

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

Asceletha Hammond, City Clerk

Tuesday, April 25, 2017

5:00 PM

Commission Chambers

City Commission Meeting

CALL TO ORDER

The Honorable Mayor Lamar Fisher called the meeting to order at 5:00 p.m.

ROLL CALL

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

EXECUTIVE SESSION

Meeting went into Recess

Meeting Reconvened

[17-392](#) Advice concerning litigation in relation to settlement matters and/or strategy sessions.

Counsel is seeking advice concerning litigation in relation to settlement matters and/or strategy sessions relating to the following matter:

Pompano Beach Community Redevelopment Agency and City of Pompano Beach, Florida v. the State of Florida, et al. and Broward County, Florida; Broward Circuit Court Case No. 14-009654(18)

Those in attendance will be the City Commission members; Pompano Beach Community Redevelopment Agency Board members; Gregory P. Harrison, the City Manager; Mark E. Berman, the City Attorney; Kim Briesemeister, Executive Director; Chris Brown, Executive Director; Claudia McKenna, the CRA Attorney, and CRA's outside counsel, Jamie A. Cole and Daniel L. Abbott.

(Fiscal Impact: N/A)

Mark E. Berman, City Attorney announced he was requesting advice concerning litigation in relation to settlement matters and/or strategy sessions relating to the following matter: Pompano Beach Community Redevelopment Agency and City of Pompano Beach, Florida v. the State of Florida, et al. and Broward County, Florida; Broward Circuit Court Case No. 14-009654(18). Those in attendance will be members of the City Commission; Pompano Beach Community Redevelopment Agency Board members; Gregory P. Harrison, the City Manager; Mark E. Berman, the City Attorney; Kim Briesemeister, and Chris Brown, Co-Executive Directors; Claudia McKenna, the CRA Attorney, and CRA's outside counsel, Jamie A. Cole and Daniel L. Abbott. Therefore, he requested that the Commission recess to enter into a private meeting, in the City Commission Chamber Conference Room.

INVOCATION

Pastor Nathan Austin of the Mount Zion Missionary Baptist Church offered the invocation.

PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

[17-394](#) Regular City Commission Meeting Minutes of April 11, 2017

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 26 under Regular Agenda will be moved up to come after Consent Agenda. Therefore, the item will be heard as the first Regular Agenda Item.

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

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 item 7 would be pulled for Commission discussion.

A. SPECIAL PRESENTATION

[17-386](#) South Florida Commuter Challenge 2017

Jim Udvardy, Project Director for South Florida Commuter Services, a program of the Florida Department of Transportation, gave a brief presentation regarding the South Florida Commuter Challenge taking place in May.

The Special Presentation was READ AND PRESENTED INTO THE RECORD.

B. PROCLAMATIONS[17-384](#) Earth Day

A proclamation proclaiming Earth Day in Pompano Beach was presented to the City's Recycling and Solid Waste Advisory Committee by Mayor Lamar Fisher.

Students from Crystal Lake Middle School and Pompano Beach High School were in attendance to showcase their successes. The City's Recycling Coordinator Beth Dubow provided a brief presentation pertaining to Earth Day and the Think Green Grant the City was recently awarded.

The Proclamation was READ AND PRESENTED INTO THE RECORD.

[17-383](#) Building Safety Month

A proclamation proclaiming Building Safety Month was presented to the City's Chief Building Official Miguel Nunez by Mayor Lamar Fisher.

The Proclamation was READ AND PRESENTED INTO THE RECORD.

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.

The following persons were called to speak:

Mike Skversky, 1630 SW 5th Avenue, Pompano Beach, FL

Doug Wetzel, Managing Director, Outré Theater Company, 1541 NE 1st Avenue, Fort Lauderdale, FL

Skye Whitcomb, Creative Director, Outré Theater Company, 1541 NE 1st Avenue, Fort Lauderdale, FL

Joe Ryan, 427 NE 24 Avenue, Pompano Beach, FL

Jerry Bowman/Sharon Stone Walker, Mayor Prayer Breakfast Committee, 717 NE 3rd Street, and 300 SE 2nd Street, Pompano Beach, FL

M. Ross Shulmister, 560 SE 12th Street, Pompano Beach, FL

LeRhonda Henley/Rashad Lewis, President and Vice President, Justice League, 601 NW 20th Street, Pompano Beach, FL

D. CONSENT AGENDA

1. [17-366](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMpano BEACH, FLORIDA, SUPPORTING BROWARD COUNTY’S BROWARD CITIES LITERACY PARTNERSHIP TO BOOST LITERACY THROUGH READING; 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. 2017-224

2. [17-363](#) 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 AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND XPRESS YOUTH DEVELOPMENT INSTITUTE, INC., TO PROVIDE SERVICES TO THE YOUTH OF POMPANO BEACH THROUGH MENTORING AND TRACK AND FIELD SERVICES AT CERTAIN TRACK FACILITIES WITHIN THE CITY; 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. 2017-225

3. [17-370](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2017 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY FIFTH CENT ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL FOR TRANSIT; 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. 2017-226

4. [17-371](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2017 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS FROM THE BROWARD COUNTY ADDITIONAL LOCAL OPTION GAS TAX ON MOTOR FUEL ORDINANCE; 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. 2017-227

5. [17-372](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2017 AMENDMENT TO THE INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH PROVIDING FOR DIVISION AND DISTRIBUTION OF THE PROCEEDS OF THE LOCAL OPTION GAS TAX IMPOSED BY THE BROWARD COUNTY LOCAL OPTION GAS TAX ORDINANCE; 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. 2017-228

6. [17-382](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH SUPPORTING FLORIDA DEPARTMENT OF TRANSPORTATION'S 2017-2019 MOBILITY PROJECTS PLAN FOR THE CITY; 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. 2017-229

7. [17-395](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER TO SUBMIT A GRANT APPLICATION IN AN AMOUNT UP TO \$200,000.00 TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AGENCY FOR THE 2017 LAND AND WATER CONSERVATION FUND GRANT FOR THE PURPOSE OF OBTAINING FUNDS TO ASSIST WITH THE APPROVED PROJECT FOR REPLACING OBSOLETE LIGHTING EQUIPMENT AT VARIOUS SPORTS FIELDS THROUGHOUT THE CITY; CONFIRMING THE CITY'S CONTRIBUTION IN AN AMOUNT UP TO \$200,000.00; AND IF AWARDED, AUTHORIZING THE CITY MANAGER TO ACCEPT THE FUNDS AND EXECUTE ALL APPROPRIATE DOCUMENTS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$200,000.00)

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

Sobel

Burrie

Fisher

No: Perkins

Enactment No: RES. No. 2017-230

8. [17-389](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING SHARON STONE-WALKER TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF VICE MAYOR CHARLOTTE BURRIE, 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 to APPROVE/ADOPT the item under the Consent Agenda. The motion carried unanimously.

Enactment No: RES. No. 2017-231

E. REGULAR AGENDA**QUASI-JUDICIAL PROCEEDING**9. [17-367](#) P.H. 2017-48: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A TEN FOOT UTILITY EASEMENT LOCATED SOUTH OF WEST COPANS ROAD AND WEST OF NORTH POWERLINE ROAD NEAR THE WESTERN TERMINUS OF NW 22ND STREET AND COMMONLY KNOWN AS 1951 N. POWERLINE ROAD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

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

10. [17-385](#) P.H. 2017-51: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A CERTAIN FIFTY-FIVE FOOT WIDE PORTION OF THE RIGHT-OF-WAY FOR RIVERSIDE DRIVE LYING SOUTH OF ATLANTIC BLVD, EAST OF THE INTRACOASTAL AND NORTH OF SE 2 STREET; PROVIDING FOR AN ALLEY AND SIDEWALK DEDICATION TO THE CITY OF A PORTION OF THE PROPERTY LOCATED AT 105 HIBICUS AVE; PROVIDING FOR THE APPROVAL OF A UTILITY AGREEMENT WITH TSATAS ACQUISITIONS, LLC OUTLINING THE MAINTENANCE AND OWNERSHIP OBLIGATIONS OF THE EXISTING UTILITIES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

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

11. [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 ADOPTED. The motion carried by the following roll call vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

Enactment No: ORD. No. 2017-35

12. [17-375](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING CITY STAFF'S LETTER OF NO OBJECTION TO AMENDMENT OF NOTATION ON THE HASTINGS TRUST PLAT; 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. 2017-232

END OF QUASI-JUDICIAL PROCEEDING

13. [17-300](#) 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 MCNAB GROVE INC.; 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
Burrie
Fisher

No: Perkins
Sobel

Enactment No: RES. No. 2017-233

14. [17-316](#) A RESOLUTION APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONTRACT FOR SALE AND PURCHASE BETWEEN LAURENCE D. LOCKER AND THE CITY OF POMPANO BEACH FOR THE PURCHASE OF PROPERTY LOCATED AT 1499 SW 36TH AVENUE; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$303,000.00)

A motion was made by Commissioner Hardin, seconded by Commissioner Moss, 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. 2017-234

15. [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 ADOPTED. The motion carried by the following roll call vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

Enactment No: ORD. No. 2017-36

16. [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 POMPA
NO 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 ADOPTED. The motion carried by the following roll call vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

Enactment No: ORD. No. 2017-37

17. [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 ADOPTED. The motion carried by the following roll call vote:

Yes: Hardin

Moss

Sobel

Burrie

Fisher

No: Perkins

Enactment No: ORD. No. 2017-38

18. [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 ADOPTED. The motion carried by the following roll call vote:

Yes: Hardin

Moss

Sobel

Burrie

Fisher

No: Perkins

Enactment No: ORD. No. 2017-39

19. [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, that the Ordinance be ADOPTED. The motion carried by the following roll call vote:

Yes: Hardin

Moss

Sobel

Burrie

Fisher

No: Perkins

Enactment No: ORD. No. 2017-40

20. [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 ADOPTED. The motion carried by the following roll call vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

Enactment No: ORD. No. 2017-41

21. [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 Commissioner Moss, 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. 2017-42

22. [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 ADOPTED. The motion carried by the following roll call vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

Enactment No: ORD. No. 2017-43

23. [17-380](#) P.H. 2017-49: (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 AGREEMENT FOR POLICE SERVICES BETWEEN THE CITY OF POMPANO BEACH AND THE SHERIFF OF BROWARD COUNTY, FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

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

24. [17-391](#) P.H. 2017-50: (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 LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SOUTH FLORIDA FISHING CLASSIC, INC. FOR THE USE OF ALSDORF PARK TO CONDUCT ITS ANNUAL POMPANO BEACH FISHING RODEO; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: In kind services \$430 a year)

RStrategic Plan Initiative

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

25. [17-390](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING JULIE NEWTON TO THE SAND AND SPURS ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON APRIL 26, 2020; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Julie Newton, Incumbent - District 1
Sharon Fornes, Alternate #1 - District 5
Carrie Gill Pilon - District 3
RStrategic Plan Initiative

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, to insert the name JULIE NEWTON and 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. 2017-235

26. [17-397](#) Consideration of a Commission Policy to recess incomplete City Commission Meetings at a specified time to be determined.
(Fiscal Impact: N/A)

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, that the Item for Consideration/Discussion be APPROVED, as follows:

Commission Meetings to end at 11:00 p.m. with the option to extend the meeting for up to one additional hour. Thereafter, by a supermajority vote, recess the meeting and reconvene the next business day at 10:00 a.m. The motion carried by the following vote:

Yes: Hardin
Moss
Burrie
Fisher

No: Perkins
Sobel

F. REPORTS

G. ADJOURNMENT

The meeting was adjourned at 10:00 p.m.