



City of Pompano Beach

100 West Atlantic Blvd.
Pompano Beach, FL 33060

Detailed Minutes - Final

City Commission

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

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

Tuesday, May 23, 2023

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 Rhonda Eaton
Commissioner Alison Fournier
Commissioner Barry Moss
Commissioner Beverly Perkins
Vice Mayor Andrea McGee
Mayor Rex Hardin

INVOCATION

Pastor Tim Roberts of the First Presbyterian Church of Pompano Beach offered the invocation.

PLEDGE OF ALLEGIANCE

Led by Kervin Alfred, City Clerk

APPROVAL OF MINUTES

[23-515](#) Regular City Commission Meeting Minutes of May 9, 2023

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

APPROVAL OF AGENDA

A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Agenda be APPROVED AS SUBMITTED. The motion carried unanimously.

CONSENT AGENDA DISCUSSION

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

Mayor Hardin announced that no items would be pulled under the Consent Agenda for City Commission discussion.

A. SPECIAL PRESENTATION

[23-477](#) Presentation of the Actuarial Valuation Report for the City of Pompano Beach General Employees' Retirement System will be given by Mr. Todd Green, Board Actuary with Cavanaugh Macdonald Consulting, LLC.
(Fiscal Impact: N/A)

(Staff Contact: Greg Harrison)

Todd Green, Board Actuary with Cavanaugh Macdonald Consulting, LLC, presented the results of the October 1, 2022, Actuarial Valuation. He provided an overview of why the plan needs an actuary, basic retirement funding formula, actuarial valuation, and actuarial assumptions. He reviewed the active and retired memberships which included a 1.3% increase for active members for 2022 and a 6.2% increase for retired members for 2022. In total, there were 548 active members and 482 retired members in 2022. He noted the average salary was \$72,224, which was a 4.4% decrease, and the average benefit was \$34,070, which was a 2.3% increase for 2022. He added the average salary decreased in 2022 due to the COVID bonuses that were paid in the previous year. He reviewed the total payroll and benefits, totaling \$39.6M in salaries and \$14.3M in benefits. He reiterated that they project out future payrolls based on the active population. He continued by reviewing the following: Assets; Results of the Valuation; Historical Employer Contributions; Historical Accrued Liability and Funded Ratio; Change in Employer Contribution; Unfunded Liability Amortization Bases as of October 1, 2022; and Projected UAAL and UAAL Amortization Payments.

Mayor Hardin thanked Mr. Green and the Pension Board. He asked why the assumed rate of return was higher 10 years ago than today. Mr. Green reiterated that the assumed rate of return is forward looking, but noted the main driver is that the fixed income rate of return has dropped dramatically since the late 1990s. He said it may have bottomed out and fixed income has started to come back. He then spoke about inflation and higher interest rates in the past.

Mayor Hardin asked about mortality and COVID, to which Mr. Green stated that in the initial phases of COVID there was excess mortality. He said they do not know if it will change things in the future. He noted extra deaths were generally seen in the older population, which does not impact the plan significantly. He said the Society of Actuaries are taking a wait and see approach, however they may not know the real impact for

five or more years.

Mayor Hardin asked about potential future State mandates and plan impact. Mr. Green said the State may make the cities use the assumed rate of return in the future and that concerns him.

Comr. Fournier asked if there were significant changes in assumptions this year. Mr. Green answered there were no changes.

Comr. Fournier asked about the benefit jump in 2022. Mr. Green said the benefit change was being amortized over 12 years so it will drop at some point.

The Special Presentation was READ AND PRESENTED INTO THE RECORD.

23-527 Presentation of the 2023 Environmental Scholarships

Russell Ketchem, Director of Environmental Services, introduced John Casa Grande, Senior Vice President of Coastal Waste and Recycling and Beth Dubow, Recycling Coordinator for Pompano Beach.

Mr. Ketchem provided a brief background on the scholarship. Ms. Dubow recognized the scholarship recipients and their were as follows:

Scholarship Recipients

Lorelei Bennett
Sanam Patel
Ryley Bunn
Krithika Kondapalli
Ana Julia Campos
Harlem Howard
Ta’Nya Saunders
Brady Williams
Jessica Jiang

Mayor Hardin congratulated the recipients and thanked Coastal Waste and Recycling.

The Special Presentation was READ AND PRESENTED INTO THE RECORD.

23-526 Legislative Update

State Representative Patricia Williams said this has been the worst legislative session she experienced because it is an attack on democracy. She said people need housing, healthcare, and investments in small businesses and they were not addressed. She spoke about the abortion bill, permit-less gun carry, insurance companies, book bans, and the attack on the

LGBTQ community.

Ms. Williams reviewed the items she was able to secure appropriations for.

Ms. Yolanda Cash Jackson, Becker, introduced herself and thanked the Commissioners who came to Tallahassee. She thanked Representative LaMarca for his efforts during this year's legislative session. She also reminded the Commission they received SHIP, park, and cultural grant funding. She thanked Senator Pizzo and Senator Polsky for their support. Lastly, she mentioned additional grant funding opportunities the City could pursue.

Ms. Susan Goldstein, Legis Group, thanked the Commissioners who came up to the session and met with them.

Mayor Hardin thanked everyone for their efforts.

The Special Presentation was READ AND PRESENTED INTO THE RECORD.

B. PROCLAMATIONS

[23-463](#) Proclamation Proclaiming National Gun Violence Awareness Day

Mayor Hardin read the National Gun Violence Awareness Day proclamation. Ms. Susan El Sheikh, Volunteer Lead and Cristina Rodrigues, Co-Data Lead accepted the proclamation on behalf of Moms Demand Action.

The Proclamation was READ AND PRESENTED INTO THE RECORD.

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:

Kevin Eason, 2010 NW 5th Terrace, Pompano Beach, stated he was there to represent the new Westview Cemetery. He noted there are two lawsuits filed in appellate courts and they are awaiting dates. He stated the community has selected the Board, but they do not have control until litigation is cleared. He said the community is concerned about the 4.5 acres that are cleared. He said there are graves that need to be identified and examined. He introduced the chairman of the Board. He said they are here and still fighting.

Mary Phillips, 384 NW 19th Street, Pompano Beach, stated BSO has been doing a fantastic job keeping the homeless population away from her business. She said they always rise to the occasion. She spoke about the housing crisis and said the SHIP committee should be brought back since it affects everyone. She noted that Marcum Elementary School has an issue with flooding, and she asked the City to assist.

Roderick Phillips (no address provided) requested support for the Exit 36 Substance Abuse, Homeless, and Mental Health Awareness Day. He requested \$5-10K in support.

Matthew Higgs, 717 NW 8th Avenue, Pompano Beach, asked for an opportunity to bring together all community clergy to pray.

Marlowe Moreland (no address provided) stated there were able to get 15 people off the streets with their event last year. She said other attendees were able to access valuable resources, therefore they would like to also use the event to bridge BSO and the community. She said they need the City's help.

Ed Phillips, 384 NW 19th Street, Pompano Beach, stated that black history is American history. He thanked the City and staff for recognizing and participating in Black History Month. He personally thanked the City Manager, Mayor Hardin, and Assistant City Manager Earl Bosworth. He said the City is willing to participate in the spirit of inclusion. He concluded stating the theme going forward will be "Educators Teaching Past Color."

Pat Anderson, 2650 NE 24th Street, Pompano Beach, said the wrongdoings must stop and she cannot sell her house because she does not have a clear title. She asked for the return of zip codes. She said they need to tell the truth about the "smash". She asked for the City to straighten it out.

Vorie Fallon, 406 NE 5th Avenue, Pompano Beach, spoke about painted buildings in the City, noting that one of the buildings looks like a prison. Also, she expressed concern about parking and new developments, as well as the need for more affordable housing.

Mayor Hardin replied that the City does allow opportunities for additional dwelling units.

Carlos Navanjo, Hollywood, spoke on behalf of Veronica Philpart. He stated Ms. Philpart was left with nothing after the apartment complex that she lived in caught on fire. He said the residents have nowhere to go to live. In closing, he said Ms. Philpart is requesting an investigation into the fire and asked for at least a month's assistance for housing.

Mayor Hardin said the Fire Marshall is looking into more details about the fire and the City Manager was communicating with the Red Cross.

Comr. Perkins said she was going to mention the fire in her report. She confirmed she met with the apartment owner, City Manager and the Red Cross. She said she is receiving calls from those who lived in the complex and has been researching Broward County funding to provide hotel housing for a month or two. She has been working diligently to identify funding. Lastly, she indicated the apartment owner has been helping the tenants with covering hotel fees and providing cash.

Avi Goldfedder, Highlands, said he was sorry to hear about the fire. He said there are many stories about permits being denied. He spoke about traffic issues, gentrification, and intentionally blighting neighborhoods.

Matthew Silvestri (no address provided) spoke about the proposed public skate park. He read quotes from Mayor Hardin and Comr. Perkins. He asked why the public was led to believe the GO Bond was in motion but is now being outsourced to private bidding.

Janice Simmons, 208 NW 15th Place, Pompano Beach, said she is back again to ask for help getting speed bumps for the streets in front of Apollo Park and 8th Avenue. She noted she monitors different streets.

Mayor Hardin asked Ms. Simmons to email him to determine the status on her request and her recommended streets to be looked at.

Comr. Perkins said she reported the speeding on NW 8th Avenue to BSO a few years ago. She encouraged them to look into that street again.

D. CONSENT AGENDA

Mayor Hardin requested a motion to Approve/Adopt Items 1-7 without City Commission discussion.

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

1. [23-506](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE WORK AUTHORIZATION NO. 16 IN THE AMOUNT OF \$109,106.00 FOR DESIGN SERVICES FOR THE CONSTRUCTION OF A NEW FENCE ON DIXIE HIGHWAY FROM ATLANTIC BOULEVARD TO SAMPLE ROAD; PURSUANT TO THE CONTINUING CONTRACT FOR CIVIL ENGINEERING SERVICES FOR VARIOUS CITY PROJECTS BETWEEN THE CITY OF POMPANO BEACH AND KIMLEY-HORN AND ASSOCIATES, INC.; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$109,106.00)

(Staff Contact: Fernand Thony/Horacio Danovich)

Enactment No: RES. No. 2023-156

2. [23-511](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONCESSION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SANDBAR SNACKS INC. FOR BEACH KIOSK CONCESSION; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: City to receive \$2,750 as monthly rent)

(Staff Contact: Mark A. Beaudreau)

Enactment No: RES. No. 2023-157

3. [23-483](#) 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 RUN IT SPORTS INC. TO UTILIZE MCNAIR PARK TO PROVIDE AND PROMOTE TRACK AND FIELD COACHING AND INSTRUCTION; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: City to receive 10% of the revenue for non-resident participants.)

(Staff Contact: Mark Beaudreau)

Enactment No: RES. No. 2023-158

4. [23-510](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AUTHORIZING A DONATION OF A 1949 FIRE TRUCK TO THE POMPANO FIRE MUSEUM, INC.; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Greg Harrison)

Enactment No: RES. No. 2023-159

5. [23-507](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, RE-APPOINTING ALAN L. GABRIEL AS SPECIAL MAGISTRATE, TO PRESIDE OVER CODE ENFORCEMENT PROCEEDINGS OF THE CITY OF POMPANO BEACH FOR A TWO-YEAR TERM; SAID TERM TO EXPIRE APRIL 11, 2025; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$150.00 per hour for each Special Magistrate Hearing.)

(Staff Contact: Mark E. Berman)

Enactment No: RES. No. 2023-160

6. [23-512](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING JAMES STEPHENSON TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER BARRY MOSS, 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)

Enactment No: RES. No. 2023-161

E. REGULAR AGENDA

QUASI-JUDICIAL PROCEEDING

Mark E. Berman, City Attorney, advised that items 7 and 8 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.

7. [23-496](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING GIGI'S PLAT LYING ON THE NORTHWEST CORNER OF NW 15TH COURT AND NW 15TH AVENUE; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

Jean Dolan, Development Services Department, provided background on the item. She reviewed the subject site. She said the Planning and Zoning Board recommended approval with four conditions, which all have been met. She noted that staff recommends approval.

Tara Patton, Property Owner's Agent, said they concur with Ms. Dolan's presentation.

Mayor Hardin opened the floor for public input.

Etta King, 1651 NW 15th Avenue, Pompano Beach, confirmed she was sworn in and noted her address was changed by the City. She said they have a small neighborhood and there is not enough space for the development traffic. They have one entry and exit point in that community. She stated she is in opposition to a large apartment development and expressed concerns about traffic. She then commented on single-family homes, stating that she thought they were going to build more single-family homes in the community. In closing, she asked for apartments to be kept together and not placed near single-family homes. She noted flooding is terrible in that area.

Norris Lumby, 1559 NW 15th Way, Pompano Beach, confirmed he was sworn in. He said the community is

small and described the challenges with a renter in the neighborhood. He noted there is no adequate parking for the development and the road is too small. Therefore, they are in opposition to the proposed project because it doesn't make sense.

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

Mayor Hardin asked about the referenced address change. Ms. Dolan said she does not have any information about that topic. Mayor Hardin asked for clarification whether the City ever indicated homes could not be built in that area. Ms. Dolan said there are no legal streets in the referenced neighborhood. She said a code amendment allowed for more narrow streets. She said they are about to start the outreach project in the neighborhood and west of the mosque. She said, to date, there is no legal access and people are crossing private access. She noted the utilities are also not up to standard and once the right-of-way is dedicated there will be improvements.

Comr. Fournier asked if they are called garden apartments. Ms. Dolan replied that garden apartments mean they are one-story. Ms. Dolan clarified the project is two-story.

Mayor Hardin stated the site plan could change and was included for illustration only.

Ms. Dolan confirmed they are not changing the land use or zoning.

Comr. Moss asked if they are market rate rentals. Ms. Dolan said yes.

Vice Mayor McGee commended the parking ratio and liked the guest spaces.

Comr. Eaton asked if the land was previously platted. Ms. Dolan stated it was not.

Comr. Perkins asked if there would be 23 units. Ms. Dolan said yes.

Comr. Perkins asked if they met with the residents in the surrounding area. Ms. Patton said they have not, to date.

Comr. Perkins recalled previous outreach by Ms. King. She stated she has eleven new apartment projects in her district and the NW community is being impacted. She requested copies of requested permits for NW Pompano. She said she cannot even get a substation because there is no land and noted that the market rate brings gentrification. She noted she would not support the plat.

Mayor Hardin said there has been a mischaracterization made that the Building Department is doing a number on District 4, and he does not agree with the statement. He said Development Services is doing exactly what they should be doing.

City Attorney Berman asked if the landowner met all legal requirements for platting the land at the location. Ms. Dolan replied yes. City Attorney Berman reiterated this is not a site plan approval. He said once the landowner meets all legal requirements, the approval is an administrative act.

Comr. Fournier said this will not necessarily come back to the Commission so it may be the only time they see what is proposed.

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

Yes: Eaton
Fournier
Moss
McGee
Hardin

No: Perkins

8. [23-498](#) **P.H. 2023-63: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A TEN FOOT UTILITY EASEMENT LOCATED ON THE NORTHEAST CORNER OF NW 9TH AVENUE AND NW 8TH STREET, COMMONLY KNOWN AS 820 NW 9TH AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

Jean Dolan, Development Services Department, presented the item stating this is an abandonment of a 10-foot wide Utility Easement remaining within the footprint of a previously abandon cul-de-sac at the property located on a parcel lying on the northeast corner of NW 9 Avenue and NW 8th Street. There are no utility assets within the easement. This abandonment request was unanimously recommended for approval by the Planning & Zoning Board with two conditions, which have been met. She concluded stating that staff recommends approval of the item and the Applicant was present to answer any questions.

Mayor Hardin opened the floor to public input. No one came forth to speak on the item. Therefore, the Mayor closed public input and invited further Commission discussion on the motion.

Comr. Perkins stated she understands the item pertains to a utility easement, however she pointed out that it involves 15 more dwelling units to be placed east of the Mitchell Moore Community Center and in front of Mt. Calvary Church.

Comr. Moss asked what type of residential units will be built on the proposed site, to which Ms. Dolan responded apartments will be built on the site. She noted she is not aware if the Applicant submitted a formal site plan request, however at this time they are merely working to clean up the site.

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

Yes: Eaton
Fournier
Moss
McGee
Hardin

No: Perkins

END OF QUASI-JUDICIAL PROCEEDING

9. [23-471](#) **P.H. 2023-60: (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 SECOND AMENDMENT TO THE SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND MILLER ELECTRIC COMPANY, TO PROVIDE PREVENTATIVE MAINTENANCE SERVICES FOR THE CITY'S GENETEC SECURITY CENTER SYSTEM; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Annual maintenance not to exceed \$70,000 and installation, as needed, and as appropriated annually by City Commission)

FIRST READING: MAY 9, 2023

 **Strategic Plan Initiative**

(Staff Contact: Gene R. Zamoski)

Gene R. Zamoski, Chief Information Officer stated this amendment will provide installation of services, new Genetec cameras and equipment. There have been no changes since first reading.

Mayor Hardin opened the floor to public input and invited further Commission discussion on the motion. However, no one provided further comments on the item.

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

Yes: Eaton
Fournier
Moss
McGee
Hardin

Absent: Perkins

Enactment No: ORD. No. 2023-51

10. [23-127](#) **P.H. 2023-61: (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 PIGGYBACK AGREEMENT FOR UTILITY FINDING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND VENEGROUP SERVICES INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$175,000.00)

FIRST READING: MAY 9, 2023

(Staff Contact: A. Randolph Brown)

Randolph Brown, Utilities Director stated this is the second reading of the Ordinance and there have been no changes to the item. This is for line locating services for underground utilities.

Mayor Hardin opened the floor to public input and invited further Commission discussion on the motion. However, no one provided further comments on the item.

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

Yes: Eaton
Fournier
Moss
McGee
Hardin

Absent: Perkins

Enactment No: ORD. No. 2023-52

11. [23-489](#) **P.H. 2023-62: (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 PIGGYBACK AGREEMENT FOR UTILITY FINDING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND HIGH TECH ENGINEERING INCORPORATED; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$175,000.00)

FIRST READING: MAY 9, 2023

(Staff Contact: A. Randolph Brown)

Randolph Brown, Utilities Director stated this is the second reading of the Ordinance for the second line locating company for underground utilities.

Mayor Hardin opened the floor to public input and invited further Commission discussion on the motion. However, no one provided further comments on the item.

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

Yes: Eaton
Fournier
Moss
McGee
Hardin

Absent: Perkins

Enactment No: ORD. No. 2023-53

12. [23-514](#) **P.H. 2023-64: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE SERVICE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND AMERICAN LEGAL PUBLISHING CORPORATION TO PROVIDE FOR THE REPRINTING AND THE SUPPLEMENTING OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$11,100.00 average annual cost)

(Staff Contact: Kervin Alfred)

Kervin Alfred, City Clerk presented the item and stated this is the first amendment to the service agreement with American Legal Publishing Corporation to provide for the reprinting and the supplementing of the City's Code of Ordinances. The proposed contract will continue to provide all current features and services as outlined in the Original Service Contract and the updates of the City's ordinances will remain at six-times per year. The average annual cost for the service is \$11,100.00. In closing, City Clerk Alfred stated staff recommends the renewal of the Original Service Contract by way of this 1st Amendment for an additional five-year term.

Mayor Hardin opened the floor to public input and invited further Commission discussion on the motion. However, no one provided further comments on the item.

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

Yes: Eaton
Fournier
Moss
McGee
Hardin

Absent: Perkins

13. [23-465](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON MAY 24, 2025; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Janice Griffin, **Incumbent** - District 3
Velma Flowers, **Incumbent** - District 4
Mary Lou Ruderman, **Incumbent** - District 1
Spencer Flory - District 3
Joseph Cerquozzi - District 3
Cara Driscoll - District 3
Tanya Manfredi - District 1
Durward Womack - District 5

(Staff Contact: Kervin Alfred)

A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Resolution / Regular Agenda be ADOPTED and to insert the name Janice Griffin. Commissioner Fournier nominated Janice Griffin. The motion carried unanimously.

Enactment No: RES. No. 2023-163

14. [23-466](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH; FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON MAY 24, 2025; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 23-465 FOR APPLICANTS.

(Staff Contact: Kervin Alfred)

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

Enactment No: RES. No. 2023-164

15. [23-467](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH; FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON MAY 24, 2025; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 23-465 FOR APPLICANTS.

(Staff Contact: Kervin Alfred)

A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Resolution / Regular Agenda be ADOPTED and to insert the name Mary Lou Ruderman. Commissioner Fournier nominated Mary Lou Ruderman. The motion carried unanimously.

Enactment No: RES. No. 2023-165

16. [23-468](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH AS ALTERNATE 1, FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON MAY 24, 2025; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 23-465 FOR APPLICANTS.

(Staff Contact: Kervin Alfred)

A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Resolution / Regular Agenda be ADOPTED and to insert the name Spencer Flory. Commissioner Fournier nominated Spencer Flory. The motion carried unanimously.

Enactment No: RES. No. 2023-166

17. [23-469](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH AS ALTERNATE 2, FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON MAY 24, 2025; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 23-465 FOR APPLICANTS.

(Staff Contact: Kervin Alfred)

Vice Mayor McGee requested the City Clerk to reinstate the listing of applicants' names on each agenda item for board appointments, of which the City Clerk agreed to do so.

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

Enactment No: RES. No. 2023-167

F. ADDITIONAL AUDIENCE TO BE HEARD

The following speaker was called to speak under Audience to be Heard:

Jocelyn Jackson (no address provided) said they had an extraordinary Mother's Day event and recognized seven women with plaques. She read the names of the recipients. She noted they also need to educate

residents about purchasing renter's insurance. She spoke about housing and future development. She then expressed concerned about a video she saw in which Comr. Fournier said the NW area has the most CRA funding in the country.

G. NEXT SCHEDULED MEETING

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

June 13, 2023 at 12:45 p.m. - Pompano Beach Finance Corporation Annual Meeting

June 13, 2023 at 1:00 p.m. - Regular City Commission Meeting

June 27, 2023 at 5:00 p.m. - City Commission Budget Workshop

June 27, 2023 at 6:00 p.m. - Regular City Commission Meeting

H. REPORTS

City Manager's Report:

Greg Harrison, City Manager recognized Mr. Rob Brantley and Mr. Dean Fein in the audience. He explained the work Mr. Brantley did on the firetruck and that it is now located in the Fire Museum. He recognized Mayor Hardin's Home Rule Hero accolade from the Florida League of Cities. He also recognized City Attorney Berman's Cherished Service Award from the Florida Bar. He then recognized Assistant City Manager Bosworth's completion of the credentialed manager requirements from the International City Management Association. Finally, he recognized Ms. Carla Byrd and the Purchasing team for winning an award from the Florida Association for Procurement.

City Attorney's Report:

Mark Berman, City Attorney announced that the Harbor Church lawsuit was dismissed with prejudice.

City Clerk's Report:

No report.

Comr. Eaton's Report:

Comr. Eaton said the Broward Partnership for the Homeless do great work and the event was lovely. She thanked staff for making progress at the East Coast Industrial Park.

Comr. Fournier's Report:

Comr. Fournier said she received many CRA questions, and she clarified what she said in the video about the NW CRA, stating it is one of the largest geographical areas in the country. However, she said there was no

comments on development. Next, she stated there are six large apartments going in her District and many are sandwiched next to neighborhoods. She reiterated her concerns about traffic as well.

Continuing, she thanked the Utilities Department and Randy Brown for the emergency repairs on Lift Station 67. Also, she shared a message regarding the Pompano Beach Lady Tornados Softball Team, noting they clinched the District 4A Championship. She congratulated the head and assistant coaches on this achievement. Subsequently, consensus was reached to invite the team to be recognized at a future City Commission meeting. Finally, she encouraged residents to slow down and be more mindful of driving in intersections. She announced that the District 3 Community Meeting will be held on May 24 at 7:00 P.M. at the American Legion.

Comr. Moss' Report:

Comr. Moss congratulated the Chamber of Commerce on their Educational Teacher of the Year Award event. He also congratulated Mr. Brantley on the work he did on the fire engine.

Comr. Perkins' Report:

Comr. Perkins thanked the Fire Department for putting together Fire Station 61 and said the ribbon cutting was a nice event.

Vice Mayor McGee's Report:

Vice Mayor McGee said the Scholarship Breakfast was great. She said she was appointed by the Broward League of Cities as the League Representative to the Broward County Public School's Oversight Committee for the implementation of the third amended and restated interlocal agreement for public school facility planning. She hopes to gain further insight on Marcum School flooding and other issues. She said the MPO launched a "Don't Risk It" campaign for railroad safety. She invited residents to the Memorial Day ceremony.

Mayor Hardin's Report:

Mayor Hardin agreed that rail safety is important. He read a gratitude letter from Jim Van Drunen of the Fort Lauderdale Fire and Safety Museum, recognizing Mr. Brantley. He noted the great event at Fire Station 61 and groundbreaking at the Casamar development. He announced a Dune Planting event on June 3, partially sponsored by Senator Pizzo. He asked the City Manager to look into details to hold another gun buyback and make it an annual event.

I. ADJOURNMENT

The meeting adjourned at 8:30 p.m.

Rex Hardin, Mayor

Kervin Alfred, City Clerk