



City of Pompano Beach

100 West Atlantic Blvd.
Pompano Beach, FL 33060

Detailed Minutes - Final

City Commission

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

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

Tuesday, March 28, 2023

6:00 PM

Commission Chamber

City Commission Meeting

CALL TO ORDER

The Honorable Rex Hardin, Mayor called the City Commission meeting to order at 6:00 p.m.

ROLL CALL

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

INVOCATION

Pastor Gonzalo Venegas of Community Christian Church offered the invocation.

PLEDGE OF ALLEGIANCE

Led by Kervin Alfred, City Clerk.

APPROVAL OF MINUTES

[23-383](#) Regular City Commission Meeting Minutes of March 14, 2023

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

APPROVAL OF AGENDA

A motion was made by Vice Mayor McGee, seconded by

Commissioner Eaton, that the Agenda be APPROVED. The motion carried by 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 PRESENTATION

[23-372 Pompano Eagles Recognition](#)

Mayor Rex Hardin recognized the 2022 7U Football Team from the Pompano Eagles as back to back Super Bowl Champions. Mark Beaudreau, Recreation Programs Administrator, spoke on the Pompano Eagles' achievement, stating that after winning the Super Bowl in 2021, the team came back to defend their title and went 13-0 for the season. He also congratulated the team coach, Juan Cintron, assistant coaches and parents for a winning season.

B. PROCLAMATIONS

[23-363 Child Abuse Prevention Month](#)

Mayor Rex Hardin proclaimed April as Child Abuse Prevention Month in the City of Pompano Beach. A representative from the Children's Services Council of Broward County was present to accept the proclamation.

C. AUDIENCE TO BE HEARD

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

The following speakers were called to speak before the Commission:

George Browning, 2300 N. Cypress Road, Pompano Beach, commented on the railroad tracks near Home Depot on Copans Road, stating they are loose and need repair. He also requested a garbage can to be replaced on Copans Road and spoke about the installation of "No Dumping" signage at the cemetery. In closing, he expressed discontent about not receiving returned phone calls from City staff regarding his concerns.

Mayor Hardin noted the difficulties of working with the railroad track owners and requested City Manager Greg Harrison to have staff look into the matter. The Mayor confirmed that it is appropriate for Mr. Browning to bring to the City Manager's attention any other concerns he may have. In addition, Mr. Browning can send emails to his attention as well, and he will address them and pass it along to the City Manager.

Vicente Thrower, 1890 NW 6th Avenue, Pompano Beach, spoke about the Basketball Program RFP (Request for Proposal). He said the Northwest community is upset and concerned that homegrown Pompano

Beach athletes were unaware of the solicitation.

Mayor Hardin stated it is not the City's desire to disadvantage its residents from participating in providing services to their fellow residents. Perhaps the RFP can be delayed for another 30 days so everyone would have a chance to review it.

Jocelyn Jackson, no address provided, commended the City on the recent traffic changes, noting she was impressed with the improvements. She stated she attended a Democratic Town Hall meeting regarding the Broward Sheriff's Office (BSO). As stated at the meeting, she spoke in support of BSO to be in the community, however, she asked for more information about the \$56M the City is paying BSO for their services.

Continuing, Ms. Jackson inquired about the housing development on the west side of Dixie Highway, whether it is an affordable housing project, to which the Mayor replied it is an affordable housing project and it is a joint venture between the Community Redevelopment Agency (CRA) and Cornerstone. Lastly, Ms. Jackson announced an Easter event on April 9th sponsored by First Class Promotion.

Hakeem Roys, 2621 NW 13th Street, Pompano Beach, introduced himself as the Vice President of the Circle of Brotherhood organization. He said the organization wants to introduce programming to address the root of the violence in the community, including youth mentorship opportunities. He asked the City to create available space for the programming. He noted they want to bring the same successful blueprint that was used in Liberty City.

Willie Brown, Kappa Foundation of Pompano Beach, no address provided, asked the brothers of the Kappa Foundation of Pompano Beach to stand. He spoke about the incident in Collier City and said their foundation would like to contribute \$500 to the reward to capture the offenders. **Chris Robinson, a member of the brothers of the Kappa Foundation of Pompano Beach**, was also present in support of the \$500 contribution.

Silia Zoler, 6 NE 3rd Street, Pompano Beach, stated she is representing her family's business, Ward City Discount. She expressed concern about the homeless population, theft and break-ins of small businesses. She said her family's business feels neglected by the City. She urged the City to address the issues head on so new residents feel safe and secure. She requested increased police presence along 3rd Street in front of the supermarket and Ward City Discount. Mayor Hardin asked Ms. Zoler to provide her contact information to City Manager Harrison.

Robert Alexander, 1559 NW 4th Avenue, Pompano Beach, said he has lived in the City for 70 years. He said 4th Avenue is like a drag strip and someone will get hurt because of the speeding. He asked for a solution. He also spoke about the growing crime rate in the Northwest area and asked for more BSO officers in the community.

Tundra King, 124 NW15th Street, Pompano Beach, spoke on behalf of Tawon Johnson obtaining a home in the City and outlined the ongoing wait for the contract paperwork. Additionally, she asked the City to revisit the length of times for a second mortgage, to inline with first time homebuyer's programs in other cities. Lastly,

she noted how difficult the process is for homebuyers.

Comr. Perkins asked how the length of time is determined for the second mortgage. City Manager Harrison said they are following the Federal or State guidelines but he is willing to see if there is any latitude.

Marlowe Moreland, 2236 N. Cypress Bend Drive, Pompano Beach, asked why resources are not being used to address issues such as homelessness, drugs, and violence. She said they want permanent police presence. She asked how much of the budget is dedicated to the core programs. Finally, she spoke about efforts to help get people off the streets.

City Clerk Kervin Alfred stated the 30-minute mark was reached and 7 speakers remain. Mayor Hardin stated they will be permitted to speak near the end of the meeting.

D. CONSENT AGENDA

Mayor Hardin requested a motion to Approve/Adopt Items 2-4 without City Commission discussion.

A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.

1. [23-373](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND RATIFYING THE MAYOR'S AND CITY MANAGER'S APPROVAL OF A MUNICIPAL MASTER LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND YAMAHA MOTOR FINANCE CORPORATION, U.S.A. FOR THE LEASE OF 144-DR2E LITHIUM GOLF CARS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Monthly lease payments of \$5,930.48 over 48 months)

(Staff Contact: Allison Feurtado)

Mayor Hardin stated he pulled the item for a resident.

Vicente Thrower, 1890 NW 6th Avenue, Pompano Beach, asked about the old golf carts. City Manager Harrison said the old golf carts were traded in as part of the deal for the new golf carts.

Mayor Hardin closed public input.

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

Yes: Eaton
Fournier
Moss
Perkins
McGee
Hardin

Enactment No: RES. No. 2023-120

2. [23-378](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING POMPANO BEACH RESOLUTION NO. 95-112 AND RESOLUTION NO. 2016-180 BY AMENDING SECTION 3, MEMBERSHIP, TO PROVIDE FOR ADDITIONAL ALTERNATE MEMBERS OF THE EDUCATION ADVISORY COMMITTEE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE
(Fiscal Impact: N/A)

(Staff Contact: Mark E. Berman)

A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.

Enactment No: RES. No. 2023-121

3. [23-379](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A REVOCABLE PARKING LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND FLORIDA INTERNATIONAL PARKING SYSTEM, LLC; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Revenue Generating, \$25 per space each month)

(Staff Contact: Jeff Lantz)

A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.

Enactment No: RES. No. 2023-122

4. [23-386](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, URGING THE FLORIDA LEGISLATURE AND GOVERNOR TO FUND, DEVELOP AND PROVIDE A NO OR LOW INTEREST LONG-TERM LOAN

PROGRAM FOR QUALIFYING FLORIDA CONDOMINIUM OR COOPERATIVE OWNERS BURDENED WITH HIGH SPECIAL ASSESSMENTS FOR STRUCTURAL REPAIRS MANDATED BY THE 2022 LEGISLATURE THROUGH THE PASSAGE OF SENATE BILL 4-D; AND IN ADDITION TO OR IN LIEU THEREOF, TO AMEND THE REQUIREMENTS TO PROVIDE ADDITIONAL TIME FOR COMPLIANCE WITH FUNDING REQUIREMENTS; PROVIDING FOR AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark E. Berman)

A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.

Enactment No: RES. No. 2023-123

E. REGULAR AGENDA

5. [23-147](#) **P.H. 2023-47: (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 5.76 GROSS ACRE SITE LOCATED ON THE WEST SIDE OF NW 31ST AVENUE, EAST OF THE FLORIDA TURNPIKE GENERALLY LOCATED AT 1201 NW 31ST AVENUE; PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON NOVEMBER 16, 2022; 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)

POSTPONED FROM FEBRUARY 28, 2023

(Staff Contact: Jean Dolan/David Recor)

Jean Dolan, Development Services Department, stated the Applicant's representative desires to comment on the item.

Joshua Rydell, 111 SW 6th Street, Fort Lauderdale 33301, on behalf of the Applicant stated they have no objection to hearing Agenda Items 5 and 6 together. However, due to some developments that occurred within the past 24 hours, they are requesting to table the items for a 30-day time certain in order to look into other potential development options that were brought to their attention.

City Attorney Mark Berman stated according to a ruling set forth by the Fourth District Court of Appeals, the

items will need to be re-advertised if they will be placed back on the Agenda.

Mr. Rydell stated based on the Fourth District Court of Appeals' ruling, along with their request for a time certain, they will pay the cost to re-advertise the items.

Mayor Hardin asked if the items should be postponed to a date certain, to which Mr. Berman replied yes.

It was determined that April 25, 2023 would satisfy the Applicant's request for a 30-day time certain postponement of the items.

A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Regular Agenda/ Ordinance be POSTPONED to April 25, 2023 City Commission Meeting. The motion carried by a unanimous voice vote.

QUASI-JUDICIAL PROCEEDING

Mark E. Berman, City Attorney, advised that items 7 and 8 are listed under Quasi-Judicial Proceeding and are quasi-judicial in nature; therefore, anyone who wishes to testify must be sworn in and may be subject to cross-examination by the City Commission or any other interested party. The individuals addressing the City Commission must state his or her name, whether he or she has been sworn, and understands the rules which governs these proceedings. Thereafter, Mr. Berman outlined the order in which they would follow: City staff would make its presentation for each item, followed by the applicant or any other person(s) wishing to speak, closing argument, and the Commission's discussion.

Kervin Alfred, City Clerk, placed under oath all individuals, including staff, addressing the City Commission in the following matters.

6. [23-149](#) **P.H. 2023-48: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING THE PROPERTY COMPRISED OF THREE PARCELS LYING ON THE WEST SIDE OF NW 31st AVENUE, EAST OF THE FLORIDA TURNPIKE AND INCLUDING THE PROPERTY COMMONLY KNOWN AS 1201 NW 31ST AVENUE FROM B-3 (GENERAL BUSINESS) AND B-4 (HEAVY BUSINESS) TO I-1 (GENERAL INDUSTRIAL); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

POSTPONED FROM FEBRUARY 28, 2023

(Staff Contact: Jean Dolan/David Recor)

A motion was made by Vice Mayor McGee, seconded by

Commissioner Eaton, that the Regular Agenda/ Ordinance be POSTPONED to April 25, 2023 City Commission Meeting. The motion carried by a unanimous voice vote.

7. [23-374](#) **P.H. 2023-54: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING ON THE SOUTH SIDE OF NW 4TH COURT, APPROXIMATELY 250 FEET EAST OF NW 31ST AVENUE AND COMMONLY KNOWN AS 3061 NW 4TH COURT FROM B-3 (GENERAL BUSINESS) TO B-2 (COMMUNITY BUSINESS); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: (Jean Dolan/David Recor)

Jean Dolan, Development Services Department, stated this is a rezoning from B-3 to B-2 for the lot at 3061 NW 4th Court. The rezoning will allow for the allocation of one Flex unit for the construction of a single-family home. The current B-3 zoning designation of this property allows multi-family residential but does not allow for single-family homes while the B-2 zoning will accommodate a single-family use. This lot is part of a strip of properties running north and south included in the commercial designated corridor east and along 31st Avenue and it is designated commercial land use on both the County and City Comprehensive Plan. She then reviewed the conditions as part of the rezoning proposal. In closing, she noted that the Planning and Zoning Board unanimously recommended approval of the item on February 28, 2023, and city staff recommended approval as well.

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

Comr. Moss stated this item has been a topic of conversation at the Collier City Homeowner Association and they have expressed to see the development of single-family residence in the community, therefore he supports the item.

Mayor Hardin asked if this is the last property to undergo this process, to which Ms. Dolan replied no and explained that the City cannot down-zone someone's property unless requested and it has to be done one property at a time.

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

Yes: Eaton
 Fournier
 Moss
 Perkins
 McGee
 Hardin

8. [23-370](#) **P.H. 2023-55: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A 30-FOOT WIDE PORTION OF THE NE 13TH AVENUE RIGHT-OF-WAY BETWEEN NE 9TH STREET AND NE 8TH COURT, PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

Jean Dolan, Development Services Department, stated this is a City-initiated request to abandon an unpaved remnant of a right-of-way on NE 13th Avenue east of NE 12th Avenue between NE 8th Court and NE 9th Street. This isolated portion of half of a right of way, originally intended for NE 13th Avenue, is the last segment that exist of the road between NE 8th Street and NE 10th Street that was never built. Staff has determined that this isolated remnant serves no public purpose, therefore it can be abandoned and returned to the two adjacent single-family lots. In closing, she noted that the Planning and Zoning Board recommended approval on February 22, 2023, and staff recommends approval.

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

Comr. Moss asked if the subject property would revert to the owners of the adjacent land, to which Ms. Dolan replied that is correct.

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

Yes: Eaton
 Fournier
 Moss
 Perkins
 McGee
 Hardin

END OF QUASI-JUDICIAL PROCEEDING

9. [23-295](#) **P.H. 2023-50: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 152, "BUILDINGS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES, "BY AMENDING SECTION 152.13, "FORTY YEAR SAFETY INSPECTIONS," TO MODIFY THE INTERVALS, REFERENCES AND PROCEDURES FOR BUILDING SAFETY INSPECTIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MARCH 14, 2023

(Staff Contact: Michael Rada/Carpelo Jeoboam)

Michael Rada, Building Official presented the item and stated this is the second reading of the Ordinance and there have been no changes to the item. Moreover, he said, per the request of the Mayor on first reading, staff updated the City's website by adding a short narrative of the Building Safety Inspection Program and a link to Broward County's website.

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

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

Yes: Eaton
Fournier
Moss
Perkins
McGee
Hardin

Enactment No: ORD. No. 2023-43

10. [23-298](#) **P.H. 2023-51: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 154, "PLANNING," OF THE POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 154.61, "REDEVELOPMENT AND FLEXIBILITY UNITS," TO MODIFY REQUIREMENTS TO PROVIDE INCENTIVES FOR MIXED INCOME RESIDENTIAL DEVELOPMENT; AMENDING CHAPTER 155, "ZONING CODE," BY AMENDING SECTION

155.3302., “LIMITED BUSINESS (B-1),” SECTION 155.3303., “COMMUNITY BUSINESS (B-2),” SECTION 155.3304., “GENERAL BUSINESS (B-3),” AND SECTION 155.4202., “RESIDENTIAL: HOUSEHOLD LIVING USES,” TO CLARIFY AND AMEND STANDARDS FOR MIXED INCOME RESIDENTIAL DEVELOPMENT USING BROWARD COUNTY LAND USE PLAN POLICIES 2.16.3 AND 2.16.4; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

FIRST READING: MARCH 14, 2023

(Staff Contact: Jean Dolan/David Recor)

Jean Dolan, Development Services Department, stated this is the second reading of the amendments to the Mixed Income Housing Code, to provide some additional incentives for using Policy 2.16.3. There have been no changes since the first reading of the Ordinance.

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

Comr. Perkins asked if this item pertains to a property located at the intersection of Powerline Road and Dr. Martin Luther King Blvd, to which Ms. Dolan replied the item is not for a specific project. She said this is a general code amendment that allows some additional incentives for people who are using Policy 2.16.3. Therefore, it is not directly related to a single project, rather citywide.

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

Yes: Eaton
Fournier
Moss
Perkins
McGee
Hardin

Enactment No: ORD. No. 2023-44

11. [23-331](#) **P.H. 2023-52: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 98, “PARKS AND PLAYGROUNDS,” OF THE POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 98.09, “ALSDORF PARK,” TO MODIFY REQUIREMENTS AND TO SET NEW PROHIBITIONS AND REGULATIONS FOR USE OF PARK FACILITIES;

PROVIDING FOR VIOLATIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MARCH 14, 2023

(Staff Contact: Mark A. Beaudreau)

Mark Beaudreau, Recreation Programs Administrator, noted there were no changes since first reading and addressed concerns expressed by the City Engineer. He noted Alsdorf Park is not a full-service marina and stated there is no good location for a fish cleaning station. He said his office has not received one complaint about the fish cleaning station since it was removed a few months ago. He concluded by noting that BSO, Marine Advisory Board, and city staff do not recommend a fish cleaning station. He introduced Frank Pelley, Chairman of the Marine Advisory Board.

Frank Pelly, 1050 NE 28th Avenue, Pompano Beach, described Alsdorf Park and the boat launch area. He noted the installation of fish tables would require the approval of the landlord since the land is leased. Additionally, it would require a permit from the Florida Department of Environmental Protection, which also prohibits the disposal of fish in the waterway. He said the previous fish table did not work out well. Mr. Pelly referenced two photos included in the backup.

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

Vice Mayor McGee thanked the staff and the Marine Advisory Board for the report. She noted resident feedback about restriping the parking lot to better designate the trailer sections.

Comr. Fournier stated the Ordinance still says fish cannot be cleaned within the park. She said that part of the Ordinance seems unenforceable. She noted she cannot support the item, but she understands the intent.

Comr. Moss asked if payment is required to utilize the docks. Mr. Beaudreau replied that you must pay to launch a vessel. He expressed concern about residents from nearby municipalities that utilize Pompano Beach facilities, while the City pays for maintenance.

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

Yes: Eaton
Moss
McGee
Hardin

No: Fournier
Perkins

Enactment No: ORD. No. 2023-45

12. [23-359](#) **P.H. 2023-53: (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 FIRST AMENDMENT TO THE SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND PFM FINANCIAL ADVISORS, LLC, TO PROVIDE FINANCIAL ADVISORY SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MARCH 14, 2023

(Staff Contact: Allison Feurtado)

Allison Feurtado, Finance Director presented the item and stated this is the second reading of the Ordinance and there have been no changes since the first reading.

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

Yes: Eaton
Fournier
Moss
Perkins
McGee
Hardin

Enactment No: ORD. No. 2023-46

13. [23-371](#) **P.H. 2023-56: (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 SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND BEACH RAKER, LLC; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$252,000)

(Staff Contact: Russell S. Ketchem)

Russell Ketchem, Director of Environmental Services, stated this is a Contract with Beach Raker and they have held this Contract for a very long time. He said the proposed Contract is a result of a RFP, which was subsequently approved back in February.

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

Vice Mayor McGee thanked the Contractor for consistently doing a good job of keeping the City's beach beautiful. However, she anticipates the City may have a challenging summer this year with keeping seaweeds away.

Mayor Hardin asked if the Contractor has any special plans for dealing with any issues that may arise in the next few months? Mr. Ketchem replied stating the City has reached out to Nova University who has a Contract with the Florida Department of Environmental Protection for turtle monitoring. He said there is an agreement with Nova to start the turtle monitoring efforts early in Pompano Beach. He explained the challenges, process and timelines associated with turtle monitoring efforts, and stated that staff is currently negotiating with Nova to start here in Pompano Beach. In doing so, this will allow staff to get back onto the beach much earlier.

Furthermore, Mr. Ketchem briefly commented on staff's efforts to address seaweed concerns, stating that seaweeds are an issue that the City deals with annually. He said staff is discussing options to address it.

Vice Mayor added that other local coastal cities are also discussing this matter and may contact city staff for input. Mr. Ketchem advised that he has already received email from them.

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

Yes: Eaton
Fournier
Moss
Perkins
McGee
Hardin

14. [23-382](#) 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 TO FILL THE UNEXPIRED TERM OF JAMES MOREHEAD, ALTERNATE 2; SAID TERM TO EXPIRE ON JUNE 13, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Robert Whitsett - District 3

Sarahca Peterson - District 4

Danika Jackson - District 5

(Staff Contact: Kervin Alfred)

A motion was made by Vice Mayor McGee, seconded by Commissioner Eaton, that the Regular Agenda/ Resolution be ADOPTED. Comr. Moss nominated Robert Whitsett and Comr. Fouriner nominated Sarahca Peterson. The motion passed by the following vote: To appoint ROBERT WHITSETT.

Yes: Eaton

Moss

McGee

Hardin

No: Fournier

Perkins

Enactment No: RES. No. 2023-124

F. ADDITIONAL AUDIENCE TO BE HEARD

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

Katrice Eason yielded her time to Kevin Eason.

Robin Eason yielded her time to Kevin Eason.

Kevin Eason, 2010 NW 5 Terrace, Pompano Beach, spoke about the Town Hall meeting to discuss the recent violence and crime. He noted most of the conversation centered around getting rid of BSO and he stated one or two people do not speak for the entire community. He commented on the significant population growth of Pompano Beach since BSO took over in 1999. In closing, he stated crimes can be solved if the community is willing to say something. BSO is not perfect, but they are doing a good job.

Matthew Higgs, 717 NW 8th Avenue, Pompano Beach, commented on the recent incident that occurred in Collier City, stating the community is not hearing each other. Also, he noted that one of the City Commissioners expressed concern about the reward regarding the Collier City incident. In conclusion, he said BSO's presence means something, but he asked the City Commission to utilize the community.

Saracha Peterson, 103 NW 7th Avenue, Pompano Beach, spoke about slum lords and the perpetual culture of slum and blight in communities of color. She said Cabessa Properties are corporate slum lords in the

City. She said they do not fix anything and shared an example from one resident. She stated she has been retaliated against for speaking out about the housing problems within the community. She said it is time for a Tenant Bill of Rights.

Pat Anderson, no address provided, said she is now an art instructor for the Sunrise parks and works for the National Wildlife Federation. She spoke about a recent background check she experienced and referenced an illustration she displayed. She said she will share her information with The Pelican tomorrow.

Pastor Gonzalo Venegas, no address provided, stated he is the campus pastor of the Community Christian Church, which will open to the public on April 9th. He said his church is new to the City and invited everyone to their grand opening. Also, Pastor Venegas shared his background and said he looks forward to partnering within the City.

G. NEXT SCHEDULED MEETING

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

April 11, 2023 at 1:00 p.m. - Regular City Commission Meeting

April 25, 2023 at 6:00 p.m. - Regular City Commission Meeting

May 9, 2023 at 1:00 p.m. - Regular City Commission Meeting

H. REPORTS

City Manager's Report:

No Report

City Attorney's Report:

No Report

City Clerk's Report:

No Report

Comr. Eaton's Report:

Comr. Eaton said the trip to Tallahassee was productive and they were able to interface with state representatives.

Comr. Fournier's Report:

Comr. Fournier spoke about the Atlantic/Dixie project. She acknowledged some traffic congestion has been alleviated but noted the barricades continue to move around. She thanked BSO for adding police presence in

the areas of congestion during peak traffic. She noted \$17M of the project is being funded from the Northwest CRA and summarized the potential impact on that area. She announced a virtual District 3 meeting will be held on March 29th to discuss traffic issues. She shared the next in-person District 3 meeting will be held on April 12th at the American Legion. She said BSO Captain Torres is scheduled to attend the meeting to answer questions and hear resident concerns.

Comr. Moss' Report:

Comr. Moss stated it was good to have face-to-face meetings with representatives in Tallahassee, including discussions about condominium issues. He said Senator Pizzo noted they are working on the issues. Comr. Moss spoke about the flyer Mr. Eason distributed and suggested the Pembroke Park Mayor Jacobs should have reached out to Mayor Hardin prior to speaking at the Town Hall meeting. He asked Comr. Perkins why the Pembroke Park speakers were invited. Comr. Perkins stated she is not the President of the Democratic Club, and this was their regular monthly meeting with invited speakers. She noted she was invited to speak as well. Comr. Moss expressed concern that it was called a Town Hall meeting and was held at a City facility, which makes it sound like the City was involved. City Manager Harrison said the Democratic Club followed the regular event process.

Comr. Perkins' Report:

Comr. Perkins announced a community meeting on April 19th. She also stated they will be dedicating 15 new homes in the Rick Case Habitat Community on April 1st.

Vice Mayor McGee's Report:

Vice Mayor McGee echoed Comr. Eaton and Comr. Moss's sentiments about the trip to Tallahassee. She stated they were able to speak with other cities and Executive Director of External Affairs for the Senate President concerning the condominium topic. She encouraged residents to reach out and contact their representatives.

Mayor Hardin's Report:

No Report

I. ADJOURNMENT

The meeting adjourned at 7:45 p.m.

Rex Hardin, Mayor

Kervin Alfred, City Clerk