

City of Pompano Beach

City Commission Meeting

Commission Chamber

100 West Atlantic Blvd.

Pompano Beach, FL 33060



Agenda - Final

Tuesday, September 10, 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

*Apostle John L. Mohorn
Word of the Living God Ministries*

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

[19-691](#) Regular City Commission Meeting Minutes of July 23, 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. PROCLAMATION

[19-668](#) **National Preparedness Month Proclamation**

Mayor Hardin will recognize September as National Preparedness Month in Pompano Beach. Kimberly Cristiano, Emergency Manager for the City of Pompano Beach, will accept the proclamation and give a brief presentation on the City's emergency management progress.

B. PRESENTATION

[19-686](#) Strategic Plan 2018-2023 and Action Agenda 2018-2019 Quarterly Progress Presentation.
(Fiscal Impact: N/A)

(Staff Contact: Ernesto Reyes)

C. 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)

D. CONSENT AGENDA

1. [19-616](#) Approval to purchase Barricade and Flasher rental, as needed for the Public Works and Utilities Departments, per the City of Fort Lauderdale Cooperative Bid #12265-393 from the awarded vendors MOTPlans.com LLC, Pedrail Systems, LLC. and All American Barricades, Corp. in the estimated total amount of \$98,000 for life of contract.
(Fiscal Impact: As needed, estimated \$24,500 annually)

(Staff Contact: Robert McCaughan)

2. [19-617](#) Approval to Piggyback Sourcewell (NJPA) Contract #0601417- MML and #061417-SHC “Medical Supplies and Pharmaceuticals” as needed, from Moore Medical (McKesson Medical-Surgical Government Solutions, LLC) and School Health Corp, in the estimated amount of \$150,000.00.
(Fiscal Impact: Estimated annual \$150,000.00)

(Staff Contact: Frank Galgano/John Jurgle)

3. [19-618](#) Approval to purchase Sulfuric Acid, as needed, for the Water Treatment Plant, per the City of Deerfield Beach cooperative bid #2018-19/22, from Sulphuric Acid Trading Company, at an estimated total cost of \$200,000.00 per year, to be paid for from the Utilities Department budget.
(Fiscal Impact: Estimated \$200,000.00 annually)

(Staff Contact: A. Randolph Brown)

4. [19-631](#) Approval to piggyback the Lee County Contract #RFP-170384ANB for the purchase of Odor Control & Corrosion Services from Evoqua Water Technologies, LLC, in the estimated amount of \$420,000.00
(Fiscal Impact: \$420,000.00)

(Staff Contact: A. Randolph Brown)

5. [19-621](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT FOR COMMISSIONED ARTWORK BETWEEN THE CITY OF POMPANO BEACH AND SZABOWORKS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$96,600.00)



Strategic Plan Initiative

(Staff Contact: Laura Atria/Phyllis Korab)

6. [19-635](#) 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 T E P M, INC. FOR THE CITY'S PLACEMENT OF A MOSAIC MURAL ON AN EXTERIOR WALL OF 135 NE 1ST AVENUE PURSUANT TO THE ARTISTS ALLEY MOSAIC MURAL PROJECT; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$10.00)



Strategic Plan Initiative

(Staff Contact: Laura Atria/Phyllis Korab)

7. [19-637](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT FOR COMMISSIONED ARTWORK BETWEEN THE CITY OF POMPANO BEACH AND CYNTHIA TREZONA; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$4,000.00)



Strategic Plan Initiative

(Staff Contact: Laura Atria/Phyllis Korab)

8. [19-628](#) Approval to piggyback the City of Jacksonville Contract #ESC-0497-15 for Pompano Beach Pier Concession Operation and Management Services and award to Dania Pier Management Corp. (Revenue Contract)
(Fiscal Impact: \$66,000 in annual revenues to the City.)

(Staff Contact: Mark A. Beaudreau)

9. [19-622](#) 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 LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND EMBRACING TEAM, INC. TO PROVIDE FREE CULTURALLY BASED PROGRAMMING AT MITCHELL MOORE PARK; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)



Strategic Plan Initiative

(Staff Contact: Mark A. Beaudreau)

10. [19-672](#) 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 LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND PAYLESS SWIM LLC FOR THE AQUATIC CENTER PRO SHOP; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$1200/ year Revenue to the City)



Strategic Plan Initiative

(Staff Contact: Mark A. Beaudreau)

11. [19-629](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A UNIFIED CONTROL AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND HADAR HOMES, LLC; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Scott Reale/David Recor)

12. [19-649](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AMENDMENT TO DECLARATION OF RESTRICTIONS BETWEEN POMPANO BEACH LIVING, LLC AND THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(**Staff Contact:** Scott Reale/David Recor)

13. [19-619](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH PURSUANT TO CHAPTER 96 OF THE CITY'S CODE OF ORDINANCES, ASSESSING THE CITY'S COSTS FOR ABATING PUBLIC NUISANCE CONDITIONS ON REAL PROPERTY(IES) IN THE CITY AND PROVIDING THAT UPON THE RECORDING OF THIS RESOLUTION SAID ASSESSMENT, INCLUDING ADMINISTRATION AND INSPECTION COSTS, SHALL BE A LIEN AGAINST THE PROPERTY(IES) WHICH SHALL BEAR INTEREST AS SET FORTH IN SECTION 55.03, FLORIDA STATUTES, AND BE CO-EQUAL WITH LIENS OF AD VALOREM TAXES; DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THE RESOLUTION AND TO PROVIDE OWNERS(S) WITH A NOTICE OF LIEN; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(**Staff Contact:** Michael Rada/David Recor)

14. [19-605](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT FOR THE ISSUANCE OF BUILDING PERMITS PRIOR TO PLAT RECORDATION BETWEEN BROWARD COUNTY, MARQUIS PARTNERS, LTD., AND THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

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

15. [19-670](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, EXPRESSING SUPPORT FOR THE BROWARD METROPOLITAN PLANNING ORGANIZATION'S COMMITMENT 2045 METROPOLITAN TRANSPORTATION PLAN COST FEASIBLE PLAN SUPPORTING VARIOUS ROADWAY IMPROVEMENT PROJECTS WITHIN THE CITY OF POMPANO BEACH; PROVIDING FOR AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

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

16. [19-633](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SEA TURTLE LIGHTING MAINTENANCE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Horacio Danovich)

17. [19-638](#) Approval to purchase Household Hazardous Waste Collection & Disposal Services, as needed, for the Solid Waste Department, per the City of Coconut Creek RFP #06-06-18-11, from Clean Harbors Environmental Services, Inc, at an estimated total cost of \$125,000 annually, to be paid from the Solid Waste Department budget.
(Fiscal Impact: Estimated \$125,000 annually)

(Staff Contact: Russell Ketchem)

18. [19-644](#) Approve ranking order and short-list for RFQ E-16-19 Step-1, Master Development of City Owned Property, with the short-listed firms to be solicited for Step 2 proposals, E2L Real Estate Solutions, LLC, OHL Infrastructure, Inc., and Kaufman Lynn Construction. (No cost at this time.)
(Fiscal Impact: N/A)



Strategic Plan Initiative

(Staff Contact: Suzette Sibble)

19. [19-696](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, URGING STATE ACTION TO ADDRESS THE PROLIFERATION AND ENVIRONMENTAL IMPACT OF SINGLE-USE PLASTIC PRODUCTS AND SINGLE-USE POLYSTYRENE PRODUCTS; URGING THE LEGISLATIVE ADOPTION OF THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION FEBRUARY 1, 2010, STUDY RECOMMENDING STATE ACTION REGARDING SINGLE-USE PLASTIC PRODUCTS AND SINGLE-USE POLYSTYRENE PRODUCTS; OPPOSING CONTINUED PREEMPTION OF LOCAL LEGISLATIVE EFFORTS TO ADDRESS THE PROLIFERATION OF SINGLE-USE PLASTICS AND SINGLE-USE POLYSTYRENES IF THE STATE IS REFUSING TO TAKE ACTION; SUPPORTING INITIATIVES BY LOCAL MUNICIPALITIES IN FLORIDA TO LESSEN THE NEGATIVE IMPACT OF SINGLE-USE PLASTIC PRODUCTS AND SINGLE-USE POLYSTYRENE PRODUCTS ON THE ENVIRONMENT; PROVIDING FOR DISTRIBUTION; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

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

20. [19-701](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO JOIN IN THE FILING OF A BRIEF WITH OTHER LOCAL GOVERNMENTS SUPPORTING THE PLACEMENT OF THE INITIATIVE PETITION ON THE BALLOT ENTITLED, “PROHIBITS POSSESSION OF DEFINED ASSAULT WEAPONS” AND TO TAKE ANY ACTION REQUIRED FOR SUCH PARTICIPATION; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$3,000.00)

(**Staff Contact:** Earl Bosworth)

21. [19-576](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA APPOINTING **KERRY ANN PARSONS** TO THE LOCAL COMPLETE COUNT COMMITTEE OF THE CITY OF POMPANO BEACH AS APPOINTEE OF COMMISSIONER RHONDA EATON, FOR A TERM TO COINCIDE WITH THE TERM OF OFFICE OF THE COMMISSIONER UNTIL SUCH COMMITTEE SHALL SUNSET ON DECEMBER 31, 2020; PROVIDING FOR AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

**Strategic Plan Initiative**

(Staff Contact: Asceleta Hammond)

22. [19-585](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **BRIAN ANTHONY CAMPBELL** TO THE EDUCATION ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BEVERLY PERKINS; WHICH TERM SHALL COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE
(Fiscal Impact: N/A)

**Strategic Plan Initiative**

(Staff Contact: Asceleta Hammond)

23. [19-656](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **JEANNINE LESBURT** TO THE EDUCATION ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER ANDREA MCGEE, FOR A TERM TO BE CONCURRENT WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

**Strategic Plan Initiative**

(Staff Contact: Asceleta Hammond)

E. REGULAR AGENDA24. [19-598](#)**P.H. 2019-100: (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 FIFTH AMENDMENT TO AMENDED AND RESTATED DEVELOPMENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND POMPANO PIER ASSOCIATES, LLC, RELATING TO CITY PROPERTY LYING BETWEEN NORTH OCEAN BOULEVARD (A1A) AND THE ATLANTIC OCEAN AND BETWEEN ATLANTIC BOULEVARD (S.R. 814) AND NE 5TH STREET; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JULY 23, 2019

(Staff Contact: Greg Harrison)

25. [19-601](#)**P.H. 2019-101: (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 LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY FOR A PORTION OF MCNAB PARK; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JULY 23, 2019

(Staff Contact: Nguyen Tran)

26. [19-620](#)**P.H. 2019-119: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA AMENDING THE COMPREHENSIVE PLAN, FUTURE LAND USE ELEMENT TEXT TO PROVIDE DEVELOPMENT RIGHTS WITHIN THE DESIGNATION OF THE LIVE! RESORTS POMPANO REGIONAL ACTIVITY CENTER (RAC); PROVIDING FOR A DETERMINATION THAT A LOCAL PLANNING AGENCY HEARING WAS HELD ON JULY 24, 2019; PROVIDING THAT A TRANSMITTAL HEARING AND AN ADOPTION PUBLIC HEARING WILL BE HELD; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)



Strategic Plan Initiative

(Staff Contact: David Recor/Jean Dolan)

QUASI-JUDICIAL PROCEEDING27. [19-683](#)**P.H. 2019-123: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING SOUTH OF RACE TRACK ROAD (SW 3RD ST), EAST OF S POWERLINE ROAD (SW 26TH AVE), WEST OF THE TRI-RAIL RAILROAD TRACK, AND NORTH OF N CYPRESS BEND DRIVE FROM B-3/PCI (GENERAL BUSINESS/PLANNED COMMERCIAL/INDUSTRIAL DISTRICT), I-1/PCI (GENERAL INDUSTRIAL/PLANNED COMMERCIAL/INDUSTRIAL DISTRICT), AND CR (COMMERCIAL RECREATION) TO PCD (PLANNED COMMERCIAL/INDUSTRIAL DISTRICT); PROVIDING FOR CONFORMANCE TO AN APPROVED MASTER PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)



Strategic Plan Initiative

(Staff Contact: Max Wemyss/David Recor)

28. [19-389](#)

P.H. 2019-72: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING THAT CERTAIN TWENTY-EIGHT FOOT ROAD RESERVATION EASEMENT LOCATED PARALLEL TO POWERLINE ROAD AND NORTH OF NW 9TH STREET, PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JULY 23, 2019

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

29. [19-678](#)

P.H. 2019-124: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ENACTING A TEMPORARY MORATORIUM TO PROHIBIT THE ACCEPTANCE OR PROCESSING OF ANY APPLICATION FOR A PERMIT, DEVELOPMENT ORDER, OR ANY OTHER OFFICIAL ACTION OF THE CITY HAVING THE EFFECT OF ALLOWING OR PERMITTING THE CONSTRUCTION OF ADDITIONAL SELF-STORAGE FACILITIES IN THE CITY; PROVIDING FOR VESTED RIGHTS DETERMINATION; PROVIDING FOR A SIX MONTH TERM TO BE EXTENDED IF NECESSARY BY THE CITY COMMISSION; PROVIDING FOR EARLY TERMINATION; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

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

30. [19-674](#)

P.H. 2019-121: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A FIVE-FOOT WATER EASEMENT LOCATED PARALLEL TO THE WESTERN BOUNDARY OF A PARCEL LOCATED WEST OF I-95 ON THE SOUTH SIDE OF NW 15TH STREET, PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

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

31. [19-675](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE FIRST INDUSTRIAL POMPANO PLAT LOCATED TO THE WEST OF I-95 ON THE SOUTH SIDE OF NW 15 STREET; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

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

32. [19-679](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING RESOLUTION NO. 2015-32 TO REAFFIRM THE ALLOCATION OF SEVENTY-SEVEN RESERVE UNITS FOR A PROPOSED MIXED USE DEVELOPMENT LOCATED AT 3350 EAST ATLANTIC BOULEVARD AND TO PROVIDE AN EXTENSION FOR A PRINCIPAL BUILDING PERMIT CONSISTENT WITH SECTION 155.2405 OF THE CITY CODE OF ORDINANCES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: (Jean Dolan/David Recor)

END OF QUASI-JUDICIAL PROCEEDING

33. [19-645](#) **P.H. 2019-122: (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 CONTRACT FOR DISASTER DEBRIS RECOVERY SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CROWDER-GULF JOINT VENTURE, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: None until contract is implemented to recover from a disaster.)

(Staff Contact: Russell Ketchem)

34. [19-684](#)

P.H. 2019-118: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 100, "STREETS AND SIDEWALKS," BY AMENDING SECTION 100.01, "MINIMUM RIGHT-OF-WAY, FOR CONSISTENCY WITH BROWARD COUNTY REQUIREMENTS; AMENDING CHAPTER 154, "PLANNING," BY AMENDING SECTION 154.61, "REDEVELOPMENT AND FLEXIBILITY UNITS," TO MODIFY REQUIREMENTS AND CORRECT A SCRIVENER'S ERROR; BY AMENDING SECTION 154.74, "LEVELS OF SERVICE REQUIREMENTS," TO MODIFY FEE SCHEDULE; BY AMENDING SECTION 154.80, "AFFORDABLE HOUSING CONTRIBUTIONS," TO REFERENCE THE FEE AMOUNT PER UNIT, DEED RESTRICTIONS, AND PERIOD OF TIME; BY AMENDING SECTION 155.2101., "SUMMARY TABLE," SECTION 155.2202., "CITY COMMISSION," SECTION 155.2204., "PLANNING AND ZONING BOARD (P&Z)," AND BY AMENDING SECTION 155.2205., "ARCHITECTURAL APPEARANCE COMMITTEE (AAC)," TO MODIFY REFERENCES; BY AMENDING SECTION 155.2207., "CITY STAFF," SECTION 155.2301., "PRE-APPLICATION CONFERENCE," SECTION 155.2304., "STAFF REVIEW AND ACTION," AND SECTION 155.2305., "PUBLIC HEARING SCHEDULE AND NOTICE," TO MODIFY PROCEDURES AND REMOVE OR MODIFY INACCURATE REFERENCES; BY AMENDING SECTION 155.2307., "DECISION-MAKING BODY REVIEW AND DECISION," SECTION 155.2308., "POST-DECISION ACTIONS AND LIMITATIONS," AND SECTION 155.2401., "OVERVIEW," TO MODIFY REQUIREMENTS; BY AMENDING SECTION 155.2402., "TEXT AMENDMENT," TO REMOVE OR MODIFY REFERENCES; BY AMENDING SECTION 155.2403., "GENERAL ZONING MAP AMENDMENT (REZONING)," SECTION 155.2404., "SITE-SPECIFIC ZONING MAP AMENDMENT (REZONING)," SECTION 155.2405., "PLANNED DEVELOPMENT," SECTION 155.2406., "SPECIAL EXCEPTION," AND SECTION 155.2407., "SITE PLAN," TO MODIFY REFERENCES; BY AMENDING SECTION 155.2408., "BUILDING DESIGN," TO MODIFY REQUIREMENTS; BY AMENDING SECTION 155.2409., "CERTIFICATE OF APPROPRIATENESS," SECTION 155.2410., "PLAT," AND SECTION 155.2411., "TREE PERMIT," TO REMOVE OR MODIFY INACCURATE REFERENCES; BY AMENDING SECTION 155.2412., "TEMPORARY USE PERMIT," TO CLARIFY CURRENT ADMINISTRATIVE POLICY AND REMOVE OR MODIFY INACCURATE REFERENCES; BY AMENDING SECTION 155.2413., "ZONING COMPLIANCE PERMIT," SECTION 155.2414., "ZONING USE CERTIFICATE," SECTION 155.2415., "INTERIM USE PERMIT,"

AND SECTION 155.2416., "MASTER SIGN PROGRAM," TO REMOVE OR MODIFY REFERENCES; BY AMENDING SECTION 155.2420., "VARIANCE," TO MODIFY REQUIREMENTS; BY AMENDING SECTION 155.2421., "ADMINISTRATIVE ADJUSTMENT," TO CLARIFY THAT ADJUSTMENTS SHALL NOT BE USED TO CORRECT UNAUTHORIZED WORK, AND CLARIFY PROCESS FOR APPROVAL OF A MAJOR ADMINISTRATIVE ADJUSTMENT CONCURRENT TO A MAJOR SITE PLAN, AND REMOVE OR MODIFY INACCURATE REFERENCES, AND PRIORITIZE SUPERIOR DESIGN AND OBJECTIVES OF EACH APPLICABLE ZONING DISTRICT; BY AMENDING SECTION 155.2422., "AIR PARK OBSTRUCTION PERMIT," TO REMOVE OR MODIFY INACCURATE REFERENCES; BY AMENDING SECTION 155.2423., "INTERPRETATION," SECTION 155.2424., "APPEAL," SECTION 155.2427., "PLACEMENT ON LOCAL REGISTER OF HISTORIC PLACES," AND SECTION 155.2428., "DEVELOPMENT AGREEMENT," TO MODIFY REFERENCES; BY AMENDING SECTION 155.2430., "RIGHT-OF-WAY OR EASEMENT DEDICATION ACCEPTANCE," TO AUTHORIZE THE CITY MANAGER TO ACCEPT DEDICATIONS AND MODIFY REFERENCES; BY AMENDING SECTION 155.2431., "RIGHT-OF-WAY EASEMENT VACATION OR ABANDONMENT," SECTION 155.2432., "REASONABLE ACCOMMODATION," SECTION 155.2433., "NONCONFORMING CERTIFICATE," AND SECTION 155.2434., "COMMUNITY RESIDENCE AND RECOVERY COMMUNITY CERTIFICATE," TO MODIFY REFERENCES; BY CREATING SECTION 155.2435., "PUBLIC PURPOSE ADJUSTMENT," TO PROVIDE A MECHANISM TO PROVIDE FOR RELIEF TO PUBLIC PROJECTS THAT COMPLY WITH THE PROVIDED ADJUSTMENT STANDARDS; BY CREATING SECTION 155.2436., "COMPREHENSIVE PLAN MAP AMENDMENT," TO PROVIDE PROCEDURES AND REFERENCES; BY AMENDING SECTION 155.3302., "LIMITED BUSINESS (B-1)," AND SECTION 155.3303., "COMMUNITY BUSINESS (B-2)," TO MODIFY EXAMPLES; BY AMENDING SECTION 155.3501., "TRANSIT-ORIENTED (TO)," TO MODIFY REFERENCES AND BUILDING TYPOLOGY AND PLACEMENT REGULATING DIAGRAMS; BY AMENDING SECTION 155.3502., "PARKS AND RECREATION (PR)," SECTION 155.3503., "COMMUNITY FACILITIES (CF)," SECTION 155.3504., "PUBLIC UTILITIES (PU)," AND SECTION 155.3505., "TRANSPORTATION," TO MODIFY REFERENCES; BY AMENDING SECTION 155.3507., "LOCAL ACTIVITY CENTER (LAC)," TO CREATE A PROCESS FOR THE APPROVAL OF MASTER PLANS AND SITE PLANS SPECIFIC TO THIS ZONING DISTRICT; BY AMENDING SECTION 155.3603.,

“RESIDENTIAL PLANNED UNIT DEVELOPMENT (RPUD),” TO ADD PARKING DECK OR GARAGE DESIGN STANDARDS TO MODIFICATIONS PROHIBITED; BY AMENDING SECTION 155.3604., “PLANNED COMMERCIAL/INDUSTRIAL (PCD),” SECTION 155.3605., “PLANNED DEVELOPMENT - TRANSIT-ORIENTED (PD-TO),” AND SECTION 155.3607., “PLANNED DEVELOPMENT - INFILL (PD-1),” TO PROHIBIT ADDITIONAL MODIFICATIONS; BY AMENDING SECTION 155.3703., “ATLANTIC BOULEVARD OVERLAY DISTRICT (AOD),” TO MODIFY REFERENCES AND STANDARDS, AND TO REMOVE REQUIREMENTS; BY AMENDING SECTION 155.3708., “DOWNTOWN POMPANO BEACH (DP) OVERLAY DISTRICT,” TO CLARIFY REQUIREMENTS; BY AMENDING SECTION 155.3709., “EAST OVERLAY DISTRICT (EOD),” TO CLARIFY THE DISTRIBUTION OF DENSITY WITHIN A DEVELOPMENT PARCEL, AND MODIFY REFERENCES AND REQUIREMENTS IN THE USE TABLE TO THE PR ZONING DISTRICT, AND TO INCLUDE FAMILY COMMUNITY RESIDENCE AND TRANSITIONAL COMMUNITY RESIDENCE WITHIN THE RM36 USE AREA, AND TO REMOVE AND REPLACE THE STREET NETWORK CONNECTIVITY REGULATING PLAN, AND TO REMOVE AND REPLACE THE STREET DEVELOPMENT REGULATING DIAGRAMS; BY AMENDING SECTION 155.4202., “RESIDENTIAL: HOUSEHOLD LIVING USES,” TO ADD PERMITTED USES AND STANDARDS; BY AMENDING SECTION 155.4204., “INSTITUTIONAL: COMMUNICATION USES,” TO CLARIFY SCREENING REQUIREMENTS; BY AMENDING SECTION 155.4303., “STANDARDS FOR SPECIFIC ACCESSORY USES AND STRUCTURES,” TO MODIFY DEFINITIONS AND STANDARDS FOR CONSISTENCY WITH STATE REQUIREMENTS AND THE CITY’S CODE; BY AMENDING SECTION 155.5101., “ACCESS AND CIRCULATION,” TO CLARIFY CURRENT ADMINISTRATIVE POLICY AND TO RELOCATE STANDARDS TO ARTICLE 5, PART 10; BY AMENDING SECTION 155.5102., “OFF-STREET PARKING AND LOADING,” TO CLARIFY CURRENT ADMINISTRATIVE POLICY AND SIMPLIFY CODE LANGUAGE, TO ADD USES AND REMOVE OR MODIFY REFERENCES; BY AMENDING SECTION 155.5203., “LANDSCAPING,” TO ADD MISSING ZONING DISTRICTS AND SIMPLIFY CODE LANGUAGE AND REMOVE OR MODIFY INACCURATE REFERENCES; BY AMENDING SECTION 155.5301., “SCREENING,” TO CLARIFY SCREENING REQUIREMENTS AND SIMPLIFY CODE LANGUAGE; BY AMENDING SECTION 155.5302., “FENCES AND WALLS,” TO MODIFY REQUIREMENTS; BY AMENDING SECTION 155.5401., “GENERAL EXTERIOR LIGHTING STANDARDS,” TO CLARIFY

APPLICABILITY; BY AMENDING SECTION 155.5509., “UTILITY LINES LOCATION,” TO AUTHORIZE PARTIAL COMPLIANCE WHERE PRACTICABLE; BY AMENDING SECTION 155.5602., “COMMERCIAL, INSTITUTIONAL, AND MIXED-USE DESIGN STANDARDS,” TO PROVIDE FOR ADMINISTRATIVE DISCRETION; BY AMENDING SECTION 155.5605., “PARKING DECK OR GARAGE DESIGN STANDARDS,” TO APPLY DESIGN STANDARDS TO ALL PARKING GARAGES; BY AMENDING SECTION 155.51003., “STANDARDS,” TO INCLUDE LANGUAGE REMOVED FROM ARTICLE 5, PART 1; BY AMENDING SECTION 155.7502., “APPLICABILITY,” TO MODIFY REQUIREMENTS FOR CONSISTENCY WITH ADOPTED LANDSCAPE CODE AMENDMENTS; BY AMENDING SECTION 155.9402., “EXCEPTIONS AND VARIATIONS,” TO REORGANIZE STANDARDS AND CLARIFY EXCEPTIONS; BY AMENDING ARTICLE 9, PART 5, TERMS AND CONDITIONS,” TO MODIFY DEFINITIONS; BY AMENDING APPENDIX A: CONSOLIDATED USE TABLE, TO ADD PERMITTED USES; BY AMENDING APPENDIX B: CONSOLIDATED INTENSITY AND DIMENSIONAL STANDARDS, TO MODIFY REFERENCES; BY AMENDING APPENDIX C: FEE SCHEDULE, TO REFLECT ALL AMENDMENTS; AMENDING CHAPTER 156, “SIGN CODE,” BY AMENDING SECTION 156.03, “DEFINITIONS,” TO MODIFY DEFINITIONS; BY AMENDING SECTION 156.08, “OVERLAY DISTRICTS,” AND SECTION 156.12, “PROHIBITED SIGNS,” TO MODIFY REFERENCES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)



Strategic Plan Initiative

(Staff Contact: Jennifer Gomez/David Recor)

35. [19-632](#)**P.H. 2019-120: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 98, "PARKS AND PLAYGROUNDS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 98.01, "DEFINITIONS," TO MODIFY DEFINITIONS; BY AMENDING SECTION 98.02 "PROHIBITED ACTS," TO PROVIDE ADDITIONAL RESTRICTIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Mark Beaudreau)

36. [19-643](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE PARKS AND RECREATION ADVISORY BOARD OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF MONA SILVERSTEIN AS ALTERNATE #1; SAID TERM TO EXPIRE ON JULY 1, 2020; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Molly Moor - District 1
Mary C. Antoine - District 1
Patricia DeSanctis - District 1
Rafal Dradrach - District 1
Bruno Munoz - District 1
Corey Staniscia - District 1
Kerry-Ann Parsons - District 2
Sarahca Peterson - District 3
Hazel K. Armbrister - District 4
Monifa Aruwajoye - District 4
Marie Goodrum Johnson - District 4
Marcus A. McDougale - District 4
Shelton Pooler - District 4
John Reed - District 4
Janice A. Simmons - District 4
Veronica Thomas - District 4
Bettye A. Walker - District 4
Andy Cherenfant - District 5



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

37. [19-651](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE HOUSING AUTHORITY OF THE CITY OF POMPANO BEACH FOR A TERM OF FOUR (4) YEARS; SAID TERM TO EXPIRE ON SEPTEMBER 10, 2023; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Willie Ruth Heath, *Incumbent* - District 4

Carmen Jones, *Incumbent* - District 4

Gary McLamore, *Incumbent* - District 4

Woodrow Poitier, *Incumbent* - District 4

Carolyn Rhone, *Incumbent* - District 5

Latoya T. Almonord, District 1

Lisa Ferreri, District 1

Michelle Rhoulhac, District 2

Charles H. Bechert, III, District 3

Monifa Aruwajoye, District 4

Marcus A McDougale, District 4

Mary S. Phillips, District 4

Shelton Pooler, District 4

Joseph Wells, District 4

Andy Cherenfant, District 5

Doreen L. Malcolm, District 5

Clovis B. Nelson, District 5

Wayne Vereen, District 5



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

38. [19-652](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE HOUSING AUTHORITY OF THE CITY OF POMPANO BEACH FOR A TERM OF FOUR (4) YEARS; SAID TERM TO EXPIRE ON SEPTEMBER 10, 2023; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2019-651 FOR APPLICANTS.



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

39. [19-653](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE HOUSING AUTHORITY OF THE CITY OF POMPANO BEACH FOR A TERM OF FOUR (4) YEARS; SAID TERM TO EXPIRE ON SEPTEMBER 10, 2023; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2019-651 FOR APPLICANTS.



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

40. [19-654](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE HOUSING AUTHORITY OF THE CITY OF POMPANO BEACH FOR A TERM OF FOUR (4) YEARS; SAID TERM TO EXPIRE ON SEPTEMBER 10, 2023; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2019-651 FOR APPLICANTS.



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

41. [19-655](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE HOUSING AUTHORITY OF THE CITY OF POMPANO BEACH FOR A TERM OF FOUR (4) YEARS; SAID TERM TO EXPIRE ON SEPTEMBER 10, 2023; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2019-651 FOR APPLICANTS.



Strategic Plan Initiative

(Staff Contact: Asceleta Hammond)

42. [19-690](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA APPOINTING _____ TO THE LOCAL COMPLETE COUNT COMMITTEE OF THE CITY OF POMPANO BEACH AS ALTERNATE #1 FOR A TERM TO COINCIDE WITH THE TERM OF OFFICE OF THE ELECTED OFFICIALS UNTIL SUCH COMMITTEE SHALL SUNSET ON DECEMBER 31, 2020; PROVIDING FOR AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANT:

Andy Cherenfant - District 5

**Strategic Plan Initiative**

(Staff Contact: Asceleta Hammond)

F. REPORTS

City Manager

City Attorney

City Clerk

City Commission

G. 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
Aug. 5, 2019	United Way of Broward County Mayor's Gala	\$2,000.00
	Total:	\$2,000.00

**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.