



# City of Pompano Beach

100 West Atlantic Blvd.  
Pompano Beach, FL 33060

## Detailed Minutes - Final

### City Commission

*Rex Hardin, Mayor*

*Beverly Perkins, Vice Mayor*

*Rhonda Eaton, Commissioner*

*Cyndy Floyd, Commissioner*

*Andrea McGee, Commissioner*

*Tom McMahan, Commissioner*

*Gregory P. Harrison, City Manager*

*Mark Berman, City Attorney*

*Asceleta Hammond, City Clerk*

Tuesday, January 26, 2021

1:00 PM

### Virtual City Commission Meeting

#### CALL TO ORDER

The Honorable Rex Hardin, Mayor called the Virtual City Commission meeting to order at 1:03 p.m.

#### ROLL CALL

**Present:** Commissioner Rhonda Eaton  
Commissioner Cyndy Floyd  
Commissioner Andrea McGee  
Commissioner Tom McMahan  
Vice Mayor Beverly Perkins  
Mayor Rex Hardin

#### APPROVAL OF MINUTES

[21-225](#) Virtual City Commission Meeting Minutes of December 8, 2020

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Minutes be APPROVED AS SUBMITTED. The motion carried unanimously.**

[21-224](#) Special Virtual City Commission Meeting Minutes of December 8, 2020

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Minutes be APPROVED AS SUBMITTED. The motion carried unanimously.**

#### APPROVAL OF AGENDA

Mayor Hardin announced that Item 22 will be postponed until February 23, 2021 City Commission meeting.

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**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Agenda be APPROVED AS AMENDED. The motion carried unanimously.**

**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) above.

Mayor Hardin announced that Items 1, 4 and 10 would be pulled for City Commission discussion.

**A. SPECIAL PRESENTATION**

**[21-231](#) Special Presentation for Act of Heroism**

The City of Pompano Beach will honor Gary Cappellucci for his selfless act of heroism that took his life on January 1, 2021. Mayor Rex Hardin will make the virtual presentation.

Mayor Hardin stated that this Special Presentation is special but regrettable. A recent situation happened the first day of the year where a gentleman lost his life. He then read a brief statement of the incident that happened. Therefore, this is a citizen hero recognition for Mr. Gary Cappellucci.

“On January 1, 2021, Gary Cappellucci was relaxing on the beach with his family when he saw several swimmers, including children struggling to stay afloat in a strong rip current. Without concern for his own safety Mr. Cappellucci and another good Samaritan, quickly entered the rough surf to save them from drowning. Because of his selfless act, he was successful in helping them out of the rip current. Struggling swimmers, as well as the good Samaritan were able to make it safely back to shore. Unfortunately, Gary was caught up in the strong rip current and was swept further out to sea. Tragically, his heroic actions cost him his life.”

The City of Pompano Beach honors Gary Cappellucci, who leaves behind his wife and children, for his act of heroism that saved the lives of others. The thoughts and prayers of the entire community are with the family in their time of grief.

Additionally, Mayor Hardin indicated that Mr. Cappellucci was active with youth sports in the City and had been a coach on numerous teams in several sports. His positive impact on the kids he coached will leave a legacy for generations to come. Gary Cappellucci was a true citizen hero who will be truly missed.

Mayor Hardin mentioned that a plaque was prepared that will be delivered to Mr. Cappellucci’s family. The City salutes Mr. Cappellucci for his selfless act of heroism and tragic loss of life.

**This matter was READ AND PRESENTED INTO THE RECORD**

**B. PRESENTATION**

[21-218](#) Strategic Plan 2019-2024 and Action Agenda 2019-2020 Quarterly Progress Presentation.  
(Fiscal Impact: N/A)

(Staff Contact: Ernesto Reyes)

Ernesto Reyes, Strategic Performance Manager, provided a brief presentation for the purpose of providing the City Commission and the Community with the general update on the progress of achieving the strategic plan strategies. Most specifically, the presentation provides a brief quarterly update for the month of July, August and September for the Fiscal Year 2020 Strategic Plan, which was approved in July 2019. He mentioned to supplement his presentation, the Commission backup includes a comprehensive analysis, which provides an update on all items contained in Fiscal Year 2019 and Fiscal Year 2020 Strategic Plan, which will remain active as of the end of Q3 of Fiscal Year 2020. Attached is the entire presentation made by Mr. Reyes as **Exhibit 1**.

Mayor Hardin thanked Mr. Reyes for the update and encouraged him to keep up the good work.

**This matter was READ AND PRESENTED INTO THE RECORD**

**C. 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 above entitled "Speaking About an Agenda Item (Remotely)."**

**The following persons to speak:**

Mayor Hardin asked if there were people signed up for Audience To Be Heard.

Sandra King, Public Communications Director, responded at this point nobody who signed up is present to speak.

**D. CONSENT AGENDA**

Mayor Hardin requested a motion to Approve/Adopt Items 2, 3, 5-9, and 11-20.

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Consent Agenda be APPROVED/ADOPTED. The motion carried unanimously.**

1. [21-16](#) Approve ranking order for RLI E-21-20, Continuing Contract for Professional Surveying and

Mapping Services, and authorize staff to negotiate contracts with Calvin, Giordano & Associates, CBE Construction, Craig A. Smith & Associates, Inc., Craven Thompson & Associates, Inc., Engenuity Group Inc, KCI Technologies, Inc., Keith Inc, dba Keith and Associates, Maser Consulting P.A., McLaughlin Engineering, and Munson Design and Consulting, Inc. (No cost at this time.).

(Fiscal Impact: N/A)

**(Staff Contact: Tammy Good)**

Mayor Hardin indicated that the item was pulled by Vice Mayor Perkins for Commission discussion.

Vice Mayor Perkins stated that she wanted clarification as to what type of services that they will be doing.

Tammy Good, Engineering Department/CIP Division, responded that the solicitation was for mapping and surveying services, therefore, anything in the realm of field surveying, platting, as built, and anything relative to surveying and mapping. In the event there is a need, the City can call on anyone of the firms listed in the item for these services.

Ms. Good explained it could relate to development, as there are some existing projects/sites being worked on within the City. Actually, it could vary in whatever the need, so it could relate to new development but not always. So, this would be to facilitate City services in terms of design, renovation, and maintenance for city-owned facilities.

She confirmed this does not relate to the Census.

There was no input from the public on the item.

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Consent Agenda/ Approval Request be APPROVED. The motion carried by the following vote:**

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

2. [21-112](#) Approve ranking order for RLI E-22-20, Continuing Contract for Environmental Testing, and authorize staff to negotiate contracts with AECOM Technical Services, Inc., E Sciences, Inc., GFA International, Inc., GLE Associates, Inc., and Terracon Consultants, Inc., (No cost at this time.).  
(Fiscal Impact: N/A)

(Staff Contact: Tammy Good)

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

3. [21-113](#) Approve ranking order for RLI E-26-20, Continuing Contract for Structural Engineering Services, and authorize staff to negotiate contracts with Kimley-Horn & Associates, Inc., Lakdas/Yohalem Engineering, Inc., MCE-Maser Consulting Engineers, Inc., and WGI, Inc. (No cost at this time.).  
(Fiscal Impact: N/A)

(Staff Contact: Tammy Good)

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

4. [21-197](#) Approve ranking order for RLI E-27-20, Continuing Contract for Mechanical and Plumbing Engineering Services, and authorize staff to negotiate contracts with DTM Tech, Inc., Pistorino & Alam Consulting Engineers, Inc., SGM Engineering, Inc., and TLC Engineering for Architecture (No cost at this time.).  
(Fiscal Impact: N/A)

(Staff Contact: Tammy Good)

Mayor Hardin indicated that the item was pulled by a member of the public for Commission discussion.

Sandra King, Public Communications Director, announced that the person who requested to pull the item did not sign in for the meeting, therefore, there was no discussion.

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Consent Agenda/ Approval Request be APPROVED. The motion carried by the following vote:**

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

5. [21-219](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A REIMBURSEMENT AGREEMENT BETWEEN THE

CITY OF POMPANO BEACH AND 14TH STREET TOWNHOMES ASSOCIATION, INC. REGARDING THE UNDERGROUNDING OF OVERHEAD UTILITIES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: 40% of project costs not to exceed \$109,000)

(Staff Contact: John Sfiropoulos)

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

**Enactment No: RES. No. 2021-46**

6. [21-199](#) Approve ranking order for RFP E-30-20, Repairs and Calibration of Flow Meters and Related Devices, and authorize staff to negotiate contract with the highest rank firm, Gossamer Bay Inc. dba Universal Controls Instrument Service Co. (No cost at this time.).

(Fiscal Impact: N/A)

(Staff Contact: A. Randolph Brown)

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

7. [21-209](#) Approval to piggyback Marco Island Florida Contract 16-026 for as-needed purchases of “Water and Wastewater Treatment Chemicals,” from Hawkins Inc. dba Hawkins Water Treatment Group, in an estimated annual amount not to exceed \$80,000.00.

(Fiscal Impact: \$80,000.00/yr.)

(Staff Contact: A. Randolph Brown)

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

8. [21-220](#) Approval to award Bid T-04-21, Lot Mowing and Related Services for the Code Compliance Unit, to all responsive bidders: Creative Lawn Maintenance LLC, Creative Measures Landscape & Irrigation Services, Crodon Inc., GLIG Groundworks LLC, Faith Construction Corp, Mullings Engineering Services, Landscaping Division, Inc., Never Back Down, LLC, Precision Cuts Lawn Care and Maintenance Services, Inc., R & A Woods Enterprises Inc., Seginus Solutions LLC/dba Marquis Lawn Care Pros, LLC and SKKV Property Maintenance LLC, for annual open-end contracts, at an estimated annual cost of \$80,000.

(Fiscal Impact: \$80,000.00)

(Staff Contact: Mario Sotolongo)

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, to APPROVE/ADOPT the item under the**

**Consent Agenda. The motion carried unanimously.**

9. [21-123](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN INTERLOCAL AGREEMENT FOR OCEANSIDE PARKING GARAGE BETWEEN THE CITY OF POMPANO BEACH AND THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY RELATING TO CONSTRUCTION OF THE OCEANSIDE PROJECT TO BE LOCATED AT 109 NORTH OCEAN BOULEVARD, PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Suzette Sibble)

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

**Enactment No: RES. No. 2021-47**

10. [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)

(Staff Contact: Andrew Jean-Pierre)

Mayor Hardin indicated that he pulled the item for Commission discussion to suggest that the item be postponed until the February 23, 2021 City Commission meeting, because the item needed a little more scrutiny and more time for review.

Comr. McGee asked if switching to the ten years would extend the current contract to ten years or make it ten years total.

Andrew Jean-Pierre, Finance Director, responded that the current contract with the existing auditor is due to end after a five-year contract. Based on the current policy they would not be allowed to re-bid when the City re-issues the next Request for Proposal (RFP). Therefore, it would not add any more years, unless they were able to win the next RFP to be ranked number one.

Comr. Eaton stated that she understands the item would not allow a contract for ten years. This would mean the existing firm would be allowed another ten years if they should persist giving them fifteen years total. The biggest problem she sees in this, is that people would not be allowed to re-bid, if that element is eliminated. Therefore, more time is needed to review the proposal.

Mayor Hardin confirmed that was the reason he was hoping to postpone the item and for staff to provide the current policy to all the Commissioners. There are new ones who were not involved previously, and everybody needs to get up to speed so they can all be informed of what is in place and what is being proposed.

Vice Mayor Perkins asked if the item will return on February 23, 2021 as Consent or Regular Agenda.

Mayor Hardin mentioned that would be up to the City Manager and staff. Nevertheless, whether it returns under Consent or Regular, the item can be pulled for discussion if under Consent.

**A motion was made by Mayor Hardin, seconded by Commissioner Eaton, that the Consent Agenda/ Resolution be POSTPONED until February 23, 2021 City Commission meeting. The motion carried by the following vote:**

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

11. [21-157](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONTRACT FOR SALE AND PURCHASE BETWEEN THE CITY OF POMPANO BEACH AND THE CHARLES W. BOSTWICK TRUST C/U/W OF NELL L. C. BOSTWICK, DECEASED, FOR THE PURCHASE OF PROPERTY LOCATED AT 99 N. OCEAN BLVD.; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: 7,500.00)

(Staff Contact: Cassandra LeMasurier)

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

**Enactment No: RES. No. 2021-48**

12. [21-166](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, RESCINDING RESOLUTION NO. 2021-11, AND APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO APPROVE A CORRECTED LEGAL DESCRIPTION RELATING TO THE MARQUIS PLAT LOCATED AT 1820 DR. MARTIN LUTHER KING, JR. BOULEVARD; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)



(Staff Contact: Jean Dolan/David Recor)

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

**Enactment No: RES. No. 2021-49**

13. [21-172](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, SUPPORTING THE MCNAB ROAD COMPLETE STREETS IMPROVEMENT PROJECT TO BE ADMINISTERED IN COOPERATION WITH THE CITY OF FORT LAUDERDALE AND BROWARD COUNTY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: NA)

(Staff Contact: Horacio Danovich)

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

**Enactment No: RES. No. 2021-50**

14. [21-227](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, SUPPORTING THE SAMPLE ROAD COMPLETE STREETS IMPROVEMENT PROJECT TO BE ADMINISTERED IN COOPERATION WITH THE CITY OF DEERFIELD BEACH; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Horacio Danovich)

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

**Enactment No: RES. No. 2021-51**

15. [21-232](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, SUPPORTING THE ATLANTIC BOULEVARD COMPLETE STREETS IMPROVEMENT PROJECT TO BE ADMINISTERED IN COOPERATION WITH THE FLORIDA DEPARTMENT OF TRANSPORTATION; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Horacio Danovich)

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, to APPROVE/ADOPT the item under the**

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**Consent Agenda. The motion carried unanimously.****Enactment No: RES. No. 2021-52**

16. [21-173](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, RESCINDING RESOLUTION NO. 2019-260 AND APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND PAYLESS SWIM LLC TO OPERATE A SWIM SHOP AT THE POMPANO BEACH AQUATICS CENTER; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$3,600/ year Revenue to the City)

(Staff Contact: Mark A. Beaudreau)

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

**Enactment No: RES. No. 2021-53**

17. [21-175](#) 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 POMPANO PIRANHAS, INC. TO UTILIZE THE CITY'S AQUATIC CENTER TO PROVIDE A YOUTH SWIMMING PROGRAM; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark A. Beaudreau)

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

**Enactment No: RES. No. 2021-54**

18. [21-217](#) 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 POMPANO BEACH RIPTIDE SOFTBALL, INC., TO USE THE ATHLETIC FIELDS AT COMMUNITY PARK TO PROVIDE A FEMALE YOUTH SOFTBALL PROGRAM; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: City to receive 10% of the program revenue for each non-resident participant on a biannual basis.)

(Staff Contact: Mark A. Beaudreau)

**A motion was made by Vice Mayor Perkins, seconded by**

**Commissioner McGee, to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.**

**Enactment No: RES. No. 2021-55**

19. [21-191](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE FDOT DISTRICT FOUR (4) AMENDMENT NUMBER TWENTY (20) TO LANDSCAPE INCLUSIVE MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR ADDITIONAL LANDSCAPE IMPROVEMENTS IN THE RIGHT-OF-WAY OF SAMPLE ROAD 834 (SAMPLE ROAD) ADJACENT TO THE FESTIVAL FLEA MARKET; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Robert McCaughan)

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

**Enactment No: RES. No. 2021-56**

20. [21-226](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND RATIFYING THE MAYOR AND CITY MANAGER'S EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA, DEPARTMENT OF STATE, DIVISION OF CULTURAL AFFAIRS, ACCEPTING A MULTI-DISCIPLINARY GENERAL PROGRAM SUPPORT GRANT IN THE AMOUNT OF \$47,795.00 FOR ADDITIONAL ARTISTS AND MARKETING/PRODUCTION EXPENSES, AND CONFIRMING THE CITY'S CONTRIBUTION IN AN AMOUNT OF \$47,795.00; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Matching Funds: \$47,795.00)

(Staff Contact: Phyllis A. Korab)

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

**Enactment No: RES. No. 2021-57**

## **E. REGULAR AGENDA**

### **QUASI-JUDICIAL PROCEEDING**

Mark E. Berman, City Attorney, advised that items 21 and 23 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.

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

21. [20-552](#) **P.H. 2021-30: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A TWO FOOT UTILITY EASEMENT LOCATED ADJACENT TO THE EAST SIDE OF NW 27TH AVENUE RIGHT-OF-WAY, JUST SOUTH OF NW 34TH PLACE AND COMMONLY KNOWN AS 3444 NW 27TH AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**FIRST READING: DECEMBER 8, 2020**

(Staff Contact: Jean Dolan/David Recor)

Asceleta Hammond, City Clerk, placed under oath Jean Dolan, staff presenting the item.

Jean Dolan, Development Services Department, presented the item and stated this is the Second Reading of the request to abandon two feet of a twelve-foot-wide utility easement to convert it to an additional dedicated right-of-way along NW 27th Avenue, which is Blount Road at this location. This is as per the County Trafficways Plan. There have been no changes since First Reading. The applicant is present to answer any questions.

Sandra King, Public Communications Director, stated there is no public input on the item.

Vice Mayor Perkins enquired as to what will be stored in the warehouse.

Ms. Dolan responded that she is unaware of what will be stored.

Vice Mayor Perkins asked if she could be notified when staff knows what is being planned to be stored in those warehouses.

Michael Vonder Muellen, Keith, 300 E. Atlantic Blvd., Pompano Beach, FL, was placed under oath by the City Clerk. He responded to Vice Mayor Perkins repeated question on what will be stored in those warehouses. Similar to Ms. Dolan's response, he indicated that the spaces will be rented out to various

contractors to store their equipment or materials. As each bay is leased, the lessee will be required to obtain an occupational license or a tax certificate from the City and at that time, they will be reviewed. It is intended that all the proposed uses would meet the City's Code requirements.

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Quasi-Judicial/ Ordinance be ADOPTED. The motion carried by the following vote:**

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

**Enactment No: ORD. No. 2021-32**

22. [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 ANEFFECTIVE DATE  
(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Quasi-Judicial/ Resolution be POSTPONED until February 23, 2021 City Commission meeting. The motion carried unanimously.**

23. [21-162](#) **P.H. 2021-34: (PUBLIC HEARING 1ST 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)

(Staff Contact: David Recor/Jean Dolan)

Jean Dolan, Development Services Department, presented the item and stated that this is an Oceanside

property that the Commission should be familiar with, as the City had recently completed the Comprehensive Plan Amendment on this application last year. The applicant team consists of Jean Dolan, Acting as the Agent, Suzette Sibble, Assistant City Manager, Chris Brown, Consultant and potential Developer is E2 L Real Estate Solutions who won the bid coming in to do the development for the City.

The project location is the parking lot north of the Oceanside Plaza just off from the Beach Fire Station and Library between A1A and Riverside Drive north of Atlantic Boulevard. Ms. Dolan then provided a brief background on the changes approved in the Commercial Land Use Amendment to change the land use on the parcel from Parks & Recreation to Commercial, as well as the project purpose and goal.

Continuing, Ms. Dolan indicated that since the Land Use was changed to Commercial, they now need to have a Commercial zoning to match the Land Use. There is the need to change the current zoning, which is Parks & Recreation and a little bit of Community Facility. The property is proposed to rezone to B-3 and it is in the Atlantic Overlay District (AOD), so it would be a B-3 zoned within the AOD. B-3 allows a 60% lot coverage, which can be expanded if there is a public plaza on the property. Typically, there is a 105' height limit, but if a hotel is provided within the AOD, there can be up to 210' for a slender tower design building. For example, it would be similar to a wedding cake design to maintain the views around the area. The B-3 AOD zoning will be compatible with the Oceanside Plaza.

The schedule for the project moving forward in terms of the rezoning, which was unanimously recommended for approval by the Planning and Zoning Local Planning Board. The Second Reading of this proposed ordinance will come up for the February 23, 2021 Commission meeting.

There was no input from the public on the item.

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

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

**END OF QUASI-JUDICIAL PROCEEDING**

24. [21-156](#) Approval to award ITB P-41-20, Gateway Drive Stormwater Improvements to the lowest responsive responsible bidder, DBF Construction, LLC, at a cost of \$2,285,937.50 (Fiscal Impact: \$2,285,937.50)

**(Staff Contact: Tammy Good)**

Tammy Good, Engineering Department, presented the item and stated that the project consists of replacing and installing new storm drain system in the Gateway lake area, bounded by Atlantic Boulevard on the north, Powerline on the east and west - SW 36th Avenue and just north of McNab Road. There were eleven bidders, and the lowest bidder performed on prior projects with the City of Pompano Beach and has done a good job. Also, in addition to the storm drain, they will be replacing two of the existing outfalls, primarily in the same location, as well as an installation of an additional new outfall. Staff therefore recommended that the DBF Construction, LLC be awarded the project as the lowest responsive bidder.

There was no input from the public on the item.

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Regular Agenda/ Approval Request be APPROVED. The motion carried by the following vote:**

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

25. [21-230](#) Approval of budget adjustment to appropriate funding for the acquisition of the convenience store located at 1081 NW 27th Avenue, Pompano Beach, FL 33069.  
(Fiscal Impact: \$534,670)

**(Staff Contact:** Andrew Jean-Pierre/Cassandra LeMasurier)

Andrew Jean-Pierre, Finance Director, presented the item and stated that this is to request the Commission's approval of a budget adjustment, which was a previously approved acquisition of the convenience store located at 1081 NW 27th Avenue, near the McNair Park. The court entered into an order of taking on November 30, 2020. The City vested title in the property on December 8, 2020. The approval of the budget adjustment will align the current budget for land acquisitions to reflect this acquisition.

There was no input from the public for the item.

Comr. Floyd indicated that she could hardly hear the presentation. Therefore, Mr. Jean-Pierre recapped his presentation.

Mayor Hardin reiterated that the Commission previously had agreed to staff pursuing acquiring this property and all means that was available was utilized. The court finally came up with a decision about the amounts. Currently, the City was awarded title of the property and now need to do a budget adjustment internally to allocate the funds for the purchase of the property.

Greg Harrison, City Manager pointed out that staff has been working on acquiring the property since 2015, which is a long arduous process. Andrew Jean-Pierre, Cassandra LeMasurier, Mark Berman and his staff allowed the City to go through the condemnation procedures as per law, and now need a budget adjustment to take care of some housekeeping items.

Comr. Eaton recalled this parcel of land served to provide for a superior product in the McNair Park improvements. The dollar amount for the McNair Park is approximately \$13 million, which Mr. Harrison confirmed that is correct.

Continuing, Comr. Eaton noted that there will be an additional \$500,000 added to the \$13 million awarded to the McNair Park improvements through the G.O. Bond projects.

Vice Mayor Perkins agreed with Comr. Eaton that this is a great addition to the Park.

Mark Berman City Attorney indicated that the process is continuing with regard for any business expenses for the tenant and things of that nature. Therefore, staff is wrapping up the litigation for the eminent domain. The City owns it and this is the cost that the City will be paying for the property.

Comr. Floyd thought the initial amount was \$11 million, and wondered if she was correct in that amount. She indicated that the McNair Park renovation project has been going on for quite some time and she wanted it noted. She indicated that she would reserve further comments for the end of the agenda.

Mr. Harrison indicated that they have shown so many different numbers throughout the process. The first Kaufman Lynn contract was approximately \$10.7 million. Portions of the project will be accomplished through the Capital Improvements Program. Therefore, the overall total cost for everything in the project is approximately \$13.5 million. Not everything is under contract to date. He indicated that there is the \$10.7 million plus other amounts involved in the project. Nevertheless, he will get to the Commission a total breakdown of the expenses identified for the project and what is under contract and what will be under contract.

Mr. Jean-Pierre explained that for the G.O Bond proceeds it is close to \$10 million, but additional sources were identified to get the project done.

Comr. Eaton clarified her purpose of pointing out the cost amount. As Commissioner for District 2, she has to fight for money and projects. This is not aimed at District 5 or the McNair Park project. Her point is that there is a huge disparity between the money McNair Park is getting versus the \$3 million for North Pompano Park, which is in her district, is getting in the mix of things. She is not against the McNair Park project but rather, is comparing the two Parks and the amounts allotted for each park improvements.

Mayor Hardin pointed out that all the G.O. Bonds projects were voted upon by the public and the amount were known at that time, which the public supported. There are projects in every district in the City that needs to get done. So, the need is always greater than the dollars in hand. There is an ongoing process to get additional projects via the G.O. Bond that was settled by the electors. These are the projects that were



identified prior to the election.

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Regular Agenda/ Approval Request be APPROVED. The motion carried by the following vote:**

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

26. [21-216](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND AMENDMENT TO AND REINSTATEMENT OF THE TRANSPORTATION SYSTEM SURTAX INTERLOCAL AGREEMENT AMONG BROWARD COUNTY, THE CITY OF POMPANO BEACH, BROWARD METROPOLITAN PLANNING ORGANIZATION AND OTHER BROWARD COUNTY CITIES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**(Staff Contact:** Greg Harrison)

Greg Harrison, City Manager presented the item and stated that Broward County, Metropolitan Planning Organization (MPO) and the Cities have been in this surtax process for a couple of years now. Each of the entities has identified some things that needed to be tweaked in the agreement. Therefore, this is another of those housekeeping type items that require some tweaks in the original language so that this will flow through in the more sophisticated operation as time goes by. They are still months away from the first project actually being funded and put to use. He is confident this will be a nice situation for the City once the County is ready to start funding the projects.

There was no input from the public on this item.

Mayor Hardin asked if the changes were agreed upon between the Cities and the County.

Mr. Harrison responded that after the County received input from the MPO and the cities, the County drafted the Second Amendment, which is being presented. Pompano Beach staff vetted each of the other cities through the City Attorney's office and is now seeking City Commission's approval for the item. This will not be detrimental to the City of Pompano Beach.

**A motion was made by Vice Mayor Perkins, seconded by**

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**Commissioner McGee, that the Regular Agenda/ Resolution be ADOPTED. The motion carried by the following vote:**

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

**Enactment No: RES. No. 2021-58**

27. [21-144](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE LEASE FINANCING OF CERTAIN EQUIPMENT PURSUANT TO AN ANNUAL APPROPRIATION LEASE; APPROVING THE FORMS, AND RELATED LEASE DOCUMENTS BETWEEN THE CITY, AS LESSEE AND BANC OF AMERICA PUBLIC CAPITAL CORPORATION, AS LESSOR; AUTHORIZING THE APPROVAL OF RELATED FINANCING DOCUMENTS, INCLUDING AN ESCROW AGREEMENT AMONG THE CITY, BANC OF AMERICA PUBLIC CAPITAL CORPORATION AND BANK OF AMERICA, NATIONAL ASSOCIATION, AS ESCROW AGENT; PROVIDING FOR CERTAIN AUTHORIZATIONS AND OTHER MATTERS WITH RESPECT THERETO; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$2,000,000)

**(Staff Contact:** Andrew Jean-Pierre)

Andrew Jean-Pierre, Finance Director, presented the item and stated this is for leasing of certain equipment that were approved as part of the 2021 budgeting process. The City solicited several banks via Request for Proposal (RFP) for financing of approximately \$2 million in capital items. Bank of America had a quote of less than 1%, which was .9987%. Interest rate is very low compared to the last transaction the City did last year, which was about 1.79%. Therefore, staff is recommending approval of this lease.

There was no input from the public on the item.

Comr. McGee indicated that she could not hear Mr. Jean-Pierre's presentation.

Mr. Jean-Pierre provided a recap of his presentation.

Mayor Hardin indicated he asked City Manager Harrison about one item from the list that indicates that it is provided in the backup, schedule of property number 2. Apparently, that is not the list that will be purchased with these funds, so there may be some deletion from that list.

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Regular Agenda/ Resolution be ADOPTED. The motion carried by the following vote:**

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

**Enactment No: RES. No. 2021-59**

28. [21-10](#) **P.H. 2021-32: (PUBLIC HEARING 2ND READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 156, "SIGN CODE," BY AMENDING SECTION 156.08, "OVERLAY DISTRICTS," TO PROVIDE FOR LIMITED DECORATIVE SIGNAGE IN OVERLAY DISTRICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**FIRST READING: DECEMBER 8, 2020**

**(Staff Contact:** Daniel Keester-O'Mills/David Recor)

Daniel Keester-O'Mills, Principal Planner, Development Services Department, presented the item and stated that the proposed Text Amendment before the Commission, seeks to provide an alternative sign type for properties within the Overlay Districts (OD). This is the Second Reading of the ordinance and there have been no changes since approved on First Reading. Staff recommends approval of the Text Amendments as presented.

There was no input from the public on the item.

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

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

**Enactment No: ORD. No. 2021-33**29. [21-102](#) **P.H. 2021-29: (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 CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 98.10, "FEES," TO PROVIDE FEE SCHEDULES FOR ANNUAL AND SEMIANNUAL PASSES FOR THE MUNICIPAL FISHING PIER; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**FIRST READING: DECEMBER 8, 2020**

(Staff Contact: Mark A. Beaudreau)

Mark Beaudreau, Recreation Programs Administrator, presented the item and stated this is the Second Reading and there are no changes from the First Reading that took place last month.

There was no input from the public on the item.

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

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

**Enactment No: ORD. No. 2021-34**30. [21-103](#) **P.H. 2021-28: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 132, "PUBLIC PEACE AND SAFETY," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 132.35, "FISHING FROM BRIDGES," TO MODIFY LANGUAGE FOR PROHIBITION OF FISHING IN CERTAIN AREAS WITHIN THE CITY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**FIRST READING: DECEMBER 8, 2020**

**(Staff Contact:** Mark A. Beaudreau)

Mark Berman, City Attorney, mentioned that this has been amended to correct some language that was not clear to everybody.

Mark Beaudreau, Recreation Programs Administrator, presented the item and stated that City Attorney Berman eloquently stated what had changed since the last meeting. The change was subtle but it clarified matters.

There was no input from the public on the item.

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

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

**Enactment No: ORD. No. 2021-35**

31. [21-117](#) **P.H. 2021-31: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ENACTING A MORATORIUM TO PROHIBIT THE ACCEPTANCE OR PROCESSING OF ANY APPLICATION FOR A PERMIT, DEVELOPMENT ORDER, OR ANY OTHER OFFICIAL ACTION OF THE CITY HAVING THE EFFECT OF ALLOWING OR PERMITTING THE CONSTRUCTION OF LOW INCOME HOUSING TAX CREDIT PROJECTS (LIHTC) OR OTHER STATE, FEDERAL OR LOCALLY SUBSIDIZED AFFORDABLE HOUSING PROJECTS IN ORDER TO EVALUATE AND ADOPT HOUSING DECONCENTRATION POLICIES AND REGULATIONS; PROVIDING FOR VESTED RIGHTS DETERMINATION; PROVIDING FOR A SIX MONTH TERM TO BE EXTENDED IF NECESSARY BY THE CITY COMMISSION; PROVIDING FOR EARLY TERMINATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE

(Fiscal Impact: N/A)

**FIRST READING: DECEMBER 8, 2020**

**(Staff Contact:** David Recor)

David Recor, Director of Development Services Department, presented the item and stated that given the significance of the subject matter, as well as the comments, questions and concerns raised following First Reading, the interim working group re-convened for further discussions on the proposed ordinance. Therefore, a revised ordinance and packet was distributed to the City Commission for consideration, which included a number of modifications of applicability of the ordinance, and a distinction between a subsidized housing development that results in clustering and one that does not. The ordinance includes modifications defining what is meant by "subsidized cluster housing," which is defined as half mile. Also, it provides for an exemption for single family development, primarily in the interest of the City's projects to ensure staff did not inadvertently make changes that would later affect the City in the future.

Finally, Mr. Recor indicated that the ordinance and the applicability period for the moratorium has been reduced from 180 days to 120 days. Therefore, in the backup there is a color version that includes red and blue to see how the modifications evolved from the interim group. Also, there is a clean copy of the ordinance on how it will read if the changes presented are approved by the Commission.

In conclusion, Mr. Recor stated this is one of those complex policy issues that staff is charged with handling frequently that involves a variety of City departments and outside agencies. The recommendation for approval today is the result of the coordinated efforts of the City Attorney's Office, the Community Redevelopment Agency (CRA) including the CRA's attorney, Claudia McKenna, Development Services and ultimately the City Manager's Office.

Mayor Hardin asked that the audio volume situation be worked on prior to the next Commission meeting as there are at least two Commissioners who have been having trouble hearing what is being said.

City Manager Harrison indicated that IT is already working on this matter.

Mark Berman, City Attorney, pointed out that the title for the ordinance remains same because this was advertised as is. However, the title should not mislead anyone who sees this or is listening/watching. This is being reduced to 120 days moratorium. It will only affect those projects that would result in a clustering effect because of where they are proposed to locate or be located. In reality, this was pared down so it does not affect all low income or tax assisted housing in the City. It will only affect what was of concern, which is the increase in clustering. It may affect nobody in the long term. In the meantime, staff is working with the experts to update the study on housing to come up with recommendations. They will be consulting with the City's outside legal experts as to what policies and regulations can be put into effect that have the protection of court decisions.

Mr. Berman appreciated Ms. McKenna's input as well as the staff from the Development Services Department.

Ms. McKenna reiterated some of the comments Mr. Berman made. In the revision, they added a distance of half a mile as what meets clustering. However, they wanted for people to understand that this may not be the ultimate recommendation. The idea is that they will explore what is appropriate for de-concentration. Selection

of half a mile was done because it is the distance that the State of Florida has used for tax credit housing. This will be used, at least during the 120 days period, but it could be changed.

There was no input from the public for the item.

Comr. Floyd wanted to be clear because she was trying to hear Mr. Recor's comments earlier. She asked if this is a survey that will perform a study on the low-income housing and to abolish this process.

Mayor Hardin summarized that this is a moratorium for 120 days on additional low-income housing tax credit projects within a half a mile of another. So, staff will have an opportunity to look at the current ordinances and the policies and possibilities that are available for the City to implement to prevent clustering of these affordable housing complexes. The City is not trying to do away with the affordable housing complexes. It is bad to have them clustered and if there are four across the street from each other that is not necessarily a good environment for the City. Experts are involved in looking at this, but in the meantime, this is a moratorium to prevent any additional coming in within a half a mile of others.

Mayor Hardin stated that Ms. McKenna mentioned that Florida Housing have a half mile distance separation requirement.

Ms. McKenna clarified that the Florida Housing Department have used a half mile in some of their requests for applications. However, they do not apply this distance in all cases and it depends on the nature of the application and what it is they are providing funding for, to these different entities. Most of the applications do require the distances.

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

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

**Enactment No: ORD. No. 2021-36**

32. [21-179](#) **P.H. 2021-35: (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 MEDICAL DIRECTOR AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND RICHARD J PALEY MD LLC FOR MEDICAL CONSULTING AND ADVISORY SERVICES FOR THE POMPANO BEACH FIRE

RESCUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: \$60,000.00)

**(Staff Contact:** Chad Brocato)

Chad Brocato, Fire Chief, presented the item and stated that this is a contract between the City and Dr. Richard Paley who will serve as the City's Medical Director. He has a long-distinguished career in emergency medicine and is also a Medical Director for several fire departments. He is currently the Medical Director for the City of Lighthouse Point. This ranking order was approved at the last City Commission meeting. Thereafter, a contract was then negotiated with Dr. Paley and he was able to provide services at a little less, so the City was able to save approximately \$5,000, which is helpful in these tough times.

In addition, Chief Brocato requested an emergency Second Reading, upon the approval of the First Reading. The current Medical Director, Dr. Farrell's contract will expire this month, so this will provide a smooth transition between Dr. Farrell and Dr. Paley. He pointed out that the Medical Director is critical to the emergency operations for the City as none of the paramedics can operate without him.

There was no input from the public on the item.

Mayor Hardin recognized that Dr. Paley was available via Zoom for any further questions.

Mayor Hardin asked for a motion to declare emergency Second Reading for the item.

Chad Brocato, Fire Chief, presented the item and stated that nothing has changed since the First Reading.

There was no public input for the item.

**A motion was made by Vice Mayor Perkins seconded by Commissioner McGee, that the Regular Agenda/ Ordinance be APPROVED FIRST READING. The motion carried unanimously.**

**A motion was made by Commissioner McGee, seconded by Vice Mayor Perkins, that the Regular Agenda/ Ordinance be DECLARED AN EMERGENCY for Second Reading. The motion carried unanimously.**

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



**Yes:** Eaton  
 Floyd  
 McGee  
 McMahan  
 Perkins  
 Hardin

**Enactment No: ORD. No. 2021-37**

33. [21-164](#) **P.H. 2021-36: (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 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)

**(Staff Contact:** Asceleta Hammond)

Asceleta Hammond, City Clerk, presented the item and stated that at the Virtual City Commission meeting of January 28, 2020, the Commission adopted Ordinance 2020-38, which was the first step to allow the City to implement a mandatory electronic filing policy for Campaign Finance Reports. This proposed ordinance, will be the final step to allow the City to enter into an agreement with the Broward County Supervisor of Elections (SOE) to accept the VR Systems Filing Software. The SOE has determined that this software is consistent with applicable Florida laws for the electronic filing of candidates' financial reports and for that reason staff desires to utilize this similar software as the City's mandatory electronic filing system for campaign finance reports.

There was no public input on this item.

Comr. Eaton mentioned that having the ability to do this remotely for campaign reporting is wonderful and could not be more appropriate during this time of the pandemic. Therefore, she will support this item.

Mayor Hardin echoed Comr. Eaton's comments and thanked Ms. Hammond for bringing this item forward, which is a step forward for the City. The way technology is contributing to operation now it is critical to use all options that are available.

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

**Yes:** Eaton  
 Floyd  
 McGee  
 McMahan  
 Perkins  
 Hardin

34. [21-118](#) **P.H. 2021-37: (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 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))  
 (Staff Contact: A. Randolph Brown)

Randolph Brown, Director, Utilities Department, presented the item and stated that this is a result of the City's Request for Proposal (RFP) for those with firms that have the background and abilities to serve water treatment plants and reuse treatment plants. These are the classes selected for this round of proposals.

There was no input from the public on this item.

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

**Yes:** Eaton  
 Floyd  
 McGee  
 McMahan  
 Perkins  
 Hardin

35. [21-174](#) **P.H. 2021-38: (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 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.)

(Staff Contact: Mark A. Beaudreau)

Mark Beaudreau, Recreation Programs Administrator, presented the item and stated that after the December Commission meeting the City Commission approved the ranking and authorized staff to enter into negotiations with Jacey Investments, L.L.C d/b/a Elite Tent Company, for the rental of tents and canopies. Depending on the level of catastrophic activity, the City of Pompano Beach will enact specific emergency management functions which could trigger the need for essential goods including temporary tenting equipment services. This agreement is a five year arrangement with a five year renewal period.

There was no input from the public on this item.

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

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

36. [21-171](#) **P.H. 2021-39: (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 155.4211., "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)

(Staff Contact: Daniel Keester-O'Mills/David Recor)

Daniel Keester-O'Mills, Principal Planner, Development Services Department, presented the item and stated

that the proposed ordinance seeks to amend the rezoning districts where a lodge or club is permitted to remove the industrial zoning districts. Currently, the City's zoning code permits a lodge or club by right in three zoning districts, B-3 (General Business), E-4 (Heavy Business) and I-1 (General Industrial). The code allows the use as a Special Exception in OIP (Office Industrial Park). The City's Comprehensive Plan broadly identifies certain uses that are recommended within each main use category and the zoning regulations should be aimed to direct the appropriate uses in the compatible districts. This use is considered a community facility, which is listed as permitted in both the Commercial and Industrial Land Use categories. The definition of community facility is a use that is intended to serve a public purpose to promote health, safety and welfare. This term captures a variety of uses, which include schools, day cares, nursing homes, government administration, civic centers and libraries. The definition of a lodge or club is a building/facility owned and established for fraternal, social, educational, recreational or cultural enrichment for its members and primarily not for profit, whose members meet certain prescribed qualifications for membership. Staff recommends that such an organization and mission are better located in commercial areas rather than industrial zoning districts.

In sum, upon approval of this amendment, lodges or clubs will no longer be permitted to operate in the industrial zoning districts. Lodges/clubs currently approved in the industrial zoning districts, will be lawfully existing non-conforming uses and permitted to remain until the use is changed. At the January Planning and Zoning Board meeting the Board will be presented with the Text Amendment on January 27, 2020. The Community Redevelopment Agency (CRA) has provided a memorandum of support for the proposed change.

Finally, Mr. Keester-O'Mills indicated that if approved, given the fact that the Text Amendment proposes to amend the permitted uses in the Zoning Code, the Florida Statutes requires that at least one hearing be held after 5:00 p.m. on a weekday. Since the City Commission is conducting meetings at 1:00 p.m. the Commission must either decide to hear the item at a time certain after 5:00 p.m. or make a majority plus one vote to conduct the Second Reading at a specific time and date during the next regularly scheduled City Commission meeting.

There was no input from the public on this item.

Mark Berman, City Attorney, advised that the Second Reading issue can be dealt with after the first motion is voted on. He added that the Planning and Zoning recommendation will be provided to the City Commission for the Second Reading.

Mayor Hardin asked for a motion to set the Second Reading at or near 1:00 p.m. for the next Commission meeting to be held on February 23, 2021.

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Regular Agenda/ Ordinance be APPROVED FIRST READING.**

**In addition, a Motion was made by Commissioner McGee, seconded by Commissioner Eaton, that the Regular Agenda/ Ordinance**

**SECOND READING be set at or close to 1:00 p.m. for February 23, 2021. The motions carried by the following vote:**

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

37. [21-176](#) **P.H. 2021-41: (PUBLIC HEARING 1ST 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)

**(Staff Contact:** Horacio Danovich)

Horacio Danovich, G.O. Bond and Innovation District Director, presented the item and stated that this is connected to Agenda Item 25, which the Commission heard earlier. Also, it is related to the McNab Park proposed facilities' design. During the research, staff was alerted by the Broward County Property Appraiser's Office that a portion of the right-of-way described in Ordinance 90-22 several years ago, had an incorrect legal description. Therefore, this ordinance will serve to rectify the description and abandon a portion of the right-of-way of NW 11th Street.

There was no input from the public on this item.

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

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

38. [21-213](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND RATIFYING THE MAYOR AND CITY

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MANAGER'S EXECUTION OF A VACCINATION SITE AGREEMENT (COVID-19) FOR AN OPEN POINT OF ADMINISTRATION BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA, DEPARTMENT OF HEALTH, BROWARD COUNTY HEALTH DEPARTMENT, PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Cost is undetermined at this time)

(**Staff Contact:** Kimberly Spill-Cristiano/Chad Brocato)

Chad Brocato, Fire Chief, presented the item and stated that item 38 and 39 are related to each other. It is part of the City's huge efforts to try and get involved in the vaccination program directly. They have been working for several weeks now with the Department of Health communicating that the City wants to vaccinate in the City of Pompano Beach, and would like to know what we need to do to assist. The Fire Department is ready to stand side by side with the Department of Health and get people vaccinated. The two principal challenges they are facing are 1) There is not enough vaccines, which is a worldwide problem and 2) It is going to change, which can change hourly. He hopes to get approval sometime in February or March on the Johnson & Johnson vaccine. Therefore, he is hoping the City will go from a dry spell to more vaccination being available for all in the entire City.

In the meantime, Chief Brocato informed that they have set up an entire vaccination site ready to operate in the event the vaccines are available. He said their message to the Florida Health Department and the Broward County of Health is that the City of Pompano Beach is ready to move forward to do whatever it will take even if it means to work weekends and evenings. He mentioned that a presentation put together by himself, Kimberly Spill-Cristiano and Dr. Paley will provide the Commission with a briefing on where they are with the vaccination entity program.

Kimberly Spill-Cristiano, Emergency Manager provided a Briefing on the Current Status, which is attached as **Exhibit 2**.

Chief Brocato stated that the two Agreements and all the legal documents were produced, thanks to Mr. Berman and his team, as well as the City Clerk's Office for trying to assist with moving them forward with this venture. He indicated that Dr. Paley is available to update the City Commission.

Dr. Paley stated that the situation on the vaccines seems to be getting better week by week. The word is that Johnson & Johnson will have an acceptable product and will present their data within another two weeks, which will bring another 100,000,000 doses on line by the spring. Logistically, it will be a lot easier because there is no cold change storage with that product and it is a single dose inoculation. They are getting vaccines coming into the State but it is not that predictable at this point. Each week it is getting better as more sites are coming up on line. He encouraged people to be a bit more patient. The public will have a little less frustration as each week goes by. The encouraging information on the vaccines is the applicancy. Most people know about the data that came out of the trials but those trials between the two companies represented about 40,000 people who received vaccines. The best information is coming out of Israel where out of a country of 9 million people, they have managed to get vaccines into 40% of their population, at least for the first dose and approximately 10%-12% have actually been fully vaccinated with the Pfizer vaccine.

Dr. Paley then provided some statistics on the variants that are now in place and the good and bad news regarding the impact of these on residents in Florida. The main concern is the South African Variant. So far the information is actually good it just needs to be scaled up. Experience with the side effects of the vaccine is real but manageable. So far, they are just waiting for the vaccines to come in because they are ready to go.

There was no public input on the item.

Mayor Hardin thanked City Manager Harrison, City Attorney Berman and City Clerk Hammond and her team, Chief Brocato, Emergency Manager Spill-Cristiano and Dr. Paley for their heroic efforts on the part of staff to get this going, and working tirelessly with the various health agencies to get this venture up and running. The City has done all that is possible to do and have acquired the sites. Overall, the City has worked diligently to get ready and in a day's notice they will be ready to give the shots. Nonetheless, this has been an heroic effort on all who have worked to get it to this point.

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Regular Agenda/ Resolution be ADOPTED. The motion carried by the following vote:**

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

**Enactment No: RES. No. 2021-60**

39. [21-221](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN EVENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SVAP POMPANO CITI CENTRE, L.P. FOR USE OF THE PROPERTY KNOWN AS POMPANO CITI CENTRE FOR A COVID-19 VACCINATION DRIVE; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$0.00 for the site agreement)

(Staff Contact: Chad Brocato/Kimberly Spill-Cristiano)

Chad Brocato, Fire Chief, presented the item and stated that there was nothing further to add to the presentation made earlier. However, he informed that Citi Centre has been very gracious in offering the land at \$0 cost. Therefore, sometime in the future the City ought to recognize them between the Food Drive and the vaccination effort they have really helped the City and has been very gracious about everything.

There was no input from the public on this item.

Mayor Hardin echoed the sentiments expressed by Chief Brocato regarding the Citi Centre who stepped up and allowed the City to utilize their property, not only for the vaccination site but also for the bi-weekly food drives. They have been a tremendous corporate partner with the City of Pompano Beach for which they will be recognized.

**A motion was made by Vice Mayor Perkins, seconded by Commissioner McGee, that the Regular Agenda/ Resolution be ADOPTED. The motion carried by the following vote:**

**Yes:** Eaton  
Floyd  
McGee  
McMahon  
Perkins  
Hardin

**Enactment No: RES. No. 2021-61**

#### **F. REPORTS**

**Gregory Harrison - City Manager - Vaccination Site Ready** - Mr. Harrison echoed the same sentiments that Mayor Hardin expressed to Chief Brocato, Emergency Manager Spill-Cristiano, City Attorney and Dr. Paley regarding staff's efforts to get the vaccine site in place. He also thanked the City Commission for ratifying the signatures for something that could not wait for the next meeting. This has been a very hot button and a lot of time has been invested in this effort. Also, he shared Dr. Paley's confidence that the City will get there soon, and encouraged everybody to keep their hopes up.

**Consent Item 20 - Cultural Arts Grant** - Mr. Harrison mentioned that this item was not pulled for discussion. However, it was for a project for Cultural Affairs to provide for additional artist and marketing production expenses. This was approximately a \$50,000 grant that staff worked on. Therefore, he complimented Earl Bosworth, Phyllis Korab, Karen Santen and staff for putting this together. This has allowed the City to improve its efforts in the cultural affairs arena.

**Pioneer Excellence Award** - Mr. Harrison reported that "there is a celebrity among us for the last couple of weeks." Eddie Beecher, Human Resources Director, received a Pioneer Excellence Award. This has been awarded by a public Risk Manager Association, a National Professional Organization of Risk and Human Resource Managers. Congratulations to Mr. Beecher on achieving this prestigious award.

**Delinquent Utility Bills** - Mr. Harrison briefed the City Commission on how staff is handling the utility bill delinquencies due to the COVID-19 pandemic. During March, April and May 2020, the City decided not to turn off customers' services due to non-payment of their bills, but after these many months the City is reaching close to \$919,000 outstanding bills from 1,715 utility customers. He thanked Andrew Jean-Pierre, Finance Director, Miriam Carrillo, OHUI Director, and Whitney Walsh, Customer Service Manager who came up with



a plan to deal with many of those customers, so that part of their delinquent billing would be forgiven. They will use approximately \$300,000 from CDBG funds to make some of these emergency utility bill payments. An additional \$400,000 will be taken from the General Fund to match the CDBG program. This will be made available to single family households within the City boundaries, including City residents that are served by the Broward County Water and Wastewater Services. Staff will be handling qualifications similar to how the housing assistance program was handled. So this is under control and the City has not cut off people's water services.

**Mark Berman - City Attorney - Computer Issues Resolved** - Mr. Berman stated that they will have his computer issues cleared up by next meeting with the new laptop that he has.

**Litigation Update** - Mr. Berman indicated he will be sending via memo to the City Commission a new update on the current litigation, which is not usually discussed publicly.

**Asceleta Hammond, City Clerk - Nuisance Abatement Advisory Board Update** - Ms. Hammond provided a brief report regarding the Nuisance Abatement Board not meeting due to lack of a quorum. After discussion with the Board's Secretary, during the year 2020 due to the pandemic situation, the Board had scheduled four meetings, one in-person and three virtually. Of these four, two were held and two were not held due to lack of a quorum. In addition, there are approximately four positions that are coming up for appointments or to fill a vacancy. These items will be placed on the Agenda of the next City Commission meeting of February 23, 2021. Attendance records for those members' position that have expired, will be provided to the City Commission for review and consideration, along with a list of applicants who have expressed their desire to serve on this Board.

**Commissioner Rhonda Eaton - Dennis Myers/33rd Streetscape Project** - Comr. Eaton indicated that she is excited that the 33rd Dennis Myers' Street project will commence. She is aware there will be a bit of heartburn and frustration due to the inconveniences going forward, but at the end of the day they will have a beautiful streetscape.

**Appreciation for Efforts Made to Keep the City on Cutting Edge** - Comr. Eaton echoed comments made by Mayor Hardin to thank staff, Fire Chief, the legal team, and City Manager for all that they do to keep the City moving forward at the cutting edge. Moving forward into the new year a lot of great things will be happening, which she is anticipating.

**Commissioner Cyndy Floyd - McNair Park Renovation** - Comr. Floyd stated that item 25 opened the door for her to make a comment on the McNair Park Renovation. She is happy to finally see that reconstruction is underway. However, the downside to this, her constituents feel that they are not getting what was promised in exchange for their support of the G.O. Bond. She mentioned that she had spoken several times with Horacio Danovich, City Manager Harrison and City Attorney Berman on the matter. She requested an early meeting with these gentlemen along with members of the Collier City Community and any other pertinent personnel to try and get everyone on the same page regarding the McNair Park renovation. She thanked the Mayor and the rest of the Commissioners for their support in standing with her and her community.

**Commissioner Andrea McGee - Best Wishes** - Comr. McGee wished everyone a Happy New Year and

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welcomed back all to the City Commission meetings.

**Problem on the Beach with Loud Engines** - Comr. McGee reported that they have been experiencing some problems on the beach that they are working on but it continues to persist, and she has received numerous emails regarding the matter. There is a great concern with the lab cars and motorcycles with illegal engines that are revving up and down the beach during the early hours of the morning such as 1:00 a.m. when the restaurants are closing. This is a residential area and people are trying to sleep, so perhaps if the Broward Sheriff's Office, could patrol the area during this time to discourage this type of activity, it will be greatly appreciated.

**Commendation of Staff during Pandemic Situations** - Comr. McGee congratulated staff for all the hard work they have done during this entire pandemic, which has tried everyone in so many ways. The City of Pompano Beach has done a great job of "rolling with the punches and figuring out ways to try to best help everybody as much as possible."

**Nuisance Abatement Board Recruitment** - Comr. McGee asked if anyone is interested to serve on this Board to reach out to the City Clerk or Commissioners to assist in getting the paperwork ready. The City Commission wants to have this Board to meet more regularly instead of infrequently due to lack of a quorum. She recommended that staff reach out to the Chamber of Commerce, Exchange Clubs or Rotary Clubs and groups of people that are involved in the community to let them know that there are openings and seats coming up so that they may be able to get more involved. This could extend across to the various Advisory Boards such as Community Redevelopment Agency (CRA) and so forth.

**Commissioner To McMahan - Commendation for Vaccine Site** - Comr. McMahan echoed Mayor Hardin's comments regarding the Fire Chief, City Manager, and staff doing a good job and being pro-active in getting the vaccine site up and ready. This is perhaps one of the few cities that has taken such an aggressive stance on it. Kudos to everybody in getting this site ready and good to go the day the vaccine is available. This is demonstrating a proactive City rather than a reactive City.

**G.O. Bonds Projects** - Comr. McMahan stated that he is excited that everything appears to be on schedule. Not everything will be realized with all of the projects, but they are trying to get as much as possible. These types of work are difficult during the pandemic and construction is held back by supplies and things of that nature. Therefore, he gave a shout out to Horacio Danovich, G.O. Bond/Innovation District Director, for keeping all of those things on schedule the best way possible.

In addition, Comr. McMahan stated that he is looking forward to some groundbreaking in the next few weeks. The SE 5th Avenue bridge is coming; which Mayor Hardin is quite familiar with this bridge project. Centennial Park is coming soon, the new use Soccer field, which is much needed in the community is coming. He is looking forward to a great future and a better year than last year.

**Vice Mayor Beverly Perkins - LED Lighting** - Vice Mayor Perkins stated that she is pleased to see the LED lights that are up in some parts of the communities, which is helping a lot with some of the dark spots in the area. She has been receiving calls asking if some of the lights are being installed with poles. If the City Manager could provide her with an answer whether some of the poles will be installed with those lights.

Greg Harrison, City Manager stated that staff will check into the specific area that Vice Mayor Perkins is referring to, which she mentioned in the Kendall Green area.

**Meetings in the Commission Chamber** - Vice Mayor Perkins asked if there is a timeline as to when meetings will return to being held in the Commission Chamber.

City Manager, Greg Harrison responded that currently the City is still under the State and County Order to stay away from group meetings. There is the need to have everyone vaccinated before the City starts sponsoring its own public gatherings. As soon as the environment is safe for employees and residents not getting the virus, then the City could return to having person to person meetings again.

**Mayor Rex Hardin - Best Wishes** - Mayor Hardin wished everyone Happy New Year and is pleased to see everyone back at the City Commission meetings.

**Vaccine Site** - Mayor Hardin mentioned that he already commented on the Vaccine Site and all the hard work that has gone into that effort.

Mayor Hardin appealed to anybody who is listening if they know of anybody at the Federal and State level, to let them know that the City has a site ready and waiting to put shots in arms. All that is needed now is the vaccine. This is the current dilemma and the City is currently working towards acquiring this. City Manager Harrison is right that people need to be vaccinated.

**Commission Meeting Location** - Mayor Hardin stated that at the County Commission meetings, they are meeting as a Board but they do not have an audience attending, it is just the Commissioners present. The public is not allowed in because it is not safe enough to have meetings yet because of the COVID-19 situation and people are still dying from this virus. He mentioned that he would like to get back to meeting with the people within the communities, for various issues and to meet with the children at Day Care Centers and things of that nature. Likewise, he would like to get out and have community meetings about the racial injustice, systemic racism, or people's feelings about policing. He would like to have those types of meetings but this cannot be done right now. Furthermore, a zoom meeting is not a sufficient way to go about having those types of meeting. Until, the City can get the vaccine going, it puts a hamper on how business can be conducted overall.

#### **G. NEXT SCHEDULED MEETING**

Mayor Hardin announced that the next scheduled Virtual City Commission meeting will be held on February 23, 2021 at 1:00 p.m. In addition, Mayor Hardin stated that there will be a Special Virtual Annual meeting of the Herb Skolnick Cultural Arts Foundation Inc. on February 23, 2021 at 12:45 p.m.

#### **H. ADJOURNMENT**

The meeting adjourned at 2:10 p.m.

DocuSigned by:

*Rex Hardin*

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Rex Hardin, Mayor

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*Asceleta Hammond*

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Asceleta Hammond, City Clerk

DocuSigned by:



# PERFORMANCE REPORT

**4<sup>TH</sup> QUARTER (JULY 2020 – SEPTEMBER 2020)**

**5 YEAR STRATEGIC PLAN FY 2019 - 2024**

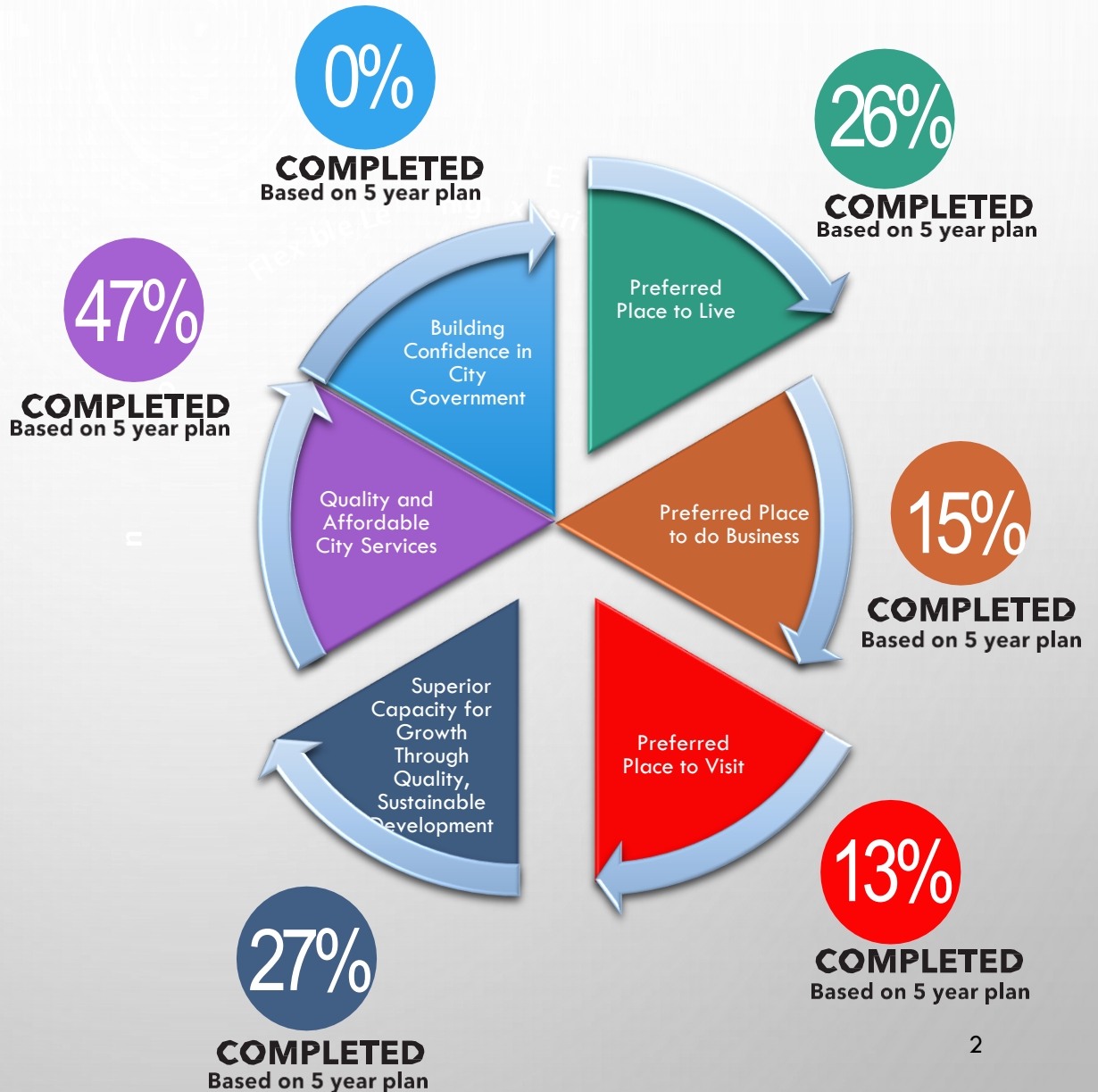


# POMPANO BEACH VISION:

By 2034, Pompano Beach is a superior place to live, visit, and locate or expand a business along the Atlantic Coast of South Florida.

## 4th Qtr. Progress Report

- G.O. Bond Capital Projects highlights include: Amphitheater renovation's foundation permits were issued and structural steel inspections conducted. MLK Boulevard Reconstruction project is under final design - staff met with design and construction team and worked on plan reviews leading to start of permitting. Senior Citizens Center project - design plans are being circulated through the Building Dept. for permit., and guaranteed maximum price contract is in progress.
- In order to ensure that the supply does not outpace the demand for public parking in the City, staff often explores temporary and long-term solutions in an attempt to increase the City's supply of public parking spaces. Partnerships with the private sector is one strategy utilized. The private sector may have underutilized land or existing parking spaces. This affords a mutually beneficial opportunity for a public/private partnership. City staff has been successful over the past few years in entering in these arrangements (i.e. Wells Fargo Bank and Pure Residence Lot on the Barrier Island).
- The department plan template allows each department (with an emergency role) to produce a standardized department plan that coincides with their role and responsibility in a natural or man-made disaster. Department roles and responsibilities correspond to the overarching comprehensive emergency operations plan (CEOP). Staff has been working with all agencies, levels of government and departments on incorporating new guidance into plans as well as the EOC plan in accordance with new (changing daily) social distancing guidance. The City's Emergency Response Team reviewed and made minor edits to the CEOP.





# PERFORMANCE REPORT







# Coronavirus COVID-19 Pandemic Emergency Response Briefing

Presented by:  
Kimberly Spill-Cristiano  
Emergency Manager  
1/26/21 Commission Meeting





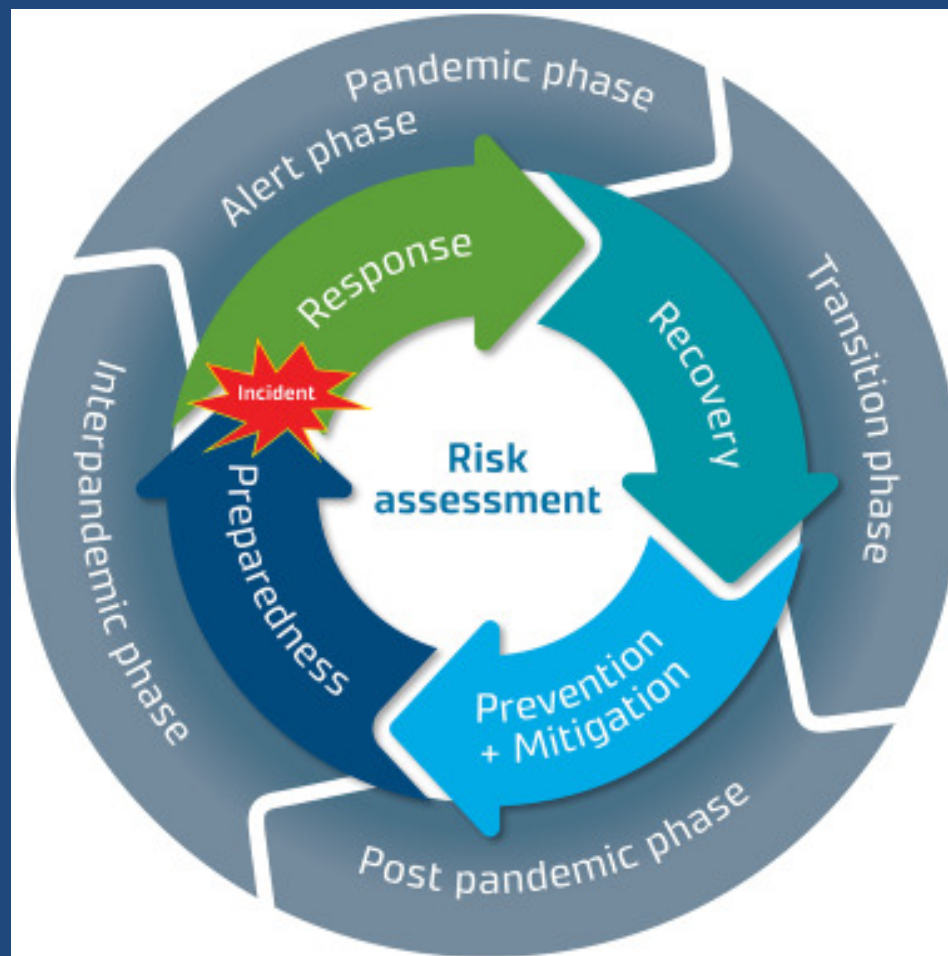
# Lifecycle of a Pandemic Public Health Emergency

Preparedness

Response

Recovery

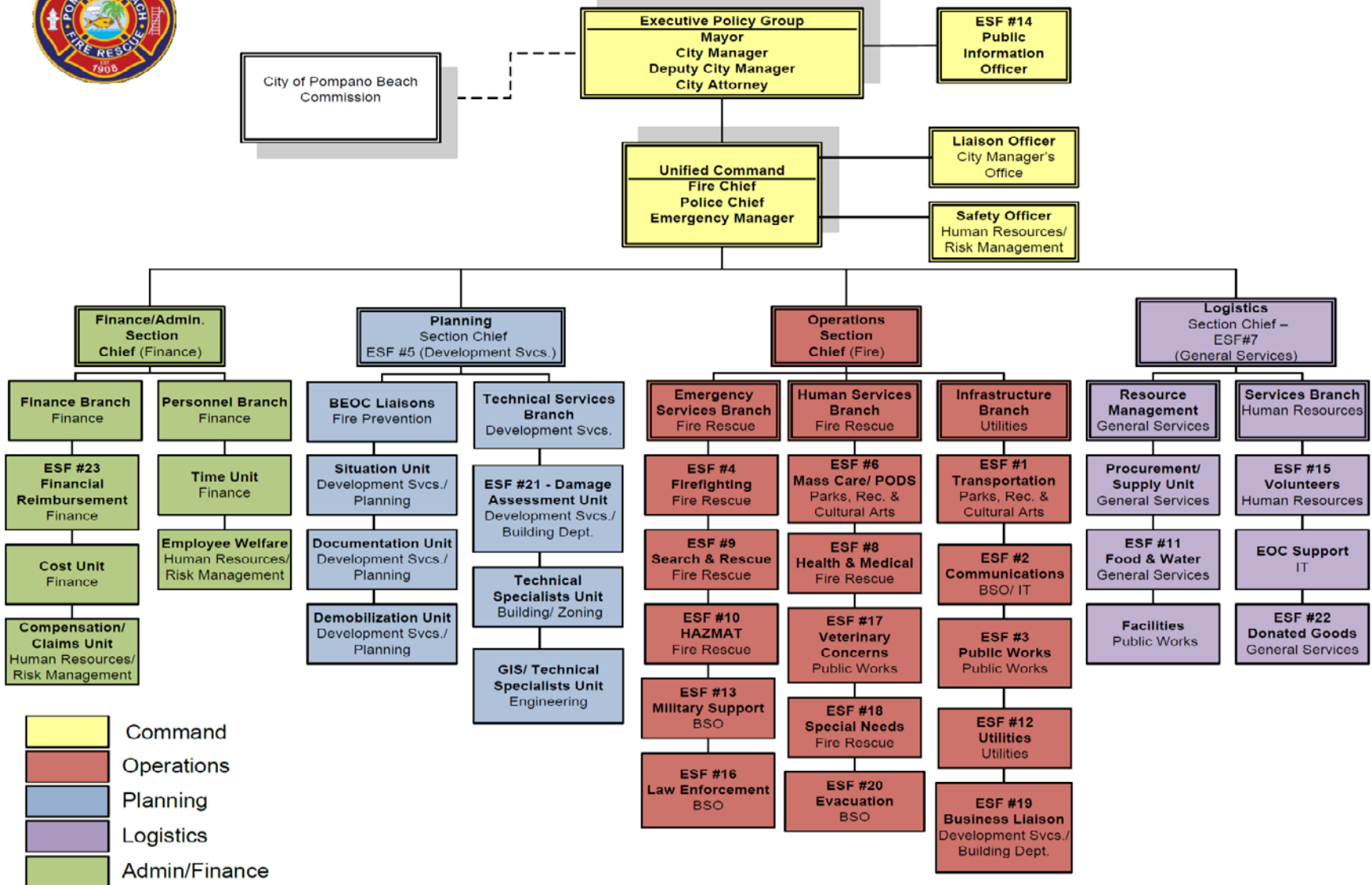
Mitigation



# City of Pompano Beach - Emergency Response Team



**Table of Organization**  
**City of Pompano Beach Emergency Response Team**



- Command
- Operations
- Planning
- Logistics
- Admin/Finance



# SUMMARY OF CURRENT ACTIONS

- The City of Pompano Beach Emergency Operations Center (EOC) remains at a Level 2 (Partial Activation) initiated on **March 4th, 2020**.
- The EOC is activated to support preparedness, response, and recovery activities as well as information sharing and situational awareness for the Coronavirus pandemic.
- Situation Updates are produced Monday - Friday
- Situational Reports (SITREPS) are being created and distributed every other week on Wednesday.



# City of Pompano Beach Mitchell Moore Park – Test Site

- First Walk-Up Test Site in the State Opened on **4/17/20**
- Operated by the Florida Department of Health in Broward County with support from the City of Pompano Beach, BSO and State of Florida
- No appointment necessary
- Priority lane for Broward County Public School children and staff







# City of Pompano Beach Food Distribution

## Collaborative Partnership Between Feeding South Florida, BSO and City of Pompano Beach

- Public Drive-Through Food Distribution
- Food Delivery to Vulnerable Populations





# City of Pompano Beach Coordinating Donations

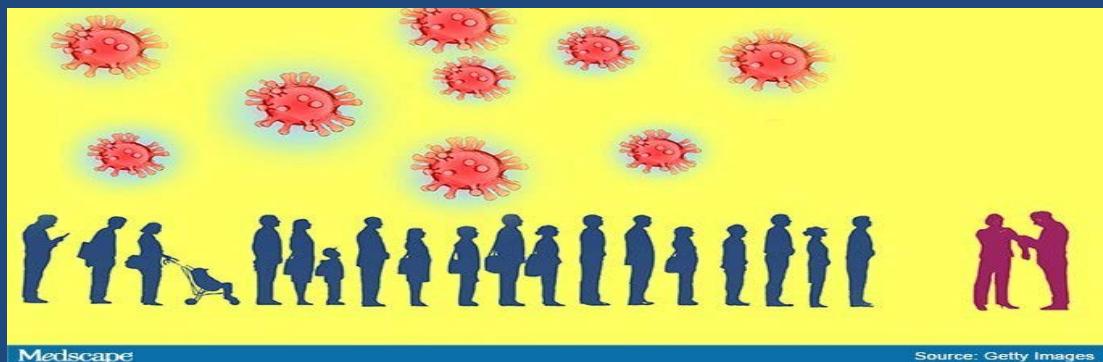




# Current Situation

## Broward County

- 142,266 inoculations (as of 1/24/21)
- Inclusive of first and second doses
- Equivalent to just over 9% of the total doses given in Florida.







# Vaccinations for Residents in Nursing Homes Begin 1/6/21 in Pompano Beach



John Knox Village

# NATIONAL STRATEGY FOR THE COVID-19 RESPONSE AND PANDEMIC PREPAREDNESS

JANUARY 2021



# WHITE HOUSE NATIONAL STRATEGY 150 Million Shots Within the First 100 Days

## KEY ACTIONS

- Ensure the availability of safe, effective vaccines for the American public
- Accelerate getting shots into arms and get vaccines to the communities that need them most
- Create as many venues as needed for people to be vaccinated
- Focus on hard-to-reach and high-risk populations
- Fairly compensate providers, and states and local governments for the cost of administering vaccinations.
- Drive equity throughout the vaccination campaign and broader pandemic response
- Launch a national vaccinations public education campaign
- Bolster data systems and transparency for vaccinations
- Monitor vaccine safety and efficacy
- Surge the health care workforce to support the vaccination effort





# Pompano Beach Vaccination Site Training & Drills For City Staff



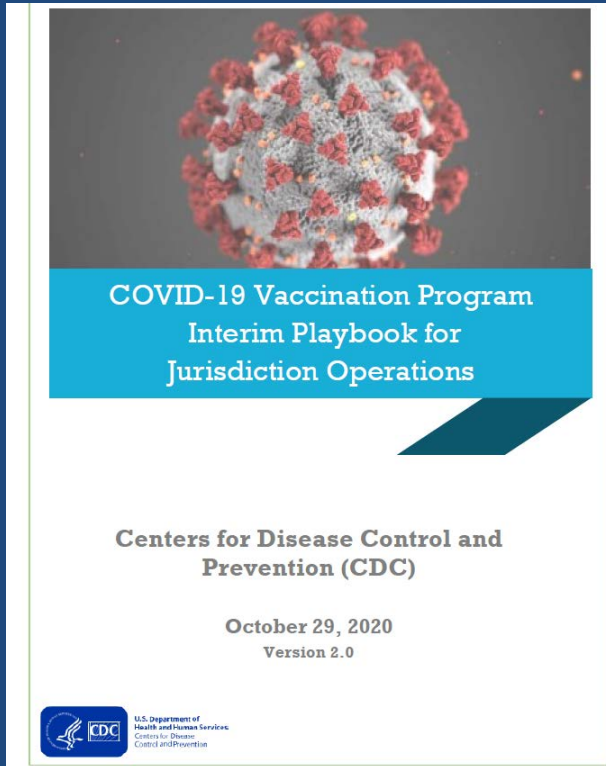
City Staff Drill



PBFR Paramedics Step Up

# Pompano Beach Vaccination Planning Agenda Items

1. MOA with DOH
2. Property Agreement for vaccine site





# Pompano Beach Vaccination Site We Stand Ready



# Florida Dept. of Health Scheduling Appointments

The Florida Department of Health in Broward County (DOH-Broward) is now included in the new State COVID-19 vaccine appointment scheduling system. Appointments for DOH-Broward COVID-19 vaccination sites can be scheduled using the system starting immediately.

Seniors ages 65 and older, and frontline healthcare workers, can call **(866) 201-6313** to request an appointment. For those requiring TTY access, the phone number is (833) 476-1526.



# RECOVERY

## Reimbursement for City Expenses

- **New FEMA Guidance (DEC 2020)**
  - For planning purposes concerning the cost eligibility of vaccination activities
- **Other COVID-19 Expenses**
  - FEMA/State
  - Another round of CARES (?)

## Economic Recovery –Public

- OHUI , County CARES (?)





**Thank You For Your Time**

