

City of Pompano Beach

City Commission Meeting

Commission Chamber

100 West Atlantic Blvd.

Pompano Beach, FL 33060



Agenda

Tuesday, February 13, 2024

1:00 PM

City Commission

Rex Hardin, Mayor

Andrea McGee, Vice Mayor

Alison Fournier, Commissioner

Barry Moss, Commissioner

Beverly Perkins, Commissioner

Rhonda Sigerson-Eaton, Commissioner

Gregory P. Harrison, City Manager

Mark Berman, City Attorney

Kervin Alfred, City Clerk

GOVERNMENT IN THE SUNSHINE

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

PROCEDURE

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

CITY COMMISSION MEETING TIMES

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

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

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

ADDRESSING THE CITY COMMISSION

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

ACCESSIBILITY

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

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

CALL TO ORDER

*The Honorable Rex Hardin
Mayor, Presiding*

ROLL CALL

Kervin Alfred, City Clerk

INVOCATION

*Rev. Fenly Saint Jean
St. Elizabeth of Hungary Catholic Church*

PLEDGE OF ALLEGIANCE

Led by Kervin Alfred, City Clerk

APPROVAL OF MINUTES

[24-172](#)

Regular City Commission Meeting Minutes of January 23, 2024

[24-176](#)

City & CRA Board Joint Special Meeting Minutes of January 23, 2024

APPROVAL OF AGENDA**CONSENT AGENDA DISCUSSION**

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

A. AUDIENCE TO BE HEARD

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

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

B. CONSENT AGENDA

1. [24-165](#) Approve the recommendation of the Selection/Evaluation Committee for RFQ T-05-24 Purchase and Delivery of Ready-Mix Concrete, and authorize staff to negotiate contracts with the three (3) responsive and responsible proposers: CEMEX Construction Materials Florida LLC, Central Concrete Supermix, Inc., and We Are on the Way, LLC. (No cost at this time.)
(Fiscal Impact: N/A)

(Staff Contact: Robert McCaughan)

2. [24-149](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE WORK AUTHORIZATION NO. 24026-01 IN THE AMOUNT OF \$294,732.00 PURSUANT TO THE AGREEMENT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND BAXTER & WOODMAN, INC. FOR CIVIL ENGINEERING SERVICES FOR VARIOUS CITY PROJECTS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$294,732.00)

(Staff Contact: Dr. Tammy Good/Matthew Kudrna)

3. [24-150](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE WORK AUTHORIZATION NO. 17 IN THE AMOUNT OF \$209,200.00 PURSUANT TO THE AGREEMENT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND MUNSON DESIGN & CONSULTING, INC. FOR CIVIL ENGINEERING SERVICES FOR VARIOUS CITY PROJECTS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$209,200.00)

(Staff Contact: Dr. Tammy Good/Matthew Kudrna)

4. [24-151](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE WORK AUTHORIZATION NO. 11 IN THE AMOUNT OF \$207,120.00 PURSUANT TO THE AGREEMENT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND KEITH AND ASSOCIATES, INC. FOR CIVIL ENGINEERING SERVICES FOR VARIOUS CITY PROJECTS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$207,120.00)

(Staff Contact: Dr. Tammy Good/Matthew Kudrna)

5. [24-168](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE WORK AUTHORIZATION NO. 20388-01 IN THE AMOUNT OF \$212,703.00 PURSUANT TO THE AGREEMENT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND BAXTER & WOODMAN, INC. FOR CIVIL ENGINEERING SERVICES FOR VARIOUS CITY PROJECTS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$212,703.00)



Strategic Plan Initiative

(Staff Contact: Christopher Schlageter/Dr. Tammy Good)

6. [24-162](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A REVOCABLE LICENSE AGREEMENT BETWEEN GOLD COAST PLAT PROPERTY OWNERS ASSOCIATION, INC. AND THE CITY OF POMPANO BEACH FOR THE REPLACEMENT AND INSTALLATION OF STORMWATER FACILITIES LOCATED ALONG NW 15TH AVENUE BETWEEN NW 15TH STREET AND NW 17TH STREET; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

7. [24-161](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A DOCKING EXTENSION AGREEMENT AMONG GUTEN TAG SUNSHINE, LLC, DONALD R. COSGROVE, AND THE CITY OF POMPANO BEACH, PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

8. [24-166](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A DOCKING EXTENSION AGREEMENT AMONG GUTEN TAG SUNSHINE, LLC, CAMILLE NEHME, AND THE CITY OF POMPANO BEACH, PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

9. [24-68](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FUTURE ADVANCE AGREEMENT WITH, AND ACCEPT A PROMISSORY NOTE FROM, SONATA APARTMENTS, LTD., TO PROVIDE FINANCIAL ASSISTANCE IN THE FORM OF A \$250,000 LOAN TO COMPLETE CONSTRUCTION OF A 121-UNIT MIXED USE, MIXED INCOME HOUSING DEVELOPMENT LOCATED WEST OF DIXIE HIGHWAY BETWEEN NW 6TH STREET AND NW 8TH COURT, AS PROVIDED AND SECURED BY THE FEBRUARY 3, 2022 MORTGAGE AND SECURITY AGREEMENT EXECUTED BETWEEN THE PARTIES; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$250,000 Affordable Housing Trust Fund)

(Staff Contact: Miriam Carrillo/Alex Goldstein)

10. [24-69](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FUTURE ADVANCE AGREEMENT WITH, AND ACCEPT A PROMISSORY NOTE FROM, CAPTIVA COVE III ASSOCIATES, LTD., TO PROVIDE FINANCIAL ASSISTANCE IN THE FORM OF A \$250,000 LOAN, AS PROVIDED AND SECURED BY THE MARCH 17, 2023 MORTGAGE AND SECURITY AGREEMENT EXECUTED BETWEEN THE PARTIES, TO COMPLETE CONSTRUCTION OF A NEW 106-UNIT AFFORDABLE HOUSING DEVELOPMENT LOCATED 740 SW 11TH STREET; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$250,000 Affordable Housing Trust Fund)
- (**Staff Contact:** Miriam Carrillo/Alex Goldstein)
11. [24-157](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND FLORIDA POKERS TRAVEL BASEBALL, INC. TO UTILIZE THE CITY'S COMMUNITY PARK ATHLETIC FIELDS AND KESTER PARK TO PROVIDE AND PROMOTE A YEAR-ROUND TRAVEL BASEBALL PROGRAM TO CO-ED YOUTH, AGES SEVEN TO SEVENTEEN; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)
- (**Staff Contact:** Mark Beaudreau)
12. [24-167](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY TO OCCUPY A PORTION OF ALSDORF PARK AS A STAGING AREA FOR ITS DEERFIELD ISLAND SITE IMPROVEMENT CONSTRUCTION PROJECT; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)
- (**Staff Contact:** Mark Beaudreau)

13. [24-141](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE CITY OF ASCOLI SATRIANO, ITALY, AS A FRIENDSHIP CITY AND AUTHORIZING THE MAYOR TO EXECUTE A MEMORANDUM OF UNDERSTANDING ACCEPTING THE INVITATION TO ESTABLISH A FRIENDSHIP CITY AFFILIATION WITH THE CITY OF ASCOLI SATRIANO, ITALY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Ty Tabing)

14. [24-152](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF POMPANO BEACH AND GREGORY TONY, SHERIFF OF BROWARD COUNTY, RELATING TO A GRANT AWARD TO PAY FOR OVERTIME HOURS IN TARGETED AREAS OF THE CITY FOR PERSONNEL OF THE SHERIFF'S OFFICE; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$48,787.20)

(Staff Contact: Brian Donovan)

15. [24-173](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING ADAM ADACHE TO THE POMPANO BEACH ECONOMIC DEVELOPMENT COUNCIL AS APPOINTEE OF MAYOR REX HARDIN, FOR A TERM TO BE CONCURRENT WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Kervin Alfred)

C. REGULAR AGENDA

16. [24-177](#) 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 REGARDING THE CITY OF POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY AMONG BROWARD COUNTY, CITY OF POMPANO BEACH, POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY, NORTH BROWARD HOSPITAL DISTRICT, AND CHILDREN'S SERVICES COUNCIL OF BROWARD COUNTY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Nguyen Tran/Suzette Sibble)

17. [24-135](#) **P.H. 2024-19: (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 AGREEMENT FOR TRANSPORTATION SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CIRCUIT TRANSIT INC. PROVIDING FOR MICRO TRANSIT TRANSPORTATION SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$276,738.37)

FIRST READING: JANUARY 23, 2024



Strategic Plan Initiative

(Staff Contact: Jeff Lantz)

18. [24-144](#)**P.H. 2024-20: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND DEBRISTECH, LLC, TO PROVIDE EMERGENCY AUTOMATED DATA MANAGEMENT SYSTEM SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Russell Ketchum)

19. [24-158](#)**P.H. 2024-21: (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 LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND PROSERVE CONCEPTS, LLC, PROVIDING SERVICES AS THE HEAD TENNIS PROFESSIONAL FOR THE POMPANO BEACH TENNIS CENTER; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Minimum compensation to City \$70,000)

(Staff Contact: Mark Beaudreau)

20. [24-170](#)**P.H. 2024-22: (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 CANDIDATE FINANCIAL REPORTING SYSTEM SUBLICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY SUPERVISOR OF ELECTIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$3,644.00)

(Staff Contact: Kervin Alfred)

21. [24-148](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE SAND AND SPURS ADVISORY BOARD OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF KIM BOROS; SAID TERM TO EXPIRE ON APRIL 26, 2026; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

Applicants

Amy Varo-Haub, **Alternate 1** - District 3
Anne Ward - District 3
Cara Driscoll - District 3
Lisa Nothardt - District 3
Mary B. Fleck - District 3

Other Board Memberships

0
0
0
0
0

(Staff Contact: Kervin Alfred)

22. [24-153](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH AS AN ARCHITECT FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 14, 2026; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

Applicants

Tobi Aycock, **Incumbent** - District 3

Other Board Memberships

2

(Staff Contact: Kervin Alfred)

23. [24-154](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH AS AN ART PROFESSOR FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 14, 2026; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

Applicants

Mimi Botscheller - **Incumbent** - District 1
Carol Moore - District 3
Patricia Knight - District 3
Jemilah L. Jones - District 5

Other Board Memberships

0
1
0
0

(Staff Contact: Kervin Alfred)

24. [24-155](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH AS A CURATOR FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 14, 2026; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

Applicants

Mary Lou Hamilton - **Incumbent** - District 1

Other Board Memberships

0

(Staff Contact: Kervin Alfred)

25. [24-156](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 14, 2026; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

Applicants**Other Board Memberships**

Donna M. Schorr, Incumbent - District 1	0
Shaleen Gilman - District 2	0
Carol R. Moore - District 3	1
Mark T. Sneed - District 3	0
Mary B. Fleck - District 3	0
Michael Moore - District 3	0
Patricia Knight - District 3	0
Monifa Aruwajoye - District 4	0
Velma Flowers - District 4	2
Geoffrey Nguyen - District 5	0
Jemilah Jones - District 5	0
Lina Elder - District 5	0
David Swain, District 5	0
Mona Silverstein - District 5	1
Shellie Morisson - District 5	0
Cherie Saleeby, - Hillsboro Beach	0

(Staff Contact: Kervin Alfred)

D. ADDITIONAL AUDIENCE TO BE HEARD**E. NEXT SCHEDULED MEETING**

February 27, 2024 at 6:00 p.m. - Regular City Commission Meeting

March 12, 2024 at 1:00 p.m. - Regular City Commission Meeting

March 26, 2024 at 6:00 p.m. - Regular City Commission Meeting

F. REPORTS

City Manager

City Attorney

City Clerk

City Commission

G. ADJOURNMENT**BALANCE IN CONTINGENCY**

Oct. 1, 2023	Beginning Balance	\$12,000.00
	Total:	\$12,000.00

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

NAME: _____

TITLE: _____

COMPANY: _____

ADDRESS: _____ CITY: _____

STATE: _____ ZIP: _____ EMAIL: _____

PHONE: _____ FAX: _____

EACH SPEAKER IS LIMITED TO THREE (3) MINUTES

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

SUBJECT YOU DESIRE TO SPEAK ON:

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