

City of Pompano Beach

Virtual City Commission Meeting



Agenda

Tuesday, February 23, 2021

1:00 PM

City Commission

Rex Hardin, Mayor

Beverly Perkins, Vice Mayor

Rhonda Eaton, Commissioner

Cyndy Floyd, Commissioner

Andrea McGee, Commissioner

Tom McMahon, Commissioner

Gregory P. Harrison, City Manager

Mark Berman, City Attorney

Asceletha Hammond, City Clerk

GOVERNMENT IN THE SUNSHINE

The State of Florida pioneered the concept of "Government in the Sunshine," and, accordingly, all meetings of the Pompano Beach City Commission - except those to discuss labor negotiations and litigation strategy, are public. The Commission welcomes the involvement and participation of the citizens.

PROCEDURE

The City Commission has adopted Robert's Rules of Order, Newly Revised.

CITY COMMISSION MEETING TIMES

The City Commission meets two (2) times a month:

Second Tuesday of the month: City Commission Meeting - 1:00 p.m.

Fourth Tuesday of the month: City Commission Meeting - 6:00 p.m.

ADDRESSING THE CITY COMMISSION

"Audience To Be Heard" is scheduled for a thirty (30) minute period at the beginning of the City Commission Meeting, and will be continued after Regular Agenda at the end of the meeting for those speakers who were not heard during the initial thirty-minute period. Speakers will be limited to three minutes to speak on any matter, which is NOT on the Regular Agenda, or removed from the Consent Agenda. When called upon, speakers will be asked to state his/her name and address and, if appropriate, the organization they represent, for the record. Anyone who wishes to address the City Commission during "Audience To Be Heard" remotely must pre-register on-line any time after the Agenda is posted, but no later than 9:00 a.m. on the day of the meeting. For instructions on how and where to pre-register, please read the information under the heading below entitled "Speaking About an Agenda Item (Remotely)".

VIRTUAL CITY COMMISSION MEETING PROCEDURES

Until further notice, to promote social distancing and avoid risk of additional community spread of the Coronavirus (COVID-19), Pompano Beach City Commission Meetings will not be open to physical attendance by members of the public, the media, or general City staff.

The City Commission Meetings will be conducted remotely utilizing a platform for video and audio conferencing. The Elected Officials will participate individually and apart from each other in their offices at City Hall. City Staff will be participating remotely from their offices or from their home.

Interested parties can view the Commission Meeting on Comcast Ch. 78 live and through rebroadcast as well as through live streaming and archive on the City's website at www.pompanobeachfl.gov.

Members of the Community who wish to participate in the meeting and speak on any item on the Consent or Regular Agenda must utilize the new remote public participation option. This option promotes social distancing, while still offering interested parties the opportunity to participate in matters coming before the City Commission.

In Order to Comment on an Item Remotely, Participants Must Have:

- **Access to the internet (to register)**
- **A working email address (to receive your confirmation and dial in number)**
- **A telephone (to dial in to the meeting)**

Speaking About an Agenda Item (Remotely):

- **Anyone who wishes to address the City Commission remotely (via telephone) on an Agenda Item must pre-register by 9:00 a.m. the day of the meeting.**
- **When there is an upcoming Commission Meeting, the link to register will appear on the Commission Page when the agenda is posted.**
- **The link will direct you to a Registration Form**
- **All fields of information on the Registration Form are required.**
- **After submitting your registration online, you will receive an email confirmation. On the day of the meeting you will receive the telephone number to call.**
- **Normal Commission Meeting procedures such as the Invocation and Pledge of Allegiance will be suspended during the Virtual Commission Meetings process.**

On the day of the Meeting:

- **Participants must call the telephone number provided. They can call up to 10 minutes prior to the meeting start time. The call will be answered and they will be put into a "Listen Only" mode, until the Agenda Item number they have signed up to speak about is called and the public input part of the item begins.**
- **When it is time for the participant to speak, the Mayor will direct the conference operator to unmute their line. The Mayor will ask the caller to introduce themselves and will remind the caller how much time they have to speak.**
- **Each remote participant will have three minutes to speak.**
- **Participants watching the webcast/broadcast from a remote location, must mute the speaker on the device they are watching the meeting BEFORE their line is unmuted to speak. This will prevent feedback on the webcast/broadcast. If there is interference or feedback on the call, the participant may be disconnected should the interference cause disruption to the meeting.**
- **Note there is a short delay between the live meeting and what is broadcast on Ch. 78 or web streaming**
- **When the speaker's time expires, they will be placed on "Listen Only" mode and the next speaker in line will be able to participate, and/or the meeting will otherwise continue.**

- **At the conclusion of the participant's comments, they can either hang up, or stay on the line and listen to the meeting.**

This procedure shall be followed for any item on the Commission Agenda that includes public participation.

ACCESSIBILITY

If you require the services of a Sign Interpreter, please notify the City Manager's Office at (954) 786-4601, 24 hours in advance. Should you require any other assistance to attend or participate in the meeting, please contact the City's ADA Coordinator at (954) 786-4626 at least 24 hours prior to the meeting.

NOTE: Any person who decides to appeal any decision of the City Commission with respect to any matter considered at this meeting will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

CALL TO ORDER

*The Honorable Rex Hardin
Mayor, Presiding*

ROLL CALL

Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

[21-253](#)

Virtual City Commission Meeting Minutes of January 26, 2021

APPROVAL OF AGENDA**CONSENT AGENDA DISCUSSION**

The Commission may pull items from the Consent Agenda. A person may request an item be pulled from the Consent Agenda for discussion on the Regular portion of the agenda upon advance written request, as per the instruction under Speaking About an Agenda Item (Remotely).

A. AUDIENCE TO BE HEARD

Anyone who wishes to address the City Commission during “Audience To Be Heard” remotely, must pre-register on-line any time after the Agenda is posted but no later than 9:00 a.m. on the day of the meeting. For instructions on how and where to pre-register, please read the information under the heading entitled "Speaking About an Agenda Item (Remotely)".

Pursuant to Section 30.07(C)(2)(c) of the City's Code of Ordinances, "Thirty minutes or such time needed to permit ten members of the public to speak, whichever is less, shall be set aside at the beginning of each City Commission meeting for the “audience to be heard” session. The “audience to be heard” session shall be continued at the end of the Commission (Regular Agenda) meeting in the event that individuals wishing to speak are not reached during the first session". (Effective May 28, 2019)

B. CONSENT AGENDA

1. [21-238](#) Approve ranking order for RFP E-07-21 Parking Operation Management Services, and authorize staff to negotiate a contract with the highest ranked firm, One Parking, Inc. (No cost at this time).
(Fiscal Impact: N/A)

(Staff Contact: Jeff Lantz)

2. [21-233](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND ACCEPTING THE CITY'S PUBLIC ART FY 2021 ANNUAL PLAN AND DIRECTING STAFF TO PROCEED WITH THE PROJECTS INCLUDED THEREIN; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$195,150.00)



Strategic Plan Initiative

(Staff Contact: Laura Atria/Phyllis A. Korab)

3. [21-241](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN EXTENSION AND AMENDMENT TO AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND EMERALD TRANSPORTATION CORPORATION FOR TOWING AND WRECKER SERVICE WITHIN THE CORPORATE LIMITS OF THE CITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$178K/Yr. Revenue)

(Staff Contact: Brian Donovan)

4. [21-272](#) 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 DANIA PIER MANAGEMENT CORP. TO OPERATE THE CITY'S PIER; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)



Strategic Plan Initiative

(Staff Contact: Mark A. Beaudreau)

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5. [21-154](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE APPROPRIATIONS AGREEMENTS BETWEEN THE CITY OF POMPANO BEACH AND VARIOUS NON-PROFIT CORPORATIONS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$280,000)

(Staff Contact: Erjeta Diamanti)

6. [21-242](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, SUPPORTING AND URGING THE FLORIDA LEGISLATURE TO ENACT SENATE BILL #0334 AUTHORIZING COUNTIES AND MUNICIPALITIES TO PROHIBIT SMOKING WITHIN THE BOUNDARIES OF PUBLIC BEACHES AND PUBLIC PARKS UNDER CERTAIN CIRCUMSTANCES AND TO PROHIBIT SMOKING IN STATE PARKS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Mark E. Berman)

7. [21-252](#) 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: Alexander Goldstein)

8. [21-254](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND ACCEPTING THE CITY OF POMPANO BEACH 2020 STATE HOUSING INITIATIVE PARTNERSHIP PROGRAM (SHIP) AFFORDABLE HOUSING INCENTIVE STRATEGIES REPORT; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Alexander Goldstein)

9. [21-177](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE COMMUNITY DEVELOPMENT BLOCK GRANT PUBLIC SERVICE PROGRAM SUBRECIPIENT AGREEMENTS BETWEEN THE CITY OF POMPANO BEACH AND VARIOUS NON-PROFIT CORPORATIONS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: 2020-2021 CDBG Allocation)



Strategic Plan Initiative

(Staff Contact: Miriam Carrillo/Alexander Goldstein)

10. [21-264](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING A SECOND SUBSTANTIAL AMENDMENT TO THE FY 2019-2020 CDBG ANNUAL ACTION PLAN; PROVIDING AN EFFECTIVE DATE
(Fiscal Impact: \$842,961 CDBG-CV-3)

(Staff Contact: Alexander Goldstein/Miriam Carrillo)

11. [21-305](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING A SETTLEMENT AGREEMENT AND AUTHORIZING COUNSEL TO EXECUTE ANY ADDITIONAL DOCUMENTS RELATING TO THE SETTLEMENT OF THE PENDING WORKERS' COMPENSATION CLAIM BY JOHN POAG, JR.; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$250,000.00, \$145,000 of this amount will be reimbursed by AmeriTrust, the City's excess carrier)

(Staff Contact: Cindy Lawrence/Bobby Bush)

12. [21-273](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, DECLARING SURPLUS AND EXPRESSING THE DESIRE OF THE CITY OF POMPANO BEACH TO SELL THE REAL PROPERTY LOCATED AT 1207 E. ATLANTIC BOULEVARD, POMPANO BEACH, FLORIDA; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Cassandra LeMasurier)

13. [21-304](#) 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 POMPANO AUTOMOTIVE ASSOCIATES, LLC; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Annual License Fee Revenue \$19,500)

(Staff Contact: Cassandra LeMasurier)

14. [21-139](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING A ROTATION POLICY FOR INDEPENDENT AUDITING SERVICES FOR THE CITY OF POMPANO BEACH AND DIRECTING IMPLEMENTATION OF SAID POLICY; PROVIDING FOR CONFLICTS. PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

POSTPONED FROM JANUARY 26, 2021

(Staff Contact: Andrew Jean-Pierre)

15. [21-276](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING FRED STACER TO THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF MAYOR REX HARDIN, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

16. [21-277](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING WHITNEY RAWLS TO THE CHARTER AMENDMENT ADVISORY BOARD OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF MAYOR REX HARDIN; FOR A TERM TO COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

17. [21-278](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING JUDITH A. NISWONGER TO THE COMMUNITY APPEARANCE COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF MAYOR REX HARDIN, WHICH TERM SHALL COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

18. [21-279](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING WHITNEY RAWLS TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF MAYOR REX HARDIN, FOR A TERM TO BE CONCURRENT WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

19. [21-280](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING KRIS COFFELT TO THE CULTURAL ARTS COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF MAYOR REX HARDIN; SAID TERM TO COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

20. [21-281](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING BARBARA ARMBRISTER-BOYNTON TO THE EDUCATION ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF MAYOR REX HARDIN, FOR A TERM TO BE CONCURRENT WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

21. [21-284](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING DANIEL YAFFE TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF MAYOR REX HARDIN, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

22. [21-298](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING GWENDOLYN LEYS TO THE EDUCATION ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER TOM MCMAHON, FOR A TERM TO BE CONCURRENT WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

23. [21-299](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING WHITNEY METEVIA TO THE CHARTER AMENDMENT ADVISORY BOARD OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER TOM MCMAHON; FOR A TERM TO COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

24. [21-300](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING TOBI AYCOCK TO THE COMMUNITY APPEARANCE COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER TOM MCMAHON, WHICH TERM SHALL COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

25. [21-301](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING KELLY ANN MAGUIRE TO THE CULTURAL ARTS COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER TOM MCMAHON; SAID TERM TO COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

26. [21-302](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING TOBI AYCOCK TO THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER TOM MCMAHON, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

27. [21-303](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING DAVID WHEELER TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER TOM MCMAHON, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

C. REGULAR AGENDA28. [21-265](#)**P.H. 2021-51: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ADOPTING A COMPREHENSIVE PLAN MAP AMENDMENT FOR THE FORMER SITE OF FIRE STATION 103 LOCATED AT 3500 NE 16TH TERRACE; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON JANUARY 27, 2021; PROVIDING THAT A TRANSMITTAL AND ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: David Recor/Jean Dolan)

QUASI-JUDICIAL PROCEEDING29. [21-266](#)**P.H. 2021-45: (PUBLIC HEARING)**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA ALLOCATING 0.45 ACRES OF NONRESIDENTIAL FLEXIBILITY TO ALLOW A COMMERCIAL USE IN A RESIDENTIAL LAND USE CATEGORY ON PROPERTY LOCATED SOUTH OF SAMPLE ROAD AND WEST OF FEDERAL HIGHWAY AND COMMONLY KNOWN AS 3500 NE 16th TERRACE; PROVIDING CONDITIONS AND FOR REVERSION OF NONRESIDENTIAL FLEXIBILITY IF CONDITIONS ARE NOT MET; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: David Recor/Jean Dolan)

30. [21-267](#)**P.H. 2021-44: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY PREVIOUSLY USED FOR FIRE STATION 103 AND COMMONLY KNOWN AS 3500 NE 16th TERRACE FROM CF (COMMUNITY FACILITY) TO B-1 (LIMITED BUSINESS); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: David Recor/Jean Dolan)

31. [21-188](#)**P.H. 2021-40: (PUBLIC HEARING)**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA ALLOCATING A MAXIMUM OF FORTY (40) FLEX UNITS FOR A PROPOSED RESIDENTIAL DEVELOPMENT LOCATED ON THE SOUTHWESTERN CORNER OF SOUTH PALM AIRE DRIVE AND SOUTH POWERLINE ROAD; PROVIDING AN EFFECTIVE DATE

(Fiscal Impact: N/A)

POSTPONED FROM JANUARY 26, 2021

(Staff Contact: Jean Dolan/David Recor)

32. [21-259](#)**P.H. 2021-46: (PUBLIC HEARING)**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ALLOCATING 0.48 ACRES OF NONRESIDENTIAL FLEXIBILITY TO ALLOW A COMMERCIAL USE IN A RESIDENTIAL LAND USE CATEGORY ON PROPERTY LOCATED WEST OF POWERLINE ROAD AND NORTH OF NW 4TH STREET AND COMMONLY KNOWN AS 2429 NW 4TH STREET IN COLLIER CITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: David Recor/Jean Dolan)

33. [21-162](#)**P.H. 2021-34: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING NORTH OF EAST ATLANTIC BOULEVARD BETWEEN RIVERSIDE DRIVE AND NORTH OCEAN BOULEVARD (A1A), SOUTH OF NE 2ND STREET AND COMMONLY KNOWN AS 109 N. OCEAN BOULEVARD FROM PR/AOD (PARKS AND RECREATION) AND CF/AOD (COMMUNITY FACILITY) TO B-3/AOD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JANUARY 26, 2021



Strategic Plan Initiative

(Staff Contact: David Recor/Jean Dolan)

34. [21-269](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING CITY STAFF'S LETTER OF NO OBJECTION TO AMENDMENT OF NOTATION ON THE POMPANO INDUSTRIAL PARK THIRD ADDITION PLAT; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

END OF QUASI-JUDICIAL PROCEEDING

35. [21-237](#) Consideration to designate NW 7th Avenue as a dual named road "Mattie B. Slappy Avenue".

(Fiscal Impact: \$500 paid by requester)

(Staff Contact: Robert McCaughan)

36. [21-210](#) Approval to award Bid T-34-20, Taxiway Delta Phase II Reconstruction to the second lowest responsive, and lowest responsible bidder, General Asphalt Co. Inc., at a cost of \$1,127,856.69.

(Fiscal Impact: \$1,127,856.69.)

(Staff Contact: John Sfiropoulos/Tammy Good)

37. [21-260](#) Approval of budget adjustment to appropriate funding for the rehabilitation of Lift Station 61 at 2000 SE 5th Court.

(Fiscal Impact: \$1,150,000)

(Staff Contact: Andrew Jean-Pierre/A. Randolph Brown)

38. [21-283](#) Request of Ratification by City Commission for approval of budget adjustment to appropriate funding for water assistance program.

(Fiscal Impact: \$700,000)

(Staff Contact: Andrew Jean-Pierre)

39. [21-263](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO APPLY FOR THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION REVOLVING LOAN PROGRAM FOR POINT SOURCE WATER POLLUTION CONTROL; UPON APPROVAL, EXECUTE THE CORRESPONDING LOAN AGREEMENT, PLEDGING OF STORMWATER UTILITY FEES AS THE REVENUES TO REPAY THE LOAN, AND PROVIDING FOR CARRYING OUT ALL LOAN RESPONSIBILITIES UNDER THE AGREEMENT; PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$8,672,665 (Finance over the maximum SRF terms of 20 years with Stormwater Fees)



Strategic Plan Initiative

(Staff Contact: Kerone Grant/A. Randolph Brown)

40. [21-118](#) **P.H. 2021-37: (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 CONTRACTS FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CAROLLO ENGINEERING, INC., ECKLER ENGINEERING, INC., MCCAFFERTY BRONSON CONSULTING, LLC, GLOBALTECH, INC., STANTEC CONSULTING, INC. AND TETRA TECH, INC., FOR CONTINUING CONTRACTS FOR ENGINEERING SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Not to exceed \$4 million (construction) \$500,000 (study))

FIRST READING: JANUARY 26, 2021



(Staff Contact: A. Randolph Brown)

41. [21-171](#) **P.H. 2021-39: (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 155.4211., "INSTITUTIONAL: OTHER INSTITUTIONAL USES," TO MODIFY PERMITTED USES IN THE GENERAL INDUSTRIAL (I-1) ZONING DISTRICT AND OFFICE INDUSTRIAL PARK (OIP) ZONING DISTRICT BY DELETION OF LODGE OR CLUB USES; AMENDING APPENDIX A TO MODIFY THE TABLE TO CONFORM TO CHANGES IN THE ZONING CODE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)
- FIRST READING: JANUARY 26, 2021**
- (Staff Contact: Daniel Keester-O'Mills/David Recor)
42. [21-174](#) **P.H. 2021-38: (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 SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND JACEY INVESTMENTS, L.L.C. D/B/A ELITE TENT COMPANY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Standby contract. No cost at this time.)
- FIRST READING: JANUARY 26, 2021**
- (Staff Contact: Mark A. Beaudreau)
43. [21-176](#) **P.H. 2021-41: (PUBLIC HEARING 2ND READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING ORDINANCE NO. 90-22 TO MODIFY EXHIBIT "C," LEGAL DESCRIPTION, PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)
- FIRST READING: JANUARY 26, 2021**
- (Staff Contact: Horacio Danovich)

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44. [21-164](#) **P.H. 2021-36: (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 CANDIDATE FINANCIAL REPORTING SYSTEM AGREEMENT FOR MUNICIPALITIES BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY SUPERVISOR OF ELECTIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Cost for 1st year \$5,485 with annual fee of \$3,644)
- FIRST READING: JANUARY 26, 2021**
- (Staff Contact: Asceleta Hammond)
45. [21-147](#) **P.H. 2021-43: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 91, "BOATS AND WATER RECREATION," OF THE POMPANO BEACH CODE OF ORDINANCES BY CREATING A NEW SECTION 91.16, "HILLSBORO INLET PARK; PUBLIC SWIM AREA," TO ESTABLISH A SWIM AREA IN A PORTION OF WAHOO BAY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)
- (Staff Contact: Brian Donovan/Tammy Good)
46. [21-258](#) **P.H. 2021-52: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ADOPTING A COMPREHENSIVE PLAN MAP AMENDMENT FOR A 12.1 ACRE PORTION OF THE CITI CENTRE MALL SITE LOCATED AT THE SOUTHWEST CORNER OF COPANS ROAD AND FEDERAL HIGHWAY; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON JANUARY 27, 2021; PROVIDING THAT A TRANSMITTAL AND ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)
- (Staff Contact: David Recor/Jean Dolan)
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47. [21-275](#) **P.H. 2021-48: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND LIBERTY PROPERTY LIMITED PARTNERSHIP FOR FIRE LOGISTICS FACILITY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Approximately \$98,000 annually for 3 years.)

(Staff Contact: Chad Brocato)
48. [21-262](#) **P.H. 2021-49: (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 FOR TRANSPORTATION SERVICES (POINT TO POINT) BETWEEN THE CITY OF POMPANO BEACH AND CIRCUIT TRANSIT INC., TO PROVIDE MICRO-TRANSIT TRANSPORTATION SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$750,688 over 3-year contract term)

(Staff Contact: Jeff Lantz)
49. [21-271](#) **P.H. 2021-50: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE AMENDING CHAPTER 100, "STREETS AND SIDEWALKS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 100.42, "TOWING FROM THE PUBLIC RIGHT-OF-WAY," TO ADOPT RATES FOR TOWING, IMMOBILIZATION AND STORAGE OF VEHICLES IN THE CITY AND ESTABLISHING AN ADMINISTRATIVE FEE FOR VEHICLES TOWED FROM PUBLIC PROPERTY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Brian Donovan/Mark E. Berman)
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50. [21-261](#)

P.H. 2021-47: (PUBLIC HEARING 1ST 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 155.8402., "CIVIL REMEDIES," TO MODIFY REQUIREMENTS FOR REVOCATION OF ZONING USE CERTIFICATES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Jennifer Gomez/David Recor)

51. [21-288](#)

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 AS AN ARTIST FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 1, 2023; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

INCUMBENTS:

David Miller, **Artist** - District 5

Linda Houston-Jones, **Media Specialist** - District 5

Marie Goodrum Johnson, **Resident** - District 3

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

Sarahca Peterson, **CEO/Alternate #2** - District 3

PENDING APPLICANTS:

Joseph A. Grisafi, **Resident** - District 1

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

Amanda Hart, **Designer** - District 1

Dwight Hoffman, **Teacher** - District 1

Brooke Johnson, **Area Manager** - District 1

Donna Russo, **Art Teacher** - District 1

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

Patricia Knight, **Art Teacher** - District 3

Eve Lewis, **Attorney** - District 3

Tyler Townsend, **Museum/Collector** - District 3

Monifa Aruwajoya, **Resident** - District 4

Velma Flowers, **Resident** - District 4

Kimberly Harmon, **Business Owner** - District 4

Mona Silverstein, **Resident** - District 5

Agata Mosery, **Designer** - Boca Raton

Rita Neri, **Property Owner** - Coconut Creek

Cherie Saleeby, **Artist** - Hillsboro Beach

(Staff Contact: Asceleta Hammond)

52. [21-290](#) 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 AS MEDIA SPECIALIST FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 1, 2023; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2021-288 FOR APPLICANTS AND BACKUP INFORMATION.

(Staff Contact: Asceleta Hammond)

53. [21-291](#) 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 AS RESIDENT FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 1, 2023; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2021-288 FOR APPLICANTS AND BACKUP INFORMATION.

(Staff Contact: Asceleta Hammond)

54. [21-313](#) 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 AS CURATOR TO FILL THE UNEXPIRED TERM OF TERRENCE DAVIS; SAID TERM TO EXPIRE FEBRUARY 1, 2022; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2021-288 FOR APPLICANTS AND ADDITIONAL BACKUP INFORMATION.

(Staff Contact: Asceleta Hammond)

55. [21-292](#) 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 AS ALTERNATE #1, FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 1, 2023; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2021-288 FOR APPLICANTS AND BACKUP INFORMATION.

(Staff Contact: Asceleta Hammond)

56. [21-293](#) 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, AS ALTERNATE #2, FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 1, 2023; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2021-288 FOR APPLICANTS AND BACKUP INFORMATION.

(Staff Contact: Asceleta Hammond)

57. [21-294](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE NUISANCE ABATEMENT BOARD OF THE CITY OF POMPANO BEACH, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 14, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Andy Cherenfant, **Incumbent** - District 5

Linda Hunter, **Incumbent** - District 5

Louis Riva, Alternate #1, **Incumbent** - District 3

Michael Solley - District 2

Eve Lewis - District 3

David Wheeler - District 3

Velma Flowers - District 4

Kimberly Harmon - District 4

Daniel P. Diaz - District 5

Danika Jackson - District 5

(**Staff Contact:** Asceleta Hammond)

58. [21-295](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE NUISANCE ABATEMENT BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE FEBRUARY 14, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2021-294 FOR APPLICANTS AND ADDITIONAL BACKUP INFORMATION.

(**Staff Contact:** Asceleta Hammond)

59. [21-296](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE NUISANCE ABATEMENT BOARD OF THE CITY OF POMPANO BEACH AS ALTERNATE #1, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE FEBRUARY 14, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2021-294 FOR APPLICANTS AND ADDITIONAL BACKUP INFORMATION.

(**Staff Contact:** Asceleta Hammond)

60. [21-297](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE NUISANCE ABATEMENT BOARD OF THE CITY OF POMPANO BEACH AS ALTERNATE #2, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE FEBRUARY 14, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2021-294 FOR APPLICANTS AND ADDITIONAL BACKUP INFORMATION.

(Staff Contact: Asceleta Hammond)

D. REPORTS

City Manager

City Attorney

City Clerk

City Commission

E. NEXT SCHEDULED MEETING

March 23, 2021 at 1:00 p.m.

F. ADJOURNMENT

BALANCE IN CONTINGENCY

Oct. 1, 2020

Beginning Balance

\$12,000.00