

City of Pompano Beach
Virtual City Commission Meeting
Commission Chamber

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



Agenda

Tuesday, June 23, 2020

1:00 PM

City Commission

Rex Hardin, Mayor

Barry Moss, Vice Mayor

Rhonda Eaton, Commissioner

Andrea McGee, Commissioner

Tom McMahon, Commissioner

Beverly Perkins, Commissioner

Gregory P. Harrison, City Manager

Mark Berman, City Attorney

Asceletta Hammond, City Clerk

GOVERNMENT IN THE SUNSHINE

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

PROCEDURE

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

CITY COMMISSION MEETING TIMES

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

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

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

ADDRESSING THE CITY COMMISSION

Audience To Be Heard - Due to Covid-19, this section of the meeting will be postponed until further notice.

VIRTUAL CITY COMMISSION MEETING PROCEDURES

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

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

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

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

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

- Access to the internet (to register)

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

Speaking About an Agenda Item (Remotely):

- Anyone who wishes to address the City Commission remotely (via telephone) on an Agenda Item must pre-register by 7:00 a.m. the day of the meeting.
- When there is an upcoming Commission Meeting, the link to register will appear on the Commission Page when the agenda is posted.
- The link will direct you to a Registration Form
- All fields of information on the Registration Form are required.
- After submitting your registration online, you will receive an email confirmation. On the day of the meeting you will receive the telephone number to call.
- Normal Commission Meeting procedures such as the invocation, Pledge of Allegiance and Audience-to-be-Heard will be suspended during the Virtual Commission Meetings process.

On the day of the Meeting:

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

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

ACCESSIBILITY

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

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

CALL TO ORDER

*The Honorable Rex Hardin
Mayor, Presiding*

ROLL CALL

Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

[20-430](#) Virtual City Commission Meeting Minutes of May 26, 2020

APPROVAL OF AGENDA

CONSENT AGENDA DISCUSSION

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

A. PRESENTATIONS

[20-387](#) Strategic Plan 2019-2024 and Action Agenda 2019-2020 Quarterly Progress Presentation.
(Fiscal Impact: N/A)

(Staff Contact: Ernesto Reyes)

[20-423](#) Presentation of Internal Auditor Activity Report, for the period March 2019 through May 2020
(Fiscal Impact: N/A)



Strategic Plan Initiative

(Staff Contact: Deusededit (DC) Kiyemba)

B. CONSENT AGENDA

1. [20-426](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, CONDEMNING VIOLENCE AND DISCRIMINATION AGAINST INDIVIDUALS IN THIS COUNTRY ON THE BASIS OF THEIR RACE, COLOR OR NATIONAL ORIGIN; CALLING FOR A COMMITMENT WITHIN OUR COMMUNITIES THAT VIOLENT AND DISRESPECTFUL TREATMENT THAT DEGRADES DIGNITY OR DISREGARDS HUMAN LIFE WILL NOT BE TOLERATED FROM ANYONE, INCLUDING LAW ENFORCEMENT; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark E. Berman)

2. [20-384](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND CONSENTING TO A PARTIAL RELEASE OF DECLARATION OF COVENANTS AND RESTRICTIONS EXECUTED BY PPI, INC., FOR THE PROPERTY LOCATED AT 1800 SW 3RD STREET; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: David Recor/Jean E. Dolan)

3. [20-408](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A RECIPROCAL USE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark Beaudreau)

4. [20-411](#) 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. 4 IN THE NOT TO EXCEED AMOUNT OF \$161,136.00, PURSUANT TO THE AGREEMENT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CRAIG A. SMITH & ASSOCIATES, INC. TO PROVIDE ENGINEERING AND SURVEYING SERVICES FOR THE NW 16TH LANE DRAINAGE IMPROVEMENTS PROJECT; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$161,136.00)

(Staff Contact: Tammy Good/Anthony Alhashemi)

5. [20-412](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A TEMPORARY WORK AREA EASEMENT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY, FLORIDA, RELATING TO THE REHABILITATION PROJECT OF SEGMENT II OF THE BROWARD COUNTY SHORE PROTECTION PROJECT; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Robert McCaughan)

6. [20-433](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, OPPOSING ITEM 82 ON THE BROWARD COUNTY COMMISSION AGENDA FOR JUNE 16, 2020, TO PLACE A PROPOSED COUNTY CHARTER AMENDMENT ON THE NOVEMBER 2020 BALLOT THAT WOULD ALLOW THE COUNTY TO SUPERSEDE CITY ZONING AND OTHER REGULATIONS FOR COUNTY PROJECTS WITHIN MUNICIPALITIES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Greg Harrison)

7. [20-420](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND RATIFYING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY, RELATED TO THE ENFORCEMENT OF COUNTY COVID-19 EMERGENCY ORDERS, WHICH WAS APPROVED BY THE CITY DURING THE PERIOD BETWEEN CITY COMMISSION MEETINGS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$185,000 Revenue)

(Staff Contact: Brian Donovan)

8. [20-422](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **CHARLOTTE BURRIE** TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, TO FILL THE UNEXPIRED TERM OF JEROLD A. MILLS, AS APPOINTEE OF VICE MAYOR BARRY MOSS, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

C. REGULAR AGENDA

9. [20-424](#) Approval of Selection/Evaluation Committee's recommendation and authorization for City staff to negotiate a contract with E2L Real Estate Solutions, LLC for the Master Development of City-Owned Property (Oceanside Site Development).

(Fiscal Impact: N/A)

(Staff Contact: Suzette Sibble)

QUASI-JUDICIAL PROCEEDING

10. [20-345](#) **P.H. 2020-62: (PUBLIC HEARING 2ND READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING ON THE NORTHWEST CORNER OF NW 33RD STREET AND NW 27TH AVENUE AND COMMONLY KNOWN AS 2900 W. SAMPLE ROAD FROM GENERAL INDUSTRIAL PLANNED INDUSTRIAL OVERLAY (I-1/PCI) TO GENERAL INDUSTRIAL (I-1); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

FIRST READING: MAY 26, 2020

(Staff Contact: Jean Dolan/David Recor)

11. [20-344](#) **P.H. 2020-63: (PUBLIC HEARING 2ND READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING ON THE SOUTHEAST CORNER OF SW 6TH STREET AND SW 9TH TERRACE AND COMMONLY KNOWN AS 650 SW 9TH TERRACE FROM GENERAL INDUSTRIAL/PLANNED COMMERCIAL DEVELOPMENT (I-1/PCD) TO GENERAL INDUSTRIAL (I-1); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

FIRST READING: MAY 26, 2020

(Staff Contact: Jean Dolan/David Recor)

12. [20-413](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE NAT JACK PLAT LYING ON THE NORTH SIDE OF DR. MARTIN LUTHER KING, JR. BLVD. AND WEST OF POWERLINE ROAD; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

END OF QUASI-JUDICIAL PROCEEDING

13. [20-425](#) Approval to Piggyback the National Purchasing Partners Government Division (NPPGov) Contracts: PS20040 Firefighting Equipment, PS20070 Firefighter Personal Protective Equipment, and PS20120 Firefighter Self-Contained Breathing Apparatus (SCBA), from Municipal Emergency Services, Inc., in the amount of \$798,744.00.
(Fiscal Impact: \$798,744.00)

(Staff Contact: John Jurgle)

14. [20-419](#) A RESOLUTION 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 DENISON PARKING, INC. PROVIDING FOR PARKING ENFORCEMENT AND PARKING GARAGE MANAGEMENT; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$532,830)

(Staff Contact: Jeff Lantz)

15. [20-406](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING AND A MODIFIED SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE OTHER PARTICIPATING AGENCIES RELATING TO PARTICIPATION IN THE 2018 EDWARD BYRNE JUSTICE ASSISTANCE LOCAL SOLICITATION GRANT PROGRAM; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$515,879)

(Staff Contact: Andrew Jean-Pierre)

16. [20-431](#) 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 POMPANO FORD LINCOLN, INC. FOR THE PURCHASE OF PROPERTY LOCATED AT 2601 NE 16TH AVENUE; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$820,000)



Strategic Plan Initiative

(Staff Contact: Cassandra LeMasurier)

17. [20-400](#) **P.H. 2020-70: (PUBLIC HEARING 2ND READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 100, "STREETS AND SIDEWALKS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 100.35, "BUILDING OR OBSTRUCTION ON PUBLIC STREETS, SIDEWALKS, AND RIGHT-OF-WAY SWALE AREAS," TO ADDRESS STREET AND SIDEWALK SAFETY, OBSTRUCTIONS AND RESTRICTIONS; PROVIDING FOR PENALTIES; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

FIRST READING: MAY 26, 2020

(Staff Contact: Mark E. Berman)

18. [20-401](#)**P.H. 2020-71: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 100, "STREETS AND SIDEWALKS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 100.41, "STREET SOLICITATION," TO REDEFINE AND MODIFY REQUIREMENTS FOR PEDESTRIAN SOLICITATION ACTIVITY ON CITY STREETS AND SIDEWALKS TO ENSURE THE SAFETY OF PEDESTRIANS AND MOTORISTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MAY 26, 2020

(Staff Contact: Mark E. Berman)

19. [20-342](#)**P.H. 2020-59: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 155, "ZONING CODE," OF THE POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 155.2414., "ZONING USE CERTIFICATE," TO PROVIDE ADDITIONAL STANDARDS FOR APPROVAL; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MAY 26, 2020

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

20. [20-343](#)

P.H. 2020-60: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 155, "ZONING CODE," OF THE POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 155.4223., "COMMERCIAL SELF-SERVICE STORAGE UNITS," TO MODIFY THE PROCEDURES AND APPROVALS REQUIRED TO LOCATE SELF-STORAGE UNITS; AND TO MODIFY REQUIREMENTS FOR SELF-STORAGE UNITS LOCATED IN B-4 AND I-1 ZONING DISTRICTS; BY AMENDING APPENDIX A: CONSOLIDATED USE TABLE, TO CONFORM TO CHANGES IN THE ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MAY 26, 2020

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

21. [20-416](#)

P.H. 2020-74: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING THE COMPREHENSIVE PLAN, FUTURE LAND USE ELEMENT TEXT TO PROVIDE DEVELOPMENT RIGHTS WITHIN THE DESIGNATION OF THE JOHN KNOX VILLAGE LOCAL ACTIVITY CENTER (LAC); PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON JUNE 3, 2020; PROVIDING THAT A TRANSMITTAL HEARING AND AN ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)



Strategic Plan Initiative

(Staff Contact: Jean Dolan/David Recor)

22. [20-404](#) **P.H. 2020-73: (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 LIMOUSINES OF SOUTH FLORIDA, INC. TO PROVIDE COMMUNITY BUS SERVICE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$85,492.00)

(Staff Contact: Erjeta Diamanti)
23. [20-410](#) **P.H. 2020-72: (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 RAFTELIS FINANCIAL CONSULTANTS, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$229,996 Maximum for Five Years)

(Staff Contact: A. Randolph Brown)
24. [20-418](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FOURTH AMENDMENT TO THE SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND ODYSSEY MANUFACTURING CO. TO PROVIDE MAINTENANCE, REPLACEMENT, NEW INSTALLATIONS AND REPAIR WORK FOR ITS CHEMICAL SYSTEMS AT THE CITY'S WATER TREATMENT AND REUSE TREATMENT PLANTS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$800,000)

(Staff Contact: A. Randolph Brown)

D. REPORTS

City Manager
City Attorney
City Clerk
City Commission

E. NEXT SCHEDULED VIRTUAL MEETING

July 28, 2020 at 1:00 p.m.

F. ADJOURNMENT**BALANCE IN CONTINGENCY**

Oct. 1, 2019	Beginning Balance	\$12,000.00
Dec. 6, 2019	March of Dimes Organization Women of Distinction Event	\$1,575.00
Feb. 25, 2020	Broward League of Cities 63rd Annual Gala	\$3,500.00
Feb. 25, 2020	Broward Partnership 20th Anniversary Salute to Leadership Gala	\$5000.00
	Remaining Balance:	\$1,925.00