regular City Commission Meeting

H. REPORTS

City Manager's Report:

City Manager Harrison asked Nathaniel Watson, Utilities Field Superintendent, to highlight the recent Utilities award. Mr. Watson acknowledged the Commission's support and City Manager Harrison's efforts in maintaining a high-quality water system. He announced that the City received its second award from the American Water Works Association for outstanding water distribution, recognizing excellence in system maintenance and management.

City Attorney's Report:

No report.

City Clerk's Report:

City Clerk Alfred introduced a proposed change to streamline commissioner appointments to advisory boards. Instead of listing each appointment individually, all appointments would be consolidated into one Resolution for

clarity and efficiency. This effort aims to improve the appointment process and make it easier to track board assignments.

Comr. Fesik's Report:

Comr. Fesik requested a clearer timeline for road repaving and speed hump installations to improve communication with residents. It was confirmed a schedule exists and agreed to enhance public updates. She also sought clarification on McNab House project expenditures, noting discrepancies in previous discussions.

Nguyen Tran, CRA Director, stated that \$2.1 million has been spent to date on permits, repairs, and site work, with no grant funds used yet. The 2025 budget includes a \$22.5 million bond, with \$7 million set aside but not necessarily spent this year.

Comr. Fesik requested a more consistent timeline for receiving contract and consultant information, noting delays make it difficult to respond to residents' questions. She acknowledged that most requests are handled promptly but emphasized the need for timely access to key information. City Manager Harrison explained that multiple simultaneous requests can affect response time. Comr. Fesik suggested bundling related information and sharing it with all commissioners to streamline the process, which City Manager Harrison agreed to implement.

Comr. Fesik encouraged residents concerned about development in District 1 or downtown to attend the upcoming workshop to learn about overlay districts, density, and parking regulations. She emphasized its importance in understanding city planning. She also confirmed with City Manager Harrison that requested contract information would be provided by 7:00 PM the next day.

Comr. Perkins' Report:

Comr. Perkins clarified that the Black History Month proclamation was postponed at her request to ensure it was proclaimed in February.

Comr. Perkins requested a full-year report on consultants and professional services from the City and CRA but noted the CRA's response only covered October to December 2024 and lacked details. She asked City Manager Harrison to provide the full data for 2024, as well as 2023 and 2021, by the close of business Thursday. City Manager Harrison agreed and requested an email for clarity.

Comr. Perkins referenced an email from Tawana Thomas with suggestions for Jackson Park. She expressed interest in following up on the ideas and requested coordination to explore potential improvements.

Comr. Perkins asked for an update on Shot Spotter. Chief Ellwood stated that the City is piloting a new gunshot detection program, different from Shot Spotter, in the Northwest community. A tour is scheduled for Thursday at 4:00 PM to review its capabilities. The program is in a four-month evaluation phase, and updates will be provided once the assessment is complete.

Comr. Perkins expressed disappointment over the MLK parade cancellation and announced efforts to organize

a Black History Parade on February 17 to honor the Northwest Community's history. She requested city staff's support to expedite planning. While not a march, she welcomed participation from those who wished to walk. She acknowledged concerns about scheduling another parade but emphasized community interest in the event.

Comr. Sigerson-Eaton's Report:

No report.

Comr. Smith's Report:

Comr. Smith highlighted positives from the meeting, including Pickleball's popularity and over \$1 million in flood insurance savings for residents. She reported a 12% crime decrease in District 5 and 4% citywide. She invited residents to a wildlife discussion on February 3 at the Herb Skolnick Center and noted the strong turnout for the McNabb House presentation. She announced her participation in the Tiger Trail Festival 5K walk and closed with a Martin Luther King Jr. quote.

Vice Mayor Fournier's Report:

Vice Mayor Fournier, citing delays in financial data and procurement updates, proposed reinstating the 2008 Budget Review Committee to enhance oversight of the City's nearly \$500 million budget.

A motion was made by Vice Mayor Fournier, seconded by Commissioner Fesik, to bring forth a resolution to create a Budget Review Committee.

Mayor Hardin opened public input on the motion.

Tundra King, Pompano Beach, FL, agreed with Vice Mayor Fournier's proposal to reinstate the Budget Review Committee, emphasizing the need for accountability and transparency in the City's large budget.

Jackie Moreland, Pompano Beach, FL, supported reinstating the Budget Review Committee, emphasizing the need for fairness and equity across all districts. She noted that commissioners should have enough time and clarity on budget matters to ensure funding priorities align with district needs.

There being no further speakers, Mayor Hardin closed public input and invited further Commission discussion on the motion.

Comr. Perkins noted she had previously proposed reinstating the Budget Review Committee about two years ago. She requested staff to research its history, including reasons for its discontinuation, before moving forward with reestablishing it.

Comr. Fesik expressed a need for a review committee or resource for budget clarification. She emphasized the importance of professional, finance-minded individuals to guide responsible decision-making and streamline processes for timely, informed decisions.

Mayor Hardin stated he would not support the proposal, citing that qualified staff are available to explain the budget in detail. He noted the previous budget review committee took up staff time without achieving much and emphasized the existing oversight, including reviews by the City Commission and independent audits. He concluded that expecting a volunteer group to fully review the budget was unrealistic.

Vice Mayor Fournier acknowledged that some boards may accomplish little but noted that having different perspectives is valuable, especially regarding taxpayer money. She emphasized the importance of including others' opinions in decision-making. She also suggested that leadership requires compromise and urged the need for finding common ground rather than opposing ideas.

Discussion ensued about the previous budget review committee. Vice Mayor Fournier stated the committee was enacted in 2008, but was unsure when it was terminated. Comr. Smith asked Mr. Berman if he knew when and why it was terminated. Mr. Berman responded he does not know when it was terminated, but he recalls it was not a popular committee.

Mr. Berman stated he would work with the City Clerk to obtain information regarding the committee.

The motion carried by the following roll call vote:

Yes:Fesik

Perkins

Smith

Fournier

No: Sigerson-Eaton

Hardin

Vice Mayor Fournier expressed concerns about the City's consulting contracts, particularly those related to community outreach, and suggested revisiting Roca's responsibility for outreach. She proposed considering local community members, like Mike Skversky, for outreach roles and questioned the selection process for contracts. She also recommended sharing contracts over \$75,000 with the commission and revisiting the \$200,000 procurement threshold for better transparency.

A motion was made by Vice Mayor Fournier, seconded by Commissioner Perkins, to bring forth an ordinance amending the spending thresholds from \$200,000 to \$75,000.

Mayor Hardin sought public input on the motion.

Pastor Sherry Abram, 704 Northwest 10th Avenue, Pompano Beach, FL, expressed agreement with Vice Mayor Fournier, stating it's the right thing to do. She emphasized the need for fairness in granting services and contracts, highlighting the importance of oversight. As a resident and 42-year educator, she stressed the need to pay close attention to every penny spent and how funds are allocated.

Jackie Moreland, Pompano Beach, FL, expressed frustration with feeling the need to plead for fairness in contracts and city spending. She called for clear limits on consultant contracts and emphasized the need for transparency and accountability. She offered to advocate for the community without pay, highlighting her love for Pompano Beach and commitment to what's right.

There being no further speakers, Mayor Hardin closed public input and invited further Commission discussion on the motion.

Comr. Fesik addressed the city's lack of transparency, noting that residents feel information is not being shared openly. She expressed frustration with the difficulty in obtaining information, even in her role. She clarified that asking for transparency regarding taxpayer money is not nefarious but emphasized the concern over the lack of support for transparency.

Comr. Sigerson-Eaton expressed support for transparency but emphasized the complexity of managing a \$400-\$500 million budget. She opposed revisiting past commission decisions, such as overlay districts and transportation corridors, and clarified that her stance is not against transparency. She also explained the limitations on reallocating funds to schools and stated she would not support going back to previous approaches.

Comr. Fesik emphasized the importance of accountability and transparency in city spending, stating it is their responsibility to review and ensure proper allocation of resources. She clarified that asking questions and having professional oversight is not micromanaging but ensuring the city meets residents' needs.

Vice Mayor Fournier clarified that the discussion was about ensuring effective governance and making the best use of taxpayer dollars. She pointed out that other cities have lower spending thresholds than Pompano Beach's \$200,000, which she considered an outlier. She emphasized that her motion to lower the spending threshold to \$75,000 would not affect current projects but would ensure more oversight on purchases.

Comr. Smith suggested reviewing past contracts before revisiting the issue. Vice Mayor Fournier agreed but expressed concern that delays were causing problems, particularly for the Fire Department. She proposed bringing the Ordinance change back for discussion at the next meeting to allow time for review and ensure the issue is addressed.

The motion failed by the following roll call vote:

Yes:Fesik

Perkins

Fournier

No: Sigerson-Eaton

Smith

Hardin

Mayor Hardin's Report:

Mayor Hardin thanked everyone involved in the Jazz Fest event, noting it was a great success despite the weather. He addressed criticism regarding the cancellation of the MLK parade, clarifying that it was a group decision involving the private MLK committee. He encouraged the committee to work with city administration and Parks and Recreation to establish a rain date for next year's event, similar to the yuletide parade, to avoid future cancellations due to weather.

I. ADJOURNMENT

The meeting adjourned at 9:46 PM.

Rex Hardin, Mayor

Kervin Alfred, City Clerk

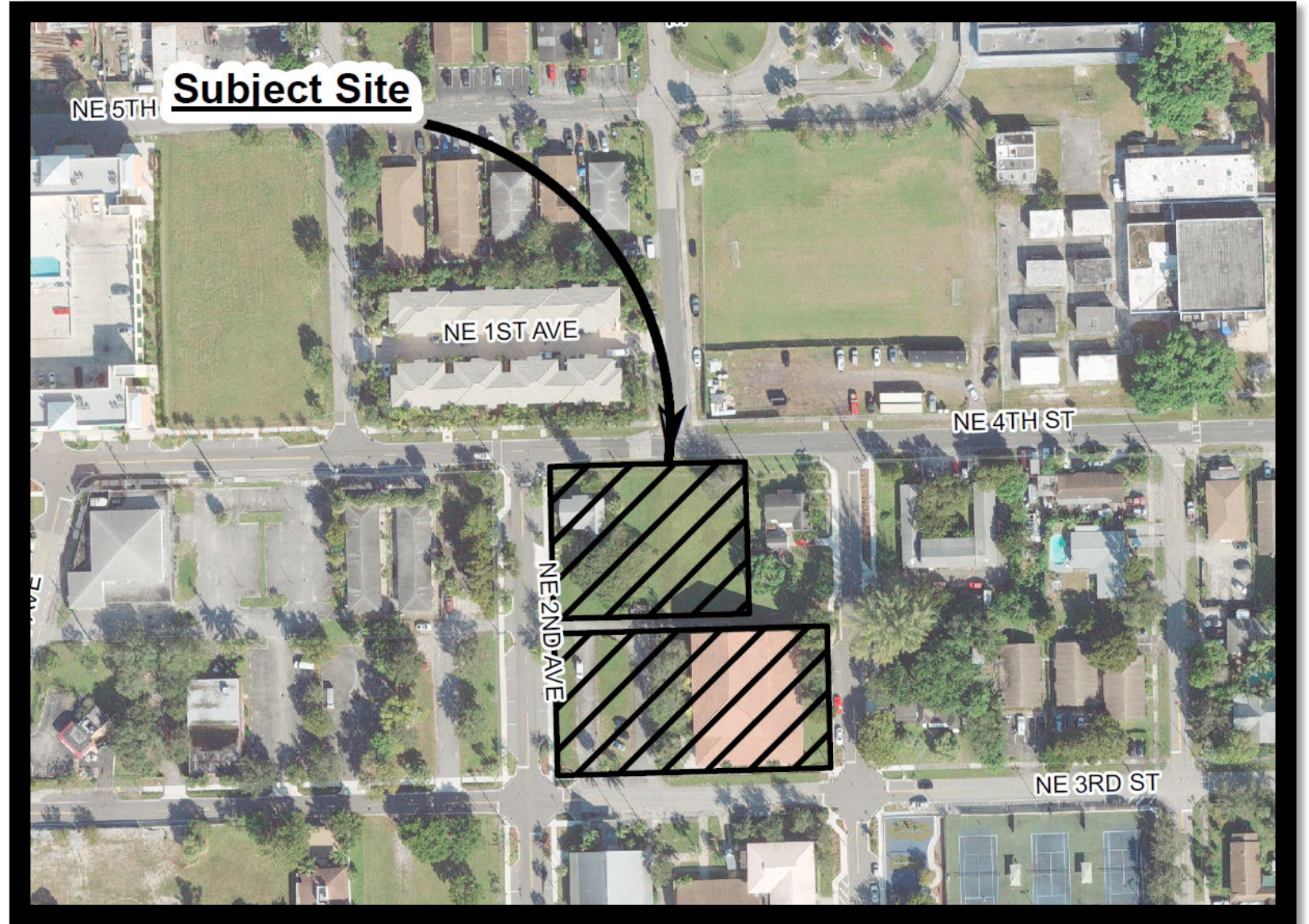
Publicly-Initiated Text Amendment
P&Z: 24-81000003
DPOD – Residential Use ~~Required~~ Optional



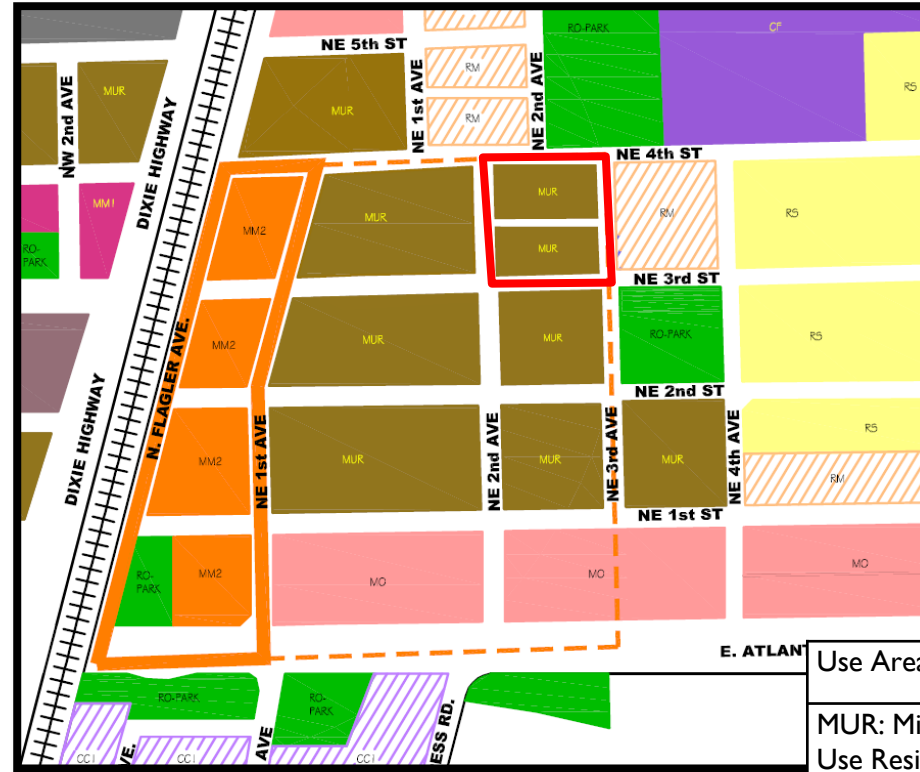
City Commission Meeting:
January 28, 2025

This is an aerial photograph of a residential neighborhood in Jacksonville, Florida. A red line outlines a specific area, likely a school district or a planning zone. The area is bounded by NW 1st St to the north, NW 10th St to the south, NW 1st Ave to the west, and NE 10th Ave to the east. A red rectangle highlights a specific property located between NW 4th St and NW 5th St, and between NW 2nd Ave and NW 3rd Ave. The map shows various residential streets, including NW 1st St, NW 2nd St, NW 3rd St, NW 4th St, NW 5th St, NW 6th St, NW 7th St, NW 8th St, NW 9th St, NW 10th St, NW 1st Ave, NW 2nd Ave, NW 3rd Ave, NW 4th Ave, NW 5th Ave, NW 6th Ave, NW 7th Ave, NW 8th Ave, NW 9th Ave, and NW 10th Ave. The St. Johns River is visible on the left side of the map. A red rectangle highlights a specific property located between NW 4th St and NW 5th St, and between NW 2nd Ave and NW 3rd Ave.

Context



Context



Historic Core Area

Historic Transition Area

Use Area	Residential Requirement	Non-Residential Requirement
MUR: Mixed Use Residential	<ul style="list-style-type: none"> For properties abutting Flagler Avenue, Not Permitted on 1st Floor For properties not abutting Flagler Avenue, Optional on 1st Floor For all properties, Optional on 2nd Floor For all properties, Required on 3rd Floor and above 	<ul style="list-style-type: none"> For properties abutting Flagler Avenue, Required on 1st Floor For properties not abutting Flagler Avenue, Optional on 1st Floor For all properties, Optional on 2nd Floor For all properties, Not Permitted on 3rd Floor and above

Proposed Text Amendment

CHAPTER 155: ZONING CODE

155.3708. Downtown Pompano Beach (DP) Overlay District

Amendments to Regulating Plans/Maps for DP Overlay District

Density Regulating Plan (Section 155.3708.F.1)



LEGEND	
DENSITY REGULATING PLAN	
(36-80)	(R.R.) RESIDENTIAL REQUIRED: (MIN. 36 UNITS / ACRE NET, MAX. 80 UNITS / ACRE NET).
(36-80) (O.R.)	(O.R.) OPTIONAL RESIDENTIAL : (1) (MIN. 36 UNITS / ACRE NET, MAX. 80 UNITS / ACRE NET).
(36-60)	(R.R.) RESIDENTIAL REQUIRED: (MIN. 36 UNITS / ACRE NET, MAX. 60 UNITS / ACRE NET).
(36-60) (O.R.)	(O.R.) OPTIONAL RESIDENTIAL: (1) (MIN. 36 UNITS / ACRE NET, MAX. 60 UNITS / ACRE NET).

Text Amendment Review Standards

The advisability of amending the text of this Code is a matter committed to the legislative discretion of the City Commission and is not controlled by any one factor. In determining whether to adopt or deny the proposed amendment, the City Commission shall weigh the relevance of and consider whether and the extent to which the proposed amendment:

1. Is consistent with the comprehensive plan;
2. Does not conflict with any provision of this Code or the Code of Ordinances ;
3. Is required by changed conditions;
4. Addresses a demonstrated community need;
5. Is consistent with the purpose and intent of the zoning districts in this Code, or would improve compatibility among uses and would ensure efficient development within the city;
6. Would result in a logical and orderly development pattern; and
7. Would not result in significantly adverse impacts on the natural environment, including but not limited to water, air, noise, storm water management, wildlife, vegetation, wetlands, and the natural functioning of the environment.

Action Summary

The Development Services Department finds that the applicants proposed amendment to the Downtown Pompano Overlay District Density Regulating Plan is supported by the Text Amendment Review Standards, supported by the applicant's submission and narrative response.

The Planning and Zoning Board provided a unanimous recommendation for approval to the City Commission at the December 18, 2024 Meeting.

City of Pompano Beach Utilities Department

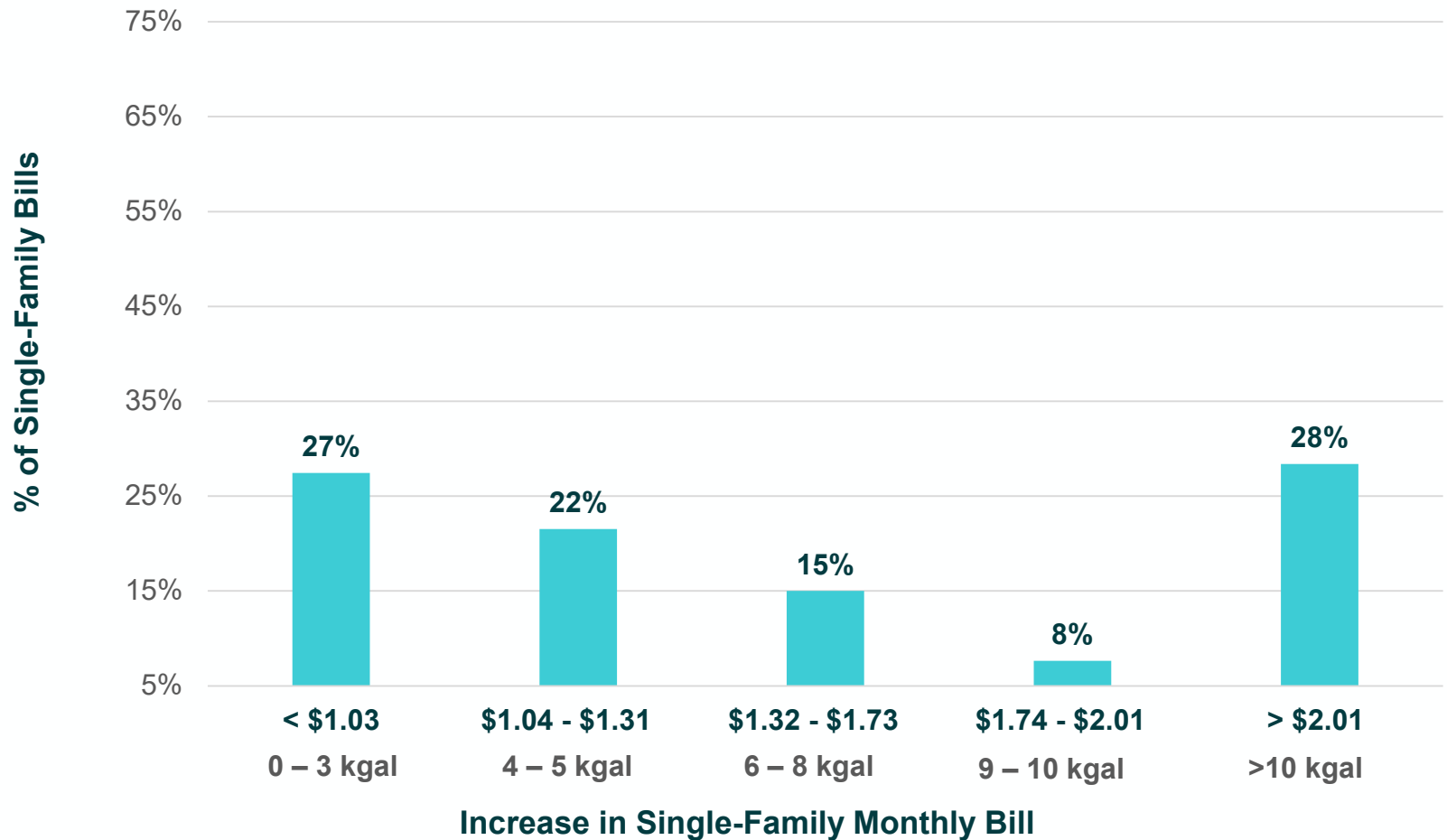
Review of Additional Wastewater Rate Increase

Revised Wastewater Rate Increases Needed

Year	FY 2025 March 1, 2025	FY 2026 October 1, 2025	FY 2027 October 1, 2026	FY 2028 October 1, 2027	FY 2029 October 1, 2028
Wastewater Rates ⁽¹⁾	3.50%	4.00% 7.50%	4.00% 7.50%	4.00% 7.50%	4.00% 7.50%
<i>Additional \$ Increase to Average Single-Family Customer Monthly Water/Sewer Bill (using 8,000 gallons)</i>	\$1.73	\$1.84	\$2.09	\$2.33	\$2.58

(1) Applied to fixed monthly charge and volumetric rates for all customer classes except multi-family fixed monthly charge.

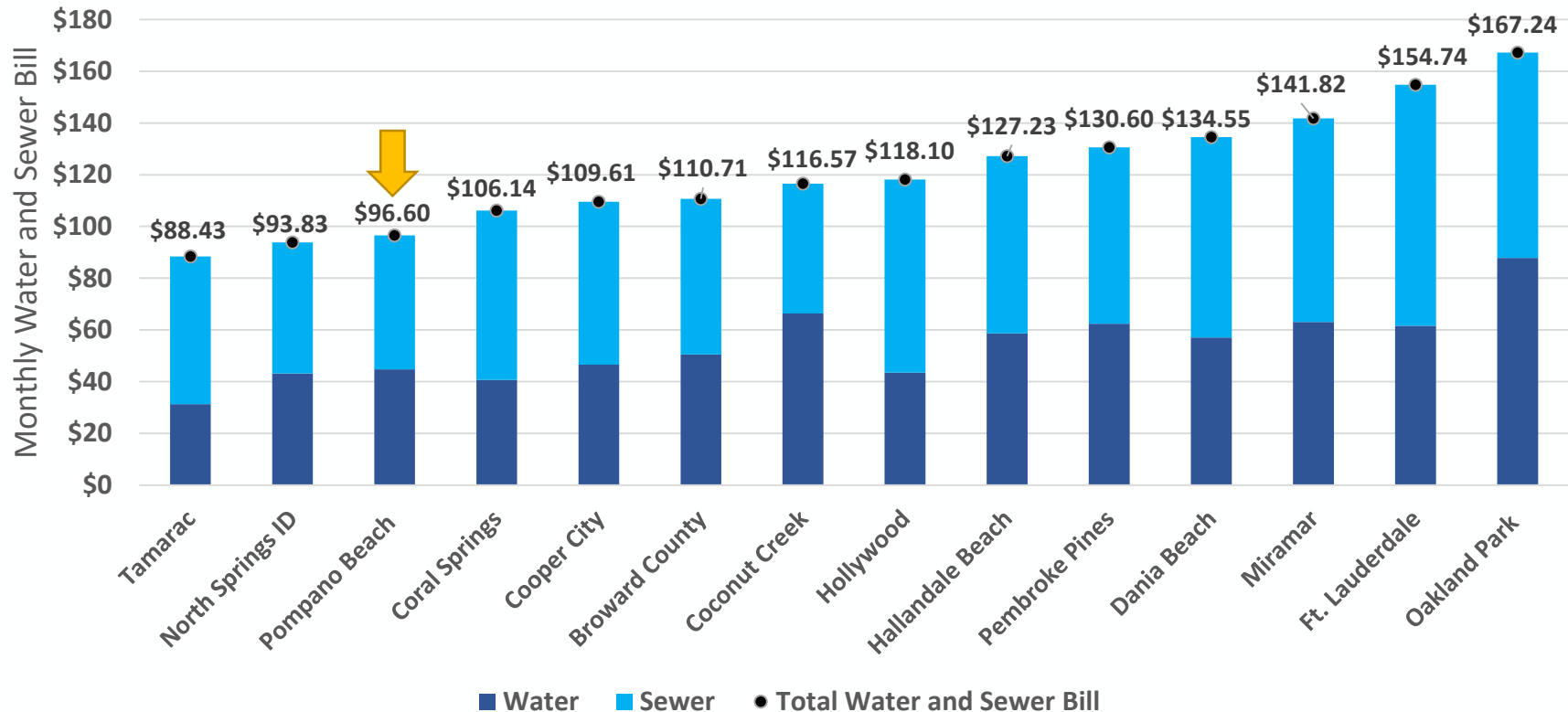
Detailed Single-Family Customer Impacts



About 50% of Single-Family customers will have an *additional* increase of *less* than \$1.31 per month in their monthly water/sewer bill in FY 2025.

Local Comparison for *Average* Single-Family Customer (using 8 kgal with ¾” meter)

Local Bill Comparison





Thank you!

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