

City of Pompano Beach

**City Commission Meeting
Commission Chamber**

*100 West Atlantic Blvd.
Pompano Beach, FL 33060*



Agenda

Tuesday, May 23, 2023

6:00 PM

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

GOVERNMENT IN THE SUNSHINE

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

PROCEDURE

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

CITY COMMISSION MEETING TIMES

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

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

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

ADDRESSING THE CITY COMMISSION

"Audience To Be Heard" is scheduled for a thirty (30) minute period at the beginning of the City Commission Meeting, and will be continued to the end of the meeting for those speakers who were not heard during the initial thirty-minute period. All persons interested in speaking during "Audience To Be Heard" must fill out and submit a request form to the City Clerk prior to the call of order of the meeting. Speakers will be limited to three minutes to speak on any matter, which is NOT on the Regular Agenda, or removed from the Consent Agenda, and are requested to approach the podium and state his/her name and address and, if appropriate, the organization they represent, for the record. A request form can be found on the last page of the Agenda program.

ACCESSIBILITY

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

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

CALL TO ORDER

*The Honorable Rex Hardin
Mayor, Presiding*

ROLL CALL

Kervin Alfred, City Clerk

INVOCATION

*Pastor Tim Roberts
The First Presbyterian Church of Pompano Beach*

PLEDGE OF ALLEGIANCE

Led by Kervin Alfred, City Clerk

APPROVAL OF MINUTES

[23-515](#) Regular City Commission Meeting Minutes of May 9, 2023

APPROVAL OF AGENDA

CONSENT AGENDA DISCUSSION

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

A. SPECIAL PRESENTATION

[23-477](#) Presentation of the Actuarial Valuation Report for the City of Pompano Beach General Employees' Retirement System will be given by Mr. Todd Green, Board Actuary with Cavanaugh Macdonald Consulting, LLC.
(Fiscal Impact: N/A)

(Staff Contact: Greg Harrison)

[23-527](#)**Presentation of the 2023 Environmental Scholarships**

The 2023 Solid Waste and Recycling scholarships will be presented to select college bound students from Pompano Beach High Schools by Russell Ketchem, Director of Environmental Services and Mayor Rex Hardin.

Scholarship Recipients

Lorelei Bennett
Sanam Patel
Ryley Bunn
Krithika Kondapalli
Ana Julia Campos
Harlem Howard
Ta'Nya Saunders
Brady Williams
Jessica Jiang

[23-526](#)**Legislative Update**

A 2023 legislative update will be given by Yolanda Cash Jackson and LaToya Sheals of Becker.

B. PROCLAMATIONS[23-463](#)**Proclamation Proclaiming National Gun Violence Awareness Day**

Mayor Rex Hardin will proclaim the first Friday in June to be National Gun Violence Awareness Day in the City of Pompano Beach. Susan El Sheikh, Volunteer Lead and Cristina Rodrigues, Co-Data Lead who are with Moms Demand Action will accept the proclamation.

C. AUDIENCE TO BE HEARD

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

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

D. CONSENT AGENDA

1. [23-506](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE WORK AUTHORIZATION NO. 16 IN THE AMOUNT OF \$109,106.00 FOR DESIGN SERVICES FOR THE CONSTRUCTION OF A NEW FENCE ON DIXIE HIGHWAY FROM ATLANTIC BOULEVARD TO SAMPLE ROAD; PURSUANT TO THE CONTINUING CONTRACT FOR CIVIL ENGINEERING SERVICES FOR VARIOUS CITY PROJECTS BETWEEN THE CITY OF POMPANO BEACH AND KIMLEY-HORN AND ASSOCIATES, INC.; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$109,106.00)

(Staff Contact: Fernand Thony/Horacio Danovich)

2. [23-511](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONCESSION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SANDBAR SNACKS INC. FOR BEACH KIOSK CONCESSION; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: City to receive \$2,750 as monthly rent)

(Staff Contact: Mark A. Beaudreau)

3. [23-483](#) 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 RUN IT SPORTS INC. TO UTILIZE MCNAIR PARK TO PROVIDE AND PROMOTE TRACK AND FIELD COACHING AND INSTRUCTION; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: City to receive 10% of the revenue for non-resident participants.)

(Staff Contact: Mark Beaudreau)

4. [23-510](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AUTHORIZING A DONATION OF A 1949 FIRE TRUCK TO THE POMPANO FIRE MUSEUM, INC.; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Greg Harrison)

5. [23-507](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, RE-APPOINTING ALAN L. GABRIEL AS SPECIAL MAGISTRATE, TO PRESIDE OVER CODE ENFORCEMENT PROCEEDINGS OF THE CITY OF POMPANO BEACH FOR A TWO-YEAR TERM; SAID TERM TO EXPIRE APRIL 11, 2025; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$150.00 per hour for each Special Magistrate Hearing.)

(Staff Contact: Mark E. Berman)

6. [23-512](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING JAMES STEPHENSON TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER BARRY MOSS, FOR A TERM TO BE CONCURRENT WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Kervin Alfred)

E. REGULAR AGENDA

QUASI-JUDICIAL PROCEEDING

7. [23-496](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING GIGI'S PLAT LYING ON THE NORTHWEST CORNER OF NW 15TH COURT AND NW 15TH AVENUE; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

8. [23-498](#) **P.H. 2023-63: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A TEN FOOT UTILITY EASEMENT LOCATED ON THE NORTHEAST CORNER OF NW 9TH AVENUE AND NW 8TH STREET, COMMONLY KNOWN AS 820 NW 9TH AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

END OF QUASI-JUDICIAL PROCEEDING

9. [23-471](#) **P.H. 2023-60: (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 SECOND AMENDMENT TO THE SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND MILLER ELECTRIC COMPANY, TO PROVIDE PREVENTATIVE MAINTENANCE SERVICES FOR THE CITY'S GENETEC SECURITY CENTER SYSTEM; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Annual maintenance not to exceed \$70,000 and installation, as needed, and as appropriated annually by City Commission)

FIRST READING: MAY 9, 2023



Strategic Plan Initiative

(Staff Contact: Gene R. Zamoski)

10. [23-127](#) **P.H. 2023-61: (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 PIGGYBACK AGREEMENT FOR UTILITY FINDING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND VENEGROUP SERVICES INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$175,000.00)

FIRST READING: MAY 9, 2023

(Staff Contact: A. Randolph Brown)

11. [23-489](#)**P.H. 2023-62: (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 PIGGYBACK AGREEMENT FOR UTILITY FINDING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND HIGH TECH ENGINEERING INCORPORATED; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$175,000.00)

FIRST READING: MAY 9, 2023

(Staff Contact: A. Randolph Brown)

12. [23-514](#)**P.H. 2023-64: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE SERVICE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND AMERICAN LEGAL PUBLISHING CORPORATION TO PROVIDE FOR THE REPRINTING AND THE SUPPLEMENTING OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$11,100.00 average annual cost)

(Staff Contact: Kervin Alfred)

13. [23-465](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON MAY 24, 2025; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Janice Griffin, **Incumbent** - District 3

Velma Flowers, **Incumbent** - District 4

Mary Lou Ruderman, **Incumbent** - District 1

Spencer Flory - District 3

Joseph Cerquozzi - District 3

Cara Driscoll - District 3

Tanya Manfredi - District 1

Durward Womack - District 5

(Staff Contact: Kervin Alfred)

14. [23-466](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH; FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON MAY 24, 2025; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 23-465 FOR APPLICANTS.

(Staff Contact: Kervin Alfred)

15. [23-467](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH; FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON MAY 24, 2025; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 23-465 FOR APPLICANTS.

(Staff Contact: Kervin Alfred)

- 16. [23-468](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH AS ALTERNATE 1, FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON MAY 24, 2025; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 23-465 FOR APPLICANTS.

(Staff Contact: Kervin Alfred)

- 17. [23-469](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH AS ALTERNATE 2, FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON MAY 24, 2025; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 23-465 FOR APPLICANTS.

(Staff Contact: Kervin Alfred)

F. ADDITIONAL AUDIENCE TO BE HEARD

G. NEXT SCHEDULED MEETING

June 13, 2023 at 12:45 p.m. - Pompano Beach Finance Corporation Annual Meeting

June 13, 2023 at 1:00 p.m. - Regular City Commission Meeting

June 27, 2023 at 5:00 p.m. - City Commission Budget Workshop

June 27, 2023 at 6:00 p.m. - Regular City Commission Meeting

H. REPORTS

City Manager

City Attorney

City Clerk

City Commission

I. ADJOURNMENT

BALANCE IN CONTINGENCY

Oct. 1, 2022	Beginning Balance	\$12,000.00
Mar. 14, 2023	Crime Stoppers Council of Broward County, Inc.	\$5,000.00
Apr. 25, 2023	Broward Partnership Annual Gala	\$5,000.00
Apr. 25, 2023	Broward League of Cities Annual Gala	\$2,000.00
	Total:	\$0

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

NAME: _____

TITLE: _____

COMPANY: _____

ADDRESS: _____ CITY: _____

STATE: _____ ZIP: _____ EMAIL: _____

PHONE: _____ FAX: _____

EACH SPEAKER IS LIMITED TO THREE (3) MINUTES

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

SUBJECT YOU DESIRE TO SPEAK ON:

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