

**CITY OF POMPANO BEACH**  
**Broward County, Florida**

**AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A COMMUNITY AESTHETIC FEATURE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND FDOT FOR INSTALLATION OF PAINTED MURALS ON INTERSTATE 95 OVERPASS COLUMNS UNDER DR. MARTIN LUTHER KING BOULEVARD PURSUANT TO THE MOSAIC TEAM TERM 3 PROJECT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, on January 26, 2023, pursuant to Ordinance 2023-26, a copy of which is attached hereto and made a part hereof as Exhibit 1, the City Commission approved an Agreement For Commissioned Artwork with Sonata Kazimieraitiene (“Agreement”) that commissioned her to design, fabricate and install abstract painted murals on twenty-seven (27) overpass columns under Interstate 95 over Dr. Martin L. King Blvd. owned by the Florida Department of Transportation (“FDOT”) with the assistance of five (5) apprentices over a two-year period (the “Mosaic Team Term 3 Project”);

**WHEREAS**, in order for Sonia Kazimieraitiene to be authorized to install the aforesaid painted murals on FDOT property, it is necessary for the City and FDOT to enter into the Community Aesthetic Feature Agreement (“CAFA”) attached hereto and made a part hereof as Exhibit 2.

**WHEREAS**, pursuant to law, ten (10) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach; and

WHEREAS, a public hearing before the City Commission was held pursuant to the published notice described above, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be and were, in fact, heard; now, therefore,

**BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:**

**SECTION 1.** That the Community Aesthetic Feature Agreement between the City of Pompano Beach and the Florida Department of Transportation for the Mosaic Team Term 3 Project (“CAFA”) attached as Exhibit 2 is hereby approved.

**SECTION 2.** That the proper City officials are hereby authorized to ratify execution of the subject CAFA and timely submit it to FDOT as required under the Agreement.

**SECTION 3.** If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

**SECTION 4.** This Ordinance shall become effective upon passage.

**PASSED FIRST READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

**PASSED SECOND READING** this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

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**REX HARDIN, MAYOR**

**ATTEST:**

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**KERVIN ALFRED, CITY CLERK**

JZ/mcm  
3/23/23  
L:ord/2023-143