

Detailed 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

Tuesday, June 27, 2017

6:00 PM

Commission Chamber

City Commission Meeting

CALL TO ORDER

The Honorable Lamar Fisher called the meeting to order at 6:00 p.m.

ROLL CALL

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

INVOCATION

Elder Harold Westley of Newborn Holiness Church offered the invocation and remembered Mr. Pridemore's family and friends in his prayers. Merrill Eugene Pridemore, City of Pompano Beach pioneer, died on June 26, 2017.

PLEDGE OF ALLEGIANCE

Led by Asceleta Hammond, City Clerk

APPROVAL OF MINUTES

17-459 Regular City Commission Meeting Minutes of June 13, 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 announced that item 6A would be added under Consent Agenda.

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 announced that item 1 would be pulled for Commission discussion.

SPECIAL RECOGNITION

Mayor Fisher recognized Comr. Moss' birthday on June 29, 2017. Everyone wished him Happy Birthday.

Brenda Foreman, Clerk of Courts announced on July 5, 2017 there would be a Grand Opening of the Passport location at the main building.

A. SPECIAL PRESENTATION

17-494 Special Award Presentation From the Florida City and County Management Association to the City of Pompano Beach

On behalf of the Florida City and County Management Association, Mike Cernech, City Manager of Tamarac, Florida, presented the Mayor and City Commission with the FCCMA award for 70 years of City Management form of government.

The Special Presentation was READ AND PRESENTED INTO THE RECORD.

17-496 Special Recognition to Robin M. Bird, Development Services Director

The Mayor and City Commission recognized Robin M. Bird, Development Services Director, for his more than 27 years of employment with the City of Pompano Beach. In appreciation of his dedicated services, the Mayor presented Robin Bird with a plaque on behalf of the past and present Commissions.

The Special Presentation was READ AND PRESENTED INTO THE RECORD.

B. PROCLAMATIONS

17-489 Recognition to BSO Captain Rudolph Nesbitt

Mayor Lamar Fisher recognized BSO Captain Rudolph Nesbitt for his many years of service to the citizens of Pompano Beach and Broward County.

The Proclamation was READ AND PRESENTED INTO THE RECORD.

17-510 Recognition of Johnny Jones

Mayor Lamar Fisher presented a proclamation in memory of Johnny Jones, lifelong resident of Pompano Beach. Mr. Jones' family accepted the proclamation.

The Proclamation was READ AND PRESENTED INTO THE RECORD.

C. AUDIENCE TO BE HEARD

Mayor Fisher announced that it was time for “Audience To Be Heard” and offered the following guidelines: Once your name is called, please come forward to the podium in front of the commission, state your name and address for the record. Speakers will be limited to three minutes to speak on any item of concern or interest, including those items pulled from the Consent Agenda. In addition, he asked speakers not to speak on any items on tonight’s agenda, as they will have that opportunity to do so when that item comes forward. Lastly, he requested that speakers refrain from any emotional outbursts in either support or non-support of the speaker’s comments. 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:

Cleanup City of Pompano Beach Communities – Veronica Thomas, 624 N.W. 3rd Avenue, Pompano Beach, FL, thanked Mayor Fisher and Lieutenant Irving and Captain Adkins of the Broward Sheriff’s Office (BSO) for assisting her in her efforts to clean up the community. There is a community planned meeting for continued cleanup on Thursday, June 29, 2017, at 6:00 p.m. at the Emma Olson Community Center. They will be planning to clean up the northwest section of the City. She apologized for not getting in touch with Comr. Perkins earlier but invited her for the next cleanup event as well as the other commissioners. Finally, Ms. Thomas thanked “Kim” who assisted with putting the project together and everyone who have assisted in this event. She invited everyone who wanted to assist with the cleanup efforts to join her on Thursday.

Cultural Arts Summer Youth Program – Herman Levern Jones, Theater South Atlanta Incorporated, 1955 Federal Highway, Pompano Beach, FL, indicated that he is not a resident of the City but his theater is a resident at the Pompano Beach Cultural Center. He thanked the City Manager, the Commissioners, Mayor, and City Attorney for doing a wonderful job with the Cultural Arts Center. He mentioned that he shares the arts with the community and runs a reputable theater company that is involved with the youth. In fact, this past Friday, he indicated that Comr. Sobel came in and spoke with the students of approximately 30 youth.

Mr. Jones complained that last Friday, after his group performed a beautiful piece, he was put out of the facility, his contract terminated for the summer camp program by Alyona Ushe, and the CAC. He stated that he was embarrassed and disappointed as the police officers escorted him from the room under the direction of Ms. Ushe. He felt this was unfair and a travesty for him, as well as an embarrassment to his wife. Therefore, he hopes this will not happen again to anyone, who is innocent of any wrongdoing, but only trying to bring arts to the youth.

Finally, Mr. Jones requested to be allowed back in the building at 7:30 a.m. on Wednesday morning. He mentioned that he has approximately 80 children involved in the program and someone else is running the program and all the “hard work” he put into bringing the students in is being erased. Nevertheless, he thanked Comr. Perkins for her support.

Mayor Fisher requested an updated report from the City Manager regarding the matter.

Gregory Harrison, City Manager stated that the administrative staff met with Mr. Jones and some of his representatives and he told Mr. Jones this was an administrative matter being handled by the City Manager's staff and that they will get "to the bottom of" the problem. He understands that there are two sides to the story. Once a thorough investigation is done, Mr. Harrison promised to report to the City Commission his findings. The program did not stop, however, it is being operated by different people.

Mr. Jones indicated that he appreciates the support and he only wants the best and he does not want to create any unnecessary storm.

Comr. Perkins indicated that she had mentioned to the City Manager that it is critical that he meets with Mr. Jones and the CAC representatives on resolving the matter. Therefore, she is asking what is there for the City Manager to investigate after meeting with them today.

Mr. Harrison explained that it is a legal matter, which careful consideration must be given. Therefore, meeting with only one side to make a decision is not what he wanted to do. He requested that the Commission allow him the time to investigate the matter to come up with a resolution.

Comr. Perkins indicated that Mr. Jones brought the program to the City of Pompano Beach, yet he was escorted out of the building and someone else is running his program. She asked where is the legality in handling this matter.

Mr. Harrison responded that the matter is being handled.

Utilities Department Operations – Jocelyn Jackson, 141 N.W. 19th Street, Pompano Beach, FL, stated that she received some information, but it was not what she was looking for. Therefore, she has to revisit the Department in reference to the frequency of water being turned off on the Northwest side versus the Southwest side when residents do not pay their bill.

Rental of City Facilities – Ms. Jackson suggested that the staff could consider how they rent the venues of the City. For example, some venues are rented with tables and chairs. So, perhaps these could be made available for all venues.

Mayor Fisher suggested that Ms. Jackson speak with the City Manager's Office or the Parks and Recreation Department on this matter.

Cultural Arts Summer Youth Program – Ms. Jackson stated that she has visited the Cultural Arts Center and has observed that Mr. Jones program did not have a structure in place. However, on her visit today there is a curriculum in place. Therefore, she suggested that until Mr. Jones could get his program established to come back next year, when he could get the children in order to take better care of the facility.

Mayor Fisher provided Ms. Jackson with the response regarding the water issue. In addition, Mayor Fisher apologized to Ms. Jackson for how she was treated at one of the City's facilities that she complained about previously.

Passport4Change – Derrika Hunt and Passport Change Group, Pompano Beach, FL, indicated that she brought the youth, who visited Trinidad to speak regarding the benefits of Passport4Change. The following youth spoke in support of the program:

Carshaylah Harrison, Jacanaya, Natrianna LeSane, Shacora Larkin, Shaniyah McGirt, and Jazzman LeSane, residents of the City of Pompano Beach.

Comr. Hardin indicated that one of the young women mentioned the disparity between Blanche Ely High and Pompano Beach High Schoolers and explained that it is not the City, but rather it is the Broward County School Board. He said the City wants parity for all the schools within the City.

Cultural Arts Event Update – Sharonda Richardson, 700 N.W. 17th Street, Pompano Beach, FL, provided an update on the funds she requested previously and received for a play she produced at the Cultural Arts Center. She reported that the play did take place with approximately 72 residents in attendance. They were able to sponsor some of the seniors to attend, as well as provided discounted tickets, which made it possible for some people to attend who would not have been able to do so. In addition, Ms. Richardson thanked BoJo's Seafood and Kitchen, who has been generous and helpful in endeavors in not just cultural arts, but also in other areas throughout the City. She thanked the Commission and the staff at the Cultural Arts Center namely, Kayson and Avery who are sound techs who ensured that her first play was successful.

Finally, Ms. Richardson urged everyone to work together in the Cultural Arts community because it matters to the youth and everyone within the City to continue to do what is best for the City of Pompano Beach.

Summer Youth Program – Carolyn Jones, Theatre South, Pompano Beach, FL, indicated that she works with the Theater South and that they started the summer theatre arts conservatory. She provided a brief background of the company, which is operated by her husband. Ms. Jones complained that last Friday, when she was put out of the building by four officers was frightening to her. The problem that may have occurred with Ms. Ushe and her company was not discussed prior to being put out of the building. She was told the reason they were forced out of the building her husband would not sign the contract. For the records, she provided a copy of the contract to the City Clerk.

Additionally, Ms. Jones stated that she has a schedule that shows that they were granted the summer camp from the beginning. She then provided a detail account of what transpired prior to and on Friday, when they were escorted out of the building.

Finally, Ms. Jones thanked Comr. Perkins for her support and indicated that they do want to return to the City of Pompano Beach with their program, which she felt was stolen from them. She also thanked City Manager Harrison for the time he gave them.

Theater South Atlanta Summer Youth Program – Samantha Davis, 815 N. Homestead Boulevard, FL, Associate Producer with Theatre South Atlanta, she is not a resident but works in the area of Pompano Beach. Ms. Davis stated that her team did not feel welcomed when they came in to operate in the City of Pompano Beach. She was not with the team on Friday, but learned that they were being "kicked out" of the program and that four sheriffs were escorting the team members out, which was shocking to her. She indicated that in their experience with working with Alyona Ushe, they have been able to work out and talk about issues. Therefore, she is unsure what could have necessitated calling the police to escort her team from building. Nevertheless, both sides need to come together to talk things through to reach some

resolution.

Finally, Ms. Davis stated that she desires for the company to be allowed to continue running their summer camp theater art program.

Replace/Repair of Lift Station Issue – Thomas Heinrich, 140 Cypress Club Drive, #405, Pompano Beach, FL, stated that he lives in a condominium project located on McNab. He said they do not have any public sewers on McNab and that should change. He indicated that he has not received a response to a letter he sent to the City. One of the issues is concerning a letter he received from Randy Brown, Utilities Director stating that the City was not requiring the lift station be replaced or repaired at Cypress Club Condominium, which is also used by the shopping center. However, it has been used on a piggyback basis by the Bank of America building, which has no sewer system. The shopping center received a letter from City Attorney, Mark Berman stating that the City is requiring Cypress Club Condominium to replace their lift station. Therefore, he would like to know if they should replace the entire lift station, which is properly working. The permit that was taken out has expired so there is no pending permit for the lift station and it has been working.

In sum, Mr. Heinrich is requesting that the City provide public sewers down McNab, and would Mr. Berman send a letter to the shopping center that says the City's position is that Cypress Club is not being required to replace its lift station.

Mayor Fisher clarified that the City Commission does not dictate anything about lift stations. He is aware that staff has been working diligently with the legal issues of this matter. In sum, the current lift station that services the condominium half of it is located on the commercial property side. In fact, other condominium residents are having severe backups of sewage to the extent it is felt it is leaking in the canal, which is not a good thing. Mayor Fisher clarified that the lift station is privately owned and is not City owned. The City is legally trying to resolve the issue because half of the station sits on commercial property, which is not cooperative to have the lift station repaired or replaced. Nevertheless, this is a legal matter, which resolution is being sought for almost one year.

Mark Berman, City Attorney, mentioned that the City was approached by the Condominium; however, it appears Mr. Heinrich is in some dispute with the Condominium regarding the lift station. The City does not want to get involved with that. He provided detail of the circumstances regarding the matter. The outcome to date is that the Court has ruled that the City stay out of the issue between the Condominium and the Shopping Center. Therefore, the City is not actively involved in this matter at this time.

Herman Lavern Jones Theater South Arts Conservatory – Jacovia Farrington, 10770 S.W. 216th Street, Miami, FL, does not reside in the City but is associated with the Herman Lavern Jones Theater Arts Conservatory. She also complained about the incident that took place on Friday, regarding the involvement of the Broward Sheriff's Office requiring members from the Theater group to leave the Cultural Arts Center facility. She said for the two weeks they have been working with the children and they had a powerful impact in showing them the fundamentals of theater arts. However, a new "tribe" has taken over what they have built.

Herman Lavern Jones Theater South Atlanta Cultural Summer Camp – Marie A. Manuel, 704 N.W. 3rd Avenue, Pompano Beach, FL, indicated that she has ran cultural arts programming through the City for a number of years. Cultural Arts, performing arts, instrumental enrichment, as well as academic enrichment through the Parks and Recreation and various other organizations. She met Mr. Jones and his staff a number

of months ago when they were relocating their programs to the City. She indicated that she admires their expertise, knowledge and spirit of excellence.

Furthermore, Ms. Manuel indicated that the first few week of summer camps are always chaotic. Bearing in mind, they had a late start and did not get the opportunity to market the way they should have done to get the kids into the program in time. As well as, the rapid growth from 4 students to 60 students within a week contributed to a chaotic start.

In sum, Ms. Manuel highly recommended the Herman Levern Jones Theater South. She thanked City Manager Gregory Harrison, Assistant City Manager Brian Donovan, the other Assistant City Manager, and Recreation Programs Administrator Mark Beaudreau, for meeting with the group. As well as Comr. Perkins for encouraging the group to persevere. Overall, Ms. Manuel mentioned that the company has done well for the City, but they have not been treated well.

Derrika Hunt, Pompano Beach, FL, indicated that as a resident of Pompano Beach and commented that one thing missing from the Commission meetings is the youth input. She suggested that the City should have a youth advisory council to make sure the youth are actively included in the development of the City. In sum, Ms. Hunt mentioned that the northwest side of the City has been underdeveloped for “too long.” She indicated that she will be moving back to Pompano Beach and advocate for accessible pathways for youth of color.

Mayor Fisher challenged Ms. Hunt to bring some ideas to the Commission on how to formulate the Youth Advocacy group. However, he asked that the group include youth from the entire city and not just brown and black individuals.

Ms. Hunt responded that she wants to work with the City on this, but there is a structural barrier that typically affects black and brown youth more than other youth in Pompano Beach, and she has the statistics to support her comments and would love to work with the City, but will not be doing the work for “free.”

Comr. Hardin clarified his comments made earlier when he tried to point out that to a previous speaker who thought the City was treating the schools unfairly and to correct that impression. In fact, he does want parity for all schools in the City and throughout the County.

Naming Field at Pompano Beach Community Park – Joel Bradley, Baseball Scout Major League Baseball (MLB), Baltimore Orioles, declared he is not a resident of the City. He said he is a MLB scout with the Baltimore Orioles and a longtime resident of Broward County. He indicated that he wanted to add his voice to the proposal of honoring legendary baseball scout in Pompano Beach, Fred Ferreira. Thereafter, he provided background information on Mr. Ferreira’s accomplishments. In addition, Mr. Bradley recommended that the City recognize the spirit of a trailblazer and community builder by naming a field at Pompano Beach Community Park in honor of the beloved major league shark, Fred Ferreira.

Mayor Fisher indicated that Assistant City Manager Phyllis Korab has been working on the request, which is being processed.

Community – Sarahca Peterson, 305 SW 1st Court, Pompano Beach, FL, invited the parents whose kids currently attend the summer program. She recalled an incident that occurred when two small black boys who were horse playing around, and she spoke with them to send them home. At the same time, Captain

Adkins of the Broward Sheriff's Office (BSO) also intervened to speak to the children. Ms. Peterson indicated that it was her place, as someone from the neighborhood to say something to the children, and not the police. She said at that time she was speaking to them on behalf of the village. Therefore, the treatment at the summer camp is similar to her saying, "that is not how you treat our kids here." Ms. Peterson indicated that she understands the organization had to adjust with growing a program from 5 to 30 kids. Therefore, the structure is being put in place for the kids' safety and ensuring they are getting the arts. Furthermore, she said no one is doing Mr. Jones program, because there are artistic people in the community that can also do these projects. Therefore, on behalf of the community she wants to ensure that the kids are taken care of and treated fairly. They want them to have the theater art, but, they also want for them to have that structure as well. She stated that they are focusing on corrective behavior, English, arts, and creative writing, which the kids were not getting prior to attending the summer camp.

Finally, Ms. Peterson encouraged the Commission to listen to the parents of the kids who are involved in the summer arts program.

Veterans' Programs – Brigitte Holloway-Romain, 1824 N.W. 6th Avenue, Pompano Beach, FL, retired from the US Army, indicated that she returned to Pompano Beach to assist her mother. She indicated that she has been inquiring what programs are available for veterans and does the City have any contributions to the veterans, and no one seems to know.

Mayor Fisher responded that there are two programs he could guide Ms. Holloway-Romain to, which are the American Legion, next to City Hall. Once a week they do have a full program for veterans to come in and they provide a wide variety of services. Most importantly, to maximize their opportunities that they might otherwise not have as it relates to physical dollars. Secondly, there is a veterans' organization located off Sample Road, west of Powerline Road, which has an incredible program assisting veterans to their maximum ability to include health, to receive the dollars they deserve and so forth. He promised to get these two programs information to Ms. Holloway-Romain.

Community Benefits – Gonzales Joseph, Pompano Beach, FL, stated that he loves the City of Pompano Beach. He thanked all the public servants that were recognized tonight for their services to the City of Pompano Beach. Thereafter, he spoke in detail on the many changes that are being done in and around the City, and especially in the northwest community. He inquired about the City's use of eminent domain that has contributed to all the changes being done in the neighborhoods, as well as he wanted to know about the audit of the Community Redevelopment Agency's (CRA) programs. In sum, he complained that they are not seeing any "concrete thing being done in the community," which the Commission needs to address these issues.

Mayor Fisher explained in detail the eminent domain activity, when several years ago there were laws passed whereby the CRA was unable to use eminent domain process. He indicated that actually, the City could use for public purposes. The last eminent domain process that the CRA/City used was to save the Ali cultural building. Notwithstanding, he mentioned there are several residents in the audience who are able to speak to Mr. Joseph on the benefits of the Ali building within the community.

Better Dialogue – George Dillard, 612 N.W. 2nd Terrace, Pompano Beach, FL, thanked Comr. Perkins and City Manager Gregory Harrison for some of the things they are trying to accomplish in the northwest section of the City. He is concerned about somethings he has been hearing and he felt there needed to be a better dialogue. He indicated there is a need to spread the development throughout the City instead of doing

just for one group of people. He stated that the City of Coral Springs is younger than the City of Pompano Beach and we are behind, which is a “shame.” Therefore, he urged the Commission to assist with changing things around the City, as well as the CRA Board.

Code Enforcement – Joe Ryan, 427 NE 24th Avenue, Pompano Beach, FL, stated that he is the king of complainers concerning code enforcement. He alleged that one of the reasons the Commission is not enforcing the rules is that they may be defeated at the next election, as well as they would enjoy the benefits of the pension. He feels the Commission owes the residents more than what they are currently doing. Finally, he said there is the need to solve some of the problems and “not be an empire building.”

Summer College Tour 2017 – Coach Rosegreen, Assistant Head Coach for Blanche Ely High School, Pompano Beach, FL, requested assistance with the students’ tour of colleges. He said there are 65 colleges coming to Blanche Ely High School, which is the first since the past five years. He indicated that the tour would assist the young black males to get into schools. The cost of the tour is \$26,000. The colleges they plan to visit will allow the youth a better opportunity to receive offers and allow them with a better look at the colleges.

Coach Rosegreen indicated there is a plaque they plan to give away to the donors who assist with the tour. He indicated that donors could send funds to the Blanche Ely High School, which will be earmarked for the Summer College Tour.

D, CONSENT AGENDA

1. [17-474](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING LAMBERT ADVISORY’S AFFORDABLE HOUSING STUDY SUMMARY FINDINGS; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Jennifer Gomez/Robin Bird)

Robin Bird, Development Services Director, stated that the City issued a Request for Proposal (RFP) to study the City’s Housing stock and provide recommendations. Subsequently, the City hired Lambert Advisory, LLC to conduct the housing study, co-funded by the Community Redevelopment Agency (CRA). The goal of the study was to provide an inventory and assessment of the existing housing stock and to develop a housing strategy for the City. The staff from the Development Services Department, Office of Housing and Urban Improvement (OHUI) and the CRA have met throughout the year with Mr. Lambert to discuss the progress and the final report. Lambert presented its findings and invited feedbacks through a community meeting on January 30, 2017. The firm also obtained feedback from the Northwest CRA advisory board on May 1, 2017 and the East CRA advisory board on May 5, 2017. A presentation was provided to the Planning and Zoning Board, who provided a unanimous recommendation for approval at the May 24, 2017 meeting. Mr. Bird introduced Paul Lambert, who provided the Commission with a brief presentation.

Lastly, Robin Bird recognized Assistant Director Jennifer Gomez, who assisted in creating the staff to get this job accomplished.

Paul Lambert, Lambert Advisory, LLC, 1201 Brickell Avenue, Suite 400, Miami, FL, provided an overhead presentation outlining in detail what the study entailed regarding the housing market within the City of Pompano Beach. He mentioned they had checked into the nature of the affordable housing market and the impacts on the City. The City has many different sub markets and it cannot be considered as a single housing market. He said of the 30 rental properties, 26 were surveyed with 50 or more units.

The findings from their analysis include:

- 1) 113,000 families countywide that pay more than 30% of their income in rent to be able to afford housing. Within the City of Pompano Beach there are 7,500 families under housing burden, as qualified by the Federal Housing Development (HUD)?
- 2) There is clearly a demand and an increased demand over time for affordable housing.
- 3) The City of Pompano Beach has the third highest concentration countywide of affordable units that are rent subsidized or rent restricted units. In addition, 85% of the rent-restricted units in the City of Pompano Beach are concentrated in census tracts where more than 30% of units are also rent restricted.
- 4) Through Lambert's efforts, they made a number of policy recommendations and vetted them with the community, the CRA Boards as well as presented it to the Planning and Zoning Board. Therefore, every policy around housing development should be for de-concentration of these units as opposed to continuing to be concentrated. It is consistent with the new federal guidelines even since they started the study. Therefore, de-concentration is the core objective of new development of affordable housing. This will include reviewing the 2015-2019 City Consolidated Plan that was filed with the Housing and Urban Development (HUD), to ensure the objectives are consistent with federal policy.
- 5) Lambert is recommending that there are certain census tracts where there are restrictions and limitations placed on additional affordable housing, so there is clearly a delineation to encourage the de-concentration policy from a planning and development perspective.
- 6) Lambert is recommending a focus of community development resources in certain neighborhoods that are clearly showing the trend of being on the upswing. Re-investment would have a positive impact in a short term. Or, for the community development dollars to be invested in neighborhoods that have more limitations where there has been a slide in those neighborhoods that need to be stabilized. The areas include north Pompano Beach, west of A1A; Old Pompano are just a few that are throughout every district.
- 7) Lambert is recommending an additional source of income as a source of discrimination. Miami-Dade County has done this. In fact, approximately 16 states that have restricted source of income as discrimination. They are recommending that the City does not have its own discrimination policy and adopts the County policy and the City advocates for it at the county level.

- 8) The County is in an effort undertaking legislation, the human rights commission that encourages inclusionary zoning of up to 15% of units within all housing developments throughout the county. Housing is a capital stock that takes a lot of time to develop, to change the market and to change the policies.

Delores Bullard, 212 North Flagler Avenue, Pompano Beach, FL, stated that Mr. Lambert has done the study and has determined the areas where housing is needed as well as the poor areas. She has been asking over the past few years for the City to get senior affordable housing in the poor neighborhood. Therefore, she is hopeful that some conclusion can be reached that the area can be built and get the housing done as soon as possible. She thanked Mr. Lambert for his excellent presentation.

Joseph Wells, Pompano Beach, FL, asked what area Mr. Lambert visited to conduct the meetings. He understands that some homeowners' association did not get the meeting notice.

Mr. Lambert responded that the information was included in every water bill. The meeting was held at the E. Pat Larkins Community Center located on MLK Boulevard. In addition, the Northwest CRA meeting was held at the E. Pat Larkins Community Center several weeks later. Another meeting was held at the east CRA Committee at the Emma Lou Olson Community Center and finally, it was presented to the Planning and Zoning Board in May.

Mr. Wells stated one of the biggest issue is the lack of communication. Therefore, instead of just including the information about the meetings on the water bills, more should be done to get the notice to the Homeowners' Association meeting. Nevertheless, he likes the presentation and commended Mr. Lambert for doing a great job.

Michael Skversky, Pompano Beach, FL, inquired about the \$1,800 for rental.

Mr. Lambert responded that it is the average monthly market rental rate citywide. In addition, he mentioned that countywide there are 113,000 families paying more than 30% of their gross income. This is at the federal standard inclusive of utilities.

Mandy Striggles, Pompano Beach, FL, thanked Mr. Lambert for the study. She indicated that as a high school teacher she has been considering and checking into some of that statistics. She indicated that when most of the high school students go off to college when they have completed their courses they do not come back to the City to reside as there is no place for them to live. They have to go back to their parent's home and as a professional with a bachelor's degree; they are doing great if they can get a job paying \$39,000 per year. Therefore, the housing market in Pompano Beach is costing over \$1,800 to live in a professional neighborhood. Ms. Striggles indicated that affordable housing does not always have to be Section 8 and income restricted. Moreover, she likes the recommendation to decompress.

Comr. Sobel indicated that he is familiar with Mr. Lambert's study that is excellent and important report. It has taken over two years to accomplish and the taxpayers have spent a great deal of money. However, he wants to ensure that the information is readily and easily available through the City's website.

Mayor Fisher indicated that all the reports are available online.

Mr. Bird confirmed that Mayor Fisher is correct and stated the report is available in draft form online, but until the Commission approves and accepts it is not a valid policy.

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

Enactment No: RES. No. 2017-265

2. [17-490](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING CONVEYANCE OF REAL PROPERTY FROM BRODIE LEE JOHNSON TO THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Robin Bird/Scott Reale)

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. 2017-266

3. [17-492](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A REVOCABLE LICENSE AGREEMENT AMONG THE CITY OF POMPANO BEACH, NAUTICAL PROPERTY INVESTMENTS INC. AND DAVID J. GIANNONE, INC.; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Robin Bird/Jae Eun Kim)

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. 2017-267

4. [17-504](#) A RESOLUTION APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A RELEASE OF MORTGAGE PERTAINING TO A HOUSING REHABILITATION LOAN GIVEN BY THE CITY OF POMPANO BEACH TO JUNE TAYLOR GRIZZAFFI; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Miriam Carrillo/Mark Korman)

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. 2017-268

5. [17-507](#) Approve ranking order for RFP E-02-17 Canal Cleaning Boat, and authorize staff to negotiate a contract with the highest-ranked firm, Elastec, Inc.
(Fiscal Impact: No cost at this time)
(Staff Contact: Robert McCaughan)

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.

6. [17-485](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING M. DWIGHT EVANS TO THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BEVERLY PERKINS, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION.
(Fiscal Impact: N/A)
(Staff Contact: Asceleta Hammond)

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. 2017-269

- 6A. [17-521](#) 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 TSATAS ACQUISITIONS, LLC FOR TEMPORARY PARKING DURING THE 4TH OF JULY HOLIDAY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: 1,200.00)
(Staff Contact: Suzette Sibble)

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. 2017-270

C. REGULAR AGENDA

QUASI-JUDICIAL PROCEEDING

Mark E. Berman, City Attorney, advised that item 7 is listed under Quasi-Judicial Proceeding and is quasi-judicial in nature; therefore, anyone who wishes to testify must be sworn in and may be subject to cross-examination by the City Commission or any other interested party. The individuals addressing the City Commission must state his or her name, whether he or she has been sworn, and understands the rules which governs these proceedings. Thereafter, Mr. Berman outlined the order in which they would follow: City staff would make its presentation for each item, followed by the applicant or any other person(s) wishing to speak, closing argument, and then Commission's discussion.

Asceletha Hammond, City Clerk, placed under oath all individuals, including staff, addressing the City Commission in the following matters.

7. 17-462 P.H. 2017-61: (PUBLIC HEARING 2ND READING)

AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING SOUTH OF SAMPLE ROAD AND NORTH OF NW 34TH COURT NEAR THE TERMINUS WITH NW 16TH AVENUE AND COMMONLY REFERRED TO AS 1600 W. SAMPLE ROAD FROM I-1 / PLANNED COMMERCIAL DEVELOPMENT (PCD) TO I-1; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: JUNE 13, 2017

(Staff Contact: Maggie Barszewski/Robin Bird)

Robin Bird, Development Services Director presented the item, which he indicated is a 4.1 acre site, located at 100 West Sample Road. Partners Preferred Yield II, Inc. is asking for rezoning from I-1/ Planned Commercial Development (PCD) to I-1. Currently, there are six existing one-story self-storage buildings on site. The applicant wants to construct a three-story self-storage building that can meet all development regulations for general industrial or the I-1 district and therefore no longer needs to have the PCD allowances, which were granted through the PCD. The major site plan application along with the rezoning request was unanimously approved and recommended at the April 26, 2017 Planning and Zoning Board meeting with the condition of this rezoning approval. During the first reading of the item, the Commission requested clarification on the original PCD rezoning and the permitted uses that they were going to receive because of the rezoning. The PCD was actually relief of the dimensional standards in the I-1 district as they were going back into the setback. There was no uses that were further restricted during the PCD, therefore they are not getting or losing any uses on this property. In essence, it is considered a down zoning. The original PCD ordinance did not convey any additional uses over the uses of those allowed in the I-1 general industrial district. Instead, providing for the flexibility of the development regulations. The applicant was available for any questions.

Comr. Perkins noted that at the last meeting she voted against the item because she was confused that only 17 people received notices in the area for this project. However, after checking with the people in the area most of the people appear to be accepting of the rezoning, so she will vote to approve it.

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. 2017-52

END OF QUASI-JUDICIAL PROCEEDING

8. [17-473](#) P.H. 2017-59: (PUBLIC HEARING 2ND READING)
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 113, "BUSINESS TAX RECEIPTS," OF THE POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 113.39, "BUSINESS TAX RECEIPT SCHEDULE," TO MODIFY THE RATE STRUCTURE FOR BUSINESS TAX RECEIPTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$109,204.00 in BTR revenues)

FIRST READING: JUNE 13, 2017

(**Staff Contact:** Jennifer Gomez/Robin Bird)

Robin Bird, Development Services Director presented the item and indicated that the Florida Statutes allows the City to raise business tax receipts by a maximum of 5% every two (2) years. He noted that it has been five (5) years since the fees have been increased.

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. 2017-53

9. [17-484](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

TABLED FROM JUNE 13, 2017

(**Staff Contact:** Kim Briesemeister/Brian Donovan)

Adriane Esteban, CRA Project Manager presented the item by providing a brief historical background on the item. She indicated that in 2009 the City and the Community Development Agency (CRA) entered into an interlocal agreement. Consequently, after seven (7) years it is time to renew the agreement. She explained that roles and obligations between the two entities needed to be defined. Therefore, the agreement assists to fill in the gaps, as well as establishes the term to be the same between the City and the CRA.

Comr. Perkins asked for an explanation of the role of the CRA compared to the City.

Ms. Esteban responded that the City provides many functions such as purchasing and finance departments, and the CRA, as a separate entity, would like to utilize the same services. Therefore, the interlocal agreement would set the stage for the services that each entity is providing.

Comr. Perkins inquired whether the CRA would reimburse the City when it uses some of the City's services.

Ms. Esteban responded that is correct, and that the CRA does set in their budget every year to cover city service charges.

Mayor Fisher noted that on May 23, 2017 the CRA Board approved the interlocal agreement.

Mark Berman, City Attorney indicated he had suggested a change that the CRA had accepted, which would provide indemnification for the City from the CRA on matters such as development, or holding of advances on City properties.

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 Resolution be ADOPTED. The motion carried by the following vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

Enactment No: RES. No. 2017-271

10. [17-500](#) 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 SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND ODYSSEY MANUFACTURING CO. TO PROVIDE MAINTENANCE, REPLACEMENT, NEW INSTALLATIONS AND REPAIR WORK FOR ITS CHEMICAL SYSTEMS AT THE CITY'S WATER TREATMENT AND REUSE TREATMENT PLANT; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Not to exceed \$800,000.00 annually)
(**Staff Contact:** A. Randolph Brown)

A.Randolph Brown, Utilities Director, presented the item, which he indicated is a renewal of a service contract for the chemical feed systems that are located throughout the treatment plants. The prices have been held from the year prior.

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. 2017-272

11. [17-471](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND ACCEPTING AN UPDATED STRATEGIC PLAN FOR 2017 - 2022 AND AN ACTION AGENDA FOR 2017; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)
(**Staff Contact:** David L. Recor)

David Recor, City Manager's Office, presented the item and stated that staff is recommending approval of a resolution approving an updated Strategic Plan for 2017-2022 and an Action Agenda for 2017. This strategic planning update process has been coordinated by the City Manager's Office for the last twelve months. Lengthy detail discussions with management, staff and the elected body was facilitated by an outside contractor Lyle J. Summek. In addition, all the City's advisory boards and committees were surveyed for their feedback as part of the scope of work for this initiative. He then explained in detail the updated plan. He concluded that following the approval of the updated plan, the City Manager's Office will prepare quarterly progress reports to keep the Mayor and Commissioners informed of the ongoing activities.

Vicente Thrower, 1890 NW 6th Avenue, Pompano Beach, FL, asked if in the strategic plan has anyone address possibly looking at citywide Wi-Fi. Also, to look at the City's infrastructure and how it could be included to attract hi-tech companies to the city. Lastly, he asked how the City attracts more businesses to the City.

Mayor Fisher clarified that the strategic plan is to gain businesses into the community and if so, to put the necessary infrastructure in place to do so, and asked if that is in this particular plan.

Mr. Recor responded that the plan is designed to establish milestones and activities to keep the staff focused on what the policy group, the elected body, indicated were their priorities for the calendar year. There are issues on the horizon that is greater than five years which addresses the commentary made earlier.

A lengthy discussion followed between Mr. Thrower, Mayor Fisher and Comr. Sobel to define the infrastructures, the technical abilities and how these could be utilized to attract businesses into the City. As well as defining what the strategic plan should entail.

Comr. Hardin asked who updates the one-year action plan in the strategic plan.

Mr. Recor indicated that Mr. Summek would update it if the City decided to continue to retain his services.

Comr. Hardin indicated that it is important to update and refresh the plan on a regular basis and to stay focused to get things done.

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. 2017-273

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. 2017-273

12. [17-506](#) P.H. 2017-65: (PUBLIC HEARING 1ST READING)

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH AMENDING CHAPTER 96, "HEALTH AND SAFETY," OF THE CODE OF ORDINANCES BY AMENDING SECTION 96.26, "PUBLIC NUISANCES," TO PROVIDE FOR THE REMOVAL OF ANY COMBUSTIBLE, EXPLOSIVE AND HAZARDOUS MATERIAL OR OTHER CONDITION WHICH HAS THE POTENTIAL TO CAUSE IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY AND WELFARE OR THE ENVIRONMENT EITHER BY ITSELF OR INTERACTION WITH OTHER FACTORS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(**Staff Contact:** Russell Ketchem/Robert McCaughan)

Robert McCaughan, Public Works Director presented the item and indicated that this revision is specific to Chapter 96.26 (c) where it defines public nuisances. Currently twelve have been identified so this will make the thirteenth item. This addresses the presence of any combustible explosives, hazardous materials or other condition that can threaten public safety.

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

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

13. [17-487](#) P.H. 2017-66: (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 THIRD AMENDMENT TO THE LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE SAMPLE-McDOUGALD HOUSE PRESERVATION SOCIETY, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$40,000.00)
(**Staff Contact:** Erjeta Diamanti)

Erjeta Diamanti, Budget Officer presented the item, which she indicated is a third amendment to the lease agreement between the City of Pompano Beach and the Sample-McDougald House Preservation Society, Inc. to revise conditions and obligations of the parties. The parties have mutually agreed to amend the lease. The fiscal impact for 2017 is \$40,000. The City Commission previously approved these amounts. The first payment will occur fifteen days after the execution of the lease agreement.

Tom Terwilliger, District 2 resident, commented that something is wrong with “this deal” and provided the detail for his reasons. In sum, he indicated that the City does not own the house but will pay for the maintenance and repair of the exterior facilities, pay for water, sewer, ground maintenance, exterior bathroom facilities. Notwithstanding the citizens will have to pay to visit the house. Therefore, he urged the Commission to vote no for this item.

Joseph Wells, Pompano Beach resident, indicated that he hope something similar to this agreement would be set up for the Blanche Ely House. Notwithstanding, he likes the Sample-McDougald House and the programs they have for the children.

Dirk DeJong, President of the Sample-McDougald House, introduced their new Executive Director, Jennifer and the Board of Directors who were present to answer any questions.

Comr. Sobel indicated that the Sample-McDougald House appears to be a kin to a park. It is a gem to the City of Pompano Beach, and is one of the critical, historic landmarks that was cited in the President’s Preserve America Award, as being one of the reasons the city received the rare status of preserve America. The Sample McDougald House has been one of the shining lights of the City of Pompano Beach for many years, thanks to the volunteer efforts despite the private ownership, which is one of the reasons it was so well maintained and should not be the City’s direct responsibility to maintain it.

Mayor Fisher stated that it is not a kin to a park but it is the Centennial Park. He mentioned that many residents to include Jerry Bowman worked very hard to convert the property to a Centennial Park today. In addition, the Waldo’s of life are here, who over the years when the house was relocated, dedicated their painting business to beautify the place. Therefore, it has truly been, and continues to be a community opportunity of efforts given by citizens “blood, sweat and tears” to get the House to where it is currently.

Additionally, Mayor Fisher stated that it is an honor to have such an opportunity within the community to have community events, and private events. He reiterated that it is a Centennial Park, which was dedicated in 2008.

Vice Mayor Burrie stated that she had the opportunity to be in the house when it was actually lived in on Sample Road many years ago. They did a beautiful job in putting the house back together. As well as the dollar amounts of \$40,000 was actually approved by the Commission last year for this year's budget.

Comr. Moss echoed the words of Comr. Sobel as he thinks it serves a very valuable resource, and while a corporation may own it, it is a not-for-profit corporation so no money is being made from the ownership. He indicated that it is a gem and he highly supports the item.

Comr. Hardin thanked everybody who have participated in the restoration of the house. There were so many people in the community the business and personal residence has given time, effort, and money to get the house to where it is currently. He indicated that he is proud of what it is for the City of Pompano Beach. It is the cornerstone of efforts to make Pompano Beach what we know it can be.

Comr. Perkins asked for clarification on the \$40,000 budgeted for this item.

Gregory Harrison, City Manager explained that the \$40,000 was previously budgeted so this agreement will start the process of the actual payments being made.

Comr. Perkins stated that when the community thinks of the McDougald House they also think of the Blanche Ely House. Therefore, they may be thinking why the McDougald House has been set up and functioning, but the Blanche Ely House is still sitting with nothing taking place with it. Actually, she recently took a tour with the City Manager and found the house is in "a mess." The two are being compared and while they are different, they both classify as historical houses.

Comr. Hardin suggested that perhaps the City could in the next issue of the TradeWinds, highlight the Ely Museum and provide an update on what is happening currently, the plans for the future and what has been budgeted for it.

Mr. Harrison reminded the Commission that they approved for this fiscal year \$400,000 in Capital Improvements program for the renovation of the Blanche Ely House.

Commissioner Hardin, seconded by Vice Mayor Burrie, that the Ordinance be APPROVED FIRST READING, made a motion. The motion carried by the following vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

14. [17-505](#) P.H. 2017-67: (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 FIRST 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: Estimated costs of \$218,414.96 for the 5 year contract)
(**Staff Contact:** Mark A. Beaudreau/Cynthia Kitts)

Mark

Mark Beaudreau, Recreation Programs Administrator, presented the item and he stated that 2017 would be the seventh year of the Offerdahl Gridiron Grill-Off. Thereafter, he introduced Messrs. Williams and Offerdahl who shared some comments about the relevance and significance of the first amendment to the Agreement and its implications to the 2020 Super Bowl.

John Offerdahl, Executive Producer of the Gridiron Grill-Off Food and Wine Festival, thanked the City for the last six years of their seven-year history. He then provided a brief background of their relationship with the City and the growth story of the Gridiron Grill-Off events, as well as the contributions they make to the community to assist with restoration of houses. He stated that they have been in agreement with the City for the next two years but need to re-negotiate the agreement. The Super Bowl event comes to South Florida every "Blue moon," which brings a lot of attention. He indicated that they have built the Miami Dolphins brand in the City of Pompano Beach and have paired up with top chefs across South Florida. They have worked with the Super Bowl host committee to line up a kick-off the week of the Super Bowl in the City of Pompano Beach. In addition, the Broward Convention Visitor's Bureau is supporting them as well.

In sum, Mr. Offerdahl indicated that they are requesting the City to extend their contract, as well as requesting additional funds specifically to grow their event. He said this year; they are planning to get to 5,000, and next year to 15,000, and the last year to 20,000 attendees. It will be a South Florida signature event that draws the attention to the relevancy of the market place. Therefore, he solicited the City Commission's acknowledgment and support.

Mayor Fisher thanked Mr. Offerdahl for his efforts in growing this event that has spotlighted the City of Pompano Beach.

Commissioner Hardin, seconded by Vice Mayor Burrie, that the Ordinance be APPROVED FIRST READING, made a motion. The motion carried by the following vote:

Yes: Hardin
Moss
Sobel
Burrie
Fisher

Absent: Perkins

15. [17-480](#) P.H. 2017-62: (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 SITE SECURE, LLC; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Not to Exceed \$500,000.00)

FIRST READING: JUNE 13, 2017

(**Staff Contact:** Gene R. Zamoski/Major John Hale)

Gene Zamoski, IT Director presented the item and stated that it is a five (5) year agreement not to exceed \$500,000, for the use, purchase, installation and maintenance of the Automatic License Plate Recognition (ALPR) systems. The Ordinance is requesting the Commission's approval for a bid waiver purchase due to standardization that is allowed in the General Services manual. Thereafter, he provided detail on the site and the system, which must be compatible with the City's existing Genetec system.

Additionally, Mr. Zamoski indicated that they will spend approximately \$125,000 this calendar year on the ALPR equipment with Site Secure, LLC. The first phase of the project will take place on the beach barrier island, which will allow a land lock between Hillsboro Beach and Lauderdale-by-the-Sea.

Comr. Perkins inquired if it was a five-year contract, to which Mr. Zamoski responded yes.

Comr. Perkins indicated that she would like to see something in writing to say because of the current system in place the number of crimes that have been solved. In other words a report on the effectiveness of the system.

John Hale, Police Chief, stated that they pulled some “rough data” from the ALPR system and in the last five months, they detected and recovered sixty-three stolen vehicles and many involved physical arrests of the drivers of those vehicles. In addition, they utilized data taken from the ALPR system to provide to homicide detectives and they were able to trace a homicide suspect, which initiated in Tamarac, ended up going through the City of Pompano Beach and was subsequently arrested in Virginia. A violent serial robber was arrested after the City’s ALPR system provided data on his activities. Several cases have been cleared not only in Pompano Beach but also outside the City. Two additional robbery cases that were committed in Pompano Beach resulted in apprehension through ALPR hits. An armed carjacking case and most recently the serial burglaries that were occurring in Garden Isles the ALPR system provided useful and identifying data for stake out, pursuit and apprehension and recovery of stolen properties.

Chief Hale stated he has 30 years in the police business and this is one of the best technology leveraging tools to come to their use and benefit. Therefore, he fully endorse this item.

Comr. Moss asked if the ALPR is movable.

Chief Hale responded that there are fixed post locations and some are used in mobile applications. Therefore, it can be both fixed and mobile.

Comr. Hardin mentioned with this system there is no overtime, no pension and the benefits go on and on.

Comr. Perkins stated that since this is a five-year contract and they will not come before the Commission until another five years, is there any way they could come back on an annual basis to provide an update as to the progress of the system.

Mr. Zamoski indicated that he could, after the first project, email the Commission and provide a status update. There will not be any more projects unless the Commission approve moneys toward it.

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. 2017-54

16. [17-460](#) P.H. 2017-60: (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 THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA, PROVIDING FOR THE USE OF SCHOOL BUSES FOR CITY RECREATIONAL PURPOSES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: Estimated cost of \$30,000.00)

FIRST READING: JUNE 13, 2017
(**Staff Contact:** Mark A. Beaudreau)

Mark Beaudreau, Recreation Programs Administrator presented the item and indicated that there were no changes since the first reading at the previous Commission meeting.

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. 2017-55

17. [17-497](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **MARK DARMANIN** TO THE GENERAL EMPLOYEES'RETIREMENT SYSTEM OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF MICHAEL A. FRANKLIN; SAID TERM TO EXPIRE ON DECEMBER 6, 2017; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

APPLICANTS:

Raymond Nies - District 1
Phillip Smith - District 1
Edith Kappler - District 2
Pamela G. Moore - District 2
George M. Abraham - District 3
Kenneth A. Campbell - District 3
Susan M. Gingerich - District 5
Mark Darmanin - City of Coral Springs

(Staff Contact: Ascelela Hammond)

A motion was made by Commissioner Hardin to insert the name Mark Darmanin and Comr. Sobel recommended inserting the name Susan Gingerich. The Resolution was ADOPTED to insert the name MARK DARMANIN. The motion carried by the following vote:

Yes: Hardin
Moss
Burrie
Fisher

No: Perkins
Sobel

Enactment No: RES. No. 2017-274

18. [17-499](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **MIMI BOTSCHELLER** TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF CHRISTOPHER MULLON, ALTERNATE 1; SAID TERM TO EXPIRE ON FEBRUARY 1, 2019; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Mimi Botscheller, Art Professor/Alternate #2 - District 1
Carol Dickler, Fashion Designer - District 1
Joseph Grisafi, Resident - District 1
Mary Lou Hamilton, Designer - District 1
Amanda Hart, Designer - District 1
Dwight Hoffman, Teacher - District 1
Claudia Mazzocchi, Structural Engineer - District 1
Carol Romano, Resident - District 1
Donna Russo, Art Teacher - District 1
Stephen Schorr, Attorney - District 1
Edith Kappler, Resident - District 2
Sharon Stone-Walker, Business Developer - District 2
Michael Tipton, Performing Arts Manager - District 2
Dahlia Baker, Program Assistant - District 3
John Cote, Artist - District 3
Michelle R. Cote, Office Manager/Bookkeeper - District 3
Patricia Knight, Art Teacher - District 3
Sarahca Peterson, CEO - District 3
Tyler Townsend, Museum/Collector - District 3
David Baumwald, Commercial Remodeling - District 4
Jazzman LeSane, Founder/President - District 4
Nancy Farrell, Resident - District 5
Karen Jean Leventhal, Free Lance Writer - District 5
David Miller, Graphic Artist - District 5
Cynthia Morales, Product Specialist - District 5
Shellie Morrison, Business Owner - District 5
Ellen Scheffler, Furniture Designer - District 5
Mona Silverstein, Landscape Designer - District 5
Agata Mosery, Designer - Boca Raton
Cherie Saleeby, Artist - Hillsboro Beach

(Staff Contact: Asceleta Hammond)

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, to insert the name MIMI BOTSCHELLER, and that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

Enactment No: RES. No. 2017-275

19. [17-501](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **DANIEL HORAK** TO THE MARINE ADVISORY BOARD OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF W.P. DAVIS, JR.: SAID TERM TO EXPIRE ON OCTOBER 28, 2018; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

APPLICANTS:

Daniel Horak - District 3/Alternate #2
William R. Grissinger - District 1

(Staff Contact: Asceleta Hammond)

A motion was made by Commissioner Sobel to insert the name William Grissinger and Comr. Moss recommended inserting the name Daniel Horak. The Resolution was ADOPTED to insert the name DANIEL HORAK. The motion carried by the following vote:

Yes: Hardin
Moss
Burrie
Fisher

No: Perkins
Sobel

Enactment No: RES. No. 2017-276

20. [17-495](#) REVIEW OF SEALED WRITTEN BIDS FOR THE PURCHASE OF THE PROPERTY DECLARED AS SURPLUS. THE SUBJECT PROPERTY IS LOCATED AT 1841 N. POWERLINE ROAD, POMPAÑO BEACH, FLORIDA.

(Fiscal Impact: N/A)

(**Staff Contact:** Suzette Sibble)

Suzette Sibble, Assistant City Manager, presented the item and indicated that on May 23, 2017, the City Commission approved declaring as surplus, a City-owned property located at 1841 North Powerline Road. The City does not have a foreseeable need for the property in the near future. The City Charter does require that the property be advertised for sale, which was performed by the City Clerk according to the requirements. This would allow the public to submit bids for the property. The Charter also requires that the City Commission publicly open the bids for consideration. There are two minimum requirements in submitting a bid for this property. 1) The bidder is required to submit a conceptual site plan for the property, and 2) To submit a bid bond for 10% of the bid price in the form of cash, a cashier's check or certified check.

Asceletha Hammond, City Clerk announced that one bid was received and that the bid was in the amount of \$300,000 and a check for \$30,000 representing the 10% of the bidder's price was submitted.

Mayor Fisher stated that the bid price was too low. However, the Commission has the right to accept or reject the bid at this time.

Mayor Fisher suggested that perhaps the City might want to list with a brokerage firm and put it out on the market and get proper advertising so that the City could realize market value for the property.

Mark Berman, City Attorney, indicated that he would have to check on the procedures set forth in the Charter to see if what Mayor Fisher is suggesting is an option. Nevertheless, he will confer with the City Manager to come up with a strategy, and get back to the Commission on it.

Mayor Fisher indicated that if it is not possible, then perhaps the Commission could look at other alternatives.

Gregory Harrison, City Manager stated that if the conventional route cannot be accomplished and the Charter is requiring the City to go back to bid, could the Commission permit staff to re-advertise and go through the bidding process again.

Mayor Fisher responded that he would prefer staff bring back to the Commission for approval, if that is the case, a marketing plan and where it would be marketed. Further, he wants to ensure that if it goes back to market, the notice is widespread.

Comr. Sobel asked if a recent appraisal was done since the property was declared surplus.

Ms. Sibble responded that \$950,000 was the appraised value when it was declared surplus.

Comr. Hardin is of the opinion that the City Commission has the authority to market it.

Mr. Berman stated that Section 253 in the City's Charter prescribes the procedures and it clearly states that once the resolution is adopted for surplus there is a notice of sale and protest that is published by the City in the newspaper. One of the features of the Charter is that it limits the ability on how the procedures being utilized to sell or get rid of surplus property.

After a lengthy discussion, Mayor Fisher summed up the comments and indicated that there needs to be some updating going on and that the Commission be provided with the flexibility to market it in a more efficient and effective way.

Steve Ginn, the sole bidder for the property, indicated that he is familiar with the property and provided his experience with funding adjacent properties. He then provided detail of the number of issues with the subject property and the history involved. He said his price was low and the bid was hastily done to meet the date requirements, nonetheless his bid was legitimate, considering the historical background of the property.

A motion was made by Commissioner Hardin, seconded by Vice Mayor Burrie, to reject the bid offered. The motion carried by the following vote:

Yes: Hardin
Moss
Perkins
Sobel
Burrie
Fisher

D. REPORTS

City Manager Gregory Harrison – Community Interaction Meetings – Mr. Harrison said Mr. Dillard struck a chord when he spoke about needing to communicate better within the entire City. Therefore, he would like to offer the Mayor and the Commissioners a proposal for his office to start setting up meetings with the HOA's and Civic Associations periodically, with the Mayor and the individual Commissioners attending with him so that they can talk to the citizens on their home territory. He thinks if this is done for a period, it would decrease some of the input being received that the City Commission and staff are not trying to communicate, as we should with the residents.

Vice Mayor Burrie indicated that City Manager Harrison has attended some of her community meetings, but they were on specific issues. Therefore, Mr. Harrison's proposal would be welcomed. In addition, with the proper scheduling, the Associations can plan and advertise for when the meetings will happen, as well as prepare a question and answer session. She also commented that not everybody attends the civic association meetings. Notwithstanding, there is a Next Door App going rampant through Cresthaven, which among some of the bad publicity there are some good stuff on it and it would be one possible means to get the word out.

City Attorney Mark E. Berman – No Report.

City Clerk Asceleta Hammond – No Report.

Commissioner Rex Hardin – ULI Institute Conference – Comr. Hardin stated that it was a terrific experience this past Friday, June 23, 2017, to have the ULI Institute holding their conference at the Cultural Arts Center, with the focus on Pompano Beach and its Innovation District. It was exciting to see the interest from people outside of the Pompano Beach community and the kind of comments they were making, which was a long time in coming. Therefore, he said, “Hats off to those who put that together.”

July 4th Wishes – Comr. Hardin wished everybody a Happy 4th of July and he hopes to see people at the beach for the fireworks display.

Commissioner Barry Moss – Collier City Civic Association Meeting – Comr. Moss stated that Collier City Civic Association meets on Wednesday, June 28, 2017 at 7:00 p.m. at the Jan Moran Learning Center. He promised to invite the City Manager for a meeting in the near future.

Commissioner Beverly Perkins – 7th Graders National Championship Winners – Comr. Perkins acknowledged some 7th Graders from the Pompano Beach area that just won a national championship on Sunday, June 25. Therefore, she would like to invite them to attend the next Commission meeting to introduce themselves.

Cleanup on MLK Boulevard – Comr. Perkins thanked everybody for participating in the successful cleanup on Saturday, June 23. She thanked Broward Sheriffs’ Office (BSO) and the Fire Department who also participated in assisting in this endeavor. This event was under the coordination of Justus Leek.

Commissioner Michael Sobel – Homelessness – Comr. Sobel commented on the homelessness situation in the City of Pompano Beach. He indicated that he read about Broward Sheriff’s Office (BSO) having about 7,000 engagements with the homeless in the City during the past year at an average of 30 minutes per event. These numbers are significant. Therefore, with the amount of resources, time, and money of taxpayers’ expense being diverted into this issue, it is just one of many reasons the Commission needs to pay more attention to the issue.

Additionally, Comr. Sobel indicated that Mayor Fisher has taken the lead for quite a while with regard to the coalition for the homeless, and there is the City of Pompano Beach Consortium of Care affiliated with the Broward County effort. The City donates approximately \$100,000 annually to the countywide effort. Plans need to be finally implemented and put in place for the City of Pompano Beach. There are priorities with regard to the homeless, the veteran homeless, housing, jobs, training, counseling, food and clothing. The Commission can accomplish it with staff’s working on making specific recommendations. Therefore, he suggested that the City implements the plans, and maximize the resources that we have in place. He said there is no need to reinvent the wheel, as the ideas are available.

Urban Land Institute – Comr. Sobel commented on the Urban Land Institute conference that took place last Friday, June 23. He said he is still absorbing most of the exciting data and information that was presented. He was disappointed in the absence of participation from the northwest community residents who perhaps will be most effected. The Commission clearly intended them to be there and attempted to purchase 100 tickets for \$2,500 in advance with the hope that residents who desired to attend could do so. Nevertheless, he got two things from the experts that spoke at the conference. One of the things Mr. Weiss, the speaker, directed the Commission was that something significant had to be built and seen in the area of the innovation district within the next eight (8) months realistically, which Comr. Sobel is confident can be accomplished. The second thing that Mr. Weiss said, “You better bring the community along with you, because if you do not incorporate the community at every step of the way no matter how laudable the vision may be it will fail.” Therefore, Comr. Sobel stated that anything similar to this type of conference that is being planned for the future, the City should ensure it is open to all the public to attend or else they should not undertake to do it.

Finally, Comr. Sobel mentioned some of his theoretical thoughts and hopes together they can brainstorm and come up with a plan.

Mayor Fisher added that the good thing about the ULI Conference, it was filmed so it would be available to those who did not attend could watch it. He said some great stuff came out of the conference and it was interesting to see the station that the developers built with restaurants and lounge areas for people to gather.

Vice Mayor Charlotte Burrie – Urban Land Institute – Vice Mayor Burrie echoed, the sentiments expressed earlier about the ULI Symposium, which she said was fantastic. She too wished the residents from the northwest community had attended. Nevertheless, she is glad it is on film and that perhaps it can be shown at the Center to review and talk about everything that happened at the symposium.

Mayor Lamar Fisher – July 4th Celebration – Mayor Fisher invited everybody to the 4th of July celebrations on the beach. There will be great entertainment and fireworks display.

Tree Give Away Program - Mayor Fisher reminded everyone of the City’s Tree Give-Away program, which will take place on July 15, and 22, 2017, from 8:00 a.m. to 3:00 p.m. at the City’s Nursery located at 1000 N.E. 3rd Avenue. Mayor Fisher indicated that the City has been Tree City USA for over twenty years.


Sober Homes – The Florida Shuffle Story – Mayor Fisher stated that Megyn Kelly, who has a show that is competing with 60 Minutes, did a phenomenal story on sober homes. It is enlightening, it states exactly what the City of Pompano Beach has been experiencing, and most important, all the experts were talking about it, as it focus back on the Federal government that has created a blight, no fault of the government, that the municipalities are grappling for resolutions to an epidemic. The show had Mayor Glickstein from the City of Delray Beach, some people from the national level were on the panel, and they had Ms. Grigson from the State Attorney’s office of Palm Beach County. He mentioned that the story was great and encouraged everyone to google it. Furthermore, in the story it revealed the competition for the patients and the thousands of dollars they are profiting from the drug testing. As well as how they actually have people

on the streets soliciting people who may have a suitcase in their hand. These are people being paid to get others into their centers. It is a constant battle, and people are losing their lives every day, when it should not be happening. This is an enlightening story that he is encouraging everybody to watch.

Mark Berman, City Attorney, indicated that he received an article from the New York Times, which he will provide to the Commission, people are calling their local numbers for help for drug problems, and it is connecting them to Florida. This is happening in cities all over the country. Many of the switchboards in these cities are being usurped and calls are filtered to people who are encouraging these people with drug problems to come to Florida.

E. ADJOURNMENT

The meeting was adjourned at 9:30 p.m.



Lamar Fisher, Mayor

Asceletha Hammond, City Clerk