

MEMORANDUM 22-A013

DATE: December 21, 2021

TO: Greg Harrison, City Manager

FROM: Mark A. Beaudreau, Recreation Programs Administrator
Phyllis A. Korab, Cultural Affairs Director

SUBJECT: Agenda Item – 1st Reading Ordinance Amending Chapters 32, 98 and 160

Please place the attached ordinance amending Chapter 32 “Departments”, Chapter 98 “Parks and Playgrounds” and Chapter 160 “Definitions” on the January 11, 2022 City Commission Meeting.

The Ordinance was prepared to distinguish the roles of Parks and Recreation and Cultural Affairs Departments and their respective facilities and their operations and clarify language in certain existing Sections of each Chapter.

Chapter 32, "Departments," of the Pompano Beach Code of Ordinances creates new Sections 32.90, "Establishment," and 32.91, "Functions; Responsibilities," and revises Section 32.92, "Cultural Affairs Committee," to establish the Cultural Affairs Department and assign functions and responsibilities for the Department and the Cultural Affairs Committee. It also repeals Resolutions 98-141, 2001-155, 2004-303, 2005-116 and 2011-221, which created and amended respectively the Cultural Arts Committee.

This Ordinance also revises Chapter 98, "Parks and Playgrounds," by amending the following Sections:

- 98.01, "Definitions,"
- 98.02, "Prohibited Acts,"
- 98.03, "Damage to City Property,"
- 98.04, "Intoxicated Persons; Nudity,"
- 98.05, "Trespass,"
- 98.06, "Unattended Children,"
- 98.07, "Public Event,"
- 98.071, "Park Recreational Facility Rental"; permit approval; right of appeal,"
- 98.10, "Fees,"
- 98.45, "Function and Purpose,"
- 98.46, "Hours and Days of Operation,"
- 98.47, "Fees,"
- 98.48, "Liability for Damages,"
- 98.50, "Recreation Center Staff,"
- 98.53, "Termination of Privileges,"
- 98.80, "City-owned Showmobile,"

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- 98.81, "City-owned Portable Stage," and
- 98.51, "Permits," to allow the possession and consumption of alcoholic beverages at recreation centers for approved facility rental applications meeting additional permit requirements

This Ordinance also creates the following Sections:

- 98.90, "Facility Use,"
- 98.91, "Application; Permit,"
- 98.92, "Cultural Facility Fees,"
- 98.93, "Enforcement," and
- 98.94, "Termination of Cultural Facility Privileges; Eviction," to provide for the operation, maintenance and regulation of cultural facilities.

With respect to Chapter 160, "Public Art," this Ordinance amends Section 160.02, "Definitions," Section 160.05, "Public Art Fund Established," and Section 160.06, "Public Art Fund Purpose," to clarify appropriations to public art fund and recognize the Cultural Affairs Department's role in public art.

If you have any questions please call me.

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cc: Earl Bosworth, Assistant City Manager