

Detailed Minutes - Final

City Commission

Lamar Fisher, Mayor
Charlotte J. Burrie, Vice Mayor
Rex Hardin, Commissioner
Barry Moss, Commissioner
Beverly Perkins, Commissioner
Michael Sobel, Commissioner

Gregory P. Harrison, City Manager
Mark Berman, City Attorney
Asceleta Hammond, City Clerk

Tuesday, May 22, 2018

6:00 PM

Commission Chamber

City Commission Meeting

CALL TO ORDER

The Honorable Lamar Fisher called the meeting to order at 6:02 p.m.

ROLL CALL

Present: Commissioner Rex Hardin
Commissioner Barry Moss
Commissioner Beverly Perkins
Commissioner Michael Sobel
Vice Mayor Charlotte Burrie
Mayor Lamar Fisher

INVOCATION

Elder Whitney Rawls from Christ Fellowship Church of God in Christ offered the invocation.

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

[18-385](#) Regular City Commission Meeting Minutes of May 8, 2018

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Minutes be APPROVED. The motion carried unanimously.

APPROVAL OF AGENDA

Mayor Fisher stated that item 6 would be stricken from the Agenda. Also, items 10 and 12 would be tabled to the June 12, 2018 City Commission Meeting.

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Agenda be APPROVED AS AMENDED. 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 Fisher stated that items 3, 4 and 5 will be pulled from Consent Agenda for City Commission discussion.

A. SPECIAL PRESENTATION**[18-381](#) Property Appraiser Presentation**

Marty Kiar, Broward County Property Appraiser provided an update to the City Commission and residents about the preliminary tax roll numbers.

Marty Kiar, Broward County Appraiser updated the Commission and residents about the preliminary tax roll numbers. For full presentation please see attached Exhibit I.

The Special Presentation was READ AND PRESENTED INTO THE RECORD.

Special Recognition

Mayor Fisher recognized and welcomed Commissioner Samson Borgelin from the City of North Lauderdale to the City of Pompano Beach Chamber.

[18-389](#) Special Recognition

Mayor Lamar Fisher, Human Resources Director Ed Beecher and Sr. Human Resources Analyst Bobby Bush presented certificates to students from Cypress Run Education Center, in conjunction with the Community Reconstruction Housing Corporation, Inc., for their work in various City departments as part of a pilot program with the City. The City recognized the students' work and effort in the pre-employment and life skills training program.

Ed Beecher, Human Resources Director, shared that as part of the City's Strategic Plan Initiative, one of the Human Resources Department's goals is to increase youth opportunity in the City. He then provided a brief background of the activities that led to the partnering of the City with representatives from Community Reconstruction Housing Corporation, Inc., in conjunction with the Cypress Run Education Center to establish a job training and life education skills for a great group of young students assigned to the program. He then

recognized a few department heads that assisted with putting this program in place. Robert McCaughan, Public Works Director, Otis Thomas, General Services Director and A. Randolph Brown, Utilities Director.

Additionally, Mr. Beecher thanked Elder Mathes Guice and Sarah Brown and their team from Community Reconstruction Housing Corporation, Inc., and the representatives from Cypress Run Education Center along with the departments that worked in the program.

Sarah Brown, Community Reconstruction Housing Corporation, Inc., spoke about the rights of passage next generation pilot program. She recognized and thanked Dr. Harrigan principal of Cypress Run Education Center, who has shown dedication to the students to never accept less than their best. Also, she thanked Jim Moran, their funder, for his vision and willingness to grant the funds needed to make the program a successful reality. Finally, she thanked the City of Pompano Beach who believed in their program and the students and made every attempt to facilitate the requirements of the project. Specifically, she thanked Bobby Bush, Ed Beecher, and all the department supervisors who contributed their skills, abilities and guidance to the project.

In sum, Ms. Brown said the rights of passage program provides life coaching, family therapy, pre-employment and life skills training while linking students to an internship with the City. It was designed to build knowledge, skills and abilities to address the risk factors associated with delinquency and promote leadership.

Ms. Brown announced that their rights of passage next generation pilot program was a success. The students were able to complete the requirements and are present as proof that once given a chance or opportunity they can all succeed. The students who successfully completed the program were:

Mr. Johnson, Mr. Hendricks, and Mr. Munnings, (Irrigation trainees).

Mr. Thomas and Mr. Stuart (General trainees)

Mr. Khan and Mr. Hanson (Material Handling trainees)

Mr. Burrows and Mr. Prediaz (Field Utilities System trainees)

Mr. Hutchins, Mr. Brown (Plumber helper trainees)

Mr. Prince and Mr. Major (Backflow helper trainees)

One of the students, Mr. Davian Burrows, expressed thanks and appreciation on behalf of his fellow interns from the Cypress Run Education Center and provided the positive impacts the institution has been on the young “black” men and women who perhaps would be on their way to prison. Special thanks was expressed to Mr. Bush, the City of Pompano Beach, Superintendents and foremen, Dr. Harrigan and Cypress Run staff, Mr. Guice and his staff, Ms. Brown, Mrs. Kennedy, Pastor Brown and Mr. Johnson.

Isaac Khan, provided comments on his positive experience when he started the rights of passage program, working with Ms. Brown, Ms. Kennedy, Mr. Johnson, Dr. Osbourne Williams and Pastor Brown. He thanked everybody who assisted in changing his life and the lives of his fellow interns. He said the internship with the City of Pompano Beach is the start of something big that could start a new trend at Cypress Run Education Center and change its reputation.

Mayor Fisher mentioned that he wanted to recognize Elder Guice because he had met him several years ago along with Rev. Robert Stanley. He said Mr. Guice has made a dynamic change in the Pompano Beach schools

and children. He came with the rights of passages with success in West Park and he wanted to expand that, which he has done an incredible job and the evidence has resulted in the difference he has made in these young men being presented with certificates. Therefore, Mayor Fisher on behalf of the City Commission thanked Elder Guice for all that he has done.

The Special Presentation was READ AND PRESENTED INTO THE RECORD.

B. PROCLAMATIONS

18-382 Emergency Medical Services Week

Mayor Lamar Fisher proclaimed May 20-26, 2018 as Emergency Medical Services Week in the City of Pompano Beach. Assistant Fire Chief of EMS Frank Galgano accepted the proclamation on behalf of the Fire Department.

Assistant Fire Chief of EMS Frank Galgano accepted a proclamation on behalf of the Fire Department. He said that this week's EMS activities will be hosted as part of the celebration of their life saver heroes and will be held at Federal Highway at the LA Fitness facility on Wednesday, May 23, 2018 from 10:00 a.m. to 2:00 p.m., as well as at Lowes facility at 1850-51 Federal Highway from 10:00 a.m. to 2:00 p.m. to do blood pressure screenings, glucose checks, giveaways for the kids. He thanked the City Commission and Management for supporting them.

Vice Mayor Burrie stated that from personal knowledge the EMS personnel is the best in the whole United States. She said unfortunately in March she had to have this service and EMS had to take her away with a fractured ankle and the three members of the team were able to get her to the hospital very quickly, which she thanked them for their services.

The Proclamation was READ AND PRESENTED INTO THE RECORD.

18-383 National Gun Violence Awareness Day

Mayor Lamar Fisher proclaimed June 1, 2018 as National Gun Violence Awareness Day in the City of Pompano Beach. Diane Phillips, resident and Moms Demand Action volunteer accepted the proclamation on behalf of the organization.

The Proclamation was READ AND PRESENTED INTO THE RECORD.

18-386 Purple Heart City

Mayor Lamar Fisher proclaimed the City of Pompano Beach as a “Purple Heart City.” The proclamation was accepted by Robert L. Martin, representing the Disabled American Veterans Chapter 133 and Lewis Angwin, representing American Legion Post 142.

The Proclamation was READ AND PRESENTED INTO THE RECORD.

C. AUDIENCE TO BE HEARD

Mayor Fisher announced that it was time for “Audience To Be Heard” and offered the following guidelines: Once your name is called, please come forward to the podium in front of the commission, state your name and address for the record. Speakers will be limited to three minutes to speak on any item of concern or interest, including those items pulled from the Consent Agenda. In addition, he asked speakers not to speak on any items on tonight’s agenda, as they will have that opportunity to do so when that item comes forward. Lastly, he requested that speakers refrain from any emotional outbursts in either support or non-support of the speaker’s comments.

Pursuant to Section 30.07(C)(2)(c) of the City's Code of Ordinances, "Thirty minutes or such time needed to permit ten members of the public to speak, whichever is longer, shall be set aside at the beginning of each City Commission meeting for the “audience to be heard” session. The “audience to be heard” session shall be continued at the end of the Commission meeting in the event that individuals wishing to speak are not reached during the first session". (Effective November 27, 2007)

The following persons were called to speak:

Gun Shows - Renee T. Rung, 1360 SE 7th Avenue, Pompano Beach, FL, said it was recommended that she approach the City Commission to get some questions answered. Firstly, prior to the Parkland tragedy, whenever by coincidence a person wanders into the City’s local community civic centers to sign up kids for local sport activities and so forth, there are times that gun shows are taking place, which makes her uneasy. Consequently, after the Parkland tragedy she wrote letters to plead and beg that government public buildings no longer have gun shows, especially the City of Pompano Beach. She was pleased to read an article in the Pompano magazine that stated that would end. However, recently, she learnt that the Emma Lou Olson Civic Center will host its next gun show the day after the City’s June 1st proclamation. She asked why the show and what can be done.

Public Vaping - Ms. Rung said secondly, she found out about a group called Moms Against Vaping from her son. She indicated that she is concerned about people vaping at restaurants and grocery stores. She explained that vaping is an electronic cigarette and some people smoking it believe it is harmless. Therefore, she asked why Pompano Beach does not have any regulations regarding electronic cigarettes. She mentioned that over nineteen Florida localities have regulations to include Miami Dade, Delray, Boca Raton and others.

Ms. Rung stated that the World Health Organization has deemed the aerosol of emissions from electronic cigarettes to be hazardous. Specifically, those created to look like flash drives has four times the nicotine of a

pack of cigarettes, which comes off the aerosol being emitted. Therefore, when her children point out that it is harmless because it is allowed in restaurants and grocery stores, she wanted to know why the City of Pompano Beach has allowed it.

Mayor Fisher said he will have Ms. Rung's questions answered. He indicated that soon after the shooting occurred at the Marjory Stoneman Douglas (MSD), the Commission was concerned and looked into what could be done legally to halt the gun shows in public places. One show was stopped, but due to it being a legal matter he could not go further into the issue. Nevertheless, the City Attorney is working to hopefully, upon the ending of their permits (two to three more shows remaining) will issue no more permits for gun shows in public places.

Mayor Fisher asked City Attorney Berman to provide comments on the vaping issue and other municipalities passing legislation regarding it.

Mark Berman, City Attorney, stated that the Florida Legislature has cornered the market on smoking in terms of preempting municipalities from dealing with smoking, there is still inconclusive decision on whether vaping is considered smoking or not. Nevertheless, the City will check into it to see if there is anything that can be done.

Filling 2018 Mayoral Vacancy - John Geer, 1300 S. Ocean Boulevard, Pompano Beach, FL, spoke about the Mayor's decision to run for the County Commission. He mentioned that he had communicated with the Mayor electronically over the last five months and have had exchanges in correspondence, which he provided to the City Commission on Saturday. He is concerned with filling the vacancy that will be created by the Mayor vacating his position. He said it seems logical to him that if Mayor Fisher is going to run for the County Commission in November 2018 General Election that his successor for mayor for the city ought to be selected at the same time, which is not so in this case.

Mr. Geer referred to the Florida resign-to-run statute which requires that no officer may be able to qualify to run for a position while he is holding another, which is the case with Mayor Fisher's decision to run for the county commission position. Further, it provides that an irrevocable resignation must be submitted ten days prior to the start of qualifying period, which will be June 8 less than three weeks. Also, it provides that resignation must occur the earlier of two days, the date the officer would take office if elected, the date the successors required to take office. Both of those dates are after the election, but certainly an earlier effective date could be announced in that resignation. It provides for the filling of vacancies and it requires with regard to municipal vacancies there may be a reference to the Charter.

Continuing, Mr. Geer said in the City's case the Charter requires that if there is more than six months remaining before the next general election, a special election must be called. Thus, if Mayor Fisher's resignation is effective after the general election there has to be a special election according to the City's charter. He made mention to the G.O. Bond election that took place in March this year, and assumed that a special election will cost the city approximately \$250,000. Therefore, if a sitting commissioner was to run for that election, he or she would have to resign as well, and there would be a need for another special election, more money, more effort, and more time.

Mr. Geer said he does not know the effective date the Mayor is going to put in his letter of resignation, but he

could not understand why he would not do something that would prevent a special election. Therefore, his only conclusion, which is unkind, is that the Mayor wants to “hedge his bets.” He then provided his opinion and the negative impacts of holding a special election. He challenged the City Commission to ensure that a general election is the way to fill a vacancy.

Mark Berman, City Attorney indicated that respectfully, the comments provided is not accurate and that a special election is still required. However, the question will be on what date will that election be held. He is aware of the statutes of the law and staff is ready for any contingency that may be required. The Mayor has the right to wait and make his decision at the appropriate time but it will be a special election.

Mayor Fisher noted that there will be a special election, whether it happens November 6, 2018 or thereafter. However, Mayor Fisher indicated that throughout the many communications on this matter he has maintained that he will follow the Florida Statutes on the resignation. He assured Mr. Geer that whatever decision he will make it would not “hedge my bets” which he takes offense to that, because he has a passion for the City. He said when he resigns, he would not be running for the City’s council anymore.

Comr. Sobel stated that there is a required special election, however the issue is whether the special election takes place simultaneously on November 6 with the general election. In other words, it would happen at the same time. Therefore, when the special election takes place on a date in the future, which would be in February depending on when the Mayor announces his irrevocable vacancy and resignation.

Mayor Fisher added that once that occurs the City Commission must pass a resolution declaring a special election.

Special Election - Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, agreed with the comments made earlier. However, he indicated that the Mayor is not the person to intentionally cost the taxpayers of Pompano Beach \$300,000 and believes he is a “good man.” He said that they are aware of the qualifying period both for the County and City positions, which is the June 18 to June 22, 2018. So, if the resignation takes place after November 6, 2018 the City would be forced to call a special election at a cost of approximately \$300,000. However, if the Mayor resigns and provide a date of November 5th or before, a new mayor could be elected simultaneously from the general election thus saving the City approximately \$300,000. He then requested the Mayor declare that he is a “good guy” and he will resign on November 5 or prior to save the city some dollars.

Mayor Fisher pointed out that if the election will take place on November 6th there will be a qualifying period that will take place soon thereafter the current period of June 18-22, 2018.

Comr. Hardin stated that he thinks the Mayor is a good guy.

Comr. Sobel provided his opinion as to why a general election is better to choose the City’s elected officials. He concluded that the goal of a concurrent special election in conjunction with the general election or the general election is the best way for the voting public to choose their elected officials.

Bike Rides - Thomas Drum, 2700 NE 8th Street, Pompano Beach, FL, stated he encouraged the City

Commission, City Manager, and City Attorney to go on a bike ride last Friday. He reported that they had a great turnout and thanked Comrs. Sobel and Hardin for participating. He provided the purpose for the bike ride. In sum, the City's infrastructure cannot handle the growth of the new apartments, condominium units, restaurants, and pier, therefore, he felt the City has "swung the development pendulum too far and needs to take a moratorium." He said the effects of the current construction will greatly impact the city and the bike ride was just a start. He said he would like to see the City Commission ride a BCT bus and walk two miles to a destination to see and expect what new and existing residents are supposed to tolerate.

Mr. Drum stated that the residents do not want such increased population in the City.

Comr. Sobel thanked Comr. Hardin for going with him because he had his back on the busy highway as they rode their bikes. He learnt from the experience that he needed more exercise, and more importantly he thanked Mr. Drum on behalf of the residents and the Fire Department for his continued efforts to beautify the neighborhoods, as well as those residents who assist to beautify the community. He said Mr. Drum has volunteered for years to go around and paint the fire hydrants throughout the City.

Improvements to McNair Park - Kellee Ruise, 501 NW 26th Avenue, Pompano Beach, FL, asked when the improvements will commence on the McNair Park. She said the kids and adults need the park. She said if the facility is in place there will be no need for the "rights of passage."

Greg Harrison, City Manager, explained that the Bonds will be sold by the end of the year and the City will be hiring designers to assist with the design. They will be holding community meetings with the Collier City residents about the project. He said that perhaps it would take approximately eighteen (18) months to get the project started.

Ms. Ruise asked if the residents in the community could be kept updated as to the progress of the project.

Comr. Moss indicated that he will be providing updates at the Collier City Civic Association meetings, where he attends the last Wednesday of every month, at 7:00 p.m. at the Jan Moran library.

Ms. Ruise asked about the issue with the store next to the McNair Park.

Comr. Moss indicated that they are aware of the problems with the store and it is being addressed.

Comr. Hardin enquired as to when the City Commission would have the "backbone" of the G.O. Bond tracking mechanism in place. He said this will provide an update on the website as to the estimated construction start date and so forth.

Mr. Harrison responded that this is planned to be up on the City's website as a monthly item on the City Commission meetings once the bonds are sold.

Comr. Sobel agreed with Comr. Hardin's comments to get more updated information to the public and it should be done now. He said he has been told that monthly reports will be provided to the City Commission on Capital Improvement (CIP) projects, but the updates are not consistent. He said there should be a simple, open, transparent internet access on the Bond projects, and the status so the residents can see what has been

done and what is being planned. This can be updated monthly or as often as the City deems it appropriate.

Mr. Harrison stated that as soon as staff has the available data to show they will be getting the information out to the public. He added that currently, in the Tradewinds Magazine there is information about the post campaign article which goes into great detail regarding the G.O. Bond issue.

Comr. Sobel indicated that the hard copy of the Tradewinds magazine may or may not reach all residents. Therefore, since the data is known for the twenty five (25) projects and their priority, this should be reported to the residents now as to what projects are in order, the costs and the City's position on them via easy internet access.

Comr. Hardin indicated that he receives CIP reports every month and enquired if these were not sent out every month.

Improvements to McNair Park - Tommy Hunter, Pompano Beach, FL, stated that he has been coaching the Pompano Cowboys for thirty-six (36) years, and he has heard the same thing every year. Over the years, he said he has volunteered and have been waiting for the facility to be improved as promised. Therefore, he asked when will they be able to see the schedule of planned activities.

Mayor Fisher explained that the process is to get the monies first. The projects have already been prioritized and suggested that City Manager Harrison coordinate to get the data placed on the City's website. Notwithstanding, the monies must be in place prior to commencing work.

Mr. Harrison indicated that the funding is expected by the end of the calendar year and then the process of working with the design and engineering team will commence, as well as holding public meetings throughout the various neighborhoods. Therefore, as the design progresses it will be reported, and the necessary authorizations taken to the City Commission for their approval. Thereafter, actual construction will be seen. Mr. Harrison noted that it will take five (5) to seven (7) years to complete all the projects.

Improvements to McNair Park - Yolanda Crockett Brantley, 2716 NW 3rd Street, Pompano Beach, FL, stated that prior to the passing of the G.O. Bond their project was prioritized as number one and enquired where would their project be on the list and how will the residents know about the progress.

Mayor Fisher stated that the list was approved and he suggested that perhaps staff could re-post the list showing the preferred projects and how they are ranked.

Vice Mayor Burrie reiterated Mr. Harrison's comments about the process of getting the bonds sold before work could commence on the projects that were listed for the G.O. Bond. She said she knows that McNair Park is scheduled for Phase 1, which means it will be first to start on the list.

Comr. Hardin confirmed that it is on the list as Vice Mayor Burrie stated, and as soon as the bonds are sold construction will be seen thereafter.

Comr. Perkins reported that she has received numerous questions regarding the bond issue. She mentioned

that the Fire station on NW 10 Avenue was covered under the bond, and the station was torn down and is being rebuilt prior to the passing of the bond.

Mayor Fisher stated that station 24 was not part of the bond.

Comr. Perkins indicated that there are mixed emotions regarding the understanding of the G.O. Bond and suggested that this be explained to the public so people can see the progress without having to be guessing at it. She suggested that other means of communication be utilized to get the word out as some people do not have access to the City's website or the newspaper.

Communications Company use of Right-of-Ways - Vicente Thrower, 1890 NW 6th Avenue, Pompano Beach, FL, reasoned that the City does a lot of business with the communications industry such as AT&T, Comcast and other major corporations. He asked what is the City's compensation for utilities franchise agreement with the corporations that utilize the City's right-of-ways (ROWs). He mentioned that they are "tearing up" the sidewalks and the ROWs to put their equipment underground and at times creating accidents because the sidewalks are not properly redone.

Mark Berman, City Attorney, confirmed that the City gets paid communications taxes by the state. However, when the city had the franchise with the cable companies it received a number of things including cameras and so forth, which has ceased. He then explained in details how the funds are collected and distributed among the counties and municipalities regionally by the state. Notwithstanding, the city collects permit fees and the companies are required to restore the City's ROWs, which the city engineering department is quite active in that regard. Therefore, lawfully, the City is getting all the funds that the legislators allow.

Mr. Thrower asked if the City could include this matter as part of the legislative agenda this year.

Buses for Seniors - Hazel K. Armbrister, 1808 NW 6th Avenue, Pompano Beach, FL, spoke about the bus service for the E. Pat Larkins seniors. She understands there are two (2) buses that can service the building and stated that those handicapped and senior residents who want to come to the center can be picked up by the buses. However, when the buses are not available for mostly women, they have to stay home and some are home alone because they are widows. She said it is a treat for them to come to the E. Pat Larkins Center. She mentioned that at least one of the buses should be available every day. Therefore, she urged the City Commission to check into ensuring that there is a little more stability in getting the services of the handicapped bus to pick up the seniors for the E. Pat Larkins Center activities.

Funding for Summer Camp - Linda Houston-Jones, President of Ashanti Cultural Arts, 3499 Oaks Way, Pompano, FL, stated they are celebrating twenty-eight (28) years of cultural arts services in the Broward County communities. She indicated that during the years they have serviced thousands of residents participating in the arts and have gone on to pursue professions in a positive way. She said for the past two years they have presented summer camp programs, cultural art programs at the historical Ali Cultural Art Center. Many of the youth in the summer programs cannot afford the care needed. She provided a list of activities provided by the summer program. Therefore, Ms. Houston-Jones requested the City Commission to help with supplementing some of the funding for the youth who cannot afford to participate in the Ashanti

Cultural Arts during the summer.

Mayor Fisher indicated that on the back of the pamphlet, Ms. Jones distributed earlier, it looks like there is the sponsorship opportunities, which Ms. Houston-Jones said yes.

Mayor Fisher asked if \$1,000 would pay for 10-12 campers, which Ms. Houston-Jones replied correct. Mayor Fisher entertained a motion to take \$1,000 from the contingency fund to sponsor 10-12 children.

MOTION: A motion was made by Comr. Moss seconded by Comr. Hardin to take \$1,000 out of the City Commission's Contingency Fund to sponsor 10-12 children. The motion carried unanimously.

Haitian Heritage Month Celebration - Andy Cherenfant, Pompano Beach, FL, expressed appreciation to continue the discussion regarding the Haitian Heritage month of 2018. He congratulated the Community Redevelopment Agency (CRA), and Ms. Davis for putting on a successful event last Saturday for the community and the City Commission members that attended. He then provided a background of the reasons for his passion to see the event for the Haitian community continue to grow in the City of Pompano Beach. He said culture meant a lot to he and his family and his community. He indicated that he has a proposal for the City Commission and he read a portion of the proposal, which stated, "The Haitian community of today reflect a unique nuances of the heritage in their approach to faith, family, art, and everyday life. According to recent statistics there are approximately 8,000 to 9,000 residents in the City of Pompano Beach."

A copy of the proposal is attached herewith as **Exhibit II**.

Comr. Hardin asked when would this event be held.

Mr. Cherenfant responded that upon the City Commission's approval, they are looking at June or July 2018 to coordinate with the Cultural Arts Center.

Comr. Hardin enquired if the \$5,500 is additional to the Haitian Flag Day celebration, which Mr. Cherenfant responded yes. However, this amount is more than the amounts available from the City Commission Contingency Fund.

Additionally, Comr. Hardin stated that he fully supports this event and believes it was an oversight the way it worked out and he had promised to do what he could to correct it. Therefore, he said he would support directing the City Manager to look into the matter to determine if funds could be realized to pay for this event this year. He can meet with Mr. Cherenfant, as well as work with Parks and Recreation, because they do tremendous events.

MOTION: A motion was made by Comr. Hardin, seconded by Comr. Perkins to ask the City Manager to move forward and fund this for this year. The motion carried unanimously.

Mr. Harrison asked for clarification if it should be taken from the Commission Contingency Fund.

Comr. Hardin does not know where to take it from and do not think there is enough funds in the Contingency

Fund.

Mayor Fisher indicated that it may have to come from the General Fund.

Mr. Harrison stated that there is no more 501(c)3 funds for miscellaneous projects that have not been proposed yet.

Comr. Hardin stated that this was an error on the City's part. He thought this was dealt with. He recalled bringing it up previously and thought it was done in the budget. He should have followed up.

Comr. Hardin asked that staff check into the budget to see where they can get it.

Mayor Fisher said perhaps it could come from the Contingency Fund and if not to come from the reserves.

Appreciation for Haitian Flag Day - Jennifer Meme, Campaign Director for Sheila Cherfilus-McCormick for Congress - 615 Miramar Parkway, Miramar, Suite 101, FL 33023, spoke on behalf of Sheila Cherfius-McCormick. She mentioned that Ms. Cherfius-McCormick is the democratic congressional candidate for the district. She conveyed Ms. Cherfius-McCormick's appreciation to the City Commission for allowing the Haitian Flag Day celebration.

D. CONSENT AGENDA

1. [18-372](#) Approval to piggyback Broward County Contract #X2114362B1, Fencing - New, Repairs, and Replacement Services for the installation of steel picket fencing at Municipal Cemetery.
(Fiscal Impact: \$103,000.00)

(Staff Contact: Robert McCaughan)

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

2. [18-365](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN FDOT DISTRICT FOUR AMENDMENT NUMBER THIRTEEN (13) TO LANDSCAPE INCLUSIVE MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR ADDITIONAL LANDSCAPE IMPROVEMENTS ON PORTIONS OF STATE ROAD 811 (DIXIE HIGHWAY) AND ON PORTIONS OF STATE ROAD 814 (ATLANTIC BOULEVARD); PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Robert McCaughan)

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

Enactment No: RES. No. 2018-163

3. [18-264](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND MATHEWS CONSULTING, INC. FOR SINGLE PROJECT CONTRACT TO PROVIDE ENGINEERING SERVICES FOR THE DESIGN, PERMITTING, BIDDING AND CONSTRUCTION OF THE RECOMMENDED KENDALL LAKE NEIGHBORHOOD STORMWATER IMPROVEMENTS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$252,062.00)

(Staff Contact: Tammy Good)

Comr. Sobel pulled the item for City Commission discussion. Comr. Sobel asked for some clarity on the contract price that may have been increased by approximately \$50,000 more than the original amount. He said in 2015, when it originally started, it appears to take two (2) years or longer to finish the first four (4) items 2A through 2D. In addition, he wanted to know why it took so long for the first four parts of the project and why it is starting to cost more than originally projected.

Tammy Good, Project Manager, Engineering Department, mentioned that a Request Letter of Interest (RLI) was solicited in 2015/2016 and Mathews Consulting was selected as the design consultant. At that time they were awarded the contract to perform the design services for the storm drain master plan as part of the Master Plan. The project was done in two (2) phases, the first phase was awarded in 2016 and the preliminary test was done for approximately \$220,000. The current item is to award the second phase to finalize the design and then go out for construction.

Rebecca Travis, Design Engineer for Mathews Consulting, stated that the initial design is schedule for approximately eleven (11) months. Thereafter, it would go to bid, followed by awarding a construction contract and another eleven (11) months to build it.

Mayor Fisher reiterated that it was a phase one and two project that they had anticipated all along. This was identified as a deficit flooding so this will allow the Kendall Green area to get the flooding off the roadways and make a positive outfall for the draining to happen. He understands it is long overdue, but it was in the master plan to get this one as part of the drainage studies that was done.

Ms. Good replied that is correct and said it was a \$46 million project for construction and staff is seeking Sate Revolving Fund (SRF) to supplement.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, stated as a resident of Leisureville, they are not

part of the project in the Kendall Lakes area but they are in close proximity to it. He said the Leisureville area owns two ponds to the north of Kendall Lakes and owns a lake with a tributary west of the project. He asked that they be included, on a regular basis, in the communication regarding the design and engineering of the project and explained his reasons for the request.

Vice Mayor Burrie stated that she was involved with the project when Broward County was putting in the new sewer lines. She explained that when they built Leisureville, they did it under the County and underneath the ground there are pipes which supply groundwater to water the grass from the ponds.

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

Enactment No: RES. No. 2018-164

4. [18-378](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN FDOT DISTRICT FOUR HIGHWAY MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR SHARED USE PATHS ALONG NE 5TH AVENUE AND NE 10TH STREET; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

Comr. Hardin pulled the item for City Commission discussion. He reiterated that the items he had brought up prior, it would be nice with this work being done, for the City to continue it on the northern side and the eastern side of the airpark so there would be one whole project rather than just the two sides. He said the facility is heavily utilized and it would be nice to have the other two sides done at the same time.

John Sfiropoulos, City Engineer responded that they will be exploring that option.

Mr. Matthes expressed concern about the project. He understands the item is to widen half the airpark jogging path. He said the facility was originally built with bike funds as a bike path, and for years was utilized as a bike path. There is also a jogging and walking path across the street in the nearby community park for foot traffic. Somehow, people started using the bike path as a walking path putting the walkers and bikers in danger

because they are on the same path, but most bikers left to avoid the interference.

He continued to say the path was later re-designated to its present use and named as a jogging path. The path in its present form was lightly used and has significant surplus capacity for the walkers and occasional joggers. Therefore, making foot traffic and rolling traffic on the same path is dangerous, unless there is a solid barrier between the foot path and the wheel path. Also, painting a line on the pavement to separate the two does not work, as it is ignored by everybody. There is also a problem with dog leashes, mainly the walker is on one side of the path and the dog is on the other side, and the biker has to contend with a leash. Further, foot traffic moves two to three miles an hour, while rolling traffic is six times as fast. The current path in its current form has character. Light usage is fine in its present form for foot traffic but making it wider for foot traffic will destroy its character and it will not benefit anyone. There is a choice to either build a path with a barrier to provide a lane for bikers and rollerbladers or do nothing and restrict the path to either walkers, joggers, or bikers one or the other but not both. The latter will save money and effort, therefore, he suggested that the item be stricken until the project comes to terms with the paths element use and proper design.

Mayor Fisher indicated that the City Commission voted for this with the Metropolitan Planning Organization (MPO) funded project back on April 25, 2017, which Mr. Sfiropoulos replied that is correct.

Mr. Sfiropoulos explained that they are exploring the delineation of the comments made earlier. He said currently it is a shared use path, which is for joggers, bicycles, rollerbladers and so forth. Therefore, they are widening it from 8 feet to 12 feet to accommodate that. Currently, they are 75% design and they will be reviewing the striping plan to make those delineations much clearer.

Mr. Matthes contend that a physical barrier is what is needed.

Mr. Sfiropoulos mentioned that the project went through public outreach and their support was received where it is currently 75% designed. Nevertheless, he has noted Mr. Matthes concerns and will look into the matter.

Michael Skversky, 1630 SW 5th Avenue, Pompano Beach, FL, stated that in certain areas if it is widened it will almost be in the street.

Mr. Sfiropoulos responded no, and said it is quite a bit away from the edge of the street, which is along 5th and 10th Street, between Copans Road and NW 10th Street and then on NW 10th Street between US-1 and Dixie Highway.

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

Enactment No: RES. No. 2018-165

5. [18-379](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN FDOT DISTRICT FOUR HIGHWAY MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR SIDEWALK CONSTRUCTION ALONG SE 2ND STREET; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

Meeting went into Recess

Meeting Reconvened

Comr. Hardin pulled the item for City Commission discussion. Comr. Hardin indicated that regarding the item, he is yet to speak with the residents along SE 2nd Street. Therefore, by approving the item will it take away the option of killing some particular portion of that.

John Sfiropoulos, City Engineer replied it is not.

Comr. Hardin noted that he promised to speak with the residents in the area first, which he intends to do soon.

Mayor Fisher indicated that sometime ago there was some concern about the right-of-way portion to the sidewalk getting too close to the homes. Therefore, he asked Comr. Hardin to reach out to the people in the area.

Comr. Hardin indicated that he has had several public meetings with the residents but now that there are completed plans, he would like to discuss the plans with those residents so that they can see where the sidewalks will be built.

Mr. Sfiropoulos reported that they have eliminated many of the conflicts and there are only a few remaining, and the two that is known can be addressed.

A motion was made by Commissioner Hardin, seconded by Vice

Mayor Burrie, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

Enactment No: RES. No. 2018-166

6. [18-359](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND ACCEPTING THE FINAL ARTWORK DESIGN AND INSTALLATION LOCATION BY ARTIST YA LAFORD FINE ART, LLC FOR THE COLLIER CITY ARTIST RESIDENCE PROGRAM; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Laura Atria/David Recor)

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Resolution be STRICKEN. The motion carried by the following vote:

7. [18-371](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT AMONG BROWARD COUNTY, THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY AND THE CITY OF POMPANO BEACH FOR THE PROGRAMMING, DESIGN AND CONSTRUCTION OF A LIBRARY FACILITY; AND APPROVAL OF THE LEASE AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH FOR THE LIBRARY FACILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Fawn Powers)

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

Enactment No: RES. No. 2018-167

8. [18-380](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING JAY GHANEM TO THE POMPANO BEACH ECONOMIC DEVELOPMENT COUNCIL OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BEVERLY PERKINS; FOR A TERM TO BE CONCURRENT WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Asceleta Hammond)

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

Enactment No: RES. No. 2018-168

E. REGULAR AGENDA**9. [18-356](#) P.H. 2018-65: (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 FIRST AMENDMENT TO THE LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND DIMARIA FRANK PROPERTIES, INC., FORMERLY KNOWN AS DIMARIA PROPERTIES, LLC, FOR THE OPERATION OF A KIOSK LOCATED AT BEACHFRONT PARK; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: City will receive an annual rental amount of \$33,000.00)

FIRST READING: MAY 8, 2018

(Staff Contact: Mark Beaudreau)

Mark Beaudreau, Recreation Programs Administrator, presented the item stating that nothing has changed, however, he added that he could confirm that from the last meeting when he spoke with Comr. Sobel, the minimum payments have been paid throughout the time.

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Ordinance be ADOPTED. The motion carried by the following roll call vote:

Yes: Hardin

Moss

Perkins

Sobel

Burrie

Fisher

Enactment No: ORD. No. 2018-56

10. [18-347](#) P.H. 2018-68: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 153, "RENTAL HOUSING CODE," BY AMENDING SECTION 153.05, "DEFINITIONS," TO MODIFY DEFINITIONS, RELATED TO VARIOUS COMMUNITY RESIDENCES; AMENDING CHAPTER 155, "ZONING CODE," BY AMENDING SECTION 155.2406, "SPECIAL EXCEPTION," TO PROVIDE SPECIAL EXCEPTION REQUIREMENTS AND REVIEW STANDARDS FOR COMMUNITY RESIDENCES AND RECOVERY COMMUNITIES; BY AMENDING SECTION 155.2432, "REASONABLE ACCOMMODATION," TO MODIFY STANDARDS AND PROCEDURES FOR REASONABLE ACCOMMODATION AND ESTABLISH SAME FOR COMMUNITY RESIDENCES AND RECOVERY COMMUNITIES; BY AMENDING ARTICLE 2,

“ADMINISTRATION,” PART 4, “APPLICATION-SPECIFIC REVIEW PROCEDURES,” TO CREATE SECTION 155.2434, “COMMUNITY RESIDENCE AND RECOVERY COMMUNITY CERTIFICATE,” TO ESTABLISH PURPOSE, APPLICABILITY AND PROCEDURES; BY AMENDING ARTICLE 3, “ZONING DISTRICTS” OF THE ZONING CODE, TO DESIGNATE SPECIFIC RESIDENTIAL, BUSINESS AND COMMERCIAL DISTRICTS WITHIN THE CITY FOR LOCATION OF COMMUNITY RESIDENCES AND RECOVERY COMMUNITIES; BY AMENDING TABLE 155.3708.H.2 “PRINCIPAL USES REGULATING TABLE,” TO MODIFY REFERENCES FOR VARIOUS COMMUNITY RESIDENTIAL USES; BY AMENDING TABLE 155.3709.E.2, “PRINCIPAL USES REGULATING TABLE,” TO MODIFY REFERENCES FOR VARIOUS COMMUNITY RESIDENTIAL USES; BY AMENDING ARTICLE 4, “USE STANDARDS” OF THE ZONING CODE TO DESIGNATE ZONING DISTRICTS, AND MODIFY AND PROVIDE DEFINITION REQUIREMENTS AND STANDARDS FOR RESIDENTIAL HOUSEHOLD LIVING USES, FAMILY COMMUNITY RESIDENCES, TRANSITIONAL COMMUNITY RESIDENCES, RESIDENTIAL GROUP LIVING USES, RECOVERY COMMUNITIES, CONTINUING CARE RETIREMENT COMMUNITIES, AND ROOMING AND BOARDING HOUSES; BY AMENDING SECTION 155.5102, “OFF-STREET PARKING AND LOADING,” TO MODIFY AND ESTABLISH THE MINIMUM NUMBER OF OFF-STREET PARKING SPACE REQUIREMENTS FOR COMMUNITY RESIDENCES AND RECOVERY COMMUNITIES; BY AMENDING SECTION 155.8402, “CIVIL REMEDIES,” TO PROVIDE FOR REVOCATION OF COMMUNITY RESIDENCE AND RECOVERY COMMUNITY CERTIFICATES, INCLUDING PROCEDURES, NOTICE AND APPEAL; BY AMENDING ARTICLE 9, “DEFINITIONS AND INTERPRETATION” OF THE ZONING CODE, TO MODIFY AND PROVIDE DEFINITIONS RELATING TO DISABILITY, DWELLINGS, FAMILIES, FAMILY COMMUNITY RESIDENCES, ASSISTED LIVING FACILITIES, COMMUNITY RESIDENCES, RECOVERY COMMUNITIES, TRANSITIONAL COMMUNITY RESIDENCES AND SIMILAR USES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MAY 8, 2018

(Staff Contact: Jennifer Gomez/David Recor)

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Ordinance be TABLED until June 12, 2018 City Commission meeting. The motion carried by the following vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

11. [18-349](#) **P.H. 2018-66: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 91, "BOATS AND WATER RECREATION," OF THE POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 91.10, "DOCKING AND LIVING ABOARD BOATS," TO PROVIDE REQUIREMENTS FOR DOCKING OF BOATS ADJACENT TO MULTI-FAMILY AND COMMERCIAL ZONED LOTS; AND AMENDING CHAPTER 151, "BEACHES AND WATERWAYS," BY AMENDING SECTION 151.03, "STRUCTURES IN WATERWAYS," TO MODIFY REQUIREMENTS FOR VARIOUS STRUCTURES IN THE WATERWAYS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MAY 8, 2018

(Staff Contact: John Sfiropoulos)

John Sfiropoulos, City Engineer, presented the item stating there are no changes from the first reading and he is available to answer any questions.

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Ordinance be ADOPTED. The motion carried by the following vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

Enactment No: ORD. No. 2018-57

12. [18-220](#) **P.H. 2018-49: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 100, "STREETS AND SIDEWALKS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY DELETING

SECTION 100.46, "COMMUNICATIONS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY," IN ITS ENTIRETY AND CREATING A NEW SECTION 100.46, "COMMUNICATIONS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY," PROVIDING INTENT AND PURPOSE, APPLICABILITY AND AUTHORITY TO IMPLEMENT; PROVIDING DEFINITIONS; PROVIDING FOR REGISTRATION FOR PLACING OR MAINTAINING COMMUNICATIONS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY; PROVIDING REQUIREMENT OF A PERMIT; PROVIDING APPLICATION REQUIREMENTS AND REVIEW PROCEDURES; PROVIDING FOR A PERFORMANCE BOND; PROVIDING FOR CONSTRUCTION METHODS FOR PLACING OR MAINTAINING FACILITIES IN PUBLIC RIGHTS-OF-WAY; PROVIDING DEVELOPMENT AND OBJECTIVE DESIGN STANDARDS; PROVIDING FOR FEES AND TAXES; PROVIDING ENFORCEMENT REMEDIES; AND BY DELETING SECTION 100.60, "DEFINITION," IN ITS ENTIRETY; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MAY 8, 2018

(Staff Contact: John Sfiropoulos)

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Ordinance be TABLED until June 12, 2018 City Commission meeting. The motion carried by the following vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

13. [18-358](#) **P.H. 2018-70: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 131, "OFFENSES AGAINST PERSONS AND PROPERTY," BY CREATING SECTION 131.24, "UNLAWFUL LODGING AND STORAGE OF PERSONAL PROPERTY," PROVIDING FOR DEFINITIONS; PROVIDING FOR EXEMPTIONS; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: James E. Saunders, III/Mark E. Berman)

James Saunders, Assistant City Attorney, presented the item stating that the proposed ordinance was drafted upon the request of the City Management, principally to deter the placement of the debris and unwanted

personal property on public property, in the streets, sidewalks, parks and similar public areas. Thereby maintain a safe, orderly and pleasant environment throughout the city. He stated the ordinance addresses two specific areas, lodging. Lodging prohibits a person at any time to place, use or occupy a tent, hut, lean to shack or any other type of temporary shelter on public or private property. As well as to be asleep, a top, or covered by such items out of doors or otherwise lodging, except with the permission and consent of the City Manager and the property owner. However, the consent and the lack of permission thereof is not sufficient basis to issue a summons or make an arrest. Persons with authorized ability by the City must determine first that additional criteria have been met, which are: 1) There are numerous items of personal belongings that are present, 2) The person is engaged in cooking activities, 3) The person has built or is maintaining a fire, 4) The person has engaged in digging a earth breaking activities or 5) The person is asleep and when awoken states that he or she has no other place to live. Therefore, if the person immediately leaves the presence of the prohibited area and where applicable removes or causes to removed his or her personal items an does not return in thirty (30) days, the person will not be charged with the violation. However, if the person is found to be in need of a medical or human services assistance and is willing to be transported, the individual will not be issued a citation or arrested nor any further action taken to enforce the ordinance. The officer is duty bound to then transport or to make arrangement for the transportation of that person. Additionally, if the individual has personal belongings those will be taken into custody on a limited basis or the social services agency will take possession until they are reclaimed. If the person refuses to comply with the officers or a request is unable to identify the individual or the individual is intoxicated with alcohol or drugs, or was previous charged in that past year, a citation maybe issued or possibly the person placed under arrest. Similarly, if the person is in need of medical or human services assistance, but refuses to take the assistance from the officer and is later determined not to be in need at all, that person would be in violation and could be fined or arrested at that time.

Additionally, Mr. Saunders indicated that the second phase of the ordinance also addressed the storage issue. It prohibits the City from taking those personal belongings and automatically discarding them. The ordinance will require the City to treat those personal properties as abandoned property under the State Statute 705, and as a result store those items for a period of thirty (30) days. However, if it is thought that those items are a threat to public safety or a health hazard or a security hazard the City would have the option to reduce the time period and follow whatever governmental regulations that maybe in place as it relates to security issues. In addition, he stated that the ordinance exempts certain things that would not necessarily be applicable to be stored. Medical emergencies do not include those items or events that are permitted through the City. It does not include any permitted event if it were to occur on the City's property nor does it include any storage that would be included by the City as a whole.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, stated that one of the sections, Section 131.24(e) appears to be overly vague and suggested that this be checked into prior to passing the ordinance. He proceeded to read the section, "A person would not be charged with a violation of this section if the person immediately leaves the prohibited area and where applicable remove or causes to be removed all remove all prohibitive items and does not return within thirty (30) days." He said the issue is, "return to where?"

Mr. Saunders responded that there are two sections and it would take an extensive time to elaborate. However, he said this particular section will be under the discretion of the law enforcement officer, who is aware of the individual and finds them at a particular location, the only two locations they would be is public property or in the public right-of-way. Therefore, the "return" to that specific location that the officer may

possible cite the individual will be the return factor. However, there is another section which makes it clear that returning to the section or to another public area is equal to returning as well. In other words, if they were to take the same items and move from one park to another park they would be in violation of the 30-day period.

Mark Berman, City Attorney, indicated that they will take a look to ensure clarity is maintained.

Comr. Sobel enquired from where did the ordinance originate, and did the city reach out to other sources to construct this type of ordinance.

Mr. Saunders responded that they reached out to the cities of Fort Lauderdale, Hollywood, Delray Beach, Sarasota and St. Petersburg. In addition, this has been challenged and met sufficiency in two jurisdictions, the City of Sarasota and the City of St. Petersburg, which had occurred at the Circuit Court level, the Appellate level as well as the Federal District Court level.

Comr. Sobel asked if input was received from Major Hale of the Broward Sheriff's Department as well as the Broward State Attorney's Office in creating any of the legislation.

Mr. Saunders responded that they have spoken with Chief Hale of the Broward Sheriff's Office (BSO) as they will be implementing the law enforcement officers. However, they have not reached beyond that to any other agencies as it relates to the State Attorney's Office and the public defender's office. Notwithstanding, they talked with Broward County that has an initiative that handles these types of activities and continue with care and they have been working with them along with BSO. Furthermore, there are several components already in place and the City will plug into them as a result of the ordinance.

Comr. Sobel indicated that he wants to ensure that the language the city will pass there is merit to it, it is clear and enforceable and that the BSO department understands, for example, what cooking activities actually means by definition.

Comr. Hardin commended the City Attorney's office for doing a good job on this matter. In addition, he said about two years ago the public camping matter was discussed from the different states that had enacted something similar to the proposed ordinance. While it is a long time coming, it is another tool in the City's tool box to assist with resolution of some situations that is out there and it will hold well for the future.

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Ordinance be APPROVED FIRST READING. The motion carried by the following vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

14. [18-366](#) **P.H. 2018-71: (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 SECOND AMENDMENT TO THE SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND LIMOUSINES OF SOUTH FLORIDA, INC. TO PROVIDE COMMUNITY BUS SERVICE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: City's share \$160,455.17/year)

(Staff Contact: Erjeta Diamanti)

Erjeta Diamanti, Budget Manager, presented the item and stated it is an agreement between the City of Pompano Beach and Limousine of South Florida, Inc. Both parties agreed to extend the original agreement for a one-year term period ending in June 2019. The original agreement was approved in 2015 for a three-year term ending in June 2018. The City has the option to renew the contract for an additional period of two one-year renewals.

Tom Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL, stated that the service offers rides to various areas designated by route colors. He said about 4:00 p.m. today he passed the blue route bus on NE 3rd Avenue. From his view it was an empty bus. Notwithstanding, this extension includes no measurable. The backup does not indicate if or how many citizens use the orange, green, blue or red bus routes. He complained there are no supportive data to show ridership utilization in the backup material. Therefore, he asked how the City Commission could vote to spend another \$160,000 a year when there is no justification of need. This service maybe a good one or an unnecessary one. In sum, Mr. Terwilliger asked the Commission to vote no on the item.

Mayor Fisher indicated that the measurable could be provided at the second reading of the ordinance. Nevertheless, the City has to have a minimum ridership per shift in order to maintain the funding from Broward County. It is a community bus service and if the riderships are not met, the funding goes away.

Ms. Diamanti indicated that the measurable Mr. Terwilliger is asking for are actually on the City's website under Broward County Community Bus Program, where all the ridership information are listed. The City is required to maintain 7.1 passengers per hour revenue and the City is maintaining this requirement. Therefore, the City is not in violation with the contract with Broward County. Also, Ms. Diamanti stated that the money is realized from the local option gas tax and Broward County subsidizes \$15 per revenue hour in capital assistance.

Vice Mayor Burrie stated that the residents, to include the older people in her district have a special need for the bus. While the blue bus may not have anyone in it you will see lots of people in the orange bus because it goes throughout her district. She concluded that the people really need the bus service especially in her district.

Ms. Diamanti mentioned that the routes for the bus service were revised approximately one and a half years ago for the blue, and red routes. Actually, they added a section on the orange route to serve the community.

Therefore, the routes are constantly revised based on the ridership and the needs in the community.

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Ordinance be APPROVED FIRST READING. The motion carried by the following vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

15. [18-370](#) **P.H. 2018-72: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 115, "MISCELLANEOUS BUSINESSES," BY AMENDING SECTION 115.18, "MOVING VENDOR, ITINERANT MERCHANT, OR PEDDLER," TO EXCLUDE PIER AREA VENDING AS DEFINED IN SECTION 115.19; BY CREATING SECTION 115.19, " PIER AREA VENDING," TO PROVIDE DEFINITIONS, APPROVALS, PROCEDURES, REGULATIONS AND STANDARDS FOR PIER AREA; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

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

Daniel Keester-O'Mills, Principal Planner, Development Services Department, presented the item and stated that the proposed text amendment was originally drafted in 2014, in response to a deadline set forth in the agreement between the City of Pompano Beach and the pier developer, Pompano Pier Associates, LLC. He stated that in 2013 the City Commission authorized the execution of an agreement between the two parties, and included in the agreement was a commitment by the City to provide guidelines for the developer regarding permissions in the beach front.

In 2014, the City Commission accepted certain amendments to the original agreement, which included an extension to the City's deadline to provide guidelines for the beach front area. In 2015, City staff worked with the Community Redevelopment Agency (CRA) to develop guidelines to respond to this condition of the agreement. In accordance with Section 8.2 of the developer's agreement, guidelines were adopted by the City Commission. Additional changes were made by the CRA director at the time the ordinance was adopted and requested that staff rescind the newly adopted ordinance.

Mr. Keester-O'Mills continued by stating that earlier this year the CRA staff forwarded modifications to the rescinded ordinance to city staff. If approved, the proposed changes to Chapter 115 will allow the pier developer to submit a master plan to the city which must be reviewed by the Development Services Department, the East CRA Advisory Committee and ultimately approved by the City Commission. He said the master plan would be approved by a resolution and must include the general locations of each zones, the

maximum number of portable vendors and equipment, a description of the products or services being sold and a nightly storage plan. Also, the ordinance provides guidelines pertaining to the size, material and functionality of the equipment, as well as maintenance and noise standards. It provides prohibited locations where the equipment may not be situated and ensures that the pedestrian flow is not restricted.

Finally, Mr. Keester-O'Mills indicated that just prior to the beginning of the meeting the developer requested a few revisions, which staff will work out between readings if needed and staff will present these amendments to the City Commission prior to second reading.

Comr. Hardin mentioned it maybe a typo on page 3 under (B) Mandatory Master Plan Approval the fourth line from the bottom, which states, "Commission's approval shall be review as a new..." the word should be "reviewed." In addition, Comr. Hardin stated that there appears to be some inconsistencies within the ordinance. He referred to page 5 table 15.19 there is sand zones and sidewalk zones and the sidewalk zone is a maximum length 4 feet, 4 feet, 4 feet. However, further into the middle of the ordinance on page 6 under Section (3)(c) Prohibited Locations - along the sidewalk is a prohibited location. So why is there a sidewalk zone identified if sidewalk is a prohibited area.

Mr. Keester-O'Mills believed it would be required to stay off the sidewalk but in the area there are additional paving areas that are not necessarily sidewalks. However, he will review this with the developer and provide the Commission with a response at second reading.

Comr. Sobel noticed that one of the CRA board member, an attorney, indicated that it appears a bit vague, which he shares some of his thoughts. He asked for clarification to put in place the opportunity for carving an exception from the citywide prohibition, to allow vendors and peddlers to go into business from the north end of the Bermuda House at the bathroom all the way to the south side of the Sea Monarch. However, he did not see any type of definition of the kind of street peddlers or vendors. In the master development agreement there was clarity about Alvin's Department store, which is a beach type retail operation that would go just west of the beach house and would have an opportunity to put up some type of beach front availability for kayaks, sail boats, surf boards, etc. But he does not see any limitations on the number of vendors that go in or type of vendors or the cost or permitting of the vendors.

Mr. Keester-O'Mills explained that there are no fees or applications missing and the only approval process would be the master plan that is set forth, and given the limited scope in the ordinance it is between the pier developer and the City. The City fees would be assessed, which he could reconsider or talk about it. As it relates to the limitation of uses, the pier developer indicated that putting any sort of restrictions on the types of vendors, was not something he would be amenable to, but the intention is retail services up to peddling.

Comr. Sobel understands the concepts and asked if the City consulted or had some type of outreach with the residents of those associations, because they may not be aware that the City Commission is contemplating or that the original development agreement contemplated a huge amount of vending development on the beach.

Mr. Keester-O'Mills said he is unaware of any type of residents' outreach that has taken place regarding the matter under discussion. However, he understands the CRA met with the pier developers before redrafting the ordinance and the 2015 ordinance had specific limitations and caps as far as how many vendors were allowed

in the sand zone and how many vendors allowed in the sidewalk zones. However, it was lifted between ordinances and based on the master plan the City Commission and the advisory boards would make certain as to how many vendors are appropriate for the area, which may have been part of the intent.

Comr. Sobel stated that it could either be a wonderful thing or a very terrible thing for the beach fronts and its residents. Therefore, it appears the City is delegating its authority and the options to the developer who will be more focused on the benefits to the actual fishing village development without any input for the residents or clarity on what exactly the Commission is voting on today. Therefore, he requested that between now and the second reading he will have to vote no. He wants the fishing village and the beach front enhanced, but what is currently being proposed could have a tremendous impact on the quality of life for a number of residents on the beach and in the nearby area.

In conclusion, Comr. Sobel requested that as much facts and clarity as possible on the actual details on limitations and all the other comments made earlier should be provided to the City Commission prior to the next reading, so they can know what they are voting on.

Mayor Fisher suggested that Mr. Keester-O'Mills ensure that the pier developer, Tim Hernandez be present at the next reading when the item will be heard, so he could answer the questions for the Commission.

Comr. Hardin asked if the City is allowing mobile vendors, because previously they were outlawed, which Mr. Keester O'Mills replied that is correct. Therefore, this is the first step to allow them in the area but they are outlawed throughout the rest of the city. Also, Comr. Hardin asked about the pier area vending master plan, which is yet to be developed, that will have all the specificity on where, how many, what kind and all of those types of details. With regard to the City's agreement with the pier developer, the City had to pass this ordinance to allow it first prior to them developing the master plan and propose it to the City. So, the City is not obligated to approve the master plan but were obligated to do an ordinance. In the end the City Commission is still in control of the overall plans.

Comr. Sobel asked if it is banned citywide.

Mr. Berman recalled that it is allowed in certain areas of the City but mobile vendors have specific regulations, and they have to keep moving no longer than necessary, then they stop to make their sale. It was prohibited in this area footprint. The mobile vending being discussed is different than the mobile vending elsewhere in the City's code. In the City there should be additional language, additional delineation for clarification, etc. Therefore, he will take a look at it along with his staff and Development Services staff and bring it back under what was already published in the newspaper or it is redone for second reading in a way that the concept is more acceptable to the Commission.

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Ordinance be APPROVED FIRST READING. The motion carried by the following vote:

Yes: Hardin

Moss

Perkins

Burrie

Fisher

No: Sobel

16. [18-363](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **ALICE CHATTMAN** TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON MAY 27, 2020; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Alice Chattman, District 4/Alternate 1

Keith Haag, District 1/Alternate 2

Mary C. Antoine, District 1

Claudia Mazzocchi, District 1

(Staff Contact: Asceleta Hammond)

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, to insert the name ALICE CHATTMAN and that the Resolution be ADOPTED. The motion carried unanimously.

Enactment No: RES. No. 2018-169

17. [18-373](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **PHILIP C. DESANTIS** TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2021; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Philip C. DeSantis, **Incumbent** - District 3

Russell R. Reichmann, **Incumbent** - District 3

Hazel Armbrister, **Incumbent** - District 4

W.P. Davis, Jr. - District 1

Richard Tobin - District 1

Kerry-Ann Parsons - District 2

Charles H. Bechert, III - District 3

David Miller - District 5

(Staff Contact: Asceleta Hammond)

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, to insert the name PHILIP C. DESANTIS and that the Resolution be ADOPTED. The motion carried unanimously.

Enactment No: RES. No. 2018-170

18. [18-374](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING RUSSELL R. REICHMANN TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2021; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 18-373 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, to insert the name RUSSELL R. REICHMANN and that the Resolution be ADOPTED. The motion carried unanimously.

Enactment No: RES. No. 2018-171

19. [18-375](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING HAZEL ARMBRISTER TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2021; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 18-373 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

A motion was made by Commissioner Perkins, seconded by Vice Mayor Burrie, to insert the name HAZEL ARMBRISTER and that the Resolution be ADOPTED. The motion carried unanimously.

Enactment No: RES. No. 2018-172

20. [18-376](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING WOODROW J. POITIER TO THE EMERGENCY MEDICAL SERVICES ADVISORY BOARD OF THE CITY OF POMPANO BEACH

FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2021;
PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Daniel Horak, **Incumbent** - District 3

Woodrow J. Poitier, **Incumbent** - District 4

Predrag P. Jovanov - District 3

Phyllis Smith - District 5

(Staff Contact: Asceleta Hammond)

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, to insert the name Woodrow J. Poitier and Commissioner Sobel recommended the name Phyllis Smith. The name WOODROW J. POITIER was inserted and the Resolution was ADOPTED. The motion carried by the following vote:

Yes: Hardin

Perkins

Burrie

Fisher

No: Moss

Sobel

Enactment No: RES. No. 2018-173

21. [18-377](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **DANIEL HORAK** TO THE EMERGENCY MEDICAL SERVICES ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2021; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 18-376 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, to insert the name DANIEL HORAK and that the Resolution be ADOPTED. The motion carried unanimously.

Enactment No: RES. No. 2018-174

F. REPORTS

Gregory Harrison, City Manager - Tourism Center Ribbon Cutting Ceremony - Mr. Harrison reported that the tourism center ribbon cutting grand opening is scheduled for June 13, 2018 at 10:00 a.m. More information will be forthcoming.

Congratulations to Chief John Jurgle - Mr. Harrison reported that Chief Jurgle was honored on Saturday, May 19, 2018 by the Progressive Firefighters Association (PFA) of South Florida. He won the "Trail Blazer" award. He was congratulated with a round of applause.

Mayor Fisher added he was able to attend the event on behalf of the City of Pompano Beach, and the PFA did honor the trail blazers at the fire service brunch and twelve individuals were honored to include Chief Jurgle. He was recognized as the leader in hiring the most diverse group of firefighters annually, which include blacks, whites, hispanics, females. Also, he had two young girls from High School and College that he is working with to get them through the process in readiness to work for the City. Mayor Fisher offered kudos to Chief Jurgle for the outstanding job he is doing in hiring and recruiting personnel for the Fire and EMS services for the City.

Additionally, Mayor Fisher reported that retiree Bobby G. Glen, who was recognized as the Broward County's first black firefighter, which is one of the City's own. He thanked the Glen family for their dedication and making a breakthrough. Finally, Mayor Fisher thanked Carmen Jones, who was part of the committee that got the nominations in to be considered.

Financial Literacy in Elementary Schools - Mr. Harrison stated that in the City's partnership with Chase Bank, they have successfully completed the third financial literacy session for the year with seventy (70) fifth grade students from Pompano Beach Elementary School.

Summer Youth Employment - Mr. Harrison reported that the City, through the Human Resources department is partnering with Career Source Broward for summer youth employment and there will be eight (8) high school students starting on June 18, 2018 working in Human Resources, Risk Management, City Clerk's Office, Development Services Department, and four (4) in the Parks and Recreation Department.

In addition, he reported that for the New Horizons Summer Youth Employment operated by Bessie Showers, all the recruitment selection have been made and there will be ninety (90) Pompano Beach students participating in the program. Students and parents orientation is scheduled for June 4, 2018 and the actual student program will commence on June 11, 2018.

Mark Berman, City Attorney - Public Hearing 2018-68 Current Agenda Item 10 - Mr. Berman is seeking the City Commission's indulgence on two matters. He said item 10, which was tabled earlier, Public Hearing 2018-68, regarding rental housing and the recovery residences. This was tabled to address one or two minor items, therefore, he asked for the Commission's motion to declare zoning in progress on this public hearing until the next hearing until June 12, 2018 City Commission meeting.

MOTION: A motion was made by Commissioner Hardin seconded by Vice Mayor Burrie to declare zoning in progress on Public Hearing 2018-68. The motion carried unanimously upon voice vote.

Public Hearing 2018- 49 Agenda Item 12 - Mr. Berman stated that this item was extended regarding the telecommunications ordinance. The moratorium is due to expire shortly. While there will not be time to extend it and bring back an ordinance to the Commission, he asked for a motion to extend the moratorium until the June 12, 2018 City Commission meeting.

MOTION: A motion was made by Commissioner Hardin seconded by Vice Mayor Burrie to extend the moratorium of Public Hearing 2018-49 until June 12, 2018 City Commission meeting. The motion carried unanimously upon voice vote

Asceleta Hammond, City Clerk - No Report.

Commissioner Rex Hardin - Memorial Day Events - Comr. Hardin reminded everybody about the Memorial Day Events starting at 9:00 a.m. out of Westview Cemetery and will continue at the Pompano main cemetery on Federal Highway.

Westview Cemetery issue - Comr. Hardin stated that in September 2008, he wrote a letter to the Westview Cemetery Board of Directors to begin a dialogue with them to see if there was some way the City could help with the sprucing up of the cemetery and to keep it looking better than how it is today. Currently, it is not on par with the City's cemetery on Federal Highway as far as the grounds and things of that nature. He said there was no response to his letter in 2008, as there was some hesitation to discuss anything with the City. However, he understands there may be a different mindset now, so he is passing the letter on to the City Manager to reach out to the members of the Westview Cemetery Board of Directors to see if a dialogue could be started to see what can be done to assist with the cemetery. He directed the City Manager to look into the situation and report to the City Commission of his findings.

Bike Ride - Comr. Hardin stated that Mr. Drum reported on the bike ride that took place on Friday, May 18, 2018, and prior to parting he realized that more bike lanes are needed, therefore, the Commission should be supporting that effort.

Annual Drinking Water Quality Report - Comr. Hardin commented on the annual drinking water quality report that makes mention of the water. He said on the inside cover of the report there is a letter to the customer from Randy Brown Utilities Director, stating that the utilities is 92 years old, its efficiency is a testament to the City's investment in maintenance, restoration and technology upgrades. The City has one of the lowest service rates in Broward County to keep water cost as low as possible, there is a continuous improvement process that focusses on efficiency, the elimination of waste and improved processes all to meet the resident's needs. Comr. Hardin wanted to highlight that the City has one of the lowest service rates in Broward County. There are differences in water and sewer distribution facilities, but Pompano Beach has one of the best.

Speeding Traffic along Cypress Road - Comr. Hardin reported that he has received numerous complaints about traffic speeding on Cypress Road. Therefore, he asked Chief John Hale, Broward Sheriff's Office (BSO) to arrange to get one of the traffic speed machines in front of the Lyon's Park area it would be appreciated.

Education Activities - Comr. Hardin reported quite a number of things have been taking place regarding education activities. The Chamber of Commerce will be doing a Teacher of the Year appreciation luncheon to be held on Thursday May 24, 2018 at the John Knox Village and interested persons can contact the Pompano Beach Chamber of Commerce, at 2200 E. Atlantic Boulevard, Pompano Beach, FL 33062, for more information.

Comr. Hardin reported that he was the guest speaker at the Pompano Beach High School top ten percent class banquet recently. He said it was humbling to see how smart the kids are.

Comr. Hardin reported that he visited Fort Nod Elementary and participated in the "real men read" program. As well as he participated in the Career Day at the Cresthaven Elementary School. He said giving back to the schools is very important and encouraged everybody to do that.

Announcing Candidacy for Mayor - Comr. Hardin stated that he has been fortunate to represent for a number of years, District 3 on the dais. He said he has enjoyed it, it has been fun and he appreciated the opportunity that the residents have given him to be their representative on the Commission. However, he will not be running for re-election for District 3. He said with so much important things happening in the City he would like to devote his focus on other areas and he is hoping to fill the Mayor's seat, because the Mayor is leaving. He said it was gratifying to move the City forward with his colleagues. He said they have accomplished a great deal over the past ten years and have set the City on a great trajectory and it has been fun and enjoyable. He said he will work hard on whatever capacity comes forward.

Commissioner Barry Moss - Palm Aire Farmer's Market - Comr. Moss reported that today was the third week that they had the Palm Aire Farmer's market and it appears to be growing. He encouraged everybody all over the city to come out every Tuesday, from 2:00 p.m. to 7:00 p.m. to support over fifteen vendors who sells everything from homemade jellies and soaps to fresh fruits and vegetables.

Collier City Civic Association Meeting - Comr. Moss stated that the Collier City Civic Association will be meeting on May 30, 2018, and their featured speaker will be Chief John Jurgle. Moreover, he will be present to answer any questions the residents may have. He encouraged the citizens of Collier City to show up at the Jan Moran Library at 7:00 p.m. on May 30, 2018.

Job Fair - Comr. Hardin reported he attended the job fair earlier today at the McNair Center, which was very well attended and it was educational to him to hear some of the problems that people are having in finding jobs. He thanked Dahlia Baker for putting on this event.

Pompano Beach Elementary School - Comr. Moss stated that the testing was done and they are awaiting

the results. People are encouraged. He congratulated McMurray, his young man that is doing very well, who has gone up two reading grades.

Comr. Moss stated that he will also be attending the Teacher of the Year event at John Knox Village on Thursday, May 24, 2018.

Commissioner Beverly Perkins - Pompano Springs Homeowners' Association meeting - Comr. Perkins stated that she attended the Pompano Springs Homeowners' Association meeting on Monday, May 21, 2018, which was one of the best meetings she has attended since serving as a commissioner. The attendance was good for a first time and there are quite a few issues she is working with them on.

Street Lightning NW 15th Street - Comr. Perkins thanked City Manager Harrison and Cultural Arts Director, Phyllis Korab for getting the street lights working on NW15th Street, where there was an accident a few weeks ago. However, more flashers are needed in the area for visibility.

Chickens in the Community - Comr. Perkins stated that she is still receiving numerous calls about the chickens in the community. She indicated that the City Manager is working on finalizing some bids for gathering the chickens in the community.

Additionally, Comr. Perkins stated she has been receiving numerous calls on Speed bumps.

Westview Cemetery - Comr. Perkins reported that earlier today, she received a call from Channel 7 news regarding the Westview Cemetery. She mentioned that it is a historical cemetery, which is approximately 60 years old. Therefore, it is time to set aside some funds in the budget for the cemetery. It is in poor condition and looks bad when someone comes to town to visit Esther Rolle, this is what they have to look at. Also, it is located in the CRA district and perhaps something can be done from this regard.

Blanche Ely High School - Comr. Perkins stated that she attend the Blanche Ely High School last week for their scholarship program, which was very nice. She was surprised to see students with 5.0 averages.

Jazz in the Park - Comr. Perkins reminded everybody about the Jazz in the Park event coming up on June 2, 2018 at the Annie Adderley Gillis Park, from 4:00 p.m. to 8:00 p.m. She invited everybody to come out and bring their lawn chairs to enjoy the music and make it a family day.

Commissioner Michael Sobel - Sea Level Rising - Comr. Sobel stated that he would like to start an ongoing discussion with his colleagues and the residents of the City about sea level rising and how it is going to affect Pompano Beach in the long run. He said there is so much governance and spending of millions of dollars, as well as discussions about the development particularly on the barrier island. By all accounts in 2060 when we talk about the population growth in Pompano Beach, the barrier island will be two (2) feet under water. In sum, Comr. Sobel indicated that the elected officials need to invite the experts in to tell City officials what the City can start to do to minimize the impact.

Mayor Fisher invited Comr. Sobel for Thursday, May 24, 2018 from 9:00 a.m. to 2:00 p.m. where Broward

County has a climate change seminar going on in Davie. He will get the exact park where this will be held to the Commission. He invited everybody to come out and join him in this effort.

Comr. Sobel encouraged Mayor Fisher to bring back information so that they can build on it locally.

Privileges of Voting - Comr. Sobel commented about the absentee voter by mail process. He said he recently read about a high schooler just turning eighteen (18) and discovering the joys of voting. He said those people who have voter by mail should note that it expires automatically after two voting cycles. The Supervisor of Elections Office does not notify you of it. Therefore, individuals will have to be proactive. However, you can call 954-357-7050 and hit extension 3 and have them mail you an absentee ballot voter by mail. Also, a person can go online the Supervisor of Elections site and select voter by mail and enter pertinent information. Therefore, he urged individuals to become involved and to take advantages of those privileges.

Vice Mayor Charlotte Burrie - Happy Memorial Day - Vice Mayor Burrie wished everybody a very happy and safe Memorial Day weekend.

Mayor Lamar Fisher - Brazilian Press Award 2018 - Mayor Fisher stated that he had something exciting to report to the Commission. He said on May 10, 2018, he attended on behalf of the City of Pompano Beach the Focus Brazil Foundation. It is a corporation associated with the Brazilian international press association, the Brazilian Business Group (BBG) and the Brazilian Chamber of Commerce of Florida. The City of Pompano Beach was a winner for business press award 2018. He said the City received the award for outstanding support of the Brazilian business community in the United States of America.

He said in 2007, when he became mayor, one of his main goals at that time was to embrace our Brazilian community and the City has done that. Currently, the City has the largest Brazilian festival on the east coast, and two years ago the City won a press award for that. Also, this award was received for 2018. Mayor Fisher read what the award states. "The City of Pompano Beach Business Press Award 2018."

Mayor Fisher thanked Monica Riviero who was instrumental with the BBG. Mayor Fisher concluded by saying this award has been a great opportunity for Pompano Beach to really shine in this particular light.

Job Fair - Mayor Fisher stated that Dahlia Baker who started first with the CRA and then she came over to the City has been a tremendous asset to the City and to the job market. She continues to focus on a daily basis, and to identify jobs for the local businesses. So, this was another venue that brought experts in a room, as well as people who are looking for jobs. This was an opportunity for the City to shine. He is sure there will be many more to come. In fact, he said the experts were thanking the City for having this venue for them to come. The Broward Alliance, and all those folks were there and the workshop was there in making a difference. They were able to talk about the local business preference ordinance that is in place to continue to get our own people to work.

G. ADJOURNMENT

The meeting adjourned at 9:29 p.m.

Lamar Fisher, Mayor

Asceleta Hammond, City Clerk

MARTY KIAR

BR  WARD
C O U N T Y

PROPERTY APPRAISER

COUNTYWIDE –REAL PROPERTY VALUES

2017 REAL PROPERTY JUST MARKET VALUE

\$250,284,720,620

2018 REAL PROPERTY JUST MARKET VALUE

\$267,840,735,722

This number will change and should not be relied upon at this time.

7.01 %

COUNTYWIDE-REAL PROPERTY VALUES

2017 Real Property Taxable Value

\$166,995,697,200

2018 Real Property Taxable Value

\$180,338,523,020

This number will change and should not be relied upon at this time.

8.0%

COUNTYWIDE EXEMPTION COUNTS

AS OF 5/21/2018

\$25,000 Homestead Exemption	395,105
Additional \$25,000 Homestead Exemption	351,863
Additional Homestead Exemption Age 65 and Older *This number will increase significantly*	21,712
Additional Homestead Exemption Age 65 and Older & 25 yr Residence (Long-Term Senior Ex)	1,452
\$500 Exemption for Widowed Persons	37,778
\$5,000 VA Exemption	5,118
\$500 Medical Disability	4,384
Full Exemption for Veteran's Service-Connected Total and Permanent Disability	2,147
Total Exemption for Service-Connected Disabled Veteran confined to a wheelchair	6
Full Exemption for Totally and Permanently Disabled Persons (Income required except for quadriplegics)	443
Total Exemption for Total and Permanent Disabled First Responder	45
Deployed Military Exemption	43
Veteran's Discount	186
Surviving Spouse of First Responder Exemption	9

MOBILE EXEMPTION AND INFORMATION TEAM

- Visitors to Main Office = 15,450
- Homestead Applications = 41,375 (4,712 pre-filed for tax year 2019)
- Portability Applications = 9,306 (681 pre-filed for tax year 2019 to date)
- Non-Profit Applications = 2,301
- Senior Exemptions = 21,686
- Veteran/Military/Disability/Widowed = 4,768
- Outreach Attendees = 80,527

In 2018, Mobile Exemption and Information Team has attended 444 events while assisting 80,527 residents and taken 2,259 exemption applications.

As of 5/21/2018

POMPANO BEACH – REAL PROPERTY VALUES

2017 Real Property Just Market Value

\$15,737,833,270

2018 Real Property Just Market Value

\$17,088,868,080

This number will change and should not be relied upon at this time.

8.58%

POMPANO BEACH -REAL PROPERTY VALUES

2017 Taxable Value for Real Property Only

\$11,275,937,600

2018 Taxable Value For Real Property Only

\$12,215,862,040

This number will change and should not be relied upon at this time.

8.3%

POMPANO BEACH

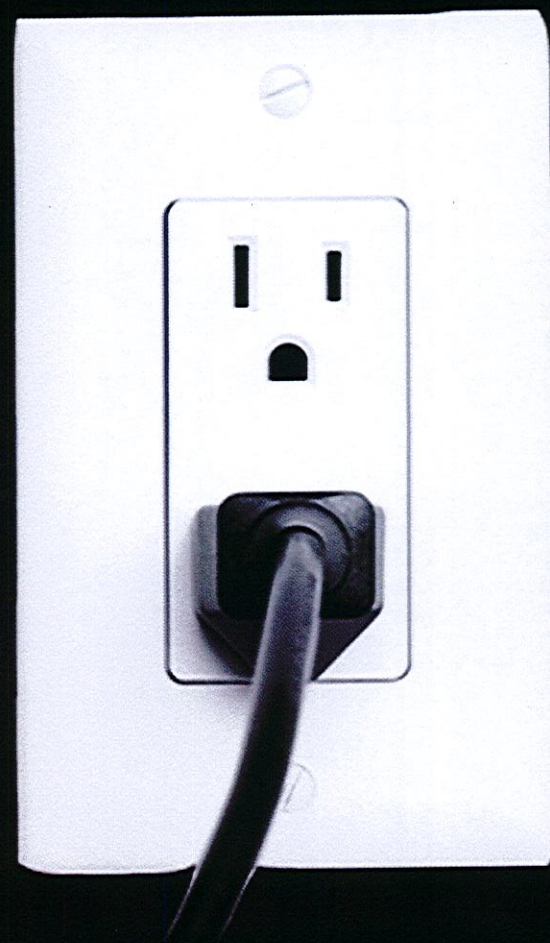
COUNT AS OF 5/21/2018

\$25,000 Homestead Exemption	20,844
Additional \$25,000 Homestead Exemption	18,722
Additional Homestead Exemption Age 65 and Older *This number will increase significantly*	1,263
Additional Homestead Exemption Age 65 and Older & 25 yr Residence (Long-Term Senior Ex)	311
\$500 Exemption for Widowed Persons	2,581
\$5,000 VA Exemption	281
\$500 Medical Disability	293
Full Exemption for Veteran's Service-Connected Total and Permanent Disability	143
Total Exemption for Service-Connected Disabled Veteran confined to a wheelchair	0
Full Exemption for Totally and Permanently Disabled Persons (Income required except for quadriplegics)	24
Deployed Military Exemption	3
Veteran's Discount	14
Tax Exemption for Totally and Permanent Disabled First Responder	4
Surviving Spouse of First Responder Exemption	0

GET PLUGGED IN



@MartyKiarBCPA



Proposal to the Pompano Beach City Commission

Mayor, Lamar Fisher
Vice Mayor, Charlotte Burrie
Commissioner, Michael Sobel
Commissioner, Rex Hardin
Commissioner, Beverly Perkins
Commissioner, Barry Moss

Presented by Andy Cherenfant, Resident, Member of Pompano Beach Cultural Arts Committee
on behalf of the convening Haitian Heritage Cultural Committee of Pompano Beach

The Haitian people of today reflect the unique nuances of their history in their approach to faith, family, art, and everyday life. According to recent statistics, there are over 8, 000 Haitian residents in Pompano Beach.

Seven Important Aspects of Haitian Culture

1. Faith
2. Music and dance
3. Family
4. Community Service
5. Folklore & Mythology
6. Art
7. Food

The additional \$5,500.00 in the requested funds will include the planning, program, and marketing which highlight Haiti's rich culture through exhibition, education, and community. The purpose of the additional day of celebration is to enrich the lives of the Haitian community as well as to educate other residents about our culture.

Requested Venue: Pompano Beach Cultural Center

FREE EVENT

PROGRAM

- A Reception for Haitian Consul General
- An Awards Presentation for Haitian Community Leaders
- Concert featuring adult and children's' gospel choirs and gospel orchestra
- Performing Artists
- Free Food
- An Art Exhibit and Lecture
- An Original Film: *Haiti, Too Rich To Be Poor*

FOR THE CHILDREN

- Story-telling
- Face Painting
- Cultural Drumming
- Mini-parade
- Arts & Crafts

Proposal to the Pompano Beach City Commission

Mayor, Lamar Fisher
Vice Mayor, Charlotte Burrie
Commissioner, Michael Sobel
Commissioner, Rex Hardin
Commissioner, Beverly Perkins
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