



City of Pompano Beach

100 West Atlantic Blvd.
Pompano Beach, FL 33060

Detailed Minutes - Final

City Commission

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

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

Tuesday, May 14, 2024

1:00 PM

Commission Chamber

City Commission Meeting

CALL TO ORDER

The Honorable Rex Hardin, Mayor called the City Commission meeting to order at 1:00 p.m.

ROLL CALL

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

INVOCATION

Pastor Byron Schortinghouse of Church of the Nazarene offered the invocation.

PLEDGE OF ALLEGIANCE

Led by Kervin Alfred, City Clerk

APPROVAL OF MINUTES

[24-324](#) Regular City Commission Meeting Minutes of April 23, 2024

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

APPROVAL OF AGENDA

Mayor Hardin announced that Item 7 will be stricken from the Agenda, Item 22 will be postponed to the June 11, 2024 City Commission meeting, and Item 13 will be postponed to the May 28, 2024 City Commission meeting.

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

CONSENT AGENDA DISCUSSION

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

Mayor Hardin announced that Item 1 would be pulled for City Commission discussion.

A. SPECIAL PRESENTATIONS**[24-390](#) 2024 Environmental Services Scholarship**

Mayor Hardin acknowledged the 2024 recipients of the City of Pompano Beach Environmental Services Scholarship. He mentioned that the scholarship checks were provided by Coastal Waste and Recycling and the City of Pompano Beach. He then announced the names of the students that were awarded the scholarships and they were as follows:

Judiah Elam, who will be attending Broward College
Liz Sanchez, who will be attending Florida Atlantic University
Omri Shoshan, who will be attending Georgia Institute of Technology
Ella Casey, who will be attending Daytona State College.

Mayor Hardin congratulated the recipients and stated that they are the future of our country.

The Special Presentation was READ AND PRESENTED INTO THE RECORD.

[24-333](#) Broward County 2024 NatureScape Emerald Award Presentation

Mayor Hardin introduced Anthony Gross, Senior Program Project Coordinator with Broward County who will present the City's Urban Forestry Division with the Broward County 2024 Naturescape Emerald Award.

Mr. Gross expressed his appreciation on behalf of Broward County and presented an award to Wade Collum from the Urban Forestry Division of the City of Pompano Beach. The City's Youth Sports Complex was recognized with the 2024 Emerald Award, which was officially

acknowledged by the county commissioners at Water Matters Day. A special plaque was presented to Mr. Collum for the Emerald Award. The plaque signifies the presence of six mature trees on the site, reflecting the City's commitment to preserving its natural environment. The sign will be displayed at the Youth Sports Complex, declaring it as an Emerald Award-winning site. The award recognizes the site's sustainable and ecological landscaping practices, including tree canopy, bioswales, building roof lines, rain garden, managed stormwater, and habitat for monarchs through the use of native grasses, shrubs, and trees.

Mr. Collum graciously accepted the award and expressed his gratitude to Mr. Gross and Broward County. He also extended his thanks to Pompano Proud, specifically mentioning Ms. Claudia Hickman, Ms. Leigh Waldo, and Ms. Donna Castro for their assistance, as well as the landscape professionals at Keith & Associates, Inc. for their teamwork and well-executed plan. He didn't forget to acknowledge the urban forestry team of certified arborists and expressed appreciation for the management and support provided by Horacio Danovich and Fernand Thony throughout the process. This award holds great significance as it has been a pursuit for many years, and Mr. Collum considers it an honor to have it at the park. Additionally, he mentioned that instead of a traditional stone, an innovative approach will be taken due to the park's size and significance. Therefore, a sign will be erected with a QR code that will provide information about the park.

The Special Presentation was READ AND PRESENTED INTO THE RECORD.

24-340 Shipwreck Park Presentation

Mayor Hardin introduced Rob Wire, Chairman of Shipwreck Park, to give a presentation on a new donated underwater camera for the Fisher Family Pier.

Mr. Wire thanked the City Commission and city staff for their support in making Wahoo Bay a reality. He briefly discussed the early beginnings of Shipwreck Park and its accomplishments, also noting project challenges, such as obtaining clear title to submerged lands and experiencing delays in fiber optic installation. He recognized Dr. Tammy Good and Hector Gandia as they were instrumental in the project's success. Wahoo Bay will soon be accessible to the public and local schools, with the first field trip scheduled for Pompano Beach Elementary School. Shipwreck Park is gifting the Fisher Pier underwater camera to the City of Pompano Beach as a token of appreciation. This camera has live-streaming capabilities for our local residents to enjoy and will showcase another beautiful side of Pompano Beach to the world. Mr. Wire played a brief video that was put together by Jimmy Gonmotsky from Jeff Terod's Group, demonstrating the installation process of an underwater camera, similar to the one in Wahoo Bay. The live view from the camera will be available on the City's website and will also have a YouTube link. It's live now, making it the third or fourth webcam.

Mayor Hardin expressed gratitude to Mr. Wire, the Shipwreck Park Board, and all the volunteers for their contribution to the success of Wahoo Bay.

The Special Presentation was READ AND PRESENTED INTO THE RECORD.

B. PROCLAMATIONS

24-261 National Safe Boating Week Proclamation

Mayor Hardin read a proclamation designating May 18 through May 24, 2024, as Safe Boating Week in the City of Pompano Beach. Flotilla Division Commander Robert Uleski and Past Flotilla Division Commanders Richard Leys and Gwen Leys accepted the proclamation.

Commander Uleski mentioned that this coming Sunday, May 19th, they will be conducting vessel examinations and boating safety discussions, as well as distribute literature at Alsdorf Park's boat ramp from Noon to 2:00 p.m.

The Proclamation was READ AND PRESENTED INTO THE RECORD.

24-329 Emergency Medical Services Week Proclamation

Mayor Hardin read a proclamation declaring May 19 through May 25, 2024 as Emergency Medical Services Week in the City of Pompano Beach. Matthew Whitton, Assistant Chief of Emergency Medical Services accepted the proclamation on behalf of the Pompano Beach Fire Rescue Division.

Mr. Whitton mentioned that the City runs its own CERT program. He urged anyone interested to visit the City's website and register, as they are looking for more volunteers to help out in the community.

The Proclamation was READ AND PRESENTED INTO THE RECORD.

24-334 Water Reuse Week Proclamation

Mayor Hardin read a proclamation declaring May 19 through May 25, 2024 as Water Reuse Week in the City of Pompano Beach. Aliya Moktadier, Utilities Reuse Outreach Conservation Coordinator accepted the proclamation on behalf of the Utilities Department. She commented on the proclamation, stating that using reuse water as an alternative water source is a crucial step in water conservation. By treating and reusing wastewater, we can not only preserve our freshwater sources, but also alleviate pressure on ecosystems. This will ensure a sustainable and dependable water supply for future generations.

In closing, Ms. Moktadier expressed her gratitude to Water Reuse Florida, the Florida Department of Environmental Protection, the South Florida Water Management District, and

the City of Pompano Beach Mayor and Commission for their efforts in promoting water reuse and conservation.

The Proclamation was READ AND PRESENTED INTO THE RECORD.

24-335 Jewish American Heritage Month Proclamation

Mayor Hardin read a proclamation declaring the month of May as Jewish American Heritage Month in the City of Pompano Beach. He then introduced Melissa Shiff, who accepted the proclamation.

Ms. Shiff expressed her pride in being a member of the Jewish community in Pompano Beach. She thanked the Mayor, Vice Mayor, Commissioners, and Assistant City Attorney for their support. She emphasized the importance of remembering Jewish history, particularly the Holocaust, and urged everyone to take a moment of silence to remember the hostages still being held by Hamas.

Ms. Shiff also highlighted the significance of understanding and learning from historical events such as the civil rights movement, emphasizing the need for children to be educated about such crucial moments in history. She stressed the importance of standing up against hatred and anti-Semitism, encouraging everyone to speak out if they witness any form of discrimination or hate.

Lastly, Ms. Shiff mentioned the alarming increase in anti-Semitism and urged the community to come together to combat this trend. She accepted the proclamation on behalf of the Jewish Federation of Broward County and called on everyone to contribute in creating a better community.

The Proclamation was READ AND PRESENTED INTO THE RECORD.

C PRESENTATION

24-309 Strategic Plan 2021-2026 and Action Agenda 2021-2022, 2nd Half FY 23 Progress Presentation.
(Fiscal Impact: N/A)

(Staff Contact: Ernesto Reyes)

Mayor Hardin introduced Ernesto Reyes, Strategic Planning Consultant to present the City's Strategic Plan 2021 through 2026 and Action Agenda 2021 through 2022 second half FY 23 progress report.

Mr. Reyes stated that the purpose of this presentation is to communicate the progress that city staff has made towards the implementation of the strategies in the Fiscal Year 22 Strategic Plan. More specifically, the progress that has been made during the second half of Fiscal Year 23. The Fiscal Year 22 plan was adopted on April 27, 2021, and contains 380 strategies. However, during the second half of fiscal year 23, about 25% of the strategies remained active, meaning that they were still being fully implemented, so 25% equates to about 94 strategies. As is customary with this presentation, he noted that updates on 94 active strategies were included in the agenda backup for this item.

Additionally, Ernesto briefly highlighted an active strategy - 1.2.6 Beach Festival 2022-24 Development. He mentioned that the Beach Festival has grown significantly since its inception, expanding its lineup, audience, and venue. It now draws over 10,000 attendees and is becoming recognized as a regional jazz festival destination. The festival benefits the City's residents by enhancing their quality of life, complementing other cultural offerings, and contributing to the City's appeal as a tourist destination.

Lastly, Ernesto shared a short video showcasing a diverse gathering enjoying the music, the food, and the performances at this year's Jazz Festival.

The Presentation was READ AND PRESENTED INTO THE RECORD.

D. AUDIENCE TO BE HEARD

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

Dr. Kenneth Arnold, Pompano Beach, FL, handed out information packets to the City Commission. He mentioned that he had previously discussed movable fences at a City Commission meeting. He also addressed Comr. Fournier about baseball teams and provided a timeline of his communications with her. He initially thought the team was called the Pompano Pokers but later found out they are actually the Florida Pokers after doing more research. Additionally, he discussed personal legal matters and highlighted the high cost of baseball, suggesting ways to improve Pompano Beach Baseball.

Comr. Fournier confirmed that she had spoken with Dr. Arnold before. She noted that Pompano Beach Baseball had seen a decline in enrollment and expressed concerns from coaches and families. The City decided to bring recreational baseball back in-house to make it more affordable, and she was happy to see the return of a youth travel program. She clarified that the Florida Pokers are not the same group Dr. Arnold dealt with in 2010 and that the program is now attracting local children again. She expressed excitement for the future and invited Dr. Arnold to visit the field for further discussion and to see the progress, including the potential opening of the concession stand.

Gloria Ervin, 1150 SW 20th Avenue, Pompano Beach, FL, and other members of the Senior Activity Center raised concerns about the use of funds, noting that they now have to pay for all their activities. She highlighted that events such as Thanksgiving, Christmas, Prom, Mother's Day, and Father's Day now require payment. She requested that they be grandfathered in for these costs. Additionally, she mentioned several issues with the facility, including problems with the building, parking, and telephone service, as well as the

frequent unavailability of the craft room due to it being rented out. She also reported that the speaker system is broken.

Mary Jefferson, 1570 NW 3rd Way, Pompano Beach, FL, continued by expressing concerns about the Senior Activity Center. She said they want to know more about the budget and utilization of funds. She stated they are not satisfied with the building, and they are asking for results.

Mayor Hardin asked Assistant City Manager Bosworth to follow up within two weeks to address their complaints. Assistant City Manager Bosworth affirmed.

Alice Chattman, 1086 South Military Trail, Deerfield Beach, FL, asked why participants from other cities now have to pay \$30. She said they continue to see unregistered senior citizens access the building.

Janorise Carter-Grant, 510 NW 38th Street, Deerfield Beach, FL, said an artist used grant funding to install artwork for sale in the Senior Activity Center.

Comr. Perkins stated that the residents did not receive what they asked for in the Senior Activity Center. She agreed that there were too many people using the facility, causing it to reach capacity. She also mentioned ongoing issues with the air conditioning and the septic system. She requested that Assistant City Manager Bosworth visit the Senior Activity Center with her to engage with the residents. Additionally, Comr. Perkins pointed out that the parking situation is not ideal. She recommended reexamining payment for events since many of the senior citizens are on fixed incomes.

Comr. Fournier agreed the size of the facility is on the smaller side and stressed the importance of good design for new projects.

Mayor Hardin asked if the Senior Activity Center is on a septic system. Assistant City Manager Bosworth said no.

Comr. Perkins mentioned that she was particularly concerned about a terrible smell within the building, which she was told was due to a septic issue. She also pointed out that a TV screen has not worked since its installation. She suggested that there is ample room to expand on the 5 acres of land available.

Jackie Moreland, 1526 NW 7th Lane, Pompano Beach, FL, stated that she has been attending City Commission meetings to discuss the historical timeline displayed in the hallway. She mentioned that the original pictures had been removed and replaced with other images. After contacting The Pelican, the story was featured, and the pictures were taken down. Ms. Moreland asked if this was a temporary fix and inquired about the next steps. She also addressed Comr. Moss and Mayor Hardin about an invitation to attend their teen expo at Moreland Academy and expressed disappointment at never receiving a response. Additionally, she reiterated her question about the timeline display.

Mayor Hardin asked Ms. Moreland to contact Cultural Affairs Director Ty Tabing for information regarding the timeline display. Ms. Moreland asked who decided to remove the original pictures. Mayor Hardin replied that it was City Manager Harrison.

Comr. Moss expressed disappointment about the removal of the original pictures because the City Commission voted 4-2 not to remove them. He said the City Manager's Office owes the City Commission an answer.

Comr. Perkins expressed her satisfaction with the removal of the pictures and commended Ms. Moreland for her advocacy on the matter. She mentioned that she would like to see a more comprehensive representation of history. Comr. Perkins also noted that Comr. Moss represents Collier City, a predominantly African American area, and emphasized the need to acknowledge the history and contributions of all races.

Comr. Moss said he had no objections for a historical study to be done. He simply did not want a kneejerk reaction. Additionally, he noted a petition with 500 signatures has not been presented about the issue. He suggested the City Commission was bullied into taking action prior to being ready.

Due to ongoing disruption during the meeting, Mayor Hardin issued two warnings to Ms. Tundra King, who was seated in the audience.

Comr. Moss continued to comment on the removal of the pictures prior to a study being done. He said it has nothing to do with racial issues.

Comr. Perkins said racism exists regardless and the residents have a right to speak their opinion. She asked Comr. Moss to consider the entire history of the City.

Comr. Moss expressed his offense at the implication that he is unaware of Collier City's predominantly African American demographic. He noted Comr. Perkins continues to imply he is racist.

Comr. Perkins said she speaks on behalf of her district and noted the violence and challenges in the community.

Comr. Moss addressed Comr. Perkins comments. Comr. Perkins challenged his response.

Mayor Hardin demanded order and then recessed the Board for 10 minutes.

The Mayor resumed the meeting and stated that the remaining speakers would have the opportunity to speak at the conclusion of the Regular Agenda.

E. CONSENT AGENDA

Mayor Hardin requested a motion to Approve/Adopt Items 2 through 6, 8 and 9 under the Consent Agenda.

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

1. [24-342](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO

BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY FOR SURTAX FUNDED MUNICIPAL TRANSPORTATION PROJECT: DIXIE HIGHWAY/ATLANTIC BLVD. CORRIDOR IMPROVEMENTS (POMP-002); PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$1,656,670.40 Surtax Fund Revenue)

(Staff Contact: Fernand Thony/Horacio Danovich)

Comr. Fournier said she pulled the item to request the additional funding to be put into an escrow account to support a future plan to expand Atlantic Boulevard. She said they need to make infrastructure that meets the City's needs.

Motion was made by Commissioner Fournier, seconded by Commissioner Perkins, to set aside the surtax funding for the expansion of Atlantic Boulevard.

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

Comr. Moss said the constituents should wait until the work is completed before making a judgment.

Comr. Fournier noted that traffic is now going through neighborhood streets, a change the residents did not anticipate or want to see. She described the traffic congestion, stating it will continue to get worse.

Comr. Moss stated that the core issue is that too many people have too many cars.

Comr. Fournier responded to Comr. Moss' comments by stating that her constituents have jobs, businesses, and work vans on the road. They need to earn a living and go to work every day. She stated that multiple cars are necessary for different family members to commute to work and school. The people in her district are not willing to give up their cars in favor of walking or biking. Therefore, any additional apartments, while they may have less density of cars per unit, will still result in additional cars.

Vice Mayor McGee said every consultant and engineer has said the change and projects are good for the community. She noted that they are rebuilding the City, which has also increased residents' property values.

The motion failed by the following vote:

Yes: Fournier
Perkins

No: Moss
Sigerson-Eaton
McGee

Hardin

Mayor Hardin sought public input on the initial motion.

Mary Jefferson, 1570 NW 3rd Way, Pompano Beach, FL, said she lives off Atlantic Boulevard and 6th Avenue and takes back streets to avoid traffic.

Robert Krine, 101 Briny Avenue, Apt. 1211, Pompano Beach, FL, said the traffic and construction on Atlantic Boulevard are horrific and suggested stopping development, particularly high-rises.

Mayor Hardin concluded public input and welcomed further Commission discussion; however, no one further commented on the item.

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

Yes: Fournier

Moss

Perkins

Sigerson-Eaton

McGee

Hardin

Enactment No: RES. No. 2024-118

2. [24-270](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN APPROPRIATIONS CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY SHERIFF'S OFFICE TO SUPPORT THE SUMMER G.R.E.A.T. PROGRAM IN PREVENTING YOUTH VIOLENCE, GANG PARTICIPATION, ANTIBULLYING AND THEIR LEGAL CONSEQUENCES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$20,000.00)

(Staff Contact: Erjeta Diamanti)

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

Enactment No: RES. No. 2024-119

3. [24-344](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SHARED COMMON DOCKING AREA AGREEMENT AMONG IGOR CHAPLIK, AND CONNIE KAZAN AND MOHAMAD KAZAN, AND THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

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

Enactment No: RES. No. 2024-120

4. [24-345](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH PURSUANT TO CHAPTER 96 OF THE CITY'S CODE OF ORDINANCES, ASSESSING THE CITY'S COSTS FOR ABATING PUBLIC NUISANCE CONDITIONS ON REAL PROPERTY(IES) IN THE CITY AND PROVIDING THAT UPON THE RECORDING OF THIS RESOLUTION SAID ASSESSMENT, INCLUDING ADMINISTRATION AND INSPECTION COSTS, SHALL BE A LIEN AGAINST THE PROPERTY(IES) WHICH SHALL BEAR INTEREST AS SET FORTH IN SECTION 55.03, FLORIDA STATUTES, AND BE CO-EQUAL WITH LIENS OF AD VALOREM TAXES; DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THE RESOLUTION AND TO PROVIDE OWNER(S) WITH A NOTICE OF LIEN; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mario Sotolongo)

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

Enactment No: RES. No. 2024-121

5. [24-348](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO SUBMIT A FY 2024 WATERWAY ASSISTANCE PROGRAM GRANT APPLICATION TO THE FLORIDA INLAND NAVIGATION DISTRICT (FIND) TO OBTAIN FUNDING TO REPLACE SECTIONS OF THE EXISTING BULKHEAD AND DOCK LOCATED AT THE HILLSBORO INLET FISHING CENTER AND PARK ALONG WITH NEW ELECTRICAL, WATER, AND FIRE

PROTECTION SYSTEMS; CONFIRMING THE CITY'S CONTRIBUTION; AND, IF AWARDED, AUTHORIZING THE CITY MANAGER TO ACCEPT THE FIND GRANT FUNDING; PROVIDING AN EFFECTIVE DATE

(Fiscal Impact: N/A)

(Staff Contact: Anthony Alhashemi/Dr. Tammy Good)

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

Enactment No: RES. No. 2024-122

6. [24-349](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND FLORIDA CHAMPION FOOTBALL LEAGUE INC. TO UTILIZE ATHLETIC FIELDS IN VARIOUS CITY PARKS TO CONDUCT A SEMI-PRO ADULT FOOTBALL PROGRAM; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark A. Beaudreau)

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

Enactment No: RES. No. 2024-123

7. [24-351](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A PARKING LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND HANSA AND GIRISH PATEL ON VACANT LAND LOCATED AT SE 2ND STREET ON THE EAST SIDE OF BRINY AVENUE; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: 50/50 Revenue Split)

(Staff Contact: Jeff Lantz)

A motion was made by Vice Mayor McGee, seconded by Commissioner Sigerson-Eaton, that the Resolution / Consent Agenda

be **STRICKEN. The motion carried by a unanimous voice vote.**

8. [24-352](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A PARKING LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND HANSA AND GIRISH PATEL ON VACANT LAND LOCATED AT SE 2ND STREET ON THE WEST SIDE OF BRINY AVENUE; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: 50/50 Revenue Split)

(Staff Contact: Jeff Lantz)

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

Enactment No: RES. No. 2024-124

9. [24-356](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE LOCAL HOUSING ASSISTANCE PLAN AS REQUIRED BY THE STATE HOUSING INITIATIVES PARTNERSHIP PROGRAM ACT, SUBSECTIONS 420.907-420.9079, FLORIDA STATUTES; AND RULE CHAPTER 67-37, FLORIDA ADMINISTRATIVE CODE; AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE ANY NECESSARY CERTIFICATIONS NEEDED BY THE STATE; AUTHORIZING THE SUBMISSION OF THE LOCAL HOUSING ASSISTANCE PLAN FOR REVIEW AND APPROVAL BY THE FLORIDA HOUSING FINANCE CORPORATION; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Alex Goldstein)

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

Enactment No: RES. No. 2024-125

F. REGULAR AGENDA

10. [24-330](#) Approval to award ITB E-06-24 Lift Station 92 Rehabilitation, to the lowest responsive and responsible bidder, Southeastern Engineering Contractors, Inc., at a cost of \$1,496,789.00.
(Fiscal Impact: \$1,496,789.00)

(Staff Contact: Tammy Good)

Dr. Tammy Good, CIP Manager, introduced the item. She explained that the item is a request to approve the invitation to bid for the lift station rehabilitation. She informed that the lowest bidder was Southeastern Engineering Contractors, Inc., in the amount of \$1,496,789.00. The staff recommendation is to award this invitation to bid.

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

Comr. Moss inquired about the location of the lift station. Dr. Good explained that if you travel south on Dixie Hwy., before McNab, on SE 13th St., take a right, go all the way down to the dead end and it abuts the I-95 wall. Comr. Moss then asked Dr. Good to explain what a lift station is for those who may not be familiar with it. Dr. Good clarified that a lift station is necessary because the sanitary sewer water, which includes water from showers, toilets, and sinks, goes into the gravity sewer system and needs to be lifted back up since it is so deep underground. The lift stations are responsible for raising the sewer water and transferring it to its ultimate destination, which is the wastewater plant on Copans and Powerline Rd.

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

Yes: Fournier
Moss
Perkins
Sigerson-Eaton
McGee
Hardin

11. [24-332](#) Approval to award ITB T-10-24 Ali Cultural Phase III Black Box Interior Buildout to the lowest responsive and responsible bidder, Persons Services Corp., at a cost of \$1,239,718.00.
(Fiscal Impact: \$1,239,718.00)

(Staff Contact: Tammy Good)

Dr. Tammy Good, CIP Manager, introduced this item. She stated the item is an approval to award invitation to bid for the renovation of the Ali Cultural Center Black Box interior. The lowest responsive bidder was Persons Services Corp., at a cost of \$1,239,718.00. Dr. Good pointed out that the City did receive a \$500,000.00 grant from the State through the African American Cultural Heritage fund.

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

Comr. Fournier stated that this cost was higher than she would have expected and asked for an explanation as to why the cost of this renovation was so high. Dr. Good informed that almost \$500,000.00 of the cost is from the HVAC, equipment and controls. Continuing, she stated that another \$450,000.00 was for the audio-visual and stage lighting system and equipment. She said that this would be a state-of-the-art Black Box theater once complete, but with market conditions the way they are, things are very expensive, especially electronic, electrical, and mechanical equipment. Dr. Good explained that there were three bidders, with this being the lowest bid. The middle bidder was approximately \$1,500,000.00 and the highest was \$2,200,000.00.

Comr. Perkins asked if there was a date for completion on the project. Dr. Good stated that she would get back to Comr. Perkins with that information once the bid is awarded and she can talk to the contractor and make sure there are no long lead times for any specialized equipment. Comr. Perkins thanked Dr. Good for moving the project forward as there has been a long wait for it.

Vice Mayor McGee echoed Comr. Perkins in thanking Dr. Good for moving the project forward. She stated that a Black Box theater is a great step in developing Pompano Beach's Cultural Center.

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

Yes: Fournier
Moss
Perkins
Sigerson-Eaton
McGee
Hardin

12. [24-322](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO PIGGYBACK OFF CLAY COUNTY, FLORIDA'S CONTRACT FOR VARIOUS EQUIPMENT AND AMENITIES FOR PARKS AND PLAYGROUNDS, AND EXECUTE A CONTRACT FOR LIGHTING INSTALLATION BETWEEN THE CITY OF POMPANO BEACH AND MUSCO SPORTS LIGHTING, LLC; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$615,000.00)

(Staff Contact: Anthony Alhashemi/Dr. Tammy Good)

Anthony Alhashemi, Engineering Project Manager, introduced the item. He explained staff is requesting Commission approval to utilize the Clay County contract to retrofit sixteen lights at four fields located at Community Park. He informed that staff met with multiple vendors and determined that Musco Sports Lighting provided the complete package staff was looking for. Continuing, he stated that lighting will be mounted on

existing poles and will offer improved performance. He stated that with these improvements there would be an approximate 20% decrease in energy cost.

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

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

Yes: Fournier
Moss
Perkins
Sigerson-Eaton
Hardin

Absent: McGee

Enactment No: RES. No. 2024-126

13. [24-296](#) **P.H. 2024-35: (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 SECTION 155.4209., "INSTITUTIONAL HEALTH CARE USES," TO MODIFY THE STANDARDS FOR AMBULATORY SURGICAL CENTERS (ASC); AND BY AMENDING ARTICLE 9, PART 5, "TERMS AND USES DEFINED," TO PROVIDE A DEFINITION FOR AMBULATORY SURGICAL CENTER; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

FIRST READING: APRIL 23, 2024

(Staff Contact: Jean Dolan/David Recor)

A motion was made by Vice Mayor McGee, seconded by Commissioner Sigerson-Eaton, that the Ordinance / Regular Agenda be POSTPONED to the May 28, 2024 City Commission Meeting. The motion carried by a unanimous voice vote.

14. [24-310](#) **P.H. 2024-36: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING ARTICLE XXV, SECTIONS 250, 251 AND 253 TO

CHAPTER 57-174, LAWS OF FLORIDA SPECIAL ACTS OF 1957 AS SUBSEQUENTLY AMENDED AND SUPPLEMENTED, OTHERWISE KNOWN AS THE CHARTER OF THE CITY OF POMPANO BEACH, FLORIDA, TO MODIFY REQUIREMENTS AND RESTRICTIONS RELATING TO CONTRACTS AND LEASES AND TO REVISE LANGUAGE TO BE CONSISTENT WITH STATE LAW AS TO USE OF ORDINANCES AND RESOLUTIONS; TO AMEND CRITERIA FOR TRANSFER OF CITY-OWNED PROPERTY TO OTHER GOVERNMENTAL AGENCIES; PROVIDING THAT IF THE AMENDMENTS ARE APPROVED BY A MAJORITY OF THE VOTERS AT THE GENERAL ELECTION OF NOVEMBER 5, 2024, THEN SUCH AMENDMENTS SHALL BECOME A PART OF THE CITY'S CHARTER UPON CERTIFICATION AND ACCEPTANCE OF ELECTION RESULTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Tax dollar savings unknown at this time)

POSTPONED FROM APRIL 23, 2024

(Staff Contact: Mark E. Berman/Claudia McKenna/Suzette Sibble)

City Attorney Berman introduced the item. He explained that they simplified the questions into three clear points, each self-explanatory. Highlighting that charters are meant to grant authorizations rather than regulate processes, he emphasized that the proposed amendments aim to remove regulatory elements from the charter. He clarified the first question, which alters language concerning the approval of potential lease durations. The proposal suggests a resolution for lease approval with two readings, one during a daytime and one during an evening meeting. Additionally, it proposes removing the 50-year restriction on leases. The second question aims to amend the language regarding the method and length of contract approval, which is currently capped at five years. The third amendment aims to remove the need for a governmental entity to have eminent domain power to transfer city-owned property, potentially hindering development under the current language.

Claudia McKenna, CRA Attorney and Special Counsel to Pompano Beach, concurred on the importance of framing the questions in a reader-friendly manner. She pointed out that the questions addressed the lack of consistency with state law and elaborated on the concept of Home Rule, providing examples of the powers it entails. Ms. McKenna read State Statute 166.0125 and offered clarification regarding the lease transfer. She reiterated that the proposal suggests eliminating the need for eminent domain. Furthermore, she explained eminent domain and highlighted that state law changes prohibit municipalities from using eminent domain for private property development. The suggestion is to align the charter with State law for consistency.

Suzette Sibble, Assistant City Manager, acknowledged the decisions made by the previous administration but emphasized that there are different considerations today. She stated that her goal is to ensure the City operates as efficiently as possible. She further discussed the lease provision, providing an example to illustrate her points. She said the amendment will allow the maximum flexibility, while preserving due diligence. She explained how the lease language could be structured to protect the City's best interests. She recommended advancing the ballot items, to enable the voters to make the final decision.

City Attorney Berman clarified that the Charter Amendment Advisory Board supports the proposed changes. He then summarized these changes again and addressed concerns, particularly eminent domain.

Mayor Hardin invited the public to provide input on the item.

Vicente Thrower, Pompano Beach, FL, emphasized the importance of collaboration in getting things done and highlighted the significance of residents' opinions. He commented on contract negotiations for a longer-term lease and expressed concern about the lack of evidence showing how completed projects have benefited the entire city. He also brought up the issue of giving away the beach while still having to pay for the completion of the pier, and expressed continued concern about eminent domain.

Mayor Hardin explained they cannot use eminent domain for economic development purposes. City Attorney Berman affirmed.

Mayor Hardin recalled that during the last meeting, Ms. Sibble gave an example involving Mr. Hernandez, a beach developer who had difficulty attracting certain tenants because the City offered short lease terms. He emphasized that longer lease terms would help in attracting better tenants.

Mayor Hardin acknowledged Mr. Thrower's concern and agreed that the agenda could be clearer. He added that if the proposal advances to the ballot, better public education would be part of the process moving forward.

City Attorney Berman stated that if the item is to be on the ballot, it needs to be submitted to the Supervisor's Office by the first week of June. He added that public education efforts would follow.

Ms. McKenna clarified that the recommendation about eminent domain aligns precisely with what Mr. Thrower is saying. She then outlined the exact question regarding eminent domain.

Marlowe Moreland, Cypress Bend, Pompano Beach, FL, said eminent domain is real and stressed the word "generally" in the language. She disagreed with the sentiment about not being worried about eminent domain.

City Attorney Berman reiterated they are seeking to remove eminent domain concerning transfer of property.

Ms. McKenna addressed Ms. Moreland's specific concern and clarified that the law changed in 2006, prohibiting cities and counties from seizing residences. She encouraged her to review Chapters 73, 163 and 166 for further information.

Ms. Moreland mentioned that she has examples of 100 cases she can provide. She said she has never seen Comr. Moss at events in Collier City, only Comr. Perkins.

Audrey Fesik, 412 Briny Avenue, Pompano Beach, FL, stated that the item remains confusing and needs to be

simplified for the community. She suggested including a paragraph that explains the item in plain English. Additionally, she requested a clearer definition of the term "governmental agencies" and asked for clarification on whether this would restrict government actions in the future.

City Attorney Berman explained that he used the term "governmental entities" because it is listed that way in the charter. He noted that it is a broad and clear term and provided examples to illustrate its meaning.

Ms. Fesik mentioned that additional clarification is needed regarding the beach area and its impact.

Mayor Hardin emphasized that this is just the initial step and reiterated the importance of providing further education if the item moves to the ballot.

Diane Emeott-Korzen from The New Pelican expressed concern about the limited opportunities for public comment during the two readings if the item moves to a resolution and residents cannot attend the meetings.

Mayor Hardin confirmed that the resolutions will be brought before the City Commission twice, noting that currently, most resolutions are not reviewed by the City Commission more than once.

City Attorney Berman clarified that the significant change is shifting from an ordinance to a resolution for any contract requiring more than one year of appropriations.

Ms. Emeott-Korzen expressed concern about the lack of advertising for items that are not addressed by ordinance.

City Attorney Berman reiterated his earlier comments about transitioning from ordinances to resolutions for long-term contracts. He further explained that leases will require two readings. He stated they are attempting to meet state statute.

Ms. Emeott-Korzen asked if there is another reading on this item. City Attorney Berman affirmed. Ms. Emeott-Korzen expressed concern about the ballot questions being written in legalese.

John Rayson, 1031 NE 27th Avenue, Pompano Beach, FL, expressed satisfaction with the advancements made since the last hearing. He highlighted the rarity of amendments to the US Constitution, emphasizing the importance of each proposed change. Rayson recommended that the transition from ordinance to resolution should constitute a distinct amendment, separate from the lease language. Additionally, he proposed expanding the scope of hearings to include contracts, alongside leases. Cautioning against hasty decisions, he advocated for prudence in relinquishing the power of eminent domain. Lastly, he clarified his view that the CRA should not be regarded as a political subdivision or governmental agency. He said it is deceptive and does not serve the public well. He stated the language is too open-ended.

Ms. McKenna clarified that Chapter 38 of the Pompano Beach Code of Ordinances defines the CRA. She stated the CRA is a governmental entity.

Jocelyn Jackson, Pompano Beach, FL, opposed the concept of eminent domain. She expressed concern that

including such language on the ballot could lead to significant trouble.

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

Comr. Sigerson-Eaton requested that the ballot questions be displayed on the screens in the chamber. She discussed the importance of securing better contract rates based on economies of scale and how the current restrictions in the charter impact business decisions. She emphasized the distinction between resolutions and ordinances and mentioned that the ballot questions will appear simpler. Additionally, she addressed the topic of eminent domain.

City Attorney Berman asked if Comr. Sigerson-Eaton was suggesting modification of any questions. Comr. Sigerson-Eaton replied no.

Vice Mayor McGee suggested adding language of “if determined to be in the best interest of the City” to the end of the first two questions. She asked if they could capitalize words on the ballot question. City Attorney Berman stated they cannot emphasize any particular word. Vice Mayor McGee suggested the word “remove” should come before eminent domain. City Attorney Berman said he can reorder wording for consideration.

Comr. Fournier expressed frustration with the eminent domain issue, indicating they are getting bogged down. City Attorney Berman clarified that the proposed changes aim to streamline the process of transferring property to the CRA. She explained that once in possession, the CRA can then transfer property to a private entity through a development agreement.

Ms. McKenna added that currently, the City has more flexibility in transferring property to private entities for public purposes. She highlighted that the City established the CRA, and upon its expiration, any CRA-owned property reverts to city ownership. Additionally, she noted that the CRA is bound by its plan, which must be approved by the City Commission.

Comr. Fournier suggested that the wording of the third question would be unclear to residents regarding its purpose. However, she expressed agreement with the increased transparency of the second question.

Comr. Moss said they have been discussing this for a long time, and it is time to vote on the item.

Mayor Hardin concurred that questions regarding the proposed changes require answers, suggesting that these discussions should take place in real-time at community meetings and similar forums. He expressed no opposition to having two readings on all contracts, indicating a willingness to ensure thorough consideration. Moreover, he affirmed the importance of presenting the matter to the voters for their input and decision.

Mayor Hardin recommended a language change for eminent domain. City Attorney Berman said they want to make sure the purpose is clear. He then asked if there was a desire to add the language suggested by Vice Mayor McGee. Vice Mayor McGee explained her suggestion, stating that she hadn't read all of the details before and wanted to discuss her concerns. She emphasized the importance of ensuring that voters thoroughly understand all aspects of the proposal. Specifically, she expressed concern about the lack of a time limit, mentioning that it could potentially extend from 50 years to 500 years. She suggested adding more specific

language to address this issue, drawing from Mr. Berman's original comments to clarify that thorough consideration would be given to all aspects of the proposal.

A lengthy discussion ensued regarding adding the clause "if determined to be in the best interest," and City Attorney Berman suggested adding in the ordinance "if approved by the City Commission." He also recommended changing "should" to "shall."

Mayor Hardin proposed amendment three: "Shall the requirement of the power of eminent domain be removed from Section 253 H of the Pompano Beach City Charter?" City Attorney Berman said he can make the change but wants to ensure the purpose is clear. Comr. Sigerson-Eaton agreed.

Ms. McKenna suggested she work with City Attorney Berman on the 15-word caption.

Vice Mayor McGee reiterated her desire to have the word "remove" before eminent domain.

City Attorney Berman suggested approval with changes discussed.

Comr. Fournier expressed concerns about adding the questions to an already full ballot.

Mayor Hardin asked Comr. Fournier if she preferred a special election. He also inquired about the cost, Comr. Fournier pointed out that the costs are much lower to add it to the general election.

Comr. Moss said Special Elections have a low voter turnout.

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

Yes: Moss

Sigerson-Eaton

McGee

Hardin

No: Fournier

Perkins

15. [24-319](#) 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 TO FILL THE UNEXPIRED TERM OF SPENCER FLORY, ALTERNATE 1; SAID TERM TO EXPIRE ON MAY 24, 2025; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

<u>Applicants</u>	<u>Other Board Memberships</u>
Tashawna Thomas - District 3	0
Melissa Banner - District 4	0
Carolyn Rhone - District 5	0

(Staff Contact: Kervin Alfred)

Comr. Fournier mentioned that there is only one completed application for the nominees, even though there are two nominees in the backup. One of the applications is blank. There is an application for Melissa Banner, but there is no application for the other nominee, Carolyn Rhone. She said the lack of information makes it difficult to nominate someone without sufficient details.

City Clerk Alfred requested to postpone Items 15 and 16 based on Comr. Fournier's reasons.

A motion was made by Vice Mayor McGee, seconded by Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be POSTPONED to the May 28, 2024 City Commission Meeting. The motion carried by a unanimous voice vote.

- 16. [24-320](#) 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 TO FILL THE UNEXPIRED TERM OF DURWARD WOMACK, ALTERNATE 2; SAID TERM TO EXPIRE ON MAY 24, 2025; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 24-319 FOR APPLICANTS

(Staff Contact: Kervin Alfred)

A motion was made by Vice Mayor McGee, seconded by Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be POSTPONED to the May 28, 2024 City Commission Meeting. The motion carried by a unanimous voice vote.

- 17. [24-325](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE SAND AND SPURS ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS: SAID TERM TO EXPIRE ON MAY 15, 2027; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

<u>Applicants</u>	<u>Other Board Memberships</u>
Nancy Olson, Incumbent - District 1	0
Lisa Nothardt - District 3	0
Mary B. Fleck - District 3	0

(Staff Contact: Kervin Alfred)

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

Enactment No: RES. No. 2024-127

18. [24-327](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE GOLF ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 15, 2027; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

<u>Applicants</u>	<u>Other Board Memberships</u>
Donald Totter, Incumbent - District 1	0
Gary Ruderman, Incumbent - District 1	0
Patricia DeSanctis, Incumbent - District 1	0
James Bunn, Incumbent - District 3	1
Frank Sellers - District 3	1
Kenneth Collins - District 3	1
Mark Hanke - District 3	1
Charles MacMichael - District 5	0

(Staff Contact: Kervin Alfred)

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

Enactment No: RES. No. 2024-128

19. [24-328](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE GOLF ADVISORY

BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE MAY 15, 2027; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 24-327 FOR APPLICANTS.

(Staff Contact: Kervin Alfred)

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

Enactment No: RES. No. 2024-129

- 20. [24-336](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE GOLF ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE MAY 15, 2027; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 24-327 FOR APPLICANTS.

(Staff Contact: Kervin Alfred)

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

Enactment No: RES. No. 2024-130

- 21. [24-337](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE GOLF ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE MAY 15, 2027; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 24-327 FOR APPLICANTS.

(Staff Contact: Kervin Alfred)

A motion was made by Vice Mayor McGee, seconded by

Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be ADOPTED. Vice Mayor McGee nominated to appoint James Bunn. The motion carried by a unanimous voice vote.

Enactment No: RES. No. 2024-131

22. [24-265](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH, TO FILL THE UNEXPIRED TERM OF LAMAR "PAUL" FISHER, JR., ALTERNATE 1; SAID TERM TO EXPIRE ON JUNE 12, 2025; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

POSTPONED FROM APRIL 23, 2024

<u>Applicants</u>	<u>Other Board Memberships</u>
Robert Hartsell - District 1	0
Virginia Doubek - District 1	0
Cody William Kiess - District 3	0
David Mingus - District 3	0
Kemarr L. Brown - District 4	0

(Staff Contact: Kervin Alfred)

A motion was made by Vice Mayor McGee, seconded by Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be POSTPONED to the June 11, 2024 City Commission Meeting. The motion carried by a unanimous voice vote.

G. ADDITIONAL AUDIENCE TO BE HEARD

The remaining persons who signed-up for Audience To Be Heard were called to speak before the Commission and they were as follows:

James Cote, St. Lucie, FL, spoke about Pompano Beach baseball and Coach Arnold’s impact on his life. He shared his experience playing baseball during high school, the issues that occurred, and the support he received from Coach Arnold during this time. He said Coach Arnold is here to restore baseball in Pompano Beach, and everyone should be able to enjoy the game of baseball.

Comr. Moss asked for a summary report from Parks and Recreation about the baseball issues discussed. Mayor Hardin agreed.

Jocelyn Jackson, Pompano Beach, FL, expressed gratitude towards the Building Department, CRA, and Code Enforcement staff, commending them for their exemplary work. She highlighted an issue with the Parks and Recreation Department changing the submission deadline for events, emphasizing the need for improved communication to inform residents effectively. Jocelyn also discussed securing a budget for Kodak Day and delved into the rich history of African Americans in the City. She underscored the community's desire for fairness and transparency in all matters.

Pat Anderson, 2650 NE 24th Street, Pompano Beach, FL, raised concerns about her neighbor's property, which was assigned a different city and house number. She accused Attorney Chris Ema of tampering with public records and Google Maps, alleging that all overlays are inaccurate. Anderson emphasized her desire for clear title insurance. Mayor Hardin responded, clarifying that the City Commission has no jurisdiction over title insurance matters.

H. NEXT SCHEDULED MEETING

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

May 28, 2024 at 6:00 p.m. - Regular City Commission Meeting

June 11, 2024 at 1:00 p.m. - Regular City Commission Meeting

June 25, 2024 at 5:00 p.m. - City Commission Budget Workshop

June 25, 2024 at 6:00 p.m. - Regular City Commission Meeting

I. REPORTS

City Manager's Report:

Assistant City Manager Bosworth announced that the ribbon-cutting ceremony for the Ocean Rescue Headquarters is scheduled for May 15th. He also acknowledged Laura Atria, the Public Art Administrator, for her appointment as President of the Florida Association of Public Art Professionals.

City Attorney's Report:

City Attorney Berman stated that, according to Section 286.011, Subsection 8A of the Florida Statutes governing public meetings, he, as the attorney for the City of Pompano Beach, is seeking legal advice regarding the litigation in the case of Coral Rock Development Group, LLC versus City of Pompano Beach, Broward Circuit Case Number CACE 21004071, Division 13. He requested an executive session at the Tuesday, May 28, 2024, City Commission meeting at 5 p.m. or as soon thereafter, in the City Commission conference room, with a court reporter transcribing the proceedings. This session will be private, and only certain individuals will be in attendance.

Those in attendance will be the City Commission members; Gregory P. Harrison, the City Manager; Mark E. Berman, the City Attorney; Tracy A. Lyons, the Deputy City Attorney; and outside counsel, Jeffrey Hochman.

City Clerk's Report:

City Clerk Alfred apologized for the blank board application that Comr. Fournier mentioned earlier regarding Agenda Item 15. He explained the reasons for the blank application in the backup. However, he assured that going forward, they will upload finalized board applications for review.

Comr. Fournier's Report:

Comr. Fournier thanked the City Manager for making the lobby change regarding the pictures and looked forward to a more permanent installation. She recently completed a ride-along with BSO and witnessed the deputy's impressive relationship with the store owners and community. She announced her community meeting will be held on May 22nd at the American Legion.

Comr. Moss' Report:

Comr. Moss shared that he recently presented an accolade to a Pompano Beach High School student on behalf of the Sons of the American Revolution. He then mentioned about an upcoming Collier City Civic Association monthly meeting on May 29th, during which they will announce their \$5,000 scholarship winners. Additionally, Comr. Moss mentioned that on the same evening, there will be a Town Hall meeting at the Skolnick Center with Senators Pizzo and Polsky to address condominium issues. He added that the Collier City Civic Association will also host a banquet on June 15th to honor scholarship recipients. Lastly, he announced that the Episcopal Church Health Fair will take place in Collier City on June 22nd.

Comr. Perkins' Report:

Comr. Perkins reported on a productive meeting held on April 30th to address recent incidents of gun violence. She requested Chief Elwood to schedule another meeting on June 19th, which he confirmed. Additionally, she proposed meeting with him twice a month to gather more information about the root causes of the shootings.

Comr. Sigerson-Eaton's Report:

Comr. Sigerson Eaton thanked Chief Elwood for attending the Cresthaven Civic Association meeting. She acknowledged a successful ribbon cutting in her district at Chef D's.

Vice Mayor McGee's Report:

Vice Mayor McGee thanked Shipwreck Park for installing the underwater cameras. She is excited to see the installation of the floating dock and future development.

Mayor Hardin's Report:

Mayor Hardin shared that he received a notice from the School Board regarding the commencement of construction at Markham Elementary School. Additionally, he conveyed a letter of appreciation received from

a resident regarding a project involving former police employees, and recognized City Attorney Berman and Strategic Communications Admin Sandra King for their efforts in assisting the resident.

J. ADJOURNMENT

The meeting adjourned at 5:36 p.m.

Rex Hardin, Mayor

Kervin Alfred, City Clerk