

City of Pompano Beach

City Commission Meeting

Commission Chamber

100 West Atlantic Blvd.

Pompano Beach, FL 33060



Agenda - Final

Tuesday, June 11, 2019

6:00 PM

City Commission

Rex Hardin, Mayor

Barry Moss, Vice Mayor

Rhonda Eaton, Commissioner

Andrea McGee, Commissioner

Tom McMahon, Commissioner

Beverly Perkins, Commissioner

Gregory P. Harrison, City Manager

Mark Berman, City Attorney

Asceletha Hammond, City Clerk

CALL TO ORDER

*The Honorable Rex Hardin
Mayor, Presiding*

ROLL CALL

Asceleta Hammond, City Clerk

INVOCATION

*Rev. Dr. Greg Fitch
Psychology and Hospital Chaplain*

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

19-474 Regular City Commission Meeting Minutes of May 28, 2019

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. SPECIAL PRESENTATION

[19-444](#) **Legislative Update by State Representative Patricia Williams and Yolanda Jackson from Becker Lawyers**

State Representative Patricia Williams and Yolanda Jackson from Becker Lawyers will give a post session legislative update.

B. PROCLAMATIONS

[19-477](#) **International Surfing Day**

Mayor Hardin will proclaim June 15th as International Surfing Day in the City of Pompano Beach. Desiree DiClemente DiSalvo, Mike Scully and Vincent Bolocofsky from Surfrider Broward will accept the proclamation.

[19-478](#)**Eta Nu Chapter of Omega Psi Phi Fraternity - 50th Anniversary**

Mayor Hardin will acknowledge the Eta Nu Chapter of Omega Psi Phi Fraternity on their 50th anniversary. Harry Harrell, Director of Eta Nu Education Foundation and Bruce Brown, Vice Baslieus Eta Nu Chapter will accept the proclamation.

C. PRESENTATION[19-473](#)

Strategic Plan 2018-2023 and Action Agenda 2018-2019 Quarterly Progress Presentation.

(Fiscal Impact: N/A)

(Staff Contact: Ernesto Reyes)

D. 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 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)

E. CONSENT AGENDA

1. [19-470](#) 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 LICENSE AGREEMENT BETWEEN FAIRFIELD DEVELOPMENT, LP AND THE CITY OF POMPANO BEACH SUBSTITUTING PROJECT CRANE SWING EXHIBIT AND CORRECTING THE LICENSEE'S GENERAL PARTNER'S NAME; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Paola West/David Recor)

2. [19-479](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, SUPPORTING BROWARD METROPOLITAN PLANNING ORGANIZATION'S COMPLETE STREETS MASTER PLAN INITIATIVES FOR IMPROVEMENTS ON DIXIE HIGHWAY FROM SAMPLE ROAD TO THE BROWARD COUNTY/PALM BEACH COUNTY LINE AND ON SAMPLE ROAD FROM BLOUNT ROAD TO NE 3RD AVENUE; PROVIDING FOR AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Horacio Danovich)

3. [19-472](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SUBORDINATION AGREEMENT BETWEEN THE BANK OF NEW YORK MELLON TRUST COMPANY, N.A., AS SENIOR LENDER AND THE CITY OF POMPANO BEACH TO SECURE FINANCING FOR IMPROVEMENTS TO THE REGENCY GARDENS APARTMENTS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Miriam Carrillo)

4. [19-486](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN ASSIGNMENT, ASSUMPTION AND SUBORDINATION AGREEMENT BETWEEN REGENCY GARDENS APARTMENTS, LTD., AS SELLER, POMPANO BEACH LEASED HOUSING ASSOCIATES II, LLLP, AS BUYER, AND THE CITY OF POMPANO BEACH, AS LENDER, TO FACILITATE ACQUISITION AND REHABILITATION OF THE REGENCY GARDENS APARTMENTS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Miriam Carrillo)

5. [19-471](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AN AMENDED FUND BALANCE/NET ASSET POLICY FOR THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Andrew Jean-Pierre)

F. REGULAR AGENDA

QUASI-JUDICIAL PROCEEDING

6. [18-390](#) **P.H. 2019-77: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LOCATED ON NW 15TH STREET WEST OF NW 15TH AVENUE AND COMMONLY KNOWN AS 1641 NW 15TH STREET FROM RM-12 (MULTIPLE-FAMILY RESIDENCE) TO CF (COMMUNITY FACILITY); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

POSTPONED FROM MAY 28, 2019

(Staff Contact: Maggie Barszewski/David Recor)

END OF QUASI-JUDICIAL PROCEEDING

7. [19-454](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A DISTRICT FOUR MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION TO INSTALL AND THE CITY OF POMPANO BEACH TO MAINTAIN ELECTRONIC SPEED DISPLAY SIGNS ALONG NE 14TH STREET CAUSEWAY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

POSTPONED FROM MAY 28, 2019

(Staff Contact: John Sfiropoulos)

8. [19-406](#) **P.H. 2019-79: (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 SECOND AMENDMENT TO THE LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND OFFERDAHL'S HAND-OFF FOUNDATION, INC., FOR THE GRIDIRON GRILL-OFF FOOD AND WINE FESTIVAL; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MAY 28, 2019

(Staff Contact: Mark Beaudreau)

9. [19-436](#)**P.H. 2019-78: (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 AN AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CARTAYA AND ASSOCIATES, ARCHITECTS, P.A. FOR THE PUBLIC SAFETY COMPLEX RENOVATION PROJECT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$704,205.27)

FIRST READING: MAY 28, 2019

G.O. POMPANO!

(Staff Contact: Horacio Danovich)

10. [19-267](#)**P.H. 2019-52: (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 AN AGREEMENT FOR PROFESSIONAL CONSULTING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND DIPOMPEO CONSTRUCTION CORPORATION, FOR FIRE STATION #114; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$5,750,000.00)

POSTPONED FROM MAY 28, 2019

POSTPONED FROM MAY 14, 2019

POSTPONED FROM APRIL 23, 2019

POSTPONED FROM APRIL 9, 2019

POSTPONED FROM MARCH 26, 2019

FIRST READING: MARCH 12, 2019

G.O. POMPANO!

(Staff Contact: Horacio Danovich)

11. [19-475](#)**P.H. 2019-81: (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 AN AGREEMENT FOR PROFESSIONAL/CONSULTING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND BERMELLO, AJAMIL & PARTNERS, INC. FOR THE SENIOR ACTIVITY CENTER; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$599,038.00)

G.O. POMPANO!

(Staff Contact: Horacio Danovich)

12. [19-483](#)**P.H. 2019-82: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING ARTICLE II, SECTION 6 TO CHAPTER 57-174, LAWS OF FLORIDA SPECIAL ACTS OF 1957 AS SUBSEQUENTLY AMENDED AND SUPPLEMENTED, OTHERWISE KNOWN AS THE CHARTER OF THE CITY OF POMPANO BEACH, FLORIDA, MODIFYING THE DATES FOR MUNICIPAL GENERAL ELECTIONS; EXPANDING THE TERMS OF OFFICE OF CITY COMMISSIONERS; STAGGERING TERMS OF CITY COMMISSIONERS; PROVIDING THAT IF ANY OF THE AMENDMENTS ARE APPROVED BY A MAJORITY OF THE VOTERS AT THE SPECIAL ELECTION OF MARCH 10, 2020, THEN EACH SUCH AMENDMENT SHALL BECOME A PART OF THE CITY'S CHARTER UPON CERTIFICATION AND ACCEPTANCE OF THE ELECTION RESULTS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$55,000.00)

(Staff Contact: Mark E. Berman)

13. [19-482](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, AS ALTERNATE #2 FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 11, 2022; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Louis Riva - District 3)

APPLICANTS:

Ray Lubomski, Alternate #2, **Incumbent** - District 3

Lisa Ferreri - District 1

Diana V. Lurie - District 1

Marianne Edge - District 3

Louis Riva - District 3

Emma Ellington - District 4

Carmen Jones - District 4

Marcus A. McDougale - District 4

Veronica Thomas - District 4

Andy Cherenfant - District 5

Daniel P. Diaz - District 5

Linda Houston Jones - District 5

Darlene Smith - District 5

(**Staff Contact:** Asceleta Hammond)

14. [19-451](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE HISTORIC PRESERVATION COMMITTEE OF THE CITY OF POMPANO BEACH, FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 13, 2022; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Mona Silverstein, Alternate 2 - District 5

Jacqueline Reed - District 2

Carmen Jones - District 4

Marguerite K. Luster - District 4



Strategic Plan Initiative

(**Staff Contact:** Asceleta Hammond)

15. [19-452](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE HISTORIC PRESERVATION COMMITTEE OF THE CITY OF POMPANO BEACH, TO FILL THE UNEXPIRED TERM OF BARBARA BOYNTON-ARMBRISTER AS ALTERNATE 1; SAID TERM TO EXPIRE ON JUNE 13, 2020; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 19-451 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

G. REPORTS

City Manager
City Attorney
City Clerk
City Commission

H. ADJOURNMENT

BALANCE IN CONTINGENCY

Oct. 1, 2018	Beginning Balance	\$12,000.00
Mar. 5, 2019	Broward League of Cities Annual Gala	\$5000.00
Mar. 5, 2019	Sample McDougald House Event	\$3000.00
May 7, 2019	20th anniversary salute to leadership	\$3,500.00
	Total:	\$500.00

**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

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.