

**MEETING RESULTS!!!**  
**CITY OF POMPANO BEACH**  
**CITY COMMISSION MEETING**  
**AGENDA NO. 2016-08**  
**TUESDAY, JANUARY 26, 2016**  
**6:00 P.M.**

**CALL TO ORDER**

The Honorable Lamar Fisher  
Mayor, Presiding

**ROLL CALL**

Asceleta Hammond, CMC,  
City Clerk

**INVOCATION**

Pastor Gary McLamore  
Jesus Supernatural Life Center

**PLEDGE OF ALLEGIANCE**

Led by Asceleta Hammond, CMC, City  
Clerk

**APPROVAL OF MINUTES**

**APPROVED AS SUBMITTED**  
City Commission Meeting of  
January 12, 2016

**APPROVAL OF THE AGENDA**

**APPROVED AS AMENDED**

**CONSENT AGENDA DISCUSSION**

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

**PROCLAMATION**

Dr. Norman Adelman was honored as a “Centenarian”

**SPECIAL RECOGNITION**

Commissioner Keith London from the City of Hallandale

**SPECIAL PRESENTATION**

Mohad Tabani of Azilian Hair and Spa presented a plaque to Chief John Hale of Broward Sherriff’s Office

**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**

**ADOPTED**

1. **RES. NO. 2016-90:** 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 CORAL MORPHOLOGIC, LLC, FOR PARTICIPATION IN THE UTILITY WRAP CALL TO ARTIST PROJECT; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Laura Atria/Jennifer Gomez/Robin M. Bird)



**ADOPTED**

2. **RES. NO. 2016-91:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT FOR PALM AIRE GRAVITY SEWER REPAIRS BETWEEN THE CITY OF POMPANO BEACH AND MADSEN/BARR CORPORATION; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$29,092 from CIP)

(Staff Contact: A. Randolph Brown/Alessandra Delfico)

**ADOPTED**

3. **RES. NO. 2016-92:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **GHULAM "JOE" USMAN** TO THE POMPANO BEACH ECONOMIC DEVELOPMENT COUNCIL, INC. OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER REX HARDIN FOR A TERM OF THREE (3) YEARS; SAID TERM TO EXPIRE ON JANUARY 26, 2019; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Asceleta Hammond)



**ADOPTED**

4. **RES. NO. 2016-93:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **JEROLD A. MILLS** TO THE PLANNING AND ZONING BOARD/LOCAL PLANNING AGENCY OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF COMMISSIONER BARRY MOSS, WHICH TERM SHALL RUN CONCURRENTLY WITH THE TERM OF THE MEMBER OF THE CITY COMMISSION; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Asceleta Hammond)



**CONSENT AGENDA - CONTINUED**

**ADOPTED**

5. **RES. NO. 2016-94:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, URGING ALL MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT SENATE BILL NO. 904, AMENDING FLORIDA STATUTES CHAPTER 335, SECTION 65, TO REQUIRE INSTALLATION OF SOLAR-POWERED, IN-ROAD LIGHTS IN ALL BICYCLE WAYS THAT ARE ESTABLISHED ON OR AFTER JULY 1, 2016, IN, OR WITHIN A ONE MILE RADIUS OF, AN URBAN AREA IN CONJUNCTION WITH THE CONSTRUCTION, RECONSTRUCTION OR OTHER CHANGE OF ANY STATE TRANSPORTATION FACILITY; DIRECTING THE CLERK TO TRANSMIT COPIES; PROVIDING FOR CONFLICTS; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Mark E. Berman)

**STRICKEN**

6. **RES. NO. 2016-....:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, EXPRESSING THE CITY'S SUPPORT FOR A BROWARD COUNTY CHARTER AMENDMENT TO IMPLEMENT AN OFFICE OF THE DIRECTOR OF PUBLIC SAFETY COMMUNICATIONS AND A PUBLIC SAFETY COMMUNICATIONS ADVISORY COUNSEL; REQUESTING THE BROWARD COUNTY CHARTER REVIEW COMMISSION AND/OR THE BROWARD COUNTY BOARD OF COUNTY COMMISSIONERS TO CONSIDER SUCH A CHARTER AMENDMENT AND THEN WORK EXPEDITIOUSLY TO PLACE THE MATTER ON THE NOVEMBER 2016 BALLOT FOR BROWARD COUNTY VOTERS; PROVIDING FOR DISTRIBUTION; AND PROVIDING AN EFFECTIVE DATE.

(Staff Contact: John Jurgle)

**ADOPTED**

7. **RES. NO. 2016-95:** 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 ELEVEN (11) 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 STATE ROAD A1A (OCEAN BOULEVARD); FROM MILE POST 10.01 TO MILE POST 10.175; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

(Staff Contact: Robert A. McCaughan)

REGULAR AGENDA

---

QUASI-JUDICIAL PROCEEDING

---

**ADOPTED**

8. **P.H. 2016-33; ORD. NO. 2016-38: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING NORTH OF NW 1<sup>ST</sup> STREET AND EAST OF NW 28<sup>TH</sup> AVENUE FROM B-3 (GENERAL BUSINESS) TO RS-4 (SINGLE FAMILY RESIDENTIAL); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: JANUARY 12, 2016**

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

**APPROVED FIRST READING**

9. **P.H. 2016-37; ORD. NO. 2016-...: (PUBLIC HEARING 1<sup>ST</sup> READING)**  
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, REZONING PROPERTY LYING SOUTHEAST OF THE I-95 NORTH-BOUND COPANS ROAD EXIT RAMP AND NORTH OF NW 21<sup>ST</sup> COURT, ADJACENT TO AND PART OF WHAT IS COMMONLY KNOWN AS 350 WEST COPANS ROAD FROM RS-4 (SINGLE-FAMILY RESIDENCE) AND B-2 (COMMUNITY BUSINESS) TO B-3 (GENERAL BUSINESS); PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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

**ADOPTED**

10. **RES. NO. 2016-96:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING CITY STAFF'S LETTER OF NO OBJECTION TO AMENDMENT OF NOTATION ON THE CROATIAN AMERICAN SOCIAL CLUB PLAT; PROVIDING AN EFFECTIVE DATE.

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

**ADOPTED**

11. **RES. NO. 2016-97:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING CITY STAFF'S LETTER OF NO OBJECTION TO AMENDMENT OF NOTATION ON THE CENTER PORT PLAT; PROVIDING AN EFFECTIVE DATE.

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

---

**QUASI-JUDICIAL PROCEEDING - CONTINUED**

---

**ADOPTED**

12. **RES. NO. 2016-98:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING CITY STAFF'S LETTER OF NO OBJECTION TO AMENDMENT OF NOTATION ON THE RESIDENCES AT PALM AIRE PLAT; PROVIDING AN EFFECTIVE DATE.

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

---

**END OF QUASI-JUDICIAL PROCEEDING**

---

**REGULAR AGENDA - CONTINUED**

**ADOPTED**

13. **P.H. 2016-32; ORD. NO. 2016-39: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE AMENDING CHAPTER 100, "STREETS AND SIDEWALKS," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY CREATING SECTION 100.42, "TOWING FROM THE PUBLIC RIGHT-OF-WAY," TO PROVIDE RESTRICTIONS FOR TOWING OR IMMOBILIZING VEHICLES ON CITY STREETS; PROVIDING A PENALTY FOR VIOLATIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: JANUARY 12, 2016**

(Staff Contact: Mark E. Berman)

**ADOPTED**

14. **P.H. 2016-34; ORD. NO. 2016-40: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE AMENDING CHAPTER 34, "CITY POLICY," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 34.107, "POSITION CLASSIFICATION PLAN," BY CREATING THE POSITIONS OF ENGINEERING INSPECTOR II, ENGINEERING INSPECTOR III, ENGINEERING PROJECTS MANAGER III, ENGINEERING PROJECTS MANAGER II, ENGINEERING PROJECTS MANAGER I AND BY RETITLING THE ENGINEERING INSPECTOR TO ENGINEERING INSPECTOR I; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: JANUARY 12, 2016**

(Staff Contact: Michael Smith)

**REGULAR AGENDA - CONTINUED**

**APPROVED FIRST READING**

15. **P.H. 2016-35; ORD. NO. 2016-...: (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 LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND LIBERTY PROPERTY LIMITED PARTNERSHIP FOR PROPERTY AT POMPANO BUSINESS PARK, 1651 SW 5<sup>TH</sup> COURT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$22,650)

(Staff Contact: John Jurgle)

**APPROVED FIRST READING**

16. **P.N. 2016-36; RES. NO. 2016-...: (PUBLIC HEARING 1<sup>ST</sup> READING)**  
A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, MAKING CERTAIN FINDINGS AND DESIGNATING THE REAL PROPERTY LOCATED AT 100 NW 33 AVENUE, IDENTIFIED BY FOLIO NO. 484232190021, AS A BROWNFIELD AREA PURSUANT TO SECTION 376.80(2)(C), FLORIDA STATUTES, FOR THE PURPOSE OF REHABILITATION, JOB CREATION AND PROMOTING ECONOMIC REDEVELOPMENT; AUTHORIZING THE CITY MANAGER TO NOTIFY THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION OF SAID DESIGNATION; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Chris Clemens/Greg Harrison)

**TABLED UNTIL FEBRUARY 9, 2016 COMMISSION MEETING**

17. **RES. NO. 2016-...:** 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 DANIEL HORAK, ALTERNATE 1; SAID TERM TO EXPIRE ON JULY 1, 2016; PROVIDING AN EFFECTIVE DATE.

**APPLICANTS:**

W.P. Davis, Jr. – District 1  
Richard Tobin – District 1  
Charles H. Bechert, III – District 3  
James B. Morehead – District 3  
David Baumwald – District 4  
Nancy Grant – District 5  
David Miller – District 5

Ellen Schefler – District 5



(Staff Contact: Asceleta Hammond)

**REGULAR AGENDA - CONTINUED**

**ADOPTED**

18. **RES. NO. 2016-99:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **TOBI AYCOCK** TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 1, 2018; PROVIDING AN EFFECTIVE DATE.

**APPLICANTS:**

*Terrence Davis, Curator/Incumbent – District 1*  
*Tobi Aycock, Architect/Contractor/Incumbent – District 3*  
*Kellyann Maguire, Art Agent/Incumbent – District 5*  
Stephen Schorr, **Attorney/Art Collector** – District 1  
Amanda Hart, **Designer** – District 1  
Carol Romano, **Resident** – District 1  
Joseph A. Grisafi, **Resident** – District 1  
Donna Russo, **Art Teacher** – District 1  
Edith Kappler, **Resident** – District 2  
Dahlia Baker, **Program Assistant** – District 3  
John Cote, **Artist** – District 3  
Michelle R. Cote, **Bookkeeper** – District 3  
Patricia Knight, **Art Teacher** – District 3  
Tyler Townsend, **Museum/Collector** – District 3  
David Baumwald, **President/Construction** – District 4  
Karen J. Leventhal, **Freelance Writer** – District 5  
David Miller, **Graphic Artist** – District 5  
Cynthia Morales, **Product Specialist** – District 5  
Shellie Morrison, **Business Owner** – District 5  
Cherie Saleeby, **Artist** – District 5  
Ellen Schefler, **Furniture Designer** – District 5  
Agata Mosery, **Designer** – Boca Raton



(Staff Contact: Asceleta Hammond)

**ADOPTED**

19. **RES. NO. 2016-100:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **TERRENCE DAVIS** TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 1, 2018; PROVIDING AN EFFECTIVE DATE.

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



(Staff Contact: Asceleta Hammond)

**REGULAR AGENDA - CONTINUED**

**ADOPTED**

20. **RES. NO. 2016-101:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **KELLYANN MAGUIRE** TO THE PUBLIC ART COMMITTEE OF THE CITY OF POMPANO BEACH FOR A TERM OF TWO (2) YEARS; SAID TERM TO EXPIRE ON FEBRUARY 1, 2018; PROVIDING AN EFFECTIVE DATE.

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



(Staff Contact: Asceleta Hammond)

**ADOPTED**

21. **RES. NO. 2016-102:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **TOBI AYCOCK** TO THE ARCHITECTURAL APPEARANCE COMMITTEE OF THE CITY OF POMPANO BEACH TO FILL THE UNEXPIRED TERM OF THOMAS DIGIORGIO, SR. SAID TERM TO EXPIRE ON FEBRUARY 8, 2017; PROVIDING AN EFFECTIVE DATE.

**APPLICANTS:**

***Tobi Aycock, Registered Building Contractor – District 3***

Charles H. Bechert, III, **Attorney** – District 3

David Baumwald, **President/Construction** – District 4

Marcus A. McDougle, **Sociology Degree** – District 4

Andy Cherenfant, **Computer Business & Administration** – District 5



(Staff Contact: Asceleta Hammond)

**REPORTS**

City Manager

City Attorney

City Clerk

Internal Auditor

City Commission

**ADJOURNMENT: 7:12 p.m.**



**BALANCE IN CONTINGENCY**

Oct. 1, 2015	Beginning Balance	\$ 10,000.00
--------------	-------------------	--------------