City of Pompano Beach City Commission Meeting

Commission Chamber

100 West Atlantic Blvd. Pompano Beach, FL 33060



Agenda

Tuesday, June 13, 2017

6:00 PM

City Commission

Lamar Fisher, Mayor Charlotte J. Burrie, Vice Mayor Rex Hardin, Commissioner Barry Moss, Commissioner Beverly Perkins, Commissioner Michael Sobel, Commissioner

Gregory P. Harrison, City Manager Mark Berman, City Attorney Asceleta Hammond, City Clerk

CALL TO ORDER

The Honorable Lamar Fisher Mayor, Presiding

ROLL CALL

Asceleta Hammond, City Clerk

INVOCATION

Minister Brian Campbell
15th Street Church of Christ

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

17-438 Regular City Commission Meeting Minutes of May 23, 2017

APPROVAL OF AGENDA

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.

A. SPECIAL PRESENTATION

17-443 <u>State Representative Patricia Williams Legislative Update</u>

State Representative Patricia Williams will introduce herself, her district office staff and present a legislative update.

17-467 Recognition of the 2017 Innovation Teacher Grant Winners from Pompano Beach

Mayor Lamar Fisher and Ric Green, Greater Pompano Beach Chamber of Commerce and Broward Education Board Member will present grant awards to the following teachers:

Blanche Ely High

Rosie Joseph

Bright Horizons School

Courtney Brown Evangelina Dolan Sandra Lessa Anita Silig Roberta Verran

Crystal Lake Middle

Sherise Dawkins

Cypress Elementary

Steven Seage

Mcnab Elementary

Andria Ammons Dawn Palugi

Norcrest Elementary

Dana Grasmick Sheryll Libiz Sheryll Libiz

Palmview Elementary

Sheri Dominguez

Pompano Beach High

Sandy Melillo Florence Petit

17-476 Presentation of the Blanche Ely Scholarships

Mayor Lamar Fisher along with Mark Korman, Office of Housing and Urban Improvement Program Compliance Manager, will present each of the following students with a two-year Florida prepaid tuition scholarship:

STUDENT	HIGH SCHOOL	COLLEGE/UNIVERSITY
Kayla Bryant	Pompano Beach High School	Florida A & M University
Caleb Miller	Blanche Ely High School	Florida A & M University
Jordany Chery	Blanche Ely High School	Edward Waters College
Manouchka	Blanche Ely High School	Barry University
Lucie Etienne		
Trezher Lee	Blanche Ely High School	Florida A & M University

B. PROCLAMATIONS

17-466 Support of the "Life Jacket Loaner Stand Program"

Mayor Lamar Fisher will present a proclamation to Michele Kerrigan, Sales & Marketing Director for Sea Tow in support of the Life Jacket Loaner Program which promotes safe boating practices.

C. AUDIENCE TO BE HEARD

All persons interested in speaking during "Audience To Be Heard" must fill out a request form and turn it in to the City Clerk prior to the meeting. A request form is located on the last page of the agenda program.

D. CONSENT AGENDA

1. 17-461

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING **AND AUTHORIZING** THE PROPER CITY OFFICIALS TO EXECUTE Α PROFESSIONAL SERVICE AND LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND ZAMBELLI FIREWORKS MANUFACTURING CO. FOR A 4TH OF JULY FIREWORKS DISPLAY OFF THE CITY'S FISHING PIER; PROVIDING AN EFFECTIVE DATE. (Fiscal Impact: \$45,000.00)

(Staff Contact: Mark A. Beaudreau)

2. 17-469

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND **AUTHORIZING PROPER CITY OFFICIALS** TO **EXECUTE** Α **LICENSE** AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND MINORITY HELP, INC. TO HOST A BRAZILIAN FOLK FESTIVAL THE MULTI-PURPOSE FIELD LOCATED AΤ ΙN COMMUNITY PARK: PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: In-Kind Services of \$1,704.00)

Strategic Plan Initiative

(Staff Contact: Mark A. Beaudreau)

3. 17-463

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF BEACH, FLORIDA, **APPROVING** AND **AUTHORIZING** PROPER **CITY OFFICIALS** TO **EXECUTE** Α **COMMUNITY** AESTHETIC **FEATURE AGREEMENT BETWEEN** THE CITY POMPANO BEACH AND THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION AFFIRMING THE CITY'S INTENT TO FUND ALL **COSTS** FOR THE DESIGN, **INSTALLATION** AND MAINTENANCE OF THE TRAFFIC SIGNAL BOX WRAPS CREATED **PART** OF THE **PUBLIC** ART UTILITY WRAP PROJECT; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(**Staff Contact:** Laura Atria/Robin Bird)

4. 17-464

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, CHANGING THE DESIGNATION OF A CERTAIN RIGHT-OF-WAY WITHIN THE CITY OF POMPANO BEACH CURRENTLY KNOWN AS NORTHWEST 8TH AVENUE BETWEEN DR MARTIN LUTHER KING, JR. BOULEVARD TO THE SOUTH AND NORTHWEST 10TH STREET TO THE NORTH TO A DUAL DESIGNATION OF REV. ALBERT E. JOHNSON **AVENUE** WITH NW AND NW 8TH **AVENUE** 8TH **AVENUE** TO BE **UPPERMOST** DISPLAYED ON THE **PORTION** SIGNAGE; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$500 provided to the City)

(Staff Contact: Robert McCaughan)

5. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF 17-465 BEACH. FLORIDA, **APPROVING** AND **AUTHORIZING** THE PROPER CITY OFFICIALS TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF POMPANO AND THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS. LOCAL 1549. RELATING TO THE **COLLECTIVE** BARGAINING AGREEMENT; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: John Jurgle)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF 6. 17-472 POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING **OFFICIALS** TO **EXECUTE** THE **PROPER** CITY A **PARKING** LICENSE AGREEMENT **BETWEEN** THE **CITY** OF **POMPANO** BEACH AND SANDS HARBOR, INC.; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(**Staff Contact:** Suzette Sibble)

7. A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF 17-481 FLORIDA, **SETTING** POMPANO BEACH, FORTH THE INTENTION UPON THE PURCHASE OF THE PROPERTY KNOWN AS TRACT A-3 OF THE PALM AIRE CYPRESS COURSE ESTATES 4TH SECTION PLAT AND ACKNOWLEDGING THE CURRENT PLATTING AND REQUIREMENTS FOR SAID PROPERTY AND AGREEING COMPLY WITH SAME IF NOT MODIFIED BYTHE CITY; PROVIDING FOR AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark E. Berman)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF 8. 17-484 POMPANO BEACH, FLORIDA, **APPROVING** AND **AUTHORIZING** THE PROPER CITY OFFICIALS TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE **POMPANO BEACH COMMUNITY** REDEVELOPMENT AGENCY; PROVIDING AN EFFECTIVE DATE. (Fiscal Impact: N/A)

(**Staff Contact:** Kim Briesemeister/Brian Donovan)

9. 17-449

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND **AUTHORIZING** THE PROPER CITY OFFICIALS TO **EXECUTE COMMUNITY** AESTHETIC FEATURE **AGREEMENT BETWEEN** THE CITY OF **POMPANO BEACH** AND **STATE** OF THE FLORIDA, **DEPARTMENT** TRANSPORTATION; **PROVIDING** OF AN EFFECTIVE DATE.

(Fiscal Impact: \$41,150.00)

TABLED FROM MAY 23, 2017



(Staff Contact: Horacio Danovich)

E. REGULAR AGENDA

QUASI-JUDICIAL PROCEEDING

10. <u>17-462</u> P.H. 2017-61: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING SOUTH OF SAMPLE ROAD AND NORTH OF NW 34TH COURT NEAR THE TERMINUS WITH NW 16TH AVENUE AND COMMONLY REFERRED TO AS 1600 W. SAMPLE ROAD FROM I-1/PLANNED COMMERCIAL DEVELOPMENT (PCD) TO I-1; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Maggie Barszewski/Robin Bird)

END OF QUASI-JUDICIAL PROCEEDING

11. 17-473 P.H. 2017-59: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, **AMENDING CHAPTER** 113. "BUSINESS TAX RECEIPTS," OF THE POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 113.39, "BUSINESS TAX RECEIPT SCHEDULE," TO MODIFY THE RATE STRUCTURE FOR BUSINESS TAXRECEIPTS: **PROVIDING FOR** SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$109,204.00 in BTR revenues)

(Staff Contact: Jennifer Gomez/Robin Bird)

12. 17-483 P.H. 2017-63: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 98, "PARKS AND PLAYGROUNDS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 98.07, "PUBLIC EVENT," TO PROVIDE FOR COMPENSATION FOR THE COSTS OF CITY SERVICES REQUIRED AS A RESULT OF SPECIAL EVENTS HELD IN CITY PARKS AND RECREATION FACILITIES; CREATING SECTION 98.23, "AUTHORITY TO CLOSE, VACATE, OR DENY ADDITIONAL ENTRY," TO PROVIDE AUTHORITY TO CERTAIN CITY PERSONNEL TO CLOSE. **VACATE** OR DENY **PATRONS** INTO ADDITIONAL **ENTRY** OF **PARKS** AND RECREATIONAL FACILITIES UNDER CERTAIN **PROVIDING** CIRCUMSTANCES; **FOR** PENALTIES; **PROVIDING** FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark A. Beaudreau/Major John Hale)

13. 17-460 P.H. 2017-60: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE SCHOOL BROWARD COUNTY, FLORIDA, PROVIDING FOR BOARD OF USE OF SCHOOL **BUSES FOR** CITY RECREATIONAL THE PURPOSES: PROVIDING FOR SEVERABILITY: PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark A. Beaudreau)

14. 17-480 P.H. 2017-62: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH. FLORIDA. APPROVING AND **AUTHORIZING** THE **PROPER CITY OFFICIALS** TO **EXECUTE SERVICE** Α CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND SITE SECURE, LLC; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Not to Exceed \$500,000.00)

Strategic Plan Initiative

(Staff Contact: Gene R. Zamoski)

15. 17-341 P.H. 2017-55: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 153, "RENTAL HOUSING CODE," OF THE CITY OF POMPANO BEACH TO PROVIDE FOR AMENDMENTS TO SECTION 153.05, "DEFINITIONS": BY AMENDING SECTION 153.08, "SHORT **TERM RENTAL PERMIT** REQUIRED," REQUIRE ANY **OWNER** WHO **OPERATES** SHORT TERM RENTAL TO FIRST OBTAIN A SHORT TERM RENTAL PERMIT, PROVIDING **FOR PENALTIES FOR** VIOLATIONS; AND AMENDING SECTION 153.11, "INSPECTIONS," TO PROVIDE FOR ADDITIONAL INSPECTIONS; BY**CREATING** SECTION "MINIMUM STANDARDS FOR SHORT **TERM** RENTALS," PROVIDE FOR REGULATIONS RELATING TO SHORT RENTALS; BY AMENDING SECTION 153.33, "RESPONSIBILITIES OF OWNERS." TO REFERENCE EXISTING PROHIBITIONS RENTALS AND PENALTIES FOR VIOLATIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$60,000.00)

FIRST READING: MAY 23, 2017

(Staff Contact: Robin Bird)

16. 17-430 P.H. 2017-56: (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 SOVEREIGNTY SUBMERGED LANDS FEE WAIVED LEASE MODIFICATION TO EXTEND TERM BETWEEN THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA AND THE CITY OF POMPANO BEACH; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal Impact: N/A)

FIRST READING: MAY 23, 2017

(Staff Contact: Robert McCaughan)

17. 17-452 P.H. 2017-57: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF **POMPANO** BEACH, FLORIDA, AMENDING **CHAPTER** 33. "BOARDS AND COMMISSIONS," OF THE CITY OF **POMPANO** BEACH CODE OF ORDINANCES BY CREATING SECTION 33.001, "GENERAL REQUIREMENTS," TO **ESTABLISH STANDARD** REQUIREMENTS **FOR MEMBERS** ALL SERVING ON CITY BOARDS AND COMMITTEES AND ESTABLISHING STANDARDS AND PROCEDURES FOR REJECTION OF NOMINEES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MAY 23, 2017

(Staff Contact: Mark E. Berman)

18. 17-482 Consideration to designate NW 9th Court as a dual named road "Lamar

Jackson Court"

(Fiscal Impact: \$500.00)

(Staff Contact: Robert McCaughan)

19. 17-457

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, **APPOINTING** TO OF **ABATEMENT** THE **CITY NUISANCE BOARD** POMPANO BEACH TO FILL THE UNEXPIRED TERM OF COREY THOMPSON; SAID TERM TO EXPIRE ON OCTOBER 25, 2019; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Dennis Smith, District 3 Andy Cherenfant, District 5 Daniel P. Diaz, District 5 Phyllis Smith, District 5



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

20. 17-458

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF **POMPANO** BEACH, FLORIDA, APPOINTING TO NUISANCE **ABATEMENT BOARD** OF THE **CITY** POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 13, 2020; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2017-457 FOR APPLICANTS.



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

21. 17-475

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING

TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF CHAD KOVAC; SAID TERM TO EXPIRE ON FEBRUARY 1, 2019; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Christopher Mullon, Business Owner/Alternate #1 - District 3

Mimi Botscheller, Art Professor/Alternate #2 - District 1

Carol Dickler, Fashion Designer - District 1

Joseph Grisafi, Resident - District 1

Mary Lou Hamilton, **Designer** - District 1

Amanda Hart, Designer - District 1

Dwight Hoffman, Teacher - District 1

Claudia Mazzocchetti, Structural Engineer - District 1

Carol Romano, Resident - District 1

Donna Russo, Art Teacher - District 1

Stephen Schorr, Attorney - District 1

Edith Kappler, **Resident** - District 2

Sharon Stone-Walker, **Business Developer** - District 2

Michael Tipton, Performing Arts Manager - District 2

Dahlia Baker, Program Assistant - District 3

John Cote, Artist - District 3

Michelle R. Cote, Office Manager/Bookkeeper - District 3

Patricia Knight, Art Teacher - District 3

Sarahca Peterson, CEO - District 3

Tyler Townsend, Museum/Collector - District 3

David Baumwald, Commercial Remodeling - District 4

Jazzmann LeSane, Founder/President - District 4

Nancy Farrell, **Resident** - District 5

Karen Jean Leventhal, Free Lance Writer - District 5

David Miller, Graphic Artist - District 5

Cynthia Morales, **Product Specialist** - District 5

Shellie Morrison, Business Owner - District 5

Ellen Schefler, Furniture Designer - District 5

Mona Silverstein, Landscape Designer - District 5

Agata Mosery, Designer - Boca Raton

Cherie Saleeby, Artist - Hillsboro Beach



(Staff Contact: Asceleta Hammond)

22. 17-477

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_______TO THE HISTORIC PRESERVATION COMMITTEE OF THE CITY OF POMPANO BEACH; FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 13, 2020; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Tobi Aycock, *Incumbent* - District 3
Jerry K. Bowman, Sr., *Incumbent* - District 3
Hazel Armbrister, *Incumbent* - District 4
Claudia Mazzocchetti - District 1
Jacqueline Reed - District 2
Patrice DaCruz - District 2
John Way - District 3
Carmen Jones - District 4
Jazzmann LeSane - District 4
Marguerite K. Luster - District 4
Mona Silverstein - District 5



(Staff Contact: Asceleta Hammond)

23. 17-478

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING

TO THE HISTORIC PRESERVATION COMMITTEE OF THE CITY OF POMPANO BEACH; FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 13, 2020; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2017-477 FOR APPLICANTS.



(Staff Contact: Asceleta Hammond)

24. 17-479

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING

TO THE HISTORIC PRESERVATION COMMITTEE OF THE CITY OF POMPANO BEACH; FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 13, 2020; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2017-477 FOR APPLICANTS.



(Staff Contact: Asceleta Hammond)

F. REPORTS

City Manager

City Attorney

City Clerk

City Commission

G. ADJOURNMENT

BALANCE IN CONTINGENCY

Oct. 1, 2016	Beginning Balance		
May 9, 2017	Blues & Sweet Potato Pie Festival	\$2,000.00	
May 9, 2017	Travel expenses to Disney World \$4,500.00 (Embracing Team, Inc.)		
May 23, 2017	Eccentrich Displays LLC (Live stage play titled "Made in Pompano: Live Theatre Co.")	\$2,000.00	
May 23, 2017	The Round Table Project LLC ("Teen Happy Our" to book DJ's during the summer) \$5		
	Total:	\$1,000.00	

CITY OF POMPANO BEACH, FLORIDA AUDIENCE TO BE HEARD REQUEST FORM

NAME:			
TITLE:			
COMPANY:			
ADDRESS:		CITY:	
STATE:	ZIP:	EMAIL:	
PHONE:		FAX:	
		IITED TO THREE (3) M DESIRE TO SPEAK ON:	INUTES

NOTE: THIS FORM MUST BE COMPLETED AND HANDED TO THE CITY CLERK PRIOR TO THE CALL TO ORDER OF THE MEETING. THE CITY CLERK WILL CALL RESIDENTS AND/OR TAXPAYERS, TO INCLUDE AUTHORIZED REPRESENTATIVES FOR PERSONS PERMITTED TO BE HEARD, AS WELL AS EMPLOYEES OF THE CITY TO SPEAK FIRST. OTHERS DESIRING TO SPEAK WILL THEREAFTER BE CALLED TO SPEAK, EXCEPT WHEN THE PERSON IS A USER OF THE CITY'S WATER OR SEWER SYSTEM AND WISHES TO BE HEARD ON A MATTER RELATED TO THE CITY'S WATER AND/OR SEWER SYSTEM.