

City of Pompano Beach

Virtual City Commission Meeting



Agenda

Tuesday, May 25, 2021

1:00 PM

City Commission

Rex Hardin, Mayor

Beverly Perkins, Vice Mayor

Rhonda Eaton, Commissioner

Cyndy Floyd, Commissioner

Andrea McGee, Commissioner

Tom McMahon, Commissioner

Gregory P. Harrison, City Manager

Mark Berman, City Attorney

Asceletha Hammond, City Clerk

GOVERNMENT IN THE SUNSHINE

The State of Florida pioneered the concept of "Government in the Sunshine," and, accordingly, all meetings of the Pompano Beach City Commission - except those to discuss labor negotiations and litigation strategy, are public. The Commission welcomes the involvement and participation of the citizens.

PROCEDURE

The City Commission has adopted Robert's Rules of Order, Newly Revised.

CITY COMMISSION MEETING TIMES

The City Commission meets two (2) times a month:

Second Tuesday of the month: City Commission Meeting - 1:00 p.m.

Fourth Tuesday of the month: City Commission Meeting - 6:00 p.m.

ADDRESSING THE CITY COMMISSION

"Audience To Be Heard" is scheduled for a thirty (30) minute period at the beginning of the City Commission Meeting, and will be continued after Regular Agenda at the end of the meeting for those speakers who were not heard during the initial thirty-minute period. Speakers will be limited to three minutes to speak on any matter, which is NOT on the Regular Agenda, or removed from the Consent Agenda. When called upon, speakers will be asked to state his/her name and address and, if appropriate, the organization they represent, for the record. Anyone who wishes to address the City Commission during "Audience To Be Heard" remotely must pre-register on-line any time after the Agenda is posted, but no later than 9:00 a.m. on the day of the meeting. For instructions on how and where to pre-register, please read the information under the heading below entitled "Speaking About an Agenda Item (Remotely)".

VIRTUAL CITY COMMISSION MEETING PROCEDURES

Until further notice, to promote social distancing and avoid risk of additional community spread of the Coronavirus (COVID-19), Pompano Beach City Commission Meetings will not be open to physical attendance by members of the public, the media, or general City staff.

The City Commission Meetings will be conducted remotely utilizing a platform for video and audio conferencing. The Elected Officials will participate individually and apart from each other in their offices at City Hall. City Staff will be participating remotely from their offices or from their home.

Interested parties can view the Commission Meeting on Comcast Ch. 78 live and through rebroadcast as well as through live streaming and archive on the City's website at www.pompanobeachfl.gov.

Members of the Community who wish to participate in the meeting and speak on any item on the Consent or Regular Agenda must utilize the new remote public participation option. This option promotes social distancing, while still offering interested parties the opportunity to participate in matters coming before the City Commission.

In Order to Comment on an Item Remotely, Participants Must Have:

- **Access to the internet (to register)**
- **A working email address (to receive your confirmation and dial in number)**
- **A telephone (to dial in to the meeting)**

Speaking About an Agenda Item (Remotely):

- **Anyone who wishes to address the City Commission remotely (via telephone) on an Agenda Item must pre-register by 9:00 a.m. the day of the meeting.**
- **When there is an upcoming Commission Meeting, the link to register will appear on the Commission Page when the agenda is posted.**
- **The link will direct you to a Registration Form**
- **All fields of information on the Registration Form are required.**
- **After submitting your registration online, you will receive an email confirmation. On the day of the meeting you will receive the telephone number to call.**
- **Normal Commission Meeting procedures such as the Invocation and Pledge of Allegiance will be suspended during the Virtual Commission Meetings process.**

On the day of the Meeting:

- **Participants must call the telephone number provided. They can call up to 10 minutes prior to the meeting start time. The call will be answered and they will be put into a "Listen Only" mode, until the Agenda Item number they have signed up to speak about is called and the public input part of the item begins.**
- **When it is time for the participant to speak, the Mayor will direct the conference operator to unmute their line. The Mayor will ask the caller to introduce themselves and will remind the caller how much time they have to speak.**
- **Each remote participant will have three minutes to speak.**
- **Participants watching the webcast/broadcast from a remote location, must mute the speaker on the device they are watching the meeting BEFORE their line is unmuted to speak. This will prevent feedback on the webcast/broadcast. If there is interference or feedback on the call, the participant may be disconnected should the interference cause disruption to the meeting.**
- **Note there is a short delay between the live meeting and what is broadcast on Ch. 78 or web streaming**
- **When the speaker's time expires, they will be placed on "Listen Only" mode and the next speaker in line will be able to participate, and/or the meeting will otherwise continue.**

- At the conclusion of the participant's comments, they can either hang up, or stay on the line and listen to the meeting.

This procedure shall be followed for any item on the Commission Agenda that includes public participation.

ACCESSIBILITY

If you require the services of a Sign Interpreter, please notify the City Manager's Office at (954) 786-4601, 24 hours in advance. Should you require any other assistance to attend or participate in the meeting, please contact the City's ADA Coordinator at (954) 786-4626 at least 24 hours prior to the meeting.

NOTE: Any person who decides to appeal any decision of the City Commission with respect to any matter considered at this meeting will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

CALL TO ORDER

*The Honorable Rex Hardin
Mayor, Presiding*

ROLL CALL

Ascelea Hammond, City Clerk

APPROVAL OF MINUTES

[21-558](#)

Virtual City Commission Meeting Minutes of April 27, 2021

APPROVAL OF AGENDA**CONSENT AGENDA DISCUSSION**

The Commission may pull items from the Consent Agenda. A person may request an item be pulled from the Consent Agenda for discussion on the Regular portion of the agenda upon advance written request, as per the instruction under Speaking About an Agenda Item (Remotely).

A. AUDIENCE TO BE HEARD

Anyone who wishes to address the City Commission during “Audience To Be Heard” remotely, must pre-register on-line any time after the Agenda is posted but no later than 9:00 a.m. on the day of the meeting. For instructions on how and where to pre-register, please read the information under the heading entitled "Speaking About an Agenda Item (Remotely)".

Pursuant to Section 30.07(C)(2)(c) of the City's Code of Ordinances, "Thirty minutes or such time needed to permit ten members of the public to speak, whichever is less, shall be set aside at the beginning of each City Commission meeting for the “audience to be heard” session. The “audience to be heard” session shall be continued at the end of the Commission (Regular Agenda) meeting in the event that individuals wishing to speak are not reached during the first session". (Effective May 28, 2019)

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B. CONSENT AGENDA

1. [21-529](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING THE CAPITAL IMPROVEMENT PLAN FOR THE CITY OF POMPANO BEACH FOR FISCAL YEARS 2021 THROUGH 2025 TO INCLUDE A PROJECT FOR THE RENOVATION OF THE PICKLEBALL COURTS AT COMMUNITY PARK; ESTABLISHING THE APPROPRIATE BUDGET FOR FY 2021; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$250,000.00)

(Staff Contact: Hector R. Gandia/Tammy Good)

2. [21-555](#) 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 BETWEEN THE CITY OF POMPANO BEACH AND MAG REAL ESTATE AND DEVELOPMENT, INC. FOR THE PURPOSE OF INSTALLING GROUNDWATER MONITORING WELLS IN THE CITY RIGHT-OF-WAY ADJACENT TO 1621 S. DIXIE HIGHWAY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

3. [21-556](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A JOINT PARTICIPATION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR ROADWAY IMPROVEMENTS ALONG SR-A1A FROM SUNSET LANE TO SE 1ST STREET; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$679,153.00 - FDOT's contribution)

G.O. POMPANO!

(Staff Contact: Horacio Danovich)

4. [21-376](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2021 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 THREE CENT LOCAL OPTION GAS TAX ON MOTOR FUEL; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Erjeta Diamanti)

5. [21-377](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A 2021 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)

(Staff Contact: Erjeta Diamanti)

6. [21-500](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A UTILITY EASEMENT BETWEEN THE CITY OF POMPANO BEACH AND HABITAT FOR HUMANITY OF BROWARD, INC., ACCEPTING A GRANT OF A PERPETUAL PUBLIC UTILITIES EASEMENT; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: A. Randolph Brown)

7. [21-502](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE WORK AUTHORIZATION NO. 2 IN THE AMOUNT OF \$98,760.00 PURSUANT TO THE AGREEMENT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND MCCAFFERTY BRINSON CONSULTING, LLC FOR ENGINEERING SERVICES; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$98,760)

(Staff Contact: A. Randolph Brown/Nathaniel Watson)

8. [21-545](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING ALAN L. GABRIEL AS SPECIAL MAGISTRATE TO PRESIDE OVER CODE ENFORCEMENT PROCEEDINGS OF THE CITY OF POMPANO BEACH FOR A TWO-YEAR TERM; SAID TERM TO EXPIRE DECEMBER 7, 2022; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$130 per hour)

(Staff Contact: Mark E. Berman)

9. [21-559](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING A SETTLEMENT AGREEMENT AND AUTHORIZING COUNSEL TO EXECUTE ANY ADDITIONAL DOCUMENTS RELATING TO THE SETTLEMENT OF THE PERSONAL INJURY PRE-SUIT CLAIMS BY CAROL AND DAVID SCHROEDER; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$200,000.00)

(Staff Contact: Tracy Lyons/Mark Berman)

10. [21-503](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, CHANGING THE DESIGNATION OF A CERTAIN RIGHT-OF-WAY WITHIN THE CITY OF POMPANO BEACH CURRENTLY KNOWN AS NE 25TH STREET BETWEEN NE 3RD AVENUE AND DIXIE HIGHWAY TO A DUAL DESIGNATION OF NE 25TH STREET AND R. A. WOODS STREET WITH NE 25TH STREET TO BE DISPLAYED ON THE UPPERMOST PORTION OF SIGNAGE; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$500 Paid by the Requester)

(Staff Contact: Robert McCaughan)

11. [21-527](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LICENSE SERVICE AND PRODUCT USAGE TERMS AND CONDITIONS AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND ITSA SOLUTIONS, LLC RELATING TO THE BARNACLE PARKING ENFORCEMENT SYSTEM; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: \$700)

(Staff Contact: Jeff Lantz)

C. REGULAR AGENDA

12. [21-563](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ADOPTING THE TERM SHEET FOR A PUBLIC PRIVATE PARTNERSHIP INVOLVING A MASTER DEVELOPMENT OF CITY-OWNED PROPERTY; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Suzette Sibble)

13. [21-454](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, RESCINDING RESOLUTION NOS. 2003-38 AND 2020-113, AND APPROVING THE REVISED STREETS, PARK AND FACILITY NAMING AND DUAL-NAMING PROCEDURES AND CRITERIA FOR THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

POSTPONED FROM APRIL 27, 2021

(Staff Contact: Robert McCaughan/Mark Beaudreau)

14. [21-560](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, INDICATING THE OFFICIAL INTENT OF THE CITY, SUBJECT TO SUBSEQUENT PROCEEDINGS, TO CAUSE TO BE ISSUED TAX-EXEMPT CERTIFICATES OF PARTICIPATION EVIDENCING UNDIVIDED PROPORTIONATE INTERESTS OF THE OWNERS THEREOF IN BASIC RENT PAYMENTS TO BE MADE BY THE CITY, AS LESSEE, PURSUANT TO A LEASE-PURCHASE AGREEMENT WITH THE POMPANO BEACH FINANCE CORPORATION, AS LESSOR, TO FINANCE CERTAIN COSTS OF ACQUISITION, CONSTRUCTION, EQUIPPING AND INSTALLATION OF A MUNICIPAL CHARTER SCHOOL WITHIN THE CITY, INCLUDING ACQUISITION OF THE SITE ON WHICH THE SCHOOL WILL BE LOCATED AND VARIOUS RELATED PUBLIC IMPROVEMENTS, AND TO CAUSE A PORTION OF THE PROCEEDS OF SUCH CERTIFICATES OF PARTICIPATION TO BE APPLIED TO REIMBURSE EXPENDITURES PAID OR INCURRED PRIOR TO THE DATE OF ISSUANCE THEREOF; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALING CLAUSES; PROVIDING AN EFFECTIVE DATE.
(Fiscal Impact: N/A)

(Staff Contact: Andrew Jean-Pierre)

15. [21-554](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONTRACT FOR SALE AND PURCHASE BETWEEN THE CITY OF POMPANO BEACH AND CHRIST CHURCH UNITED METHODIST, INC. FOR THE PURCHASE OF SIX PROPERTIES LOCATED WEST OF FOUNDERS PARK BETWEEN NE 2ND AVENUE ON THE WEST, NE 3RD AVENUE ON THE EAST, NE 4TH STREET ON THE NORTH AND NE 1ST STREET ON THE SOUTH, FOR USE AS A MUNICIPAL CHARTER SCHOOL; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$7,612,500.00)



Strategic Plan Initiative

(Staff Contact: Cassandra LeMasurier)

16. [21-462](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH, POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY AND SONATA APARTMENTS, LTD. TO BUILD A 121-UNIT MIXED USE, MIXED INCOME HOUSING DEVELOPMENT WITH APPROXIMATELY 3500 SQ. FT. OF RETAIL SPACE (“SONATA PROJECT”) ON UNIMPROVED VACANT LAND OWNED BY THE CITY LOCATED WEST OF DIXIE HIGHWAY BETWEEN NW 6TH STREET AND NW 8TH COURT, TO PROVIDE FINANCIAL ASSISTANCE IN THE FORM OF A \$783,250 LOAN WITH RECAPTURE PROVISIONS AND TO ACCEPT THE DECLARATION OF COVENANT AND RESTRICTIONS; APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LEASE BETWEEN THE CITY OF POMPANO BEACH AND SONATA APARTMENTS, LTD. RELATING TO THE CONSTRUCTION AND OPERATION OF THE SONATA PROJECT; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: Revenue \$50,000 (\$1,000 per year for term of lease); Expense \$783,250 Affordable Housing Loan)



Strategic Plan Initiative

(Staff Contact: Cassandra LeMasurier)

17. [21-222](#)**P.H. 2021-61: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 70, "GENERAL PROVISIONS," OF THE POMPANO BEACH CODE OF ORDINANCES, BY AMENDING SECTION 70.11, "ILLEGALLY-PARKED VEHICLES," TO MODIFY FINES AND CLARIFY PROCEDURES FOR PARKING VIOLATIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: APRIL 27, 2021

(Staff Contact: Jeff Lantz/Suzette Sibble)

18. [21-383](#)**P.H. 2021-64: (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 BILLING SERVICE AGREEMENT AND A BUSINESS ASSOCIATE ADDENDUM BETWEEN THE CITY OF POMPANO BEACH AND DIGITECH EMS BILLING, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$220,000.00)

FIRST READING: APRIL 27, 2021

(Staff Contact: Chad Brocato)

19. [21-416](#)**P.H. 2021-63: (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 REDEVELOPMENT MANAGEMENT ASSOCIATES, LLC FOR PROFESSIONAL CONSULTING SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$936,000 over 3 years)

FIRST READING: APRIL 27, 2021

(Staff Contact: Greg Harrison)

20. [21-460](#)**P.H. 2021-65: (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 76.01 "PURPOSE," TO EXPAND SAME, BY AMENDING SECTION 76.02, "DEFINITIONS," TO PROVIDE ADDITIONAL DEFINITIONS; BY AMENDING SECTION 76.06, "PARKING METER ZONES AND FEES ESTABLISHED," BY DELETING TABLE 76(A) IN ITS ENTIRETY AND CREATING A NEW TABLE 76(A), "DESIGNATED PARKING METER ZONES AND METER FEES," TO MODIFY DESIGNATED PARKING METER ZONES, METER FEES, LOCATIONS AND RESTRICTIONS, AND TO MODIFY COSTS AND OTHER REQUIREMENTS FOR PARKING PERMITS; BY AMENDING SECTION 76.07, "TIME LIMITED PARKING ZONES," TO MODIFY HURRICANE PARKING PROCEDURE AND RATES, TO ESTABLISH DESIGNATED DELIVERY/LOADING ZONES AND REQUIREMENTS, PIER GARAGE BULK PARKING PROCEDURES AND MODIFY RATES, AND PARKING FEE EXEMPTIONS; BY AMENDING SECTION 76.08, "ENFORCEMENT," TO PROVIDE FOR PARKING VIOLATIONS AND OTHER UNLAWFUL ACTS IN THE PIER GARAGE, BY AMENDING EXHIBIT A, RESIDENT ANNUAL PARKING PERMIT DECAL LOCATION MAP, TO REFLECT ADDITIONAL PARKING; BY ADDING EXHIBIT A-1, RESIDENT PARKING LPR PERMIT LOCATION MAP AND HOURLY PUBLIC PARKING AREAS WITHIN THE HARBOR VILLAGE AREA; AND BY AMENDING EXHIBIT B, PARKING METER ZONE LOCATION MAP TO REFLECT THE NEW PARKING METER ZONES AND HOURLY PUBLIC PARKING RATES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: APRIL 27, 2021

(Staff Contact: Jeff Lantz/Suzette Sibble)

21. [21-386](#)**P.H. 2021-62: (PUBLIC HEARING 2ND READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 155, "ZONING CODE," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 155.2401., "OVERVIEW," TO PROVIDE REQUIREMENTS FOR CERTAIN LAND DEVELOPMENT AGREEMENTS; BY AMENDING SECTION 155.3703., "ATLANTIC BOULEVARD OVERLAY DISTRICT (AOD)," BY AMENDING SECTION 155.3709., "EAST OVERLAY DISTRICT (EOD)," TO MODIFY DATES FOR REFERENCED BUILDING PERMITS; BY AMENDING SECTION 155.5203., "LANDSCAPING," TO PROVIDE THE DEVELOPMENT SERVICES DIRECTOR WITH AUTHORIZATION TO GRANT MODIFICATIONS FOR LANDSCAPING BETWEEN VEHICULAR USE AREAS PROVIDED SPECIFIC STANDARDS ARE MET; AND BY AMENDING SECTION 155.5301., "SCREENING," TO PROVIDE SPECIFIC EXEMPTIONS FOR CERTAIN SCREENING REQUIREMENTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

FIRST READING: APRIL 27, 2021



Strategic Plan Initiative

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

22. [21-528](#)**P.H. 2021-74: (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 GIANNETTI CONTRACTING CORPORATION FOR THE LYONS PARK STORMWATER AND WASTEWATER IMPROVEMENTS PROJECT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$17,659,117.70)

FIRST READING: JUNE 8, 2021



Strategic Plan Initiative

(Staff Contact: Matthew Kudrna)

23. [21-457](#)**P.H. 2021-75: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, CORRECTING ERRORS ON THE FUTURE LAND USE MAP BY MODIFYING THE MAP TO REFLECT THE PROPER LAND USE DESIGNATIONS FOR THE PROPERTIES LOCATED AT 950 SOUTH CYPRESS ROAD AND 540 EAST MCNAB ROAD; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: Jean Dolan/David Recor)

24. [21-512](#)**P.H. 2021-70: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AUTHORIZING, SUBJECT TO THE TERMS AND CONDITIONS HEREIN, THE ISSUANCE OF NOT TO EXCEED \$12,000,000 IN AGGREGATE PRINCIPAL AMOUNT OF THE CITY'S WATER AND WASTEWATER REVENUE BOND, SERIES 2021 FOR THE PRIMARY PURPOSE OF FINANCING THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF PROJECTS RELATING TO THE CITY'S WATER AND WASTEWATER UTILITY SYSTEM; PROVIDING FOR THE ISSUANCE FROM TIME TO TIME OF WATER AND WASTEWATER REVENUE BONDS OR NOTES; PLEDGING CERTAIN NET REVENUES OF THE WATER AND WASTEWATER UTILITY SYSTEM FOR THE PAYMENT THEREOF; PROVIDING FOR THE RIGHTS OF THE HOLDERS THEREOF; PROVIDING FOR THE ISSUANCE OF BOND ANTICIPATION NOTES; MAKING OTHER COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; REPEALING OTHER INSTRUMENTS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$12,000,000)

(Staff Contact: Andrew Jean-Pierre)

25. [21-513](#)**P.H. 2021-71: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, PROVIDING FOR THE ISSUANCE OF THE CITY OF POMPANO BEACH, FLORIDA, WATER AND WASTEWATER REVENUE BOND, SERIES 2021 IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$12,000,000 UNDER ORDINANCE NO. 2021-62 ENACTED ON JUNE 22, 2021, FOR THE PURPOSE OF FINANCING, TOGETHER WITH OTHER LEGALLY AVAILABLE FUNDS OF THE ISSUER, THE ACQUISITION, CONTRUCTION AND EQUIPPING OF ALL OR A PORTION OF CERTAIN CAPITAL PROJECTS RELATED TO THE ISSUER'S WATER AND WASTEWATER SYSTEM AND PAYING COSTS OF ISSUANCE OF THE SERIES 2021 BOND; FIXING CERTAIN TERMS AND DETAILS OF THE SERIES 2021 BOND; AUTHORIZING EXECUTION AND DELIVERY OF THE SERIES 2021 BOND; AUTHORIZING THE NEGOTIATED SALE OF THE SERIES 2021 BOND TO CENTERSTATE BANK, N.A.; DIRECTING THE APPLICATION OF THE PROCEEDS OF THE SERIES 2021 BOND; APPOINTING THE ISSUER AS THE INITIAL PAYING AGENT AND REGISTRAR FOR THE SERIES 2021 BOND; AUTHORIZING OTHER REQUIRED ACTIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$12,000,000)

(Staff Contact: Andrew Jean-Pierre)

26. [21-514](#)**P.H. 2021-72: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AUTHORIZING, SUBJECT TO THE TERMS AND CONDITIONS HEREIN, THE ISSUANCE OF NOT TO EXCEED \$11,000,000 IN AGGREGATE PRINCIPAL AMOUNT OF THE CITY'S STORMWATER UTILITY REVENUE BOND, SERIES 2021 FOR THE PRIMARY PURPOSE OF FINANCING THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF PROJECTS RELATING TO THE CITY'S STORMWATER UTILITY SYSTEM; PROVIDING FOR THE ISSUANCE FROM TIME TO TIME OF STORMWATER UTILITY REVENUE BONDS OR NOTES; PLEDGING CERTAIN NET REVENUES OF THE STORMWATER UTILITY SYSTEM FOR THE PAYMENT THEREOF; PROVIDING FOR THE RIGHTS OF THE HOLDERS THEREOF; PROVIDING FOR THE ISSUANCE OF BOND ANTICIPATION NOTES; MAKING OTHER COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; REPEALING OTHER INSTRUMENTS; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$11,000,000)

(Staff Contact: Andrew Jean-Pierre)

27. [21-515](#)**P.H. 2021-73: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, PROVIDING FOR THE ISSUANCE OF THE CITY OF POMPANO BEACH, FLORIDA STORMWATER UTILITY REVENUE BOND, SERIES 2021 IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT EXCEEDING \$11,000,000 UNDER ORDINANCE NO. 2021-64 ENACTED ON JUNE 22, 2021, FOR THE PURPOSE OF FINANCING, TOGETHER WITH OTHER LEGALLY AVAILABLE FUNDS OF THE ISSUER, THE ACQUISITION, CONTRUCTION AND EQUIPPING OF ALL OR A PORTION OF CERTAIN CAPITAL PROJECTS RELATED TO THE ISSUER'S STORMWATER UTILITY SYSTEM AND PAYING COSTS OF ISSUANCE OF THE SERIES 2021 BOND; FIXING CERTAIN TERMS AND DETAILS OF THE SERIES 2021 BOND; AUTHORIZING EXECUTION AND DELIVERY OF THE SERIES 2021 BOND; AUTHORIZING THE NEGOTIATED SALE OF THE SERIES 2021 BOND TO CENTERSTATE BANK, N.A.; DIRECTING THE APPLICATION OF THE PROCEEDS OF THE SERIES 2021 BOND; APPOINTING THE ISSUER AS THE INITIAL PAYING AGENT AND REGISTRAR FOR THE SERIES 2021 BOND; AUTHORIZING OTHER REQUIRED ACTIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: \$11,000,000)

(Staff Contact: Andrew Jean-Pierre)

28. [21-538](#)**P.H. 2021-66: (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 CONTRACTS FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND KIMLEY-HORN AND ASSOCIATES, INC., LAKDAS/YOHALEM ENGINEERING, INC., MASTER CONSULTING ENGINEERS, INC., AND WGI, INC., FOR CONTINUING CONTRACT FOR STRUCTURAL ENGINEERING SERVICES FOR VARIOUS CITY PROJECTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

29. [21-541](#)**P.H. 2021-67: (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 CONTRACTS FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CALVIN, GIORDANO & ASSOCIATES, INC., COMPASS POINT SURVEYORS, PL, COLLIERS ENGINEERING & DESIGN, INC., CRAIG A. SMITH & ASSOCIATES, INC., CRAVEN, THOMPSON & ASSOCIATES, INC., ENGENUITY GROUP, INC., KCI TECHNOLOGIES, INC., KEITH AND ASSOCIATES, INC., MCLAUGHLIN ENGINEERING COMPANY, AND MUNSON DESIGN & CONSULTING, INC., FOR CONTINUING CONTRACT FOR SURVEYING AND MAPPING SERVICES FOR VARIOUS CITY PROJECTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

30. [21-536](#)**P.H. 2021-68: (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 CONTRACTS FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND DTM TECH, INC., PISTORINO & ALAM CONSULTING ENGINEERS, INC., SGM ENGINEERING, INC., AND TLC ENGINEERING SOLUTIONS, INC., FOR CONTINUING CONTRACT FOR MECHANICAL AND PLUMBING SERVICES FOR VARIOUS CITY PROJECTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

31. [21-537](#)**P.H. 2021-69: (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 CONTRACTS FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND AEM TECHNICAL SERVICES, INC., E SCIENCES, INCORPORATED, GFA INTERNATIONAL, INC., GLE ASSOCIATES, INC., AND TERRACON CONSULTANTS, INC., FOR CONTINUING CONTRACT FOR ENVIRONMENTAL TESTING SERVICES FOR VARIOUS CITY PROJECTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

(Staff Contact: John Sfiropoulos)

32. [21-506](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE MARINE ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MARCH 23, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

John R. Chapman, Alternate #2 - District 1

Carlton Gillespie - District 1

Corey Staniscia - District 1

Eve Lewis - District 3

Gwendolyn S. Leys - District 3

Louis Riva, Alternate #1 - District 3

Lee A. Corson - District 5

(Staff Contact: Asceleta Hammond)

33. [21-504](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, AS ALTERNATE #1 FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 22, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Robert Holmes, *Incumbent/Alternate 1* - District 4

Lisa Ferreri - District 1

Henry Lesburt - District 1

Eve Lewits - District 3

Louis Riva - District 3

Carmen Jones - District 4

Marcus A. McDougale - District 4

Daniel P. Diaz - District 5

Danika Jackson - District 5

(**Staff Contact:** Asceleta Hammond)

34. [21-505](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE ZONING BOARD OF APPEALS OF THE CITY OF POMPANO BEACH, AS ALTERNATE #3 FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JUNE 11, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 21-504 FOR APPLICANTS.

(**Staff Contact:** Asceleta Hammond)

35. [21-530](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Donald S. McNiel, **Incumbent** - District 1
Philip C. DeSantis, **Incumbent** - District 3
Russell R. Reichmann, **Incumbent** - District 3
James B. Morehead, Alternate 1 - District 3
Nancy Grant, Alternate 2 - District 5
W.P. Davis, Jr. - District 1
Richard Tobin - District 1
Eve Lewis - District 3
Frank Sellers, Jr. - District 3

(**Staff Contact:** Asceleta Hammond)

36. [21-531](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 21-530 FOR APPLICANTS.

(**Staff Contact:** Asceleta Hammond)

37. [21-532](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 21-530 FOR APPLICANTS.

(**Staff Contact:** Asceleta Hammond)

38. [21-533](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 26, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 21-530 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

39. [21-534](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE AIR PARK ADVISORY BOARD OF THE CITY OF POMPANO BEACH, TO FILL THE UNEXPIRED TERM OF M. ROSS SHULMISTER; SAID TERM TO EXPIRE ON MAY 27, 2022; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 21-530 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

40. [21-550](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____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, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Nancy Olson - District 1

Tod Weston - District 1

Eve Lewis - District 3

Andrew J. Miller - District 3

Sharon Fornes, Alternate 1 - District 5

(Staff Contact: Asceleta Hammond)

41. [21-551](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE SAND AND SPURS ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE JUNE 26, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 21-550 FOR APPLICANTS.

42. [21-552](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE SAND AND SPURS ADVISORY BOARD OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF SHARON TAMAYO; SAID TERM TO EXPIRE DECEMBER 9, 2022; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 21-550 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

43. [21-553](#) A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE SAND AND SPURS ADVISORY BOARD OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF VERONICA THOMAS, ALTERNATE 2; SAID TERM TO EXPIRE ON JULY 1, 2022; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 21-550 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

44. [21-546](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE PARKS AND RECREATION ADVISORY BOARD OF THE CITY OF POMPANO BEACH FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON MAY 25, 2024; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

APPLICANTS:

Kenneth C. Arnold, **Incumbent** - District 1

Molly Moor, **Incumbent/Alternate 1** - District 1

Philip J. Schulte, **Incumbent/Alternate 2** - District 3

Mary C. Antoine - District 1

Carlton Gillespie - District 1

Brooke Johnston - District 1

Tanya Manfredi - District 1

Bruno Munoz - District 1

Corey Staniscia - District 1

Eve Lewis - District 3

Sarahca Peterson - District 3

Monifa Aruwajoye - District 4

Lucretia Hicks - District 4

Marcus A. McDougale - District 4

Tony Parrish - District 4

Shelton Pooler - District 4

John Reed - District 4

Susan M. Gingerich - District 5

Frank Shulman - District 5

(Staff Contact: Asceleta Hammond)

45. [21-482](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING _____ TO THE PARKS AND RECREATION ADVISORY BOARD OF THE CITY OF POMPANO BEACH, AS ALTERNATE 1; FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON JULY 1, 2023; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2021-546 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

46. [21-483](#)

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING_____TO THE PARKS AND RECREATION ADVISORY BOARD OF THE CITY OF POMPANO BEACH, AS ALTERNATE 2; FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON JULY 1, 2023; PROVIDING AN EFFECTIVE DATE.

(Fiscal Impact: N/A)

PLEASE REFER TO FILE ID NO 2021-546 FOR APPLICANTS.

(Staff Contact: Asceleta Hammond)

D. REPORTS

City Manager

City Attorney

City Clerk

City Commission

E. NEXT SCHEDULED MEETING

June 8, 2021 at 1:00 - In-person Meeting

F. ADJOURNMENT

BALANCE IN CONTINGENCY

Oct. 1, 2020

Beginning Balance

\$12,000.00