

**CITY OF POMPANO BEACH  
CITY COMMISSION MEETING  
AGENDA NO. 2015-26  
TUESDAY, SEPTEMBER 8, 2015  
6:00 P.M.**

**CALL TO ORDER**

The Honorable Lamar Fisher  
Mayor, Presiding

**ROLL CALL**

Asceleta Hammond, CMC,  
City Clerk

**INVOCATION**

Reverend Lawrence Palmer  
Unity of Pompano

**PLEDGE OF ALLEGIANCE**

Led by Asceleta Hammond, CMC,  
City Clerk

**APPROVAL OF MINUTES**

City Commission Meeting of July 28,  
2015  
City Commission Workshop of May  
13, 2015  
Special City Commission Meetings of  
September 12 and September 19,  
2013

**APPROVAL OF THE AGENDA**

**CONSENT AGENDA DISCUSSION**

The Commission may pull items from the Consent Agenda. During Audience to be Heard, a person may speak on any item on the Consent Agenda, which has not been pulled.

**PROCLAMATIONS**

Mayor Fisher

**Firefighter Appreciation Month:** Tina Dietrich, Executive Director, Muscular Dystrophy Association and Pompano Beach Firefighter Ken Shelley will be accepting the proclamation.

**Hunger Action Month:** Feeding South Florida officials, Paco Velez, CEO, Sari Vatske, VP Community Relations, and Ted Hutchinson, Government Affairs & Advocacy Manager will be accepting the proclamation.

**SPECIAL PRESENTATION**

Mayor Lamar Fisher

On behalf of the Pompano Beach Historical Society, Board of Directors member, Jerry Bowman, will be presenting a perpetual plaque to the City listing all of the past Mayors, the current Mayor, and future Mayors of Pompano Beach.

**AUDIENCE TO BE HEARD**

All persons interested in speaking during “Audience To Be Heard” must fill out a request form and **turn it in to the City Clerk prior to the meeting.** A request form is located on the last page of the agenda program.

**CONSENT AGENDA**

1. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING AN ASSISTANT CITY ATTORNEY AND ESTABLISHING A SALARY TO BE PAID; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark E. Berman)

2. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A DISTRICT FOUR (4) AMENDMENT NUMBER TEN (10) TO LANDSCAPE INCLUSIVE MAINTENANCE MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR ADDITIONAL LANDSCAPE IMPROVEMENTS ON THE NORTH SIDE OF STATE ROAD 814 (ATLANTIC BOULEVARD) FROM APPROXIMATELY MILE POST 2.16 TO MILE POST 2.35; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Robert A. McCaughan)

3. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING CONVEYANCE OF REAL PROPERTY FROM BW US 1 SAMPLE, LLC TO THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Jae Eun Kim/Robin M. Bird)

**CONSENT AGENDA - CONTINUED**

4. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LITTER REMOVAL AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND MEN OF VIRTUE & ETHICS, INC. PURSUANT TO THE CITY'S ADOPT-A-STREET PROGRAM; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Robert A. McCaughan)

5. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AMENDED CHDO AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND CHOICES NETWORK SYSTEMS, INC., PROVIDING FOR THE FUNDING AND ADMINISTRATION OF HOME INVESTMENT PARTNERSHIPS PROGRAM PROJECTS; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: HOME Funds in the amount of \$82,510.88)

(Staff Contact: Mark Korman/Miriam Carrillo)



6. **RES. NO. 2015-.....:** 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 INTERLOCAL AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH FOR COMMUNITY BUS SERVICE INCLUDING CAPITAL ASSISTANCE FOR VEHICLE LEASE; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Ernesto Reyes)

7. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION TO THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION, BOATING INFRASTRUCTURE GRANT PROGRAM FOR ASSISTANCE WITH THE WATER TAXI FACILITIES PROJECT; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$0 from City; \$98,500 from FIND grant)

(Staff Contact: Robin M. Bird/Karen Santen/Horacio Danovich)



**CONSENT AGENDA - CONTINUED**

8. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A STIPULATION FOR SETTLEMENT TO RESOLVE ENFORCEMENT OF A PROMISSORY NOTE BETWEEN THE CITY OF POMPANO BEACH AND THE BRITISH FOUR WHEEL DRIVE COMPANY; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Suzette Sibble)

9. **RES. NO. 2015-.....:** A RESOLUTION 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 TRANSMAP CORPORATION TO ACCOMPLISH PAVEMENT INSPECTION AND DATA COLLECTION FOR THE CITY OF POMPANO BEACH'S ROADWAYS, SIDEWALKS, CURBS, ADA ACCESS RAMPS, AND PARKING LOTS; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$106,964.74)

(Staff Contact: Robert A. McCaughan)

10. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE TWO COMMUNITY AESTHETIC FEATURE AGREEMENTS BETWEEN THE CITY OF POMPANO BEACH AND THE STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Robert A. McCaughan)

11. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE CITY OF ITAJAI AS A SISTER CITY AND AUTHORIZING THE MAYOR TO EXECUTE A LETTER ACCEPTING THE INVITATION TO ESTABLISH A SISTER CITY AFFILIATION WITH THE CITY OF ITAJAI, BRAZIL; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Mark E. Berman)

**CONSENT AGENDA - CONTINUED**

12. **RES. NO. 2015-.....:** 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 INTERLOCAL AUTOMATIC AID AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE CITY OF LIGHTHOUSE POINT TO EXPAND THE RESPONSE AREA FOR AUTOMATIC FIRE AID; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: John Jurgle)

13. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, OPPOSING THE OIL DRILLING PERMIT APPLICATION SUBMITTED BY KANTER REAL ESTATE LLC, A FLORIDA FOR PROFIT LIMITED LIABILITY CORPORATION, TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION SEEKING OIL DRILLING RIGHTS ON PROPERTY LOCATED IN THE FLORIDA EVERGLADES IN BROWARD COUNTY, AND SUPPORTING EFFORTS OPPOSING EXTREME WELL STIMULATION, HYDRAULIC FRACTURING, ACID FRACTURING, AND ANY FORM OF EXTREME WELL STIMULATION FOR PURPOSES OF RESOURCE EXTRACTION; PROVIDING FOR DISTRIBUTION OF THIS RESOLUTION; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark E. Berman)

14. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING A THIRD AMENDMENT TO THE INTERLOCAL AGREEMENT FOR THE CREATION OF THE BROWARD COUNTY METROPOLITAN PLANNING ORGANIZATION; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Greg Harrison)

15. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING CONVEYANCE OF REAL PROPERTY FROM BELLSOUTH TELECOMMUNICATIONS, LLC TO THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: A. Randolph Brown/John Sfiropoulos)



**CONSENT AGENDA - CONTINUED**

16. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE TASK AUTHORIZATION NO. 12 IN THE AMOUNT OF \$149,853.00, PURSUANT TO THE CONSULTANT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND CAROLLO ENGINEERS, INC. FOR CONSTRUCTION MANAGEMENT SERVICES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: A. Randolph Brown/John Sfiropoulos)



17. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A PERPETUAL PUBLIC RIGHT-OF-WAY EASEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE SOUTH FLORIDA REGIONAL TRANSPORTATION AUTHORITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Daniel Keester/Robin M. Bird)

18. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A FORM LETTER APPROVING THE DISTRIBUTION OF THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM FUNDS FOR FEDERAL FISCAL YEAR 2015; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Greg Harrison)

19. **RES. NO. 2015-.....:** A RESOLUTION 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 CALTROP CORPORATION TO LOCATE AND MARK UNDERGROUND UTILITIES SERVICES; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$55,000)

(Staff Contact: A. Randolph Brown)

**CONSENT AGENDA - CONTINUED**

20. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE UNITED STATES OF AMERICA, FEDERAL AVIATION ADMINISTRATION, ACCEPTING A GRANT IN THE AMOUNT OF \$91,130 FOR PLANNING OF THE WILDLIFE HAZARD ASSESSMENT FOR THE AIR PARK; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan/Steven Rocco)

21. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **JOHN WAY** TO THE CHARTER AMENDMENT ADVISORY BOARD OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER REX HARDIN; SAID TERM TO COINCIDE WITH THE TERM OF THE APPOINTING COMMISSIONER; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Asceletta Hammond)



22. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A TEMPORARY CONSTRUCTION EASEMENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SUMMAN WESTERN INVESTMENTS, INC.; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Maggie Barszewski/Robin M. Bird)

23. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A COMMERCIAL ACCOUNT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND WELLS FARGO BANK, N.A. TO OPEN A GUARANTEED LOAN FUNDS ACCOUNT AND A DEBT SERVICE RESERVE ACCOUNT TO FACILITATE THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT SECTION 108 LOAN GUARANTEE PROGRAM AND AUTHORIZING THE APPROPRIATE CITY OFFICIAL TO SIGN REQUIRED BANK DOCUMENTS FOR SAID ACCOUNTS; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Suzette Sibble)

**REGULAR AGENDA**

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**QUASI-JUDICIAL PROCEEDING**

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24. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE HABITAT FOR HUMANITY OF BROWARD COUNTY PLAT NO. 9 LOCATED ON A PARCEL OF LAND LYING EAST OF NW 28<sup>TH</sup> AVENUE AND NORTH OF NW 1<sup>ST</sup> STREET; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robin M. Bird/Maggie Barszewski)

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**END OF QUASI-JUDICIAL PROCEEDING**

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**REGULAR AGENDA - CONTINUED**

25. **P.H. 2015-83; ORD. NO. 2015-....: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE AMENDING CHAPTER 36, "TAXATION AND FINANCE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH BY AMENDING SECTION 36.033, "SPECIAL PURPOSE ACCOUNTS," TO DELETE THE BUILDING CERTIFICATION/EDUCATION MAINTENANCE ACCOUNT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: JULY 28, 2015**

(Staff Contact: Karen Friedman/Robin M. Bird)

26. **P.H. 2015-89; ORD. NO. 2015-....: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.2203., "ZONING BOARD OF APPEALS (ZBA)" AND SECTION 155.2204., "PLANNING AND ZONING BOARD (P&Z)" TO PROVIDE FOR ADDITIONAL NOTIFICATION TO THE CITY COMMISSION FOR REMOVAL OF BOARD MEMBERS FOR POOR ATTENDANCE; BY AMENDING SECTION 155.2205., "ARCHITECTURAL APPEARANCE COMMITTEE (AAC)" TO PROVIDE FOR ADDITIONAL NOTIFICATION TO THE CITY COMMISSION FOR REMOVAL OF BOARD MEMBERS FOR POOR ATTENDANCE AND ESTABLISH SUPPLEMENTAL CRITERIA FOR PROJECT REVIEW; BY AMENDING SECTION 155.2405., "PLANNED DEVELOPMENT," TO MODIFY PROCEDURES AND STANDARDS FOR PLANNED DEVELOPMENT APPLICATIONS, REVIEW AND APPROVALS; BY AMENDING SECTION 155.2407., "SITE PLAN," TO MODIFY THE APPLICABILITY OF MAJOR SITE PLANS AND TO MODIFY STANDARDS FOR MAJOR AND MINOR

**REGULAR AGENDA - CONTINUED**

**26. P.H. 2015-89; ORD. NO. 2015-....: (ORDINANCE 2<sup>ND</sup> READING) CONT.**

SITE PLAN REVIEW; BY AMENDING SECTION 155.2408., "BUILDING DESIGN," TO MODIFY THE APPLICABILITY OF MAJOR BUILDING DESIGN AND TO MODIFY STANDARDS FOR APPROVAL REVIEW STANDARDS; BY AMENDING SECTION 155.2410., "PLAT," TO REVIEW STANDARDS; BY AMENDING SECTION 155.2413., "ZONING COMPLIANCE PERMIT," TO MODIFY COMPLIANCE PERMIT REVIEW STANDARDS; BY AMENDING SECTION 155.2414., "ZONING USE CERTIFICATE," TO MODIFY THE APPLICABILITY TO OBTAIN A ZONING USE CERTIFICATE, AND THE EFFECT OF APPROVAL OF SAME, AND TO MODIFY THE EFFECT OF A REVOCATION OF A ZONING USE CERTIFICATE; BY AMENDING SECTION 155.2421., "ADMINISTRATIVE ADJUSTMENT," TO MODIFY STANDARDS FOR ALLOWABLE ADMINISTRATIVE ADJUSTMENTS; BY AMENDING SECTION 155.2424., "APPEAL," TO MODIFY THE TYPES OF DECISIONS OF THE DEVELOPMENT SERVICES DIRECTOR THAT MAY BE APPEALED TO THE ZONING BOARD OF APPEALS; BY AMENDING SECTION 155.3602., "GENERAL STANDARDS FOR ALL PLANNED DEVELOPMENT DISTRICTS," TO MODIFY REQUIREMENTS FOR PLANNED DEVELOPMENT DISTRICT PLANS; BY AMENDING SECTION 155.4214., "COMMERCIAL: ANIMAL CARE USES," TO REVISE SETBACK STANDARDS FOR ANIMAL EXERCISE AREAS, OUTDOOR RUNS AND PENS FOR AN ANIMAL SHELTER OR KENNEL; BY AMENDING SECTION 155.4219., "COMMERCIAL: MOTOR VEHICLE SALES AND SERVICES USES," TO REVISE DEFINITION OF A GASOLINE FILLING STATION; BY AMENDING SECTION 155.4220., "COMMERCIAL: OFFICE USES," TO REVISE STANDARDS FOR PROFESSIONAL OFFICES IN MULTIFAMILY RESIDENTIAL DISTRICTS; BY AMENDING SECTION 155.4221., "COMMERCIAL: RETAIL SALES AND SERVICE USES – PERSONAL SERVICES," TO MODIFY STANDARDS FOR BANK OR FINANCIAL INSTITUTION USES; BY AMENDING SECTION 155.4222., "COMMERCIAL: RETAIL SALES AND SERVICE USES – RETAIL SALES," TO PROVIDE REQUIREMENTS FOR GROCERY OR CONVENIENCE STORES WHICH SELL GASOLINE AND SIMILAR FUELS; BY AMENDING SECTION 155.5101., "ACCESS AND CIRCULATION," TO MODIFY VEHICLE STACKING SPACE REQUIREMENTS FOR DRIVE-THROUGH AND RELATED USES; BY AMENDING SECTION 155.5102., "OFF-STREET PARKING AND LOADING," TO MODIFY THE QUANTITY AND SIZE OF OFF-STREET PARKING SPACES, AND TO MODIFY REQUIREMENTS FOR OFF-STREET PARKING AREAS AND VALET PARKING PLANS; BY

**REGULAR AGENDA - CONTINUED**

**26. P.H. 2015-89; ORD. NO. 2015-....: (ORDINANCE 2<sup>ND</sup> READING) CONT.**

AMENDING PART 5, "TERMS AND USES DEFINED," BY REVISING DEFINITIONS FOR BANKS OR FINANCIAL INSTITUTIONS AND FOR GASOLINE FILLING STATIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: JULY 28, 2015**

(Staff Contact: Karen Friedman/Robin M. Bird)

**27. P.H. 2015-90; ORD. NO. 2015-....: (ORDINANCE 2<sup>ND</sup> READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 152, "BUILDINGS," BY AMENDING SECTION 152.12, "BUILDING PERMIT FEES," TO REDUCE THE BUILDING PERMIT FEE FOR MULTIPLE TEMPORARY TENTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: JULY 28, 2015**

(Staff Contact: Karen Friedman/Robin M. Bird)

**28. P.H. 2015-91; ORD. NO. 2015-....: (ORDINANCE 2<sup>ND</sup> READING)**

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 115, "MISCELLANEOUS BUSINESSES," BY AMENDING SECTION 115.18, "MOVING VENDOR, ITINERANT MERCHANT, OR PEDDLER," TO EXCLUDE PORTABLE VENDING CONCESSIONAIRE AS DEFINED IN SECTION 115.19; BY CREATING SECTION 115.19, "PIER AREA PORTABLE VENDING," TO PROVIDE DEFINITIONS, APPROVALS, PROCEDURES, REGULATIONS AND STANDARDS FOR PORTABLE VENDING IN DESIGNATED LOCATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: JULY 28, 2015**

(Staff Contact: Karen Friedman/Robin M. Bird)

**REGULAR AGENDA - CONTINUED**

29. **P.H. 2015-92; ORD. NO. 2015-....: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 152, "BUILDINGS," BY AMENDING SECTION 152.20, "GENERAL," SECTION 152.21, "DEFINITIONS," SECTION 152.22, "APPLICABILITY," SECTION 152.23, "DUTIES AND POWERS OF THE FLOODPLAIN ADMINISTRATOR," SECTION 152.24, "PERMITS," SECTION 152.25, "SITE PLANS AND CONSTRUCTION DOCUMENTS," SECTION 152.26, "INSPECTIONS," SECTION 152.27, "VARIANCES AND APPEALS," SECTION 152.28, "VIOLATIONS," SECTION 152.29, "FLOOD RESISTANT DEVELOPMENT OF BUILDINGS AND STRUCTURES," SECTION 152.30, "SUBDIVISIONS," SECTION 152.31, "SITE IMPROVEMENTS, UTILITIES AND LIMITATIONS," SECTION 152.32, "MANUFACTURED HOMES," SECTION 152.33, "RECREATIONAL VEHICLES AND PARK TRAILERS," SECTION 152.35, "OTHER DEVELOPMENT," AND SECTION 152.36, "APPLICABILITY," TO CLEARLY DEFINE THE SCOPE, INTENT AND MINIMUM REQUIREMENTS AND TO DELETE REFERENCES TO FLOODWAYS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: JULY 28, 2015**

(Staff Contact: Karen Friedman/Robin M. Bird)

30. **P.H. 2015-97; ORD. NO. 2015-....: (PUBLIC HEARING 1<sup>ST</sup> 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 AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND WINDSTREAM COMMUNICATIONS, INC. FOR TELECOMMUNICATION AND RELATED SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Gene Zamoski)

31. **P.H. 2015-99; ORD. NO. 2015-....: (PUBLIC HEARING 1<sup>ST</sup> READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND CREATIVE CITY COLLABORATIVE OF POMPANO BEACH, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Beaudreau)

**REGULAR AGENDA - CONTINUED**

32. **P.H. 2015-98; ORD. NO. 2015-....: (PUBLIC HEARING 1<sup>ST</sup> READING)**  
AN ORDINANCE AMENDING CHAPTER 155, “ZONING CODE,” OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA BY AMENDING SECTION 155.3708., “DOWNTOWN POMPANO BEACH (DP) OVERLAY DISTRICT,” TO PERMIT DAY CARE CENTERS, ELEMENTARY AND MIDDLE SCHOOLS WITHIN THE MIXED USE RESIDENTIAL (MUR) USE AREA IF FRONTING NE 1<sup>ST</sup> STREET AND ABOVE A SECOND FLOOR AND ALSO WITHIN THE RESIDENTIAL SINGLE FAMILY (RS) USE AREA; AND AMENDING CHART TO REFLECT SAID CHANGES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robin M. Bird/Maggie Barszewski)

33. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ESTABLISHING A LOBBYIST REGISTRATION FEE AND PROVISIONS FOR FAILURE TO PAY THE FEE; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Kervin Alfred/Asceleta Hammond)

34. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE RECYCLING AND SOLID WASTE COMMITTEE OF THE CITY OF POMPANO BEACH FOR THE TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON SEPTEMBER 13, 2017; PROVIDING AN EFFECTIVE DATE.

**APPLICANTS:**

Joan Kovac – (Incumbent) – District 1  
Colleen Murphy – District 1

(Staff Contact: Asceleta Hammond)



**REGULAR AGENDA - CONTINUED**

35. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE HOUSING AUTHORITY OF THE CITY OF POMPANO BEACH FOR A TERM OF FOUR (4) YEARS; SAID TERM TO EXPIRE ON SEPTEMBER 10, 2019; PROVIDING AN EFFECTIVE DATE.

**APPLICANTS:**

Willie Ruth Heath – (Incumbent) – District 4  
Gary E. McLamore – (Incumbent) – District 4  
Carolyn Rhone – (Incumbent) – District 5  
Michelle R. Rhoulhac – District 2  
Charles H. Bechert, III – District 3  
Latoya T. Almonord – District 4  
David Baumwald – District 4  
JaMeesha Bernadin – District 4  
Carmen Jones – District 4  
Marcus A. McDougle – District 4  
Mary S. Phillips – District 4  
Woodrow Poitier – District 4  
Shelton Pooler – District 4  
Whitney Rawls – District 4  
Jessie Walker – District 4  
Bridget Jackson – District 5  
Doreen L. Malcolm – District 5  
Clovis B. Nelson – District 5

(Staff Contact: Asceleta Hammond)



36. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE HOUSING AUTHORITY OF THE CITY OF POMPANO BEACH FOR A TERM OF FOUR (4) YEARS; SAID TERM TO EXPIRE ON SEPTEMBER 10, 2019; PROVIDING AN EFFECTIVE DATE.

**(PLEASE REFER TO PREVIOUS ITEM FOR APPLICANTS)**

(Staff Contact: Asceleta Hammond)



**REGULAR AGENDA - CONTINUED**

37. **RES. NO. 2015-.....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING \_\_\_\_\_ TO THE HOUSING AUTHORITY OF THE CITY OF POMPANO BEACH FOR A TERM OF FOUR (4) YEARS; SAID TERM TO EXPIRE ON OCTOBER 4, 2019; PROVIDING AN EFFECTIVE DATE.

**(PLEASE REFER TO PREVIOUS ITEM FOR APPLICANTS)**

(Staff Contact: Asceleta Hammond)



38. **RES. NO. 2015-.....:** 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 SEPTEMBER 26, 2018; PROVIDING AN EFFECTIVE DATE.

**APPLICANTS:**

Barbara Beeson - (Incumbent) - District 1  
Marcia L. Kehl - (Incumbent) - District 3  
Mary Ann Barker - District 1  
Carrie Gill – District 3

(Staff Contact: Asceleta Hammond)



39. **RES. NO. 2015-.....:** 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 SEPTEMBER 26, 2018; PROVIDING AN EFFECTIVE DATE.

**(PLEASE REFER TO PREVIOUS ITEM FOR APPLICANTS)**

(Staff Contact: Asceleta Hammond)



40. Consideration to name BSO motorcycle barn in honor of Deputy Chris Schaub.

(Staff Contact: Robert A. McCaughan)

**REGULAR AGENDA - CONTINUED**

41. Consideration to designate NW 9<sup>th</sup> Street as a dual named street “Reverend James A. Latham Street.” (Fiscal impact: \$500 provided with requested action)

(Staff Contact: Robert A. McCaughan)

42. Consideration of a request for “Extended Operating Hours License.” The license would permit the sales of alcoholic beverages to be extended until 4:00 a.m.

(Staff Contact: Robin M. Bird/Daniel Keester)

43. Review of sealed written bids for the purchase of the property declared as surplus. The subject property is located west of NW 27<sup>th</sup> Avenue and between NW 6<sup>th</sup> Street and NW 6<sup>th</sup> Court and commonly referred to as 601 NW 27<sup>th</sup> Avenue.

(Staff Contact: Robin M. Bird/Daniel Keester)

**REPORTS**

City Manager  
City Attorney  
City Clerk  
Internal Auditor  
City Commission

**ADJOURNMENT**

**BALANCE IN CONTINGENCY**

Oct. 1, 2014	Beginning Balance	\$ 8,340.00
May 6, 2015	Blues & Sweet Potato Pie Festival	(2,000.00)
June 10, 2015	Community Back to School Fun Day	(1,000.00)
July 14, 2015	Pompano Beach Mustangs Team (Pony Baseball Zone Championship Tournament in Texas)	<u>(2,000.00)</u>
	<b>Total:</b>	<b>\$ 3,340.00</b>

**CITY OF POMPANO BEACH, FLORIDA  
AUDIENCE TO BE HEARD  
REQUEST FORM**

NAME: \_\_\_\_\_

TITLE: \_\_\_\_\_

COMPANY: \_\_\_\_\_

ADDRESS: \_\_\_\_\_ CITY: \_\_\_\_\_

STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_ EMAIL: \_\_\_\_\_

PHONE: \_\_\_\_\_ FAX: \_\_\_\_\_

**EACH SPEAKER IS LIMITED TO THREE (3) MINUTES**

SUBJECT YOU DESIRE TO SPEAK ON:

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**NOTE:** THIS FORM MUST BE COMPLETED AND HANDED TO THE CITY CLERK PRIOR TO THE CALL TO ORDER OF THE MEETING. THE CITY CLERK WILL CALL RESIDENTS AND/OR TAXPAYERS, TO INCLUDE AUTHORIZED REPRESENTATIVES FOR PERSONS PERMITTED TO BE HEARD, AS WELL AS EMPLOYEES OF THE CITY TO SPEAK FIRST. OTHERS DESIRING TO SPEAK WILL THEREAFTER BE CALLED TO SPEAK, EXCEPT WHEN THE PERSON IS A USER OF THE CITY'S WATER OR SEWER SYSTEM AND WISHES TO BE HEARD ON A MATTER RELATED TO THE CITY'S WATER AND/OR SEWER SYSTEM.