

## Detailed Minutes - Final

### City Commission

*Rex Hardin, Mayor*

*Alison Fournier, Vice Mayor*

*Audrey Fesik, Commissioner*

*Beverly Perkins, Commissioner*

*Rhonda Sigerson-Eaton, Commissioner*

*Darlene Smith, Commissioner*

*Gregory P. Harrison, City Manager*

*Mark Berman, City Attorney*

*Kervin Alfred, City Clerk*

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Thursday, November 13, 2025

1:00 PM

Commission Chamber

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### City Commission Meeting

#### CALL TO ORDER

The Honorable Rex Hardin, Mayor called the City Commission meeting to order at 1:00 PM.

#### ROLL CALL

**Present:** Commissioner Audrey Fesik  
Commissioner Beverly Perkins  
Commissioner Rhonda Sigerson-Eaton  
Commissioner Darlene Smith  
Vice Mayor Alison Fournier  
Mayor Rex Hardin

#### INVOCATION

Apostle John L. Mohorn of World of the Living God Ministries offered the invocation.

#### PLEDGE OF ALLEGIANCE

Led by Kervin Alfred, City Clerk

#### APPROVAL OF MINUTES

[26-90](#) City Commission Workshop Minutes of September 16, 2025

**A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Minutes be APPROVED. The motion carried by a unanimous voice vote.**

[26-83](#) Regular City Commission Meeting Minutes of October 14, 2025

**A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Minutes be APPROVED. The motion carried by a unanimous voice vote.**

#### **APPROVAL OF AGENDA**

Mayor Hardin inquired with City Manager Harrison whether there were any changes to the Agenda. Mr. Harrison confirmed that there were none.

**A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Agenda be APPROVED AS SUBMITTED. The motion carried by a unanimous voice vote.**

#### **CONSENT AGENDA DISCUSSION**

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

Mayor Hardin announced that Items 2, 3, and 4 would be pulled for City Commission discussion.

#### **A. SPECIAL PRESENTATION**

##### **[25-606 Stay Healthy Together Program Update](#)**

Mayor Hardin announced a special presentation titled "Stay Healthy Together" and introduced Melida Akiti, the corporate transformation executive for Broward Health, who was there to provide an update on the program.

Ms. Akiti began her remarks by expressing gratitude for the opportunity to speak and for the attendance of elected officials, including Mayor Hardin, Vice Mayor Fournier, and Commissioner Perkins, at a community event on July 12. She praised the city staff, including Assistant City Manager Bosworth, Parks and Recreation Leader Scott Moore, Kate Belcher, Gerald Smith, Marilyn Olivia, and Candice Sosa. She reported that on July 12, they had 30 community providers from various programs, including SNAP and WIC, who provided care to 29 children and adults in their mobile van, distributed 700 hot meals, and 600 food baskets to address food insecurity. She mentioned conducting a healthcare workshop for 136 Pompano Beach residents and referring 40 individuals to primary and specialty care, emphasizing their role as a safety net provider regardless of ability to pay. She highlighted that Broward Health North, a 409-bed hospital, has over 60,000 emergency room visits, and announced that its Lighthouse Point freestanding emergency department would open next fall. She detailed their current services in Pompano, including primary care, OB care, and pediatric care, as well as their mobile van in Comr. Perkins' area. She shared statistics showing that they had served 4,248 adults in primary care, 5,292 in pediatric care, and 7,226 in prenatal care, indicating the City's growth. She concluded by reaffirming their commitment to serving the community comprehensively, regardless of ability to pay, and thanked the Mayor for the opportunity to

continue the "Stay Healthy Together" program.

Mayor Hardin thanked Ms. Akiti for her efforts, praised Broward Health's work, and endorsed the Stay Healthy Together initiative.

**The Special Presentation was READ AND PRESENTED INTO THE RECORD.**

**B. AUDIENCE TO BE HEARD**

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

**Jason Fuller**, residing at 613 Northwest 16th Avenue, stated that, in response to the Westview Cemetery Board's letter of interest regarding a possible donation of Westview Cemetery to the City, he requested that the City decline the offer.

**Randy Christiansen**, residing at 3575 Terrace and president of the Gulf View Estates Mobile Home Park HOA, stated that ongoing dumping and material processing on the adjacent City-owned property has created persistent noise, dust, and disruption for residents. He reported that the activity has continued for approximately a year despite assurances it would cease and expressed concerns that trucks appear to be bringing in materials from outside Pompano Beach. He requested that the City halt these operations immediately for the wellbeing of the community.

Mayor Hardin asked for clarification from city management regarding the ongoing activities near Gulf View Estates.

Cassandra LeMasurier, Real Property Manager, explained that the area had been used by a subcontractor of Whiting-Turner for crushing and removing materials from the Dixie Highway project, and that efforts were already underway to relocate the operation. A temporary use permit for the new site has been issued, and the subcontractor is securing the required permits for fencing, screening, and dust-control measures before moving. The new location is on a vacant parcel on the south side of MLK Boulevard, east of Northwest 9th Avenue.

Comr. Smith noted that the lack of proper fencing and controls at the original site created significant impacts for residents. Staff confirmed that the new permit includes additional conditions to improve enforcement and address prior complaints. Comr. Perkins requested copies of the updated permit outlining the new conditions and location.

**Bill Stockholm**, a resident of Gulf View Estates, stated that the impacts of the subcontractor's operations have been significant for the homes bordering the site. He noted that the temporary use permit limited activity to the southern portion of the property, yet work occurred along the northern boundary adjacent to Gulf View Estates. He described difficulties obtaining responses from code enforcement and expressed residents' frustration with the lack of oversight. He also cited property damage, cleaning costs, and health concerns resulting from dust and vibration, and indicated that residents may seek compensation.

**John Parker**, residing at Southeast 10th Court, stated that recent city regulations concerning Tiki Huts constitute government overreach and infringe on residents' enjoyment of their property. He referenced Florida Statute 553.73, noting that it exempts Tiki Huts constructed by the Miccosukee and Seminole Tribes from local building codes, and expressed concern that the City's inspection requirements conflict with the intent of state law. He requested that the City review and repeal the local provisions he believes circumvent state authority.

Mayor Hardin stated that the City could not overrule the State. However, there were different categories of Tiki Huts versus Chickee Huts, and he mentioned that the building and zoning departments could review the options in detail.

**Marc Lefresne**, residing seasonally at 3411 Fairway Drive in Gulfview Estates, described the significant impact of the ongoing operations behind the community. He explained that heavy machinery and a crusher are located directly behind residents' homes with minimal screening, creating a disruptive environment throughout the summer. He urged the City to address the situation as quickly as possible.

Greg Harrison, City Manager, mentioned that he was unaware that these individuals were still operating in violation of their agreement. He instructed the staff to shut it down immediately. He expressed hope that the situation would not pose a problem in Comr. Perkins' District, as Ms. LeMasurier had indicated. He also apologized for the oversight and assured that the issue would be addressed.

**Peggy Stockholm**, 502 Buffalo Boulevard in Pompano Beach, described ongoing issues at Gulfview Estates, including dust, silica exposure, and the removal of trees that previously screened nearby commercial properties. She expressed concern for residents' health and safety, particularly children, and welcomed the City's intervention to address the violations. City officials acknowledged the severity of the situation, noted that a permit violation had occurred, and requested a summary of the damage and related activities, including photographic documentation.

**Jean-Francois LaPensee**, 552 Gulfview Estates Boulevard in Pompano Beach, reported that ongoing operations behind his home are causing significant noise and dust, impacting both his and his pets' sleep and overall health. He noted that cement dust accumulates quickly and is potentially hazardous. He expressed appreciation that the City is addressing the issue and offered photographic and video documentation of the activity.

**Michele LaFortune** - residing at 552 Gulfview, spoke her name and address for the record.

**Nicole Morel** - residing at 3411 Fairway Drive, spoke her name and address for the record.

**Ryan Critch**, of Ryan Critch Real Estate in Pompano Beach, discussed the impact of Tiki Huts on property values in the city. He noted that homes with Tiki Huts often sell based on the backyard setup, while removal of these structures can delay sales and reduce appeal. He cited a local example where a homeowner paid to remove a Tiki Hut but could not list the property until the backyard was restored, highlighting concerns for buyers and sellers.

**Caryl Iseman**, a resident of 4020 West Palm Aire Drive, voiced her concerns as a taxpayer regarding the

downtown project approved by the City. Drawing from her experience with redevelopment in San Diego, she noted that many municipal functions are now being managed remotely or with the assistance of AI, which diminishes the necessity for a large city building. She urged that the project's scale be re-evaluated and highlighted the need to create a facility that not only better serves the community but also remains financially responsible.

The allotted 30 minutes for Audience to be Heard had ended, so Mayor Hardin announced that all remaining speakers would be heard after the Regular Agenda.

### **C. CONSENT AGENDA**

Mayor Hardin requested a motion to Approve/Adopt Item 1 under the Consent Agenda.

**A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, to approve the Consent Agenda. The motion carried by a unanimous voice vote.**

1. [26-55](#) 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 THIRTY-FOUR (34) TO INCLUSIVE LANDSCAPE 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 STATE ROAD 5 (NORTH FEDERAL HIGHWAY) FROM MILE POST 11.408 AND MILE POST 11.518; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Rob McCaughan)

**A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Resolution / Consent Agenda be ADOPTED. The motion carried by a unanimous voice vote.**

**Enactment No: RES. No. 2026-32**

2. [26-74](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LETTER AGREEMENT MODIFYING CERTAIN CROSSING AGREEMENTS BETWEEN THE CITY OF POMPANO BEACH AND FLORIDA EAST COAST RAILWAY, LLC (FEC) IN FURTHERANCE OF THE BROWARD COUNTY SEALED CORRIDOR PROJECT ALONG THE FLORIDA EAST COAST RAILWAY AND BRIGHTLINE CORRIDOR WITHIN BROWARD COUNTY, FLORIDA; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**(Staff Contact: Rob McCaughan)**

Mayor Hardin noted the item was pulled by Vice Mayor Fournier for discussion.

Vice Mayor Fournier emphasized the importance of railroad safety in the city, highlighting the disproportionate number of fatalities and mentioning three specific crossings: MLK, Northeast 6th Street, and Southwest 2nd Street. She inquired about the timing of the work, expressing concerns about past delays with FEC projects.

Robert McCaughan, Public Works Director, explained that the City holds agreements for three crossings while Broward County holds two others, totaling five crossings in the city out of 21 countywide. He described how these crossings were identified three years ago following accidents, with the goal of making them horn-free, which would require safety improvements. He indicated that construction would begin sometime at the beginning of the next calendar year, with the City's share being \$355,000 out of a total cost of \$2.8 million.

Mayor Hardin sought public input on the item.

Ed Phillips, a resident at 384 Northwest 19th Street, raised concerns about malfunctioning guardrails at MLK Boulevard under the bridge, where rails sometimes stay down, requiring manual lifting. He suggested considering this issue in the design and requested larger signage for emergency phone numbers. Mayor Hardin advised calling the police immediately rather than manually lifting crossing arms, emphasizing the safety risks involved.

Mitchell Ackerman, residing at 931 Southeast 4th Avenue, questioned the \$355,000 cost and what improvements it would entail. Mr. McCaughan explained that the improvements typically include concrete barriers on the east side of the tracks, additional drop arms for pedestrians, and enhanced lighting and alarm systems. He noted the high costs associated with a 24/7 police presence and the requirement of flagmen during railroad work.

There being no further speakers, Mayor Hardin concluded public input and moved on to Commission discussion.

Vice Mayor Fournier asked about recommendations when the lights are flashing but the arms aren't down. Mr. McCaughan suggested stopping and looking both ways, though he acknowledged not being a railroad safety expert. City Attorney Berman recommended waiting for law enforcement to arrive and assist with traffic control.

Comr. Perkins inquired about why horns were removed from intersections. Mr. McCaughan explained that with potentially 32 Brightline trains and freight trains operating daily, continuous honking would create significant noise disruption. Comr. Perkins suggested reconsidering the reintroduction of horns to save lives, calling Brightline the "killer train" and noting that it's the most dangerous passenger train in the United States.

Comr. Fesik inquired about maintenance responsibility, learning that it falls to FEC, and suggested temporary safety measures while awaiting improvements through 2027.

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

**Yes:** Fesik

Perkins

Sigerson-Eaton

Smith

Fournier

Hardin

**Enactment No: RES. No. 2026-33**

3. [26-77](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SAFE STREETS AND ROADS FOR ALL GRANT APPLICATION BETWEEN THE CITY OF POMPANO BEACH AND U.S. DEPARTMENT OF TRANSPORTATION FEDERAL HIGHWAY ADMINISTRATION, ACCEPTING A GRANT IN THE AMOUNT OF \$320,000 TO DEVELOP A LOCAL COMPREHENSIVE SAFETY ACTION PLAN FOR CITY ROADWAYS, AND CONFIRMING THE CITY'S MATCHING CONTRIBUTION IN AN AMOUNT OF \$80,000; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$400,000 (\$320,000 grant and \$80,000 City share))

**(Staff Contact:** John Sfiropoulos)

Mayor Hardin noted that the item was pulled by Vice Mayor Fournier for discussion.

Vice Mayor Fournier pulled the item and expressed initial excitement about a safety action plan for roadways, noting the City's traffic and incident issues. She questioned the work product for the \$400,000 total cost (\$320,000 grant plus an \$80,000 City contribution), specifically inquiring about potential solutions for her district's grid pattern in Old Pompano, which features cut-through streets from Federal to Dixie, and wondered if certain roadways could be blocked off.

John Sfiropoulos, City Engineer, explained the Safe Streets for All federal grant through the U.S. DOT aimed at reducing deaths and severe injuries, stating that they would develop a comprehensive safety action plan by analyzing five years of crash data for all transportation modes, including pedestrians, vehicles, and bicycles. He clarified that this would supplement their transportation master plan, which is scheduled to be released in January, taking a more granular approach while the master plan focuses on long-term planning.

Vice Mayor Fournier confirmed that the work would be assigned to their existing transportation consultant, Kimley-Horn, and requested discussions on future action steps for each district.

Mayor Hardin sought public input on the item.

Ed Phillips, a resident at 384 Northwest 19th Street, expressed cynical humor about the safety plan, given that the roads remained unpaved, and questioned whether the safety components could adequately address paving needs in the Northwest area. Mayor Hardin clarified that this grant wouldn't impact resurfacing programs.

Mitchell Ackerman reiterated road paving concerns, complaining about seven years of poor road conditions that affect bicycle safety and have led to failed micro-paving, criticizing the City for not addressing basic infrastructure while building new facilities.

There being no further speakers, Mayor Hardin concluded public input and moved on to Commission discussion.

Comr. Fesik agreed that the road conditions were terrible. She questioned whether Kimley-Horn could complete the work within budget, inquiring about the timeline (confirmed as a year and a half) and whether the recommendations could address pedestrian safety issues, particularly near Atlantic and A1A, with increased foot traffic from new developments.

Comr. Sigerson-Eaton inquired whether the study would provide prioritized project recommendations and whether Broward County would cooperate with implementing solutions, such as traffic signal changes. Mr. Sfiropoulos confirmed the deliverable would include prioritized projects and strategies, expressing hope for county cooperation with substantiated data.

Vice Mayor Fournier supported the study despite preferring to spend the \$80,000 on road paving, noting that it could provide additional support when dealing with unresponsive county officials.

Mayor Hardin inquired about including specific requests, such as converting the crossing light at South Cypress Road and 9th Street to a regular traffic light, which Broward County had denied for 25 years.

Comr. Smith suggested holding a workshop with all commissioners to discuss citywide issues collectively, rather than individual meetings with consultants. Also, the Vice Mayor and Comr. Fesik agreed about the value of workshops, noting that residents travel throughout all districts, and commissioners could trigger each other's memories about additional issues.

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



**Yes:** Fesik  
Perkins  
Sigerson-Eaton  
Smith  
Fournier  
Hardin

**Enactment No: RES. No. 2026-34**

4. [26-47](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF POMPANO BEACH AND GREGORY TONY, SHERIFF OF BROWARD COUNTY, RELATING TO A GRANT AWARD TO PAY FOR OVERTIME HOURS IN TARGETED AREAS OF THE CITY FOR PERSONNEL OF THE SHERIFF'S OFFICE; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: \$34,553)

**(Staff Contact:** Brian Donovan/Major David Ellwood)

Vice Mayor Fournier pulled this item for Ed Phillips.

Ed Phillips supported BSO's continued contract but questioned the targeted area designation and suggested using funds to reduce BSO costs for nonprofit organizations, noting that many nonprofits cannot afford BSO security for events, which limits community programming and homeless assistance initiatives. Major Dave Ellwood explained that Project Safe Neighborhoods is a federal grant targeting high-crime areas where guns and drugs have been recovered, allowing the City to recoup costs for Crime Suppression Team work already being performed.

Mayor Hardin sought public input on the item and, receiving none, he moved on to Commission discussion.

Vice Mayor Fournier inquired about the grant, asking if it was the same as last year's, which covered costs for the crime suppression team related to federal fringe benefits. Major Ellwood confirmed that it is indeed the same grant and that the budget for these expenses is allocated as it was last year.

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

**Yes:** Fesik  
Perkins  
Sigerson-Eaton  
Smith  
Fournier  
Hardin

**Enactment No: RES. No. 2026-35**

**D. REGULAR AGENDA**

5. [26-31](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING THE DONATION OF RING BUOYS FROM THE ADEN PERRY GOOD SAMARITAN AND SCHOLARSHIP FUND TO BE PLACED AT VARIOUS CITY PARKS IN CASE OF EMERGENCY AS A LIFESAVING TOOL; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

**(Staff Contact:** Scott Moore)

Scott Moore, Parks and Recreation Director, requested approval for ten lifesaving buoys to be installed throughout the park system and introduced Sarah Perry from the Aiden Perry Foundation to speak.

Ms. Perry, Aiden's mother and foundation president, shared the tragic story of her 17-year-old son who died attempting to rescue a driver from a lake after breaking his neck on a rock. She explained how this inspired her mission to install life rings at water bodies nationwide, with over 600 donated so far and multiple lives already saved. Her message emphasized "throw, don't go" to prevent similar tragedies.

Mayor Hardin expressed condolences and appreciation for her efforts in this mission.

Mayor Hardin sought public input on the item.

Michael Skversky, a Pompano Beach resident, shared a brief comment about his friend losing her son in a drowning accident in 2009.

There being no further speakers, Mayor Hardin concluded public input and moved on to Commission discussion.

Vice Mayor Fournier, as a mother with young children, expressed the difficulty of raising kids near water in South Florida and offered to help connect with HOAs in her waterfront district for additional installations.

Comr. Smith suggested bridge locations and asked about the City's installation plan. Mr. Moore confirmed that twelve parks were identified, including water taxi locations and inland parks with lakes.

Comr. Fesik thanked Ms. Perry for turning tragedy into lifesaving action and inquired about the possibility of installing these devices citywide, beyond parks. She requested updated HOA contact information to facilitate broader distribution and pricing details.

City Manager Harrison offered to provide updated HOA lists.

Sarah Aiden provided a cost breakdown of approximately \$100 per complete installation.

Comr. Sigerson-Eaton expressed gratitude for Ms. Perry's service, honoring her son's memory.

Comr. Fesik requested a website link for public information. Ms. Perry provided the website for the Aiden Perry Good Samaritan Scholarship Fund: [www.aidenperrygscholarshipfund.org](http://www.aidenperrygscholarshipfund.org). She also mentioned having cards available for those interested.

Mr. Moore announced a December installation ceremony and demonstration at Wahoo Bay, with all commissioners to be invited.

**A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be ADOPTED. The motion carried by the following roll call vote:**

**Yes:** Fesik  
Perkins  
Sigerson-Eaton  
Smith  
Fournier  
Hardin

**Enactment No: RES. No. 2026-36**

6. [26-88](#) Approval of a budget adjustment to align the Emergency Medical Services Fund budget and eliminate a negative variance in Fiscal Year 2025.  
(Fiscal Impact: \$790,000)

(Staff Contact: Allison Feurtado/Joshua Watters)

Joshua Watters, Budget Director, explained that the EMS fund was overspent by approximately \$790,000 in fiscal year 2025 due to higher personnel costs, and pending \$2 million from the State's Medicaid program, which was delayed by the federal shutdown. He recommended a budget amendment and an interfund loan from the General Fund.

Mayor Hardin sought public input on the item and, receiving none, he moved on to Commission discussion.

Vice Mayor Fournier questioned the nature of the \$800,000 in excess personnel costs and whether they should be expected in the future. Mr. Watters explained that the overspending was due to assignment differential pay, FICA, and overtime, noting that this was an annual occurrence.

Vice Mayor Fournier inquired if the expenditures related to overtime pay were connected to Lauderdale by the Sea. Mr. Watters responded that the overtime expenses were citywide and mentioned that he reviewed the fire Chief's overtime analysis. He noted that the overtime was evenly distributed among the City's fire stations, and it couldn't be attributed to any single station. Vice Mayor Fournier then mentioned that if they needed to staff an additional station, it would likely require backfilling existing stations with overtime. She acknowledged the termination of a certain contract but wanted to ensure that all necessary payments for services provided were settled moving forward.

Comr. Fesik asked whether the costs were related to Lauderdale-by-the-Sea services and about the amount of overtime involved. Peter McGinnis, Fire Chief, indicated that he would need to research specific overtime figures and mentioned that operational changes were being made to mitigate future overages.

**A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Approval Request / Regular Agenda be APPROVED. The motion carried by the following roll call vote:**

**Yes:** Fesik  
Perkins  
Sigerson-Eaton  
Smith  
Fournier  
Hardin

7. [26-81](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LEASE PURCHASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH, AS LESSEE, AND JPMORGAN CHASE BANK, N.A., AS LESSOR, WITH RESPECT TO THE ACQUISITION, PURCHASE, FINANCING AND LEASING OF CERTAIN EQUIPMENT; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AND AUTHORIZING ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$6,030,094 over 5-year lease term; maximum \$1,225,685 per fiscal year - inclusive principal and interest)

**(Staff Contact: Allison Feurtado)**

Allison Feurtado, Finance Director, explained that the finance department had secured financing for capital equipment approved in the budget, with J.P. Morgan offering the best terms at 3.235% interest over five years, scheduled to close on November 20, 2025.

Mayor Hardin sought public input on the item, but receiving none, he moved on to Commission discussion.

Vice Mayor Fournier confirmed that items exceeding the established threshold would still require approval from the Commission, even if they were included in the lease agreement.

**A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be ADOPTED. The motion carried by the following roll call vote:**

**Yes:** Fesik  
Perkins  
Sigerson-Eaton  
Smith  
Fournier  
Hardin

**Enactment No: RES. No. 2026-37**

8. [26-34](#) **P.H. 2026-10: (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 SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND PFM ASSET MANAGEMENT, LLC, TO PROVIDE INVESTMENT ADVISORY AND MANAGEMENT SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Not to exceed \$140,000.00 or 3.5 bps of City's investment portfolio's size)

**FIRST READING: OCTOBER 28, 2025**

**(Staff Contact: Allison Feurtado)**

Allison Feurtado, Finance Director, presented the item and confirmed that there were no changes since the first reading.

Mayor Hardin asked for public input on the item and encouraged the Commission to share their thoughts, but no one provided any comments.

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

**Commissioner Sigerson-Eaton, that the Ordinance / Regular Agenda be ADOPTED. The motion carried by the following roll call vote:**

**Yes:** Fesik  
Perkins  
Sigerson-Eaton  
Smith  
Fournier  
Hardin

**Enactment No: ORD. No. 2026-05**

9. [26-85](#) **P.H. 2026-16: (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 FIRST AMENDMENT TO THE PIGGYBACK AGREEMENT FOR A DEBTBOOK CLOUD BASED SOFTWARE SUBSCRIPTION BETWEEN THE CITY OF POMPANO BEACH AND FIFTH ASSET, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: \$38,390.00 for two years)

**(Staff Contact: Allison Feurtado)**

Allison Feurtado, Finance Director, explained that the City used debt book software to manage its debt portfolio and record lease agreements in compliance with GASB standards, recommending approval of the two-year contract.

Mayor Hardin sought public input on the item, but receiving none, he moved on to Commission discussion.

Comr. Fesik inquired about departmental usage, the software's effectiveness, and its reporting capabilities. Ms. Feurtado confirmed that the software was used only by the finance department, was more efficient than previous systems, and provided comprehensive tracking and reporting for debt, leases, and software agreements.

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

**Yes:** Fesik  
Perkins  
Sigerson-Eaton  
Smith  
Fournier  
Hardin

10. [26-37](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE AWARD OF RFP25-001 OCEANSIDE PARKING GARAGE DESIGN-BUILD PROJECT TO THE HIGHEST RANKED PROPOSER, THE WHITING-TURNER CONTRACTING CO., IN THE AMOUNT OF \$32,876,690, AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE THE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND THE WHITING-TURNER CONTRACTING CO.; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: Design & Pre-Construction \$3,037,041.00 available; Construction \$29,839,649.00 (financed); Total \$32,876,690.00)

**(Staff Contact:** Tammy Good)

Dr. Tammy Good, CIP Manager, presented the item to award the parking garage contract to Whiting-Turner for the Oceanside parking lot at 109 North Ocean Boulevard. The design-build project will provide 715 stalls-200 more than the current capacity-while replacing existing spaces and preserving 44,000 square feet for future retail or hotel development.

Five firms submitted proposals; Whiting-Turner, founded in 1909 with extensive parking garage experience, was ranked highest. Their design features resilient coastal materials, iconic architecture, local artist murals, and three points of vehicular access. Construction is estimated at one year with a total cost of \$32.8 million and local participation exceeding 25%.

The plan maintains partial parking during construction and accommodates connectivity and functionality while leaving space for future development.

Jeff Lantz, Parking Manager, provided an overview of temporary parking solutions during the construction phase of the new Oceanside garage, noting an anticipated deficit of approximately 400 spaces. Alternative parking arrangements include the St. Martin's lot (200 spaces), CRA lots (146 spaces), and St. Gabriel's Church (86 spaces). Additional shuttle and micro-transit options, including neighborhood electric vehicles, higher-capacity vehicles, and ride-share partnerships will help accommodate demand, particularly during peak winter months of 2027.

Suzette Sibble, Assistant City Manager, reviewed funding and financing. The \$32.9 million project will be funded through the Parking Enterprise Fund, supported by parking fees and land leases, with debt issuance planned for summer 2026. Anticipated debt service is approximately \$2.3 million annually over 30 years. A

20% parking rate increase is proposed, offset by raising the resident discount from 20% to 50% for both pay-by-phone and garage parking, maintaining a neutral impact on residents. Future strategies include additional garages in Old Town, expanded micro-transit west of Federal Highway, and partnerships with private developments to increase public parking capacity.

Mayor Hardin sought public input on the item.

Caryl Iseman, 4020 Palm Aire Drive in Pompano Beach, expressed concern that while the garage's design is described as "iconic," visitors are primarily concerned with parking availability. She emphasized the need to ensure sufficient handicapped and valet parking to support local restaurants and tourism. Ms. Iseman also raised questions about the 30-year financing plan, noting potential risks and suggesting that options to shorten the repayment period should be considered to ensure long-term sustainability.

Andy Fox, 10309 Northwest 52nd Street, Coral Springs, FL, and part-owner of Beach House Restaurant and Baresco in the downtown fishing village, emphasized the critical need for sufficient parking. He noted that past investments in the restaurants were made with the expectation of multiple garages. Limited parking has resulted in lost revenue and reduced city tax receipts. Mr. Fox warned that relying on a single garage could threaten the viability of his businesses and others in the fishing village.

Mark Intregila, 1401 South Ocean Boulevard in Pompano Beach, addressed a question to Mr. Harrison regarding the stop work order mentioned for the contractor performing work behind the mobile homes. Mr. Intregila inquired about the contractor's name, however it was confirmed that it was DP Development and not Whiting-Turner.

Sean Kutzon, a Pompano Beach resident, expressed concern about awarding a \$32 million contract to Whiting-Turner, citing past issues with residents, including tree removal without proper approvals. Mr. Kutzon questioned whether such behavior reflects the company's overall practices, emphasizing caution in awarding the garage contract.

Fernand Thony, GO Bond Director, clarified that Whiting-Turner is not involved with the site in question. While a subcontractor associated with Whiting-Turner is working on the project, the company itself has no involvement in the activities occurring at that site.

Lou Moshakos, a Pompano Beach resident and business owner on Riverside Drive, emphasized the critical role of parking in supporting the city's economic vitality and family-friendly environment. He noted that declining parking at nearby areas has led to reduced foot traffic and lost business, while convenient parking in Pompano Beach has supported growth. The speaker urged the city to prioritize and expedite construction of the proposed parking garage to preserve local businesses, property values, and the city's reputation as a world-class destination.

Mitch Akerman, 931 Southeast 4th Avenue in Pompano Beach, inquired about valet operations in the current parking garage and whether restaurants compensate the City, which was confirmed. He also questioned the proposed 20% general rate increase and the increase of the resident discount from 20% to 50%, expressing concern that residents should not bear the cost of the garage. City Manager Harrison clarified that the garage is



funded entirely through parking fees paid by users, not through general taxes.

There being no further speakers, Mayor Hardin closed public input and moved on to Commission discussion.

Comr. Fesik raised questions regarding the procurement process for the proposed parking garage, noting concerns about past promises to businesses, the development agreement for the fishing village, and adherence to parking standards. She requested clarification on conflict-of-interest forms, evaluation committee procedures, the cone of silence, and internal communications, including emails and social media guidance. Comr. Fesik emphasized the need for transparency in determining project leadership, including the project manager and technical lead, and expressed a desire to review outstanding documentation before proceeding with approval.

Earl Bosworth, Assistant City Manager, and Mary Rivero, Director of Procurement and Contracts, confirmed that conflict-of-interest forms were collected for all evaluation committee members prior to the meetings and that meetings were recorded. They clarified that staff communications, including emails among staff preparing the project or evaluation materials, are permitted, while discussions with vendors are restricted under the “cone of silence” until Commission approval. Committee members may discuss the project internally only when the cone of silence is lifted for evaluations. Mr. Berman noted that announcements of rankings, rather than final selections, may occur, but committee members should not declare final awards. The project manager lead is Mr. Bosworth, with Dr. Tammy Good as technical lead.

Comr. Fesik raised concerns regarding timely access to certain records and internal communications, highlighting the need for procedural review before approving the \$32 million project.

Mr. Bosworth asked for clarification regarding Comr. Fesik’s public records requests, specifically concerning conflict-of-interest forms and project information for the Oceanside development. Comr. Fesik explained that her initial request was submitted on September 12th to ensure clarity on project handling, including prior promises for retail or grocery uses and zoning changes affecting height limits. Staff confirmed that conflict-of-interest forms were collected, noting that Chris Brown’s form had been manually processed and was subsequently submitted to the City Clerk’s office. Recordings of relevant meetings were also provided following clarification of the request. Procurement and administrative staff affirmed that all requested information had been responded to on October 20th, and additional follow-up would be conducted as needed to address outstanding items.

Comr. Perkins inquired whether there was a time certainty for approval of the agenda item. Dr. Good, CIP Manager, explained that delays could increase costs due to contract escalation provisions. Comr. Perkins indicated a willingness to postpone the item to allow additional time for staff to provide requested information, ensuring all questions are answered before moving forward.

Vice Mayor Fournier expressed support for the project but raised questions regarding the selection committee process. Ms. Sibble clarified that procurement provides a list of recommended committee members, which is then approved by the City Manager. Dr. Good explained that it will provide 715 spaces, with 146 set aside for a potential hotel, though not reserved, to attract development. The cost per space reflects fair market rates given design, coastal construction requirements, and public-sector risk. Comparisons to other projects were

noted, with the higher cost justified by project specifications and site conditions. Vice Mayor Fournier also questioned the resident parking discount, noting low adoption (206 residents) and requesting a clear plan for broader resident participation before any rate adjustments.

Comr. Sigerson-Eaton noted that the original public-private partnership concept for the site-including a parking garage, hotel, and retail-was well-designed but failed primarily due to financing challenges, as banks would not fund a project with only a 50-year lease. She emphasized that the area's current success has created increased demand for parking, driven by existing and incoming businesses, including the upcoming W Hotel. She highlighted the importance of supporting business growth and maintaining foot traffic in the fishing village. While acknowledging the aesthetic considerations of the project, she stressed that the priority is a functional parking to sustain commercial activity. Comr. Sigerson-Eaton concluded by affirming that parking fees are appropriate for funding the project and that timely completion is necessary to accommodate ongoing development.

Comr. Smith praised the creation of the Parking Enterprise Fund, noting that using its revenue to fund the new garage was a prudent decision. She suggested exploring opportunities for west-side parking for residents, potentially free during construction, with shuttle service to the barrier island to preserve guest parking. Comr. Smith expressed confidence in city staff and the procurement process and emphasized the importance of moving forward promptly to address parking needs for local businesses.

Mayor Hardin emphasized the need to move forward with the parking garage, noting that while earlier plans included additional mixed-use elements, the parking component remains essential. Merchants have highlighted the tangible impacts of limited parking on their businesses. Dr. Good stressed that public parking is critical for supporting existing and future redevelopment, as restaurants and retail cannot provide sufficient parking themselves. The current plan separates public parking from potential future uses, ensuring both immediate access and flexibility for development. Mayor Hardin strongly encouraged approval of the project to sustain local businesses and maintain the District's economic vitality.

Comr. Perkins expressed concerns regarding the composition of the selection committee, particularly the inclusion of RMA and Chris Brown. While acknowledging the necessity of the parking garage, she questioned the fairness and transparency of the selection process, noting repeated participation of certain individuals and limited local representation. She emphasized the need for greater oversight of committee appointments and clarity in the scoring process. Mr. Bosworth clarified that Chris Brown did not vote for the highest-ranked firm and provided context regarding committee procedures, but Comr. Perkins maintained her concerns about the committee's composition and the involvement of RMA.

Mayor Hardin highlighted the involvement of several Pompano Beach-based subcontractors in the project, noting consistent local participation. He emphasized the importance of moving forward with the parking garage, citing its long-standing planning, the needs of merchants, and the overall success of the area. He noted that ample opportunities had been available to address questions with staff prior to the meeting. Comr. Perkins expressed concern about last-minute time limits for speaking, emphasizing the need for fairness and respect for all commissioners.

**A motion was made by Commissioner Perkins, seconded by Commissioner Fesik, to postpone the agenda item to the December 9, 2025 City Commission Meeting.**

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Vice Mayor Fournier requested clarification regarding time limits and the application of Robert's Rules of Order. City Attorney Berman confirmed that the Commission was following Robert's Rules as previously requested, including the ten-minute limit per speaker and the absence of a guaranteed rebuttal.

Vice Mayor Fournier stated support for the motion, explaining that several questions remained unanswered, particularly regarding recently provided information about resident discounts. She expressed concern about proceeding with the design of a parking garage costing approximately \$3 million without resolving these outstanding issues.

Comr. Smith asked whether the vote concerned the parking garage rather than the parking rate increase. Ms. Sibble confirmed the rate increase would return in December, but noted that the current item includes a full financial plan for the parking fund, including projected revenues, resident discounts, and funding for related improvements. She explained that the resident discount had been clarified earlier and that the financial plan accounts for expanded participation, supported by new technology in existing and future garages. Ms. Sibble expressed disappointment in delaying the project, emphasizing that staff completed its work and that the proposal responds to business needs. It was noted that a failed vote could require restarting the process. Comr. Perkins concluded that this was a difficult issue as the parking is needed but delaying would provide answers to questions.

Comr. Fesik stated that she supports staff but has repeatedly requested specific information over the past two months and still has not received key items needed to prepare for the meeting. She explained that the issue is complex, involving multiple entities and long-standing projects, and that residents in her district are concerned that their voices are not being heard. She emphasized her responsibility to ask detailed questions on their behalf to ensure an informed decision. She added that being limited in asking those questions is concerning. She concluded that postponement is the only way to allow staff to provide the necessary information to all commissioners so the process can move forward appropriately.

City Clerk Alfred addressed Comr. Fesik to clarify the specific information needed. Comr. Fesik explained that she required the conflict-of-interest form, the Part B scoring sheet, and an accessible recording that had not been properly uploaded. She noted she received the scoring sheet that morning, but still needed the other items to review before the meeting.

Mr. Harrison confirmed that the contractor will hold the current price until the December meeting, allowing time to provide all requested information. Commissioners were asked to submit any additional questions promptly so they could be addressed before December 9.

Mayor Hardin asked what would occur if the Commission approved the garage today but did not approve the rate increases scheduled for December. Ms. Sibble explained that the garage approval is conditional on the rate changes, which include a 20% rate increase and a 50% resident discount to maintain neutrality for residents. Without approval of the rates, the garage could not move forward. Mayor Hardin noted that postponement would allow commissioners to receive the necessary information before making a final decision.

Vice Mayor Fournier emphasized that the garage plan, rate increases, and future debt issuance are interconnected. She noted that approving a design without the rate increases or debt authorization could result

in wasted funds. She stressed that all elements must be considered together and that commissioners should ensure their questions are answered before moving forward.

Mayor Hardin confirmed that the project could be terminated in December if the rate increase is not approved. Ms. Sibble clarified that the rate increase would return at that time and noted that the key elements of the proposal had been outlined, including resident neutrality and a robust marketing plan, and stated that the foundation for moving forward had been established.

Comr. Sigerson-Eaton stated that postponing the item until December would allow the Commission to address both the garage approval and the rate increase together, ensuring that the project is financially feasible. She emphasized that if the rate increase is not approved, the garage could not proceed, making separate votes inefficient. She expressed support for postponement to allow a clear decision and suggested sequencing the rate increase before the garage on the agenda to simplify the process.

Comr. Fesik requested that, by December 9, staff provide additional information on land valuation, including how costs were allocated between the two project sites and any available property appraisals.

**The motion to postpone the agenda item to the December 9, 2025 City Commission Meeting carried by the following roll call vote:**

**Yes:** Fesik  
Perkins  
Sigerson-Eaton  
Smith  
Fournier  
Hardin

11. [26-72](#) **P.H. 2026-12: (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 LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND COLT SOUTH FLORIDA OWNER LP FOR THE FIRE LOGISTICS FACILITY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: \$306,375 for 18 month lease term (includes base rent and operating expenses))

**(Staff Contact: Pete McGinnis/Cassandra LeMasurier)**

Peter McGinnis, Fire Chief, presented a new lease agreement to replace the previous one, which had expired. The new lease aims to align the rental rate with the current market. Chief McGinnis described the facility as a logistics hub that stores all of their EMS equipment and most of their fire equipment, excluding fire trucks. This facility serves as the operational center for their activities.

Mayor Hardin sought public input on the item and encouraged the Commission to share their thoughts, but no one provided any comments.

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

**Yes:** Fesik

Perkins

Sigerson-Eaton

Smith

Fournier

Hardin

12. [25-444](#) **P.H. 2025-57: (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 155.4209, "INSTITUTIONAL HEALTH CARE USES" TO FURTHER DEFINE LISTED USES AND STANDARDS FOR SEPARATION FROM RESIDENTIAL USES AND FOR OVERNIGHT TREATMENT, AND TO CREATE A NEW USE FOR HOSPITAL-BASED OFF-CAMPUS EMERGENCY DEPARTMENT; PROVIDING FOR DEFINITIONS IN ARTICLE 9, "DEFINITIONS AND INTERPRETATION," PART 5, "TERMS AND USES DEFINED,"; BY AMENDING APPENDIX A: "CONSOLIDATED USE TABLE," TO REFLECT EXISTING AND NEW HEALTHCARE USES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**POSTPONED FROM JULY 8, 2025, SEPTEMBER 9, 2025, SEPTEMBER 23, 2025, AND OCTOBER 14, 2025**

**(Staff Contact:** Jean Dolan/David Recor)

Jean Dolan of the Development Services Department presented the item, stating that it was a private sector-initiated code amendment for hospital-affiliated off-campus emergency rooms in B3 zoning. This use was relatively new, having been adopted in Chapter 395 of the Florida Statutes, and the applicant proposed that it become a permitted use. These facilities provide outpatient emergency care without overnight stays, require clear signage, may operate 24 hours, and must meet site and access standards to minimize impact on nearby residential areas. The amendment also updates standards for urgent care facilities, allowing 24-hour operation, permitting use in B3 zoning, and removing certain separation requirements. Additional text revisions clarify definitions and conditions for specialty medical uses to ensure appropriate standards for each type. Since 2016, the City has processed seven special exception applications for specialty medical uses, noting that

impacts are limited. The Economic Development Council unanimously recommended approval, while the Planning and Zoning Board recommended denial due to concerns over 24-hour uses near residential districts. Staff recommends approval of the amendment.

Dennis Mele, 200 East Broward Boulevard, Fort Lauderdale, FL, presented the proposal for a hospital-affiliated freestanding emergency room in Pompano Beach. He explained that the 2021 State Statute created this new use to increase access to emergency services while protecting consumers, as these facilities differ from urgent care centers by providing full emergency care with board-certified physicians and 24-hour operation. He noted that freestanding emergency rooms generate lower traffic than typical B3 uses, have limited ambulance activity, and include enhanced buffers, landscaping, and security measures to minimize neighborhood impact. The proposed code amendments also clarify definitions for other medical uses and adjust standards based on community feedback, including minimum parcel size, traffic routing, and enhanced buffers. This request applies citywide in B3 zoning, not to a specific property or provider, and aims to allow these facilities in Pompano Beach as they exist in surrounding communities.

Mayor Hardin sought public input on the item.

Rob Odeio, 2611 Northeast 22nd Street in Pompano Beach, expressed concerns about the Project's impact on nearby residents and questioned the accuracy of the presentation's graphics. He noted that neighbors were unaware of the proposal and highlighted the proximity of individual properties, a parking lot, and a bowling alley to the site.

Matthew Garner, speaking on behalf of Broward Health North, the CEO clarified that additional freestanding emergency departments are planned nearby in Lighthouse Point and Deerfield Beach, creating a four-mile radius with multiple facilities. He stated that while he supports adding this use to the code if a defined need exists, the special exception process-particularly the 500-foot distance from residential areas-should be maintained. He cautioned that the proposed code changes appear tailored to a specific site and may not serve the broader interests of Pompano Beach.

Melida Akiti, representing Broward Health, emphasized that while health care is a business, ordinances are intended to protect the community and residents. She highlighted the importance of assessing the actual healthcare needs of Pompano Beach before approving multiple freestanding emergency rooms. She noted that a vocal and engaged community is critical in determining need, and cautioned against allowing numerous facilities without careful consideration of demand and impact.

Mark Intregila, 1401 South Ocean Boulevard in Pompano Beach, noted that the applicant made a presentation on a for-profit project without consulting nearby residents. He suggested conducting due diligence on similar facilities to understand their experiences before approving the proposal.

Blake Weer, 2200 Northeast 25th Avenue in Pompano Beach, expressed concern that the proposal is not just a code update but an effort by HCA to locate an ER at the former bowling alley, near Holy Cross's new urgent care center. He noted HCA's history of fines for misconduct and questioned the adequacy of buffers, traffic impacts, and large vehicle operations. He urged the Commission to consider past decisions and view the proposal as a special interest effort for profit.

Mike Skversky, 1630 Southwest 5th Avenue in Pompano Beach, expressed support for the proposal, noting the importance of healthcare access in North Broward, particularly for the aging population. He acknowledged that healthcare companies seek profit but emphasized that additional facilities improve community safety and are beneficial overall.

Evan Boyer, 9494 Kenley Court, Parkland, FL, and Corporate Chief Medical Officer at Broward Health North, expressed concerns regarding the proposed by-right freestanding emergency room. He cautioned that an unrestricted increase in such facilities could strain resources and reduce quality of care, as adequate staffing of qualified physicians is essential. He noted that initial patient acuity at new freestanding ERs is typically lower, and turnaround times cited in presentations may be misleading. He also highlighted potential noise impacts and patient care challenges, including longer transport distances and fragmented medical records. He emphasized that special consideration in the approval process is important to ensure patient safety and continuity of care.

Kenneth Jones - CEO of HCA Hospital, emphasized that competition benefits communities by improving service quality and lowering costs. He noted that the 500-foot separation restriction in Pompano Beach prevents some developments that are allowed in neighboring cities like Lighthouse Point and Deerfield Beach. He urged the Commission to support the proposed code amendment, highlighting community interest as evidenced by 200 supporters who signed up in favor.

There being no further speakers, Mayor Hardin closed public input and moved on to Commission discussion.

Comr. Smith stated that, after speaking with many residents, she believes accessible medical services are essential for the community. She visited a freestanding emergency room in Coconut Creek and found it quiet, orderly, and far less intensive than expected. She expressed support for the zoning code change, noting that it does not approve the Bowling Alley property but would require that application to restart the full review process, allowing for better planning and community input. Comr. Smith added that Pompano Beach, especially District 5, would benefit from a freestanding emergency room and she intends to support the code amendment.

Vice Mayor Fournier stated that she supports improving access to neighborhood healthcare but has significant concerns about the breadth of the proposed amendment. She noted that while the ordinance would allow standalone emergency rooms, it also makes broader changes-such as permitting 24-hour urgent care facilities by right and removing the 500-foot residential buffer-which she believes could lead to unintended impacts and inconsistencies in the code. She emphasized that she is not opposed to standalone emergency rooms in the right locations, particularly given the needs of District 5, but she feels the amendment is too expansive as written. She asked whether the ordinance could be narrowed, acknowledging the legal considerations raised by staff. Vice Mayor Fournier also expressed concern that the Commission has no role in site plan review and suggested exploring a call-up option to provide oversight on significant projects. She concluded that she cannot support the ordinance in its current form.

Comr. Fesik stated that while she supports business competition, she has heard significant concerns from residents. She emphasized that the Commission is voting on the ordinance, not on a specific property. Her main concern is that, under Senate Bill 180, removing zoning restrictions now could make it difficult to reinstate them later. She also expressed concern about eliminating the 500-foot buffer for urgent care centers, which could

allow 24-hour facilities to open near residential areas, including in newly rezoned commercial districts. Comr. Fesik stated that she would prefer a narrower amendment focused specifically on freestanding emergency rooms and would be willing to reconsider the issue if the proposal were scaled back.

Comr. Sigerson-Eaton stated that most residents she has spoken with, particularly seniors, support having a freestanding emergency room nearby. She noted that the east side is densely populated, cannot accommodate another hospital, and would benefit from improved emergency access. She expressed that the city should not prohibit this use and that existing commercial spaces could potentially be retrofitted for it. She also observed that current 500-foot buffer requirements have limited redevelopment along major corridors where commercial and residential uses already sit close together. Comr. Sigerson-Eaton concluded that such facilities would offer needed convenience, especially in dense areas, and she does not believe they would appear in excessive numbers.

Comr. Fesik expressed concern that allowing urgent care and freestanding emergency rooms by right could oversaturate the market and potentially affect full-service hospital development. She recommended revisiting the proposal to ensure it aligns with overall healthcare needs.

Mr. Jones stated that the facility is expected to see approximately 10,000 patient visits per year initially, with growth anticipated over time. He noted that Pompano Beach is within the hospital's primary service area of ten Northern Broward zip codes, and currently 15-18% of the hospital's patients come from this area. He also indicated that additional market share data could be provided if needed.

Comr. Sigerson-Eaton commended the hospital for providing excellent care, noting her daughter's recent positive experience there. She also highlighted that recent legislation now requires hospitals and urgent care centers to display pricing for services, increasing transparency for patients.

Mr. Jones noted that freestanding emergency rooms are common throughout Broward County because most cities either allowed them under existing codes or created new categories, whereas Pompano Beach's 500-foot buffer made them more restrictive. He explained that changes since the Planning and Zoning Board review include a 1.5-acre minimum site size, a larger buffer, and driveway restrictions.

Vice Mayor Fournier observed that urgent care facilities remain less restricted despite potentially operating 24 hours and close to residential areas. She stated that while she supports these facilities and recognizes the community need, the ordinance requires further review.

**A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Ordinance / Regular Agenda be POSTPONED to the December 9, 2025 City Commission Meeting. The motion carried by the following roll call vote:**



**Yes:** Fesik

Perkins

Fournier

Hardin

**No:** Sigerson-Eaton

Smith

13. [26-75](#) **P.H. 2026-13: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 100, "STREETS AND SIDEWALKS.", BY AMENDING SECTION 100.09, "PLAT APPROVAL;" AMENDING CHAPTER 155, "ZONING CODE," OF THE POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 155.2101, "SUMMARY OF DEVELOPMENT REVIEW RESPONSIBILITIES," SECTION 155.2303., "APPLICATION SUBMITTAL AND ACCEPTANCE," SECTION 155.2304, "APPLICATION SUBJECT TO STAFF RECOMMENDATION," SECTION 155.2305, "PUBLIC HEARING SCHEDULING AND NOTICE," AND SECTION 155.2410, "PLAT," TO MODIFY PROCEDURES FOR APPROVAL OF PLATS CONSISTENT WITH NEWLY ENACTED STATE LAW; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**(Staff Contact:** Jean Dolan/David Recor)

Jean Dolan from the Development Services Department explained that Senate Bill 784 was approved on June 23, 2025, and became effective July 1, 2025. She described how the bill amended Florida Statutes section 170.7.071 to require local governments to review and approve plats through administrative authority without governing body action. She detailed the specific code sections that needed amending to make the development services director the decision-making authority for plats and to remove public hearing requirements. She concluded by recommending approval to maintain consistency with state law.

City Attorney Berman then provided additional context, emphasizing that the state law change requires plats to be administratively approved with no further governmental body action required. He reminded the Commission that plat approval processes were previously quasi-judicial hearings where approval was ministerial rather than discretionary once legal requirements were met. He explained that the legislature recognized this reality and made changes to eliminate the confusion that arose when commissioners questioned why items came before them when approval was mandatory.

Mayor Hardin sought public input on the item and, receiving none, he moved on to Commission discussion.

Vice Mayor Fournier acknowledged Mr. Berman's point about the strange nature of mandatory approval items but expressed concern about losing the opportunity to review plats and associated site plans. She noted that while commissioners couldn't vote no on plats, the hearings provided opportunities for public comment and

Commission discussion about development sites. She emphasized that this change reinforced the need for a call-up option that would allow the Commission to review major site plans important to their districts.

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

**Yes:** Fesik  
Perkins  
Sigerson-Eaton  
Smith  
Fournier  
Hardin

14. [26-82](#) **P.H. 2026-14: (PUBLIC HEARING 1ST 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 155.4303., "STANDARDS FOR SPECIFIC ACCESSORY USES AND STRUCTURES," TO PROVIDE USE STANDARDS FOR SYNTHETIC TURF AND TO REMOVE USE STANDARDS FOR "LIGHTING FIXTURES, PROJECTING OR FREE-STANDING,"; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

**(Staff Contact:** Max Wemyss/David Recor)

Max Wemyss, Principal Planner, explained that this was a text amendment for artificial turf and provided background on current code regulations, showing how synthetic turf is currently treated as impervious surface with limited applications. He detailed the proposed changes, including establishing definitions, drainage design standards, landscape requirements, maintenance standards, and prohibitions in public rights-of-way, while explaining that state legislation from July 2025 directed the FDEP to develop standards that local governments must follow. Mr. Wemyss noted that he had been waiting for DEP guidance but proceeded with drafting regulations consistent with what the State proposed, mentioning that they had applications in limbo that needed processing.

Comr. Sigerson-Eaton asked questions about irrigation systems and permeability requirements, with Mr. Wemyss explaining that artificial turf cannot be irrigated and must have permeable backing with 30 inches per hour permeability. She also inquired about how the permeability rating is achieved through installation methods.

Mayor Hardin sought public input on the item and, receiving none, he moved on to Commission discussion.

Comr. Fesik inquired about current allowances and material specifications, expressing environmental concerns

about the preference for native plantings over artificial turf, and questioned the volume of applications they were receiving.

Vice Mayor Fournier provided extensive background about residents with landscaping companies who had gotten code violations two years ago, explaining how they had benchmarked other cities' approaches and how Florida Legislature's House Bill 683 preempted local governments from prohibiting synthetic turf, making it necessary to adopt something now rather than wait for final state guidance.

Mayor Hardin questioned the 30 inches per hour drainage requirement and whether people would be satisfied with the proposed front yard configuration that mixed real and artificial turf, expressing concern about setting up potential problems. Jean Dolan of the Development Services Department clarified that permeability meant water would flow through like pouring a hose on sod, not necessarily being absorbed into already saturated soil.

Comr. Sigerson-Eaton sought clarification about the distinction between living and non-living materials, specifically whether artificial turf was pervious. After some confusion with the visual examples, Mr. Wemyss clarified that the ordinance would allow synthetic turf anywhere on a property as long as drainage requirements were met, with only a buffer requirement from property lines.

Comr. Fesik inquired about setback requirements and drainage concerns for properties in areas already experiencing water issues, with Mr. Wemyss explaining that this wouldn't resolve existing inundation problems but could be part of a solution with robust systems. She also asked about waterfront setbacks, which Mr. Wemyss said were 10 feet from natural waterways.

Vice Mayor Fournier questioned where the buffer requirements were in the ordinance text, and Mr. Wemyss admitted he couldn't find the specific setback language he remembered from planning and zoning board discussions, promising to verify after the meeting.

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

**Yes:** Fesik  
Perkins  
Smith  
Fournier  
Hardin

**No:** Sigerson-Eaton

15. [26-84](#) **P.H. 2026-15: (PUBLIC HEARING 1ST 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 155.3203., "SINGLE-FAMILY RESIDENCE 2 (RS-2)," SECTION 155.3208., "MULTIPLE-FAMILY RESIDENCE 7 (RM-7)," SECTION 155.3209., "MULTIPLE-FAMILY RESIDENCE 12 (RM-12)," SECTION 155.3210., "MULTIPLE-FAMILY RESIDENCE 20 (RM-20)," SECTION 155.3211., "MULTIPLE-FAMILY RESIDENCE 30 (RM-30)," SECTION 155.3212., "MULTIPLE-FAMILY RESIDENCE 45 (RM-45)," SECTION 155.3302., "LIMITED BUSINESS (B-1)," SECTION 155.3303., "COMMUNITY BUSINESS (B-2)," SECTION 155.3304., "GENERAL BUSINESS (B-3)," SECTION 155.3305., "HEAVY BUSINESS (B-4)," SECTION 155.3306., "MARINE BUSINESS (M-1)," AND SECTION 155.3501., "TRANSIT ORIENTED (TO)" TO MODIFY BUILDING HEIGHT AND SETBACK MEASUREMENTS;" BY AMENDING SECTION 155.5302., "FENCES AND WALLS" TO MODIFY FENCE HEIGHT MEASUREMENTS; BY AMENDING SECTION 155.9401, "MEASUREMENT," AND PART 5., "TERMS AND USES DEFINED" TO FURTHER CLARIFY MEASUREMENT REFERENCES FOR BUILDING HEIGHT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**(Staff Contact:** Max Wemyss/David Recor)

Max Wemyss, Principal Planner, presented the ordinance amendments, explaining that the changes focused on measuring structures from the required finished floor elevation rather than grade, particularly for habitable structures. Non-habitable structures would continue to be measured from grade. He detailed how FEMA flood regulations require properties to be elevated, typically 2-3 feet above the base flood elevation, which effectively reduces the buildable area under current height measurement methods. Mr. Wemyss explained that the proposed fence measurement changes would measure from the interior side of elevated properties to allow for six-foot privacy fences, while addressing safety concerns about retaining walls. He presented graphics showing different scenarios and discussed alternatives, such as limiting fill usage versus allowing stem walls with steps.

Mayor Hardin sought public input on the item.

Rod Feiner, an attorney representing two property owners, spoke in favor of the ordinance, explaining how FEMA regulations created unintended consequences by reducing effective building height for developers and homeowners. He emphasized that the new measurement method would adhere to the original intent of height limitations while also accounting for the required flood elevations. Mr. Feiner also supported the fence provisions for public safety reasons, noting that retaining walls without proper barriers create fall hazards, especially for children.

There being no further speakers, Mayor Hardin concluded public input and moved on to Commission discussion.

Comr. Fesik questioned the application to larger developments and overlay districts, expressing concern about potential height increases in areas already designated for taller buildings. She suggested differentiating between

single-family residential and larger-scale developments, particularly in overlay districts where additional heights had already been granted. Comr. Fesik supported the concept but wanted modifications to address her concerns about cumulative height increases.

Comr. Sigerson-Eaton agreed with the changes to the building height measurements but strongly opposed the fence provisions, arguing that they would create unfairness for neighboring properties that could face retaining walls plus six-foot fences, totaling up to ten feet in height. She made a motion to split the ordinance into two separate questions - one addressing building heights and another addressing fences and walls - arguing they were fundamentally different issues covered by different code sections.

**A motion was made by Commissioner Sigerson-Eaton, seconded by Commissioner Fesik, to split the ordinance into two separate questions - one addressing building heights and another addressing fences and walls.**

Mr. Wemyss responded to the commissioners' concerns, explaining that the comprehensive plan directive is not to penalize development due to increased finished floor elevations. He clarified that the building code already requires fall prevention barriers for drops over 30 inches, and the fence provisions were intended to align zoning standards with building code requirements. When asked about splitting the ordinance, Mr. Wemyss indicated he could modify the ordinance for second reading to address only building heights and handle fence regulations separately.

**The motion carried by the following vote to split the questions:**

**Yes:**Fesik

Perkins

Sigerson-Eaton

Smith

Fournier

Hardin

The staff was directed to bring back the building height provisions for second reading while creating a separate ordinance for fence and wall regulations.

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

**Yes:** Fesik  
Perkins  
Sigerson-Eaton  
Smith  
Fournier  
Hardin

16. [25-586](#) **P.H. 2026-01: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING ARTICLE II, SECTION 6 TO CHAPTER 57-174, LAWS OF FLORIDA SPECIAL ACTS OF 1957 AS SUBSEQUENTLY AMENDED AND SUPPLEMENTED, OTHERWISE KNOWN AS THE CHARTER OF THE CITY OF POMPANO BEACH, FLORIDA, IMPOSING LIMITATIONS ON THE LENGTH OF TERMS OF THE OFFICES OF THE MAYOR AND COMMISSIONERS, WHILE EXPANDING FUTURE TERMS OF OFFICE OF CITY COMMISSIONERS AND STAGGERING SAID TERMS; PROVIDING THAT IF THE AMENDMENT IS APPROVED BY A MAJORITY OF THE VOTERS AT THE GENERAL ELECTION OF NOVEMBER, 2026, THEN SUCH AMENDMENT SHALL BECOME A PART OF THE CITY'S CHARTER UPON CERTIFICATION AND ACCEPTANCE OF THE ELECTION RESULTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**POSTPONED FROM OCTOBER 14, 2025**

**(Staff Contact:** Mark E. Berman)

Mark Berman, City Attorney, explained that following the Commission's previous decision not to hold a special election, he had reworded the ordinance so voters would decide on the issues in 2026, with changes taking effect in November 2028 and affecting the 2030 and 2032 elections, delaying implementation by about two years.

Mayor Hardin sought public input on the item and, receiving none, he moved on to Commission discussion.

Comr. Sigerson-Eaton stated that she had thought about this extensively and opposed the measure, noting that voters had resoundingly rejected it four years ago, finding it too complicated and difficult to comprehend. She argued that if two-year terms were good enough for Congress and state representatives, they were sufficient for commissioners.

Comr. Fesik mentioned that she had heard feedback from residents and learned about the previous denial four years ago, expressing concern about the complexity of lumping issues together and questioning whether a workshop had been planned. She supported term limits but opposed staggered elections due to their disruptive

nature.

Mr. Berman clarified that he had followed Commission direction and noted this proposal differed from the previous one because it included term limits.

Comr. Fesik continued explaining her position, supporting term limits because she believed no one should make the position a lifetime commitment, but opposing staggered elections because they would create constant politicking and be counterproductive when half the Commission was running while the other half was trying to work.

Vice Mayor Fournier expressed support for term limits, specifically suggesting three consecutive three-year terms totaling nine years, but found the staggering portion overly complicated and potentially problematic for governance, arguing that if voters wanted to replace the entire board, they should have that option.

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

**Yes:** Perkins

Smith

Fournier

Hardin

**No:** Fesik

Sigerson-Eaton

17. [26-79](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING\_\_\_\_\_TO THE RECYCLING AND SOLID WASTE ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF ALEXA SIMEONE AS ALTERNATE 2; SAID TERM TO EXPIRE ON JULY 20, 2027; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

**Applicants**

David Bourns - District 1

Peter Middleton - District 1

John Mitchell - District 2

Michelle Grooms - District 4

Dennis Byrne - District 5

Jerry Moss - District 5

**Other Board Memberships**

0

0

0

0

0

0

(Staff Contact: Kervin Alfred)

A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be ADOPTED. Commissioner Perkins nominated Michelle Grooms. The motion to appoint Michelle Grooms carried by a unanimous voice vote.

**Enactment No: RES. No. 2026-38**

18. [26-80](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING\_\_\_\_\_TO THE HISTORIC PRESERVATION COMMITTEE OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF KAREN MORELAND; SAID TERM TO EXPIRE JULY 12, 2026; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**Applicants**

Robert Whittset, **Alternate 1** - District 1  
Jeffrey Spiro - District 1  
Abel Crean - District 2  
Stephen Salamy - District 3

**Other Board Memberships**

1  
0  
0  
0

(Staff Contact: Kervin Alfred)

A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be ADOPTED. Mayor Hardin nominated Robert Whittset. The motion to appoint Robert Whittset carried by a unanimous voice vote.

**Enactment No: RES. No. 2026-39**

19. [26-41](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING\_\_\_\_\_TO THE NUISANCE ABATEMENT BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE OCTOBER 25, 2028; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A )

**POSTPONED FROM OCTOBER 28, 2025**

**Applicants**

Russell Adams, **Incumbent** - District 5  
Quenton Thompkins - District 4

**Other Board Memberships**

0  
1



(Staff Contact: Kervin Alfred)

**A motion was made by Vice Mayor Fournier, seconded by Commissioner Sigerson-Eaton, that the Resolution / Regular Agenda be ADOPTED. Mayor Hardin nominated Russell Adams (Incumbent), and Commissioner Perkins nominated Quenton Thompkins. The motion to appoint Quenton Thompkins carried and the results were as follows:**

**Vote for Russell Adams :**

**Sigerson-Eaton**

**Hardin**

**Vote for Quenton Thompkins:**

**Fesik**

**Perkins**

**Smith**

**Fournier**

**Enactment No: RES. No. 2026-40**

**E. ADDITIONAL AUDIENCE TO BE HEARD**

The following are the names of additional speakers who spoke under Audience to be Heard:

David Cohen, residing at 2348 Southeast 10th Court, described his tiki hut on his dock, which he had built by the Seminole Tribe and has used as a family gathering space for four years without complaints. He noted receiving a city notice of violation with fines of \$200 per day, despite no neighbor issues. He requested that the ordinance be amended to allow covered structures on docks, reduce fines, or limit enforcement to cases affecting health, safety, or welfare. City officials acknowledged his concerns and indicated staff would review the matter further.

Jennifer Cohen, residing at 2348 Southeast 10th Court, expressed concerns about the City's tiki hut ordinance. She noted that the fines of \$200 per day for a technical violation are excessive and that the regulations are outdated, inconsistent, and difficult for residents to navigate. She requested that the City review and update the ordinance comprehensively to provide clarity, fairness, and practical enforcement, so residents can enjoy their properties without undue financial or administrative burden.

Luis Rosado, residing at 2267 Southeast 7th Street, emphasized the value of tiki huts in Pompano Beach, noting that they enhance the character and appeal of the waterfront. He stated that many tiki huts are currently in technical violation due to restrictive ordinances prohibiting structures over docks or seawalls, which he described as outdated and unique to Pompano Beach. He urged the City to review and amend the regulations to allow tiki huts while maintaining safety, avoiding excessive costs or penalties for residents.

Mark Intregila, residing at 1401 South Ocean Boulevard, raised concerns regarding recent city governance issues. He noted a perceived imbalance in addressing ethical questions about city employees and their relatives conducting business with the City. He also discussed the Garden Isle Bridge project, expressing concern over rising costs and potential regulatory hurdles, while observing that other major city projects, such as City Hall and the botanical gardens, continue to advance. He emphasized the need for clear answers to commissioners' questions to avoid repeated financial and procedural issues.

#### **F. NEXT SCHEDULED MEETING**

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

December 9, 2025 at 1:00 p.m. - Regular City Commission Meeting

January 13, 2026 at 1:00 p.m. - Regular City Commission Meeting

January 27, 2026 at 6:00 p.m. - Regular City Commission Meeting

#### **G. REPORTS**

##### **City Manager's Report:**

City Manager Harrison reported that the City's recent drone show was highly successful, generating over 2.5 million social media views and more than 80,000 comments and shares across Facebook and Instagram, setting a new record for Pompano Beach.

##### **City Attorney's Report:**

City Attorney Berman provided an update on PFAS litigation, noting receipt of \$1,813,565.53 from DuPont for remediation efforts, which brings the total recovered funds to \$12,155,592.69. Additional payments from the 3M lawsuit are expected over the next ten years.

##### **City Clerk's Report:**

City Clerk Alfred announced that commissioners who have not yet completed their required ethics training will receive an email with instructions to register and fulfill the requirement.

##### **Comr. Fesik's Report:**

Comr. Fesik highlighted upcoming city events, including "Music Under the Stars" tomorrow evening. She inquired about the BSO safety line report, noting it was submitted to the city manager's office, and indicated that an ordinance related to the item may be considered in December or January. She also confirmed that a protective strap at the dais will be installed before the next meeting. Lastly, she clarified that voters, not the Commission, rejected the 99-year leases and emphasized the need to ensure city social media and communications remain neutral and nonpartisan.

##### **Comr. Perkins' Report:**

Comr. Perkins announced a Thanksgiving grocery giveaway on Saturday, November 15, at Apollo Park located at 1580 Northwest 3rd Avenue, offering free turkeys, groceries, and gift cards to all residents regardless of district.

**Comr. Sigerson-Eaton's Report:**

Comr. Sigerson-Eaton wished everyone a wonderful Thanksgiving.

**Comr. Smith's Report:**

Comr. Smith reported that construction at Gulfview Estates was shut down and thanked staff for their efforts. She also announced the upcoming Starlight Musicals event at Palm Aire, scheduled for December 6. During her announcement, she shared that she received an email from Marianne Edge, a resident of Pompano Beach, who sought assistance for SNAP recipients facing challenges in affording food and for those struggling with utility payments. In response to these concerns, Comr. Smith noted that City Manager Harrison has confirmed the City's practice of not disconnecting utility services during the months of November and December. She concluded with a Thanksgiving message quoting Betty Davis, "You will never be happier than you expect. To change your happiness change your expectation."

**Vice Mayor Fournier's Report:**

Vice Mayor Fournier announced that the Kip Jacoby Pickeball Court's ribbon cutting will be on December 3rd at 10:00 AM. Vice Mayor Fournier provided an update on the bridge project, noting that she met with the city engineer and staff to explore options. The current plan is to rebid the project early in the new year, with updates to be shared as the process develops. She also proposed establishing a "call-up" option, allowing the Commission to review major site plans approved by the Planning and Zoning Board, citing Fort Lauderdale's request-for-review process as a model.

**A motion was made by Vice Mayor Fournier, seconded by Commissioner Fesik, to direct the City Manager City Attorney to bring forward an agenda item to establish a call-up option to review site plans.**

Comr. Sigerson-Eaton noted that she had no supporting materials for her proposal and emphasized the need for staff backup before placing items on the agenda. She suggested the Commission could request a discussion item to review Fort Lauderdale's call-up process, allowing commissioners to review major site plans approved by the Planning and Zoning Board.

Mayor Hardin stated that although the motion was made and seconded, it lacked supporting information. He suggested that the Vice Mayor direct staff to provide a report on the matter, ensuring the board had adequate information to consider before moving forward. He acknowledged that this approach would enable the Commission to better understand the details before voting on such motions.

Vice Mayor Fournier mentioned that she had previously requested Mr. Berman to investigate the issue, but had not received any updates.

Mr. Berman expressed uncertainty about whether the Commission had formally directed this action. He confirmed that staff could present Fort Lauderdale's process for consideration, ensuring an orderly discussion before any ordinance development. The motion was amended to place the item on a future agenda as a discussion item regarding a call-up option for major site plans.

**The motion failed by the following roll call vote:**

**Yes:**Fesik

Perkins

Fournier

**No:**Sigerson-Eaton

Smith

Hardin

Vice Mayor Fournier addressed charter amendments, noting a recent meeting with the tax collector regarding new fees. She requested the city attorney to review whether taxing districts, such as the EMS district, were created via charter amendment, and to provide a memo on potential changes or cost-saving measures. It was noted that the EMS district was established around 1975 by resolution as a dependent district, and dissolving it could allow costs to be incorporated into the general budget. Vice Mayor closed with wishes for a Happy Thanksgiving.

**Mayor Hardin's Report:**

Mayor Hardin concluded by wishing everyone a Happy Thanksgiving and commended the drone show.

**H. ADJOURNMENT**

The meeting adjourned at 8:12 PM.

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Rex Hardin, Mayor

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Kervin Alfred, City Clerk