

## Action 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*

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Tuesday, April 11, 2017

6:00 PM

Commission Chambers

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### City Commission Meeting

#### CALL TO ORDER

The Honorable Lamar Fisher called the meeting to order at 6:10 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

Reverend Dr. Greg Fitch, Psychology and Hospital Chaplain offered the invocation.

#### PLEDGE OF ALLEGIANCE

#### APPROVAL OF MINUTES

[17-360](#) Regular City Commission Meeting Minutes of March 28, 2017

**A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Minutes be APPROVED. The motion carried by a unanimous voice vote.**

[17-361](#) Special City Commission Meeting Minutes of January 17, 2017

**A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Minutes be APPROVED. The motion carried by a unanimous voice vote.**

**APPROVAL OF AGENDA**

Mayor Fisher stated that item 22 will be heard after item 16 under regular agenda.

**This Agenda was APPROVED AS AMENDED.**

**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 Consent items 1, 3, 4, and 6 will be pulled for discussion.

**A. PROCLAMATIONS**

[17-342](#) Guardian ad Litem Program Day

In honor of National Child Abuse Prevention and Volunteer Appreciation month, Mayor Lamar Fisher, on behalf of the Commission and the City, will proclaim April 11th as “Guardian ad Litem Program Day” in the City of Pompano Beach with the presentation of a proclamation to Gary Jackson, Volunteer Recruiter for the Broward Guardian ad Litem Office.

**The Proclamation was READ AND PRESENTED INTO THE RECORD.**

[17-343](#) Water Conservation Month

In honor of Water Conservation Month, Mayor Lamar Fisher will proclaim the month of April as “Water Conservation Month” in the City of Pompano Beach. A. Randolph Brown, Pompano Beach Utilities Director will accept the proclamation in support of this preservation effort.

**The Proclamation was READ AND PRESENTED INTO THE RECORD.**

**B. 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.

The following persons were called to speak:

Thomas Terwilliger, 3160 NW 1st Avenue, Pompano Beach, FL

Sharonda Richardson, Eccentrich Displays, 700 NW 17th Street, Pompano Beach, FL

Al Siefert, 2318 SE 10th Street, Pompano Beach, FL

John Geer, 1300 S. Ocean Boulevard, Pompano Beach, FL

Phyllis Franklin 500 NE 6th Street, Pompano Beach, FL

James R. Bunn, 360 SE 15th Avenue, Pompano Beach, FL

Angela Hill, 760 SE 22nd Avenue, Pompano Beach, FL

Joseph Wells, 789 NW 15th Place, Pompano Beach, FL

Willie Cameron, Back to School Fun Day, 1915 NW 5th Way, Pompano Beach, FL

Terry A. Williams Edden, 757 NW 15th Street, Pompano Beach, FL

Jay Ghanem, President, Auto Technoligies, 601 N. Dixie Highway, Pompano Beach, FL

**C. CONSENT AGENDA**

1. [17-333](#) Approve ranking order and short-list for RFQ L-09-17, Construction Services for Old Pompano Streetscape Improvements (Step 1), with the short-listed firms to be solicited for Step 2 bids, Burkhardt Construction, Inc., The Whiting Turner Contracting Company, West Construction, Inc. and State Contracting & Engineering Corporation.

(Fiscal Impact: N/A)

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

**Yes:** Hardin

Moss

Perkins

Sobel

Burrie

Fisher

2. [17-338](#) Request of ratification by City Commission for Emergency Procurement of Gravity Sewer Main Repairs from vendor Murphy Pipeline Contractors, Inc. in the amount of \$103,677.00.

(Fiscal Impact: \$103,677.00)

**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.**

3. [17-332](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A THIRD AMENDMENT BETWEEN THE CITY OF POMPANO BEACH AND PENN CREDIT CORPORATION RELATING TO SPECIALIZED DEBT COLLECTION SERVICES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

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

**Yes:** Hardin  
Moss  
Perkins  
Sobel  
Burrie  
Fisher

**Enactment No: RES. No. 2017-209**

4. [17-356](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND REBUILDING TOGETHER BROWARD COUNTY, INC. AND KAPPA FOUNDATION OF POMPANO BEACH, INCORPORATED; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$50,000.00)

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

**Yes:** Hardin  
Moss  
Perkins  
Sobel  
Burrie  
Fisher

**Enactment No: RES. No. 2017-210**

5. [17-317](#) A RESOLUTION 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 CENTENNIAL AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY FOR BROWARD-100 VISUAL EYES PROJECT; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

RStrategic Plan Initiative

**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. 2017-211**

6. [17-344](#) 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 THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY FOR THE USE OF THE EXTERIOR WALL OF THE BAILEY CONTEMPORARY ARTS BUILDING LOCATED AT 41 NE 1ST STREET FOR THE PAINTING OF A MURAL ENTITLED, "VISIONARY"; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

RStrategic Plan Initiative

**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. 2017-212**

7. [17-349](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY RELATING TO USE OF STUDIO SPACE AND THE KILN AT THE BAILEY CONTEMPORARY ARTS, 41 NE 1ST STREET, PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

RStrategic Plan Initiative

**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. 2017-213**

8. [17-348](#) 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 OWNER(S) WITH A NOTICE OF LIEN; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**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. 2017-214**

9. [17-331](#) 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 PBFC PAL HAMMERHEADS INC. TO USE VARIOUS CITY OWNED FACILITIES FOR ORGANIZED SPORTS PROGRAMS AND OTHER RECREATIONAL ACTIVITIES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

RStrategic Plan Initiative

**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. 2017-215**

10. [17-346](#) A RESOLUTION 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 VENDING AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND RIGHT CHOICE VENDING/COFFEE, LLC; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$6,886.00 paid to the City)

**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. 2017-216**

11. [17-362](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, NAMING HAZEL ARMBRISTER HONORARY CITY HISTORIAN; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

**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. 2017-217**



12. [17-335](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING VELMA FLOWERS TO THE COMMUNITY APPEARANCE COMMITTEE OF THE CITY OF POMPANO BEACH AS THE APPOINTEE OF COMMISSIONER BEVERLY PERKINS, WHICH TERM SHALL COINCIDE WITH THE TERM OF THE APPOINTING OFFICIAL; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

RStrategic Plan Initiative

**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. 2017-218**

13. [17-364](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING JOCELYN JACKSON TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE 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)

RStrategic Plan Initiative

**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. 2017-219**

**D. REGULAR AGENDA****QUASI-JUDICIAL PROCEEDING**14. [17-319](#) P.H. 2017-35: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A FIVE FOOT UTILITY EASEMENT LOCATED AT THE CORNER OF SE 28TH AVENUE AND SE 7TH STREET AND COMMONLY KNOWN AS 605 SE 28TH AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MARCH 28, 2017

**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. 2017-33**

15. [17-299](#) P.H. 2017-39: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING A PARCEL OF PROPERTY LOCATED BOTH SOUTH OF MCNAB ROAD AND WEST OF FEDERAL HIGHWAY (US 1) AND COMMONLY KNOWN AS 950 EAST MCNAB ROAD FROM B-3 (GENERAL BUSINESS) TO PCD (PLANNED COMMERCIAL/INDUSTRIAL); PROVIDING FOR CONFORMANCE TO AN APPROVED PLANNED DEVELOPMENT PLAN; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: APRIL 11, 2017

**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 roll call vote:**

**Yes:** Hardin  
Moss  
Perkins  
Sobel  
Burrie  
Fisher

**END OF QUASI-JUDICIAL PROCEEDING**

16. [17-355](#) A RESOLUTION APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONTRACT FOR SALE AND PURCHASE BETWEEN POMPANO BEACH LODGE #1898, BENEVOLENT AND PROTECTIVE ORDER OF ELKS OF THE UNITED STATES OF AMERICA, INC. F/K/A POMPANO BEACH ELKS CLUB, INC. AND THE CITY OF POMPANO BEACH FOR THE PURCHASE OF PROPERTY LOCATED AT 700 NE 10TH STREET; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: \$5,500,000.00)

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

**Yes:** Hardin  
Moss  
Fisher

**No:** Perkins  
Sobel

**Recused:** Burrie

**Enactment No: RES. No. 2017-220**

17. [17-330](#) P.H. 2017-40: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 76, "PARKING METERS," OF THE POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 76.02, "DEFINITIONS," TO PROVIDE ADDITIONAL REQUIRED DEFINITIONS; BY AMENDING SECTION 76.05, "AUTHORITY TO ESTABLISH PARKING METER ZONES," TO REASSIGN AUTHORITY TO THE CITY MANAGER OR HIS DESIGNEE TO DETERMINE TYPES OF PARKING METERS UTILIZED BY THE CITY; BY AMENDING SECTION 76.06, "PARKING METER ZONES AND FEES ESTABLISHED," TO MODIFY DESIGNATED PARKING METER ZONES AND METER FEES AND RESTRICTIONS, AND TO MODIFY HOURS OF OPERATION OF PARKING METERS, AND TO MODIFY COSTS AND OTHER REQUIREMENTS FOR PARKING PERMITS; BY AMENDING SECTION 76.07, "TIME LIMITED PARKING ZONES," TO MODIFY REQUIREMENTS AND RULES AND ESTABLISH HURRICANE PARKING AND BULK PARKING PROCEDURES AND RATES, AND TO PROVIDE FOR PARKING FEE EXEMPTIONS AND MODIFY REQUIREMENTS FOR MOTORCYCLE PARKING; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: APRIL 11, 2017

**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 roll call vote:**

**Yes:** Hardin

Moss

Perkins

Sobel

Burrie

Fisher

18. [17-345](#) P.H. 2017-46: (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 SUBLEASE RECOGNITION, NON-DISTURBANCE AND ATTORNMENT AGREEMENT FOR PARCEL R1 BETWEEN THE CITY OF POMPANO BEACH AND PPA-R1, LLC; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: APRIL 11, 2017

**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 roll call vote:**

**Yes:** Hardin  
Moss  
Perkins  
Sobel  
Burrie  
Fisher

19. [17-365](#) A RESOLUTION OF THE CITY COMMISSION OF POMPANO BEACH, FLORIDA, RENAMING THE CITY RIGHT-OF-WAY LYING BETWEEN DIXIE HIGHWAY AND THE FLORIDA TURNPIKE CURRENTLY CO-DESIGNATED AS DR. MARTIN LUTHER KING, JR. BOULEVARD AND HAMMONDVILLE ROAD TO THE SOLE DESIGNATION OF DR. MARTIN LUTHER KING, JR. BOULEVARD AND DELETING CO-DESIGNATION OF HAMMONDVILLE ROAD; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$1,250.00)

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

**Yes:** Hardin  
Moss  
Perkins  
Sobel  
Burrie  
Fisher

**Enactment No: RES. No. 2017-221**

20. [17-322](#) P.H. 2017-42: (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 AMENDMENT TO THE CONSTRUCTION MANAGER-AT-RISK CONTRACT TO APPROVE THE GUARANTEED MAXIMUM PRICE (GMP) AND PROJECT CONSTRUCTION SCHEDULE BETWEEN THE CITY OF POMPANO BEACH AND THE WHITING-TURNER CONTRACTING COMPANY FOR SERVICES RELATING TO THE CONSTRUCTION OF THE CITY OF POMPANO BEACH FISHING PIER PROJECT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: \$11,548,859.00)

FIRST READING: APRIL 11, 2017

**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 roll call vote:**

**Yes:** Hardin  
Moss  
Perkins  
Sobel  
Burrie  
Fisher

21. [17-323](#) P.H. 2017-43: (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 CONTRACT FOR PROFESSIONAL CONSULTING SERVICES BETWEEN THE CITY OF POMPANO BEACH AND WANTMAN GROUP, INC. FOR ENGINEERING SERVICES FOR THE FISHING PIER REPLACEMENT PROJECT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$747,230.00)

FIRST READING: APRIL 11, 2017

**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 roll call vote:**

**Yes:** Hardin

Perkins

Sobel

Burrie

Fisher

**Absent:** Moss

22. [17-294](#) P.H. 2017-36: (PUBLIC HEARING 2ND READING)

AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.4303., "STANDARDS FOR SPECIFIC ACCESSORY USES AND STRUCTURES," TO PROVIDE A DEFINITION OF AND STANDARDS GOVERNING LOCATION OF ATHLETIC COURTS OR FIELDS; BY AMENDING SECTION 155.5302, "FENCES AND WALLS," TO PROVIDE STANDARDS FOR FENCING PROVIDED AS PART OF A PERMITTED ATHLETIC COURT OR FIELD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: MARCH 28, 2017

Meeting went into Recess

Meeting Reconvened

**A motion was made by Commissioner Hardin, seconded by Commissioner Moss, to amend the language to add "f." to Section 6. The Ordinance to be Adopted as Amended. The motion carried by the following roll call vote:**

**Yes: Hardin**

**Moss**

**Burrie**

**Fisher**

**No: Perkins**

**Sobel**

**A motion was made by Vice Mayor Burrie, seconded by Comr. Perkins , to postpone the item for ninety (90) days to allow Planning & Zoning Advisory Board to review and make recommendations to the City Commission. The motion carried by the following roll call vote:**



**Yes:** Hardin  
Moss  
Perkins  
Sobel  
Burrie  
Fisher

23. [17-296](#) P.H. 2017-37: (PUBLIC HEARING 2ND READING)  
AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING §155.3501., "TRANSIT ORIENTED (TO)," TO MODIFY REQUIREMENTS AND STANDARDS FOR BUILDING CONFIGURATION AND DESIGN FOR DEVELOPMENT IN THE DISTRICT; BY AMENDING §155.3708., "DOWNTOWN POMPANO BEACH (DP) OVERLAY DISTRICT," TO MODIFY REQUIREMENTS FOR THE DENSITY REGULATING PLAN AND MODIFIED DENSITY STANDARDS AND PROVIDE REQUIREMENTS FOR AREAS THAT FALL WITHIN THE TRANSIT CORE AREA BOUNDARY, AND MODIFYING THE DIMENSIONAL STANDARDS AND USE STANDARDS FOR NEW AND EXISTING DEVELOPMENT LOCATED WITHIN THE DISTRICT AND SUBSTITUTING THE CORRESPONDING DENSITY REGULATING PLAN MAP TO INCLUDE THE TRANSIT CORE AREA BOUNDARY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

FIRST READING: MARCH 28, 2017

**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  
Burrie  
Fisher

**No:** Perkins  
Sobel

**Enactment No: ORD. No. 2017-34**

24. [17-230](#) P.H. 2017-33: (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 BETWEEN THE CITY OF POMPANO BEACH AND SONATA KAZIMIERAITIENE FOR THE PUBLIC ART PROJECT KNOWN AS MOSAICS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$100,000.00)

(TABLED: February 28, 2017 and March 14, 2017)

FIRST READING: APRIL 11, 2017

RStrategic Plan Initiative

**A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, to remove the item from the table. The motion carried unanimously.**

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

**Yes:** Hardin

Moss

Sobel

Burrie

Fisher

**No:** Perkins

25. [17-340](#) P.H. 2017-41: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND DUDE SOLUTIONS, INC. D/B/A FACILITYDUDE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$17,990.00)

FIRST READING: APRIL 11, 2017

**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 roll call vote:**

**Yes:** Hardin

Moss

Perkins

Sobel

Burrie

Fisher

26. [17-328](#) P.H. 2017-44: (PUBLIC HEARING 2ND READING)

AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPAÑO BEACH, FLORIDA, BY AMENDING SECTION 155.3703., "ATLANTIC BOULEVARD OVERLAY DISTRICT (AOD)," TO PROHIBIT MEDICAL MARIJUANA ESTABLISHMENTS; BY AMENDING ARTICLE 4, "USE STANDARDS," BY CREATING PART 7, "MEDICAL MARIJUANA ESTABLISHMENTS," TO SET FORTH THE PURPOSE AND ESTABLISH USE STANDARDS AND REQUIREMENTS FOR MEDICAL MARIJUANA ESTABLISHMENTS; BY AMENDING SECTION 155.5102., "OFF-STREET PARKING AND LOADING," TO PROVIDE FOR MEDICAL MARIJUANA ESTABLISHMENTS; BY AMENDING PART 5, "TERMS AND USES DEFINED," BY CREATING DEFINITIONS RELATED TO MEDICAL MARIJUANA ESTABLISHMENTS; BY AMENDING APPENDIX A: "CONSOLIDATED USE TABLE," TO REVISE SAID TABLE TO CONFORM TO AMENDMENTS MADE BY THIS ORDINANCE TO REFLECT AUTHORIZED ZONING DISTRICTS WITHIN THE CITY FOR VARIOUS MEDICAL MARIJUANA USES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: APRIL 11, 2017

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

**Yes:** Hardin  
Moss  
Perkins  
Sobel  
Burrie  
Fisher

27. [17-329](#) P.H. 2017-45: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, PROVIDING FOR THE IMPOSITION OF A MORATORIUM ON THE PROCESSING OF APPLICATIONS AND ON THE ISSUANCE OF DEVELOPMENT ORDERS AND PERMITS FOR THE CONVERSION OF MULTI-FAMILY APARTMENT BUILDINGS WITH FIVE (5) OR MORE UNITS, TO SHORT-TERM RENTALS; PROVIDING FOR VESTED RIGHTS, APPEALS, AND EXHAUSTION OF ADMINISTRATIVE REMEDIES; PROVIDING FOR A NINE (9) MONTH TERM TO BE EXTENDED IF NECESSARY BY THE CITY COMMISSION; PROVIDING FOR EARLY TERMINATION; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: APRIL 11, 2017

**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 roll call vote:**

**Yes:** Hardin

Moss

Perkins

Sobel

Burrie

Fisher

28. [17-347](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF ALICE CHATTMAN, ALTERNATE #2; SAID TERM TO EXPIRE ON NOVEMBER 26, 2018; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

APPLICANTS:

Mary Antoine - District 1

Keith Haag - District 1

Claudia Mazzocchetti - District 1

RStrategic Plan Initiative

**A motion was made by Commissioner Hardin, seconded by Commissioner Moss, to insert the name Claudia Mazzocchetti. In addition, Commissioner Sobel nominated Keith Haag. The Resolution was ADOPTED to insert the name KEITH HAAG. The motion carried by the following vote:**

**Yes:** Hardin

Perkins

Sobel

Burrie

Fisher

**No:** Moss

**Enactment No: RES. No. 2017-222**

29. [17-306](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE GOLF ADVISORY BOARD OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF GARY RUDERMAN, ALTERNATE #2; SAID TERM TO EXPIRE ON JULY 1, 2019; PROVIDING AN EFFECTIVE DATE.  
(Fiscal Impact: N/A)

APPLICANTS:

Mike DeBerry - District 3

Des Frazier - District 4

Corey Thompson - District 4

Richard Sasso - City of Lighthouse Point

RStrategic Plan Initiative

**A motion was made by Commissioner Hardin, seconded by Commissioner Burrie, to insert the name Mike DeBerry. In addition, Commissioner Sobel nominated Richard Sasso. The Resolution was ADOPTED to insert the name MIKE DEBERRY. The motion carried by the following vote:**

**Yes:** Hardin

Moss

Burrie

Fisher

**No:** Perkins

Sobel

**Enactment No: RES. No. 2017-223**

**E. REPORTS**

**F. ADJOURNMENT**

The meeting was adjourned at 2:40 a.m.on 4/12/2017.

**BALANCE IN CONTINGENCY**

Oct. 1, 2016	Beginning Balance	\$10,000.00
	Total:	\$10,000.00