

MEETING RESULTS!!!
CITY OF POMPANO BEACH
CITY COMMISSION MEETING
AGENDA NO. 2016-09
TUESDAY, FEBRUARY 9, 2016
6:00 P.M.

CALL TO ORDER

The Honorable Lamar Fisher
Mayor, Presiding

ROLL CALL

Asceleta Hammond, CMC,
City Clerk

INVOCATION

Reverend James Smith
New Jerusalem Missionary Baptist
Church

PLEDGE OF ALLEGIANCE

Led by Natalie Burrows, Student of
Distinction at Pompano Beach
Elementary School

APPROVAL OF MINUTES

APPROVED AS SUBMITTED
City Commission Meeting of
January 26, 2016

APPROVAL OF THE AGENDA

APPROVED AS AMENDED

CONSENT AGENDA DISCUSSION

The Commission pulled items 8, 10, 14, and 15 for discussion 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

Black History Month proclaimed in the City of Pompano Beach. On behalf of the community, Hazel Armbrister, longtime resident and President of the Rock Road Restoration Historical Group accepted the proclamation.

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

STRICKEN

1. Approval to purchase Electrical MRO Supplies as needed from World Electric Supply, Inc. and Meyer Electric Supply Company, Inc. in the estimated amount of \$150,000 from budgeted funds in the Building Maintenance Repair and Maintenance account per Broward County Contract &Y1104912B1. (Fiscal impact: purchase as needed)

(Staff Contact: Robert A. McCaughan)

ADOPTED

2. **RES. NO. 2016-103:** 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 GEOSYNTEC CONSULTANTS, INC. TO INSTALL, OPERATE AND MAINTAIN A GROUNDWATER MONITORING WELL LOCATED ON THE NORTHERN EDGE OF SW 8TH STREET ADJACENT TO PROPERTY AT 1407 SW 8TH STREET; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$1.00 per annum paid to the City)

(Staff Contact: Robert A. McCaughan)

ADOPTED

3. **RES. NO. 2016-104:** 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 NE 10TH STREET IRRIGATION BETWEEN THE CITY OF POMPANO BEACH AND SHIFF CONSTRUCTION & DEVELOPMENT, INC.; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$145,236.56 from budgeted funds in account 302-7302-530.65-12, Capital Project/Construction) (CIP 07-924)

(Staff Contact: Robert A. McCaughan)

ADOPTED

4. **RES. NO. 2016-105:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN EXTENSION AND AMENDMENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND EMERALD TRANSPORTATION CORPORATION FOR TOWING AND WRECKER SERVICE WITHIN THE CORPORATE LIMITS OF THE CITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: Franchise Fee: \$178,180.00 per annum)

(Staff Contact: Phyllis A. Korab/Otis J. Thomas)

CONSENT AGENDA

ADOPTED

5. **RES. NO. 2016-106:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A PERPETUAL ACCESS EASEMENT BETWEEN THE CITY OF POMPANO BEACH AND TODD DUNLAP AND V. DENNIS WYNNE; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

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

ADOPTED

6. **RES. NO. 2016-107:** 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 TODD DUNLAP AND DENNIS WYNNE, ACCEPTING A GRANT OF A PERPETUAL NON-EXCLUSIVE UTILITY EASEMENT; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

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

ADOPTED

7. **RES. NO. 2016-108:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND 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 - \$11,513.00)

(Staff Contact: Mark Korman/Miriam Carrillo)



ADOPTED

8. **RES. NO. 2016-109:** 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 LANDSHORE ENTERPRISES, LLC TO PROVIDE DOG PARK LAKE BANKS EROSION CONTROL SERVICES; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$73,800 – Account 482-7573-576-65.12 (Project 15295 – Golf Dune Repairs) (\$8,276.00 added to account through budget adjustment will be set aside for contingency use)

(Staff Contact: Horacio Danovich/John Sfiropoulos)



CONSENT AGENDA - CONTINUED

ADOPTED

9. **RES. NO. 2016-110:** 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 SHIFF CONSTRUCTION & DEVELOPMENT, INC. FOR LOBBY RENOVATIONS AT THE PUBLIC SAFETY COMPLEX; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$45,242.34)

(Staff Contact: Tammy Good/Horacio Danovich)



ADOPTED

10. **RES. NO. 2016-111:** 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. 1 IN THE AMOUNT OF \$30,390.00 PURSUANT TO THE CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CARTAYA AND ASSOCIATES, ARCHITECTS, P.A. FOR ARCHITECTURAL AND STRUCTURAL SERVICES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Tammy Good/Horacio Danovich)



ADOPTED

11. **RES. NO. 2016-112:** 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 \$42,650.00 PURSUANT TO THE CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CARTAYA AND ASSOCIATES, ARCHITECTS, P.A. FOR ARCHITECTURAL AND STRUCTURAL ENGINEERING SERVICES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Tammy Good/Horacio Danovich)



CONSENT AGENDA - CONTINUED

ADOPTED

12. **RES. NO. 2016-113:** 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. 3 IN THE AMOUNT \$42,450.00 PURSUANT TO THE CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CARTAYA AND ASSOCIATES, ARCHITECTS, P.A. FOR ARCHITECTURAL AND STRUCTURAL ENGINEERING SERVICES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Tammy Good/Horacio Danovich)



ADOPTED

13. **RES. NO. 2016-114:** 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. 4 IN THE AMOUNT OF \$84,450.00 PURSUANT TO THE CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CARTAYA AND ASSOCIATES, ARCHITECTS, P.A. FOR ARCHITECTURAL AND STRUCTURAL ENGINEERING SERVICES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Tammy Good/Chris Schlageter/Horacio Danovich)



ADOPTED

14. **RES. NO. 2016-115:** 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. 1 IN THE AMOUNT OF \$51,900.00 PURSUANT TO THE CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND SONG & ASSOCIATES, INC. FOR ARCHITECTURAL AND STRUCTURAL ENGINEERING SERVICES; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Tammy Good/Horacio Danovich)



CONSENT AGENDA - CONTINUED

ADOPTED

15. **RES. NO. 2016-116:** A RESOLUTION 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 CALVIN, GIORDANO & ASSOCIATES, INC., TO PROVIDE PROFESSIONAL CONSTRUCTION ENGINEERING INSPECTION SERVICES; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$259,371.89)

(Staff Contact: Horacio Danovich/John Sfiroplulos)



ADOPTED

16. **RES. NO. 2016-117:** 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 COLONIAL PRESS INTERNATIONAL INC. PROVIDING FOR PRINTING AND MAILING OF TRADEWINDS MAGAZINE; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$43,327.98)

(Staff Contact: Sandra King)



APPROVED

17. Approval of a budget adjustment appropriating funds from the budgetary retained earnings to the service connection reuse account in the amount of \$200,000.

(Staff Contact: A. Randolph Brown)



REGULAR AGENDA

QUASI-JUDICIAL PROCEEDING

18. **TABLED TO MARCH 8, 2016 CITY COMMISSION MEETING**
P.H. 2016-37; ORD. NO. 2016-...: (ORDINANCE 2ND 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 21ST 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.

FIRST READING: JANUARY 26, 2016

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

QUASI-JUDICIAL PROCEEDING - CONTINUED

ADOPTED

19. **RES. NO. 2016-118:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ALLOCATING A MAXIMUM OF SIX FLEX UNITS FOR A PROPOSED RESIDENTIAL DEVELOPMENT LOCATED AT THE NORTHEAST CORNER OF NORTHWEST 1ST STREET AND NORTHWEST 28TH AVENUE; PROVIDING AN EFFECTIVE DATE.

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

ADOPTED

20. **RES. NO. 2016-119:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING CITY STAFF'S LETTER OF NO OBJECTION TO THE AMENDMENT OF THE DEVELOPMENT REVIEW REPORT DELETING NO. 7 REQUIRING A LEFT TURN LANE ON NW 15TH STREET; PROVIDING AN EFFECTIVE DATE.

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

APPROVED FIRST READING

21. **P.H. 2016-46; ORD. NO. 2016-...: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING A CERTAIN PORTION OF RIGHT-OF-WAY FOR SW 13TH STREET LYING EAST OF I-95 AND WEST OF SW 9TH AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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

END OF QUASI-JUDICIAL PROCEEDING

REGULAR AGENDA - CONTINUED

ADOPTED

22. **P.H. 2016-35; ORD. NO. 2016-41: (ORDINANCE 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 LEASE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND LIBERTY PROPERTY LIMITED PARTNERSHIP FOR PROPERTY AT POMPANO BUSINESS PARK, 1651 SW 5TH COURT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$22,650)

FIRST READING: JANUARY 26, 2016

(Staff Contact: John Jurgle)

REGULAR AGENDA - CONTINUED

ADOPTED

23. **P.N. 2016-36; RES. NO. 2016-120: (RESO. 2ND PUBLIC HEARING)**
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.

FIRST PUBLIC HEARING: JANUARY 26, 2016

(Staff Contact: Chris Clemens/Greg Harrison)

APPROVED FIRST READING

24. **P.H. 2016-45; ORD. NO. 2016-...: (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 CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND MWH AMERICAS, INC. FOR CONTINUING CONTRACT FOR ENGINEERING SERVICES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: A. Randolph Brown)



APPROVED FIRST READING

25. **P.H. 2016-39; ORD. NO. 2016-...: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.4222, "COMMERCIAL: RETAIL SALES AND SERVICE USES – RETAIL SALES," TO MODIFY THE DEFINITION OF A CONSIGNMENT SHOP AND A THRIFT SHOP, AND TO PROVIDE ADDITIONAL STANDARDS FOR THRIFT SHOPS: BY AMENDING SECTION 155.5102, "OFF-STREET PARKING AND LOADING," TO AMEND THE CHART TO REFLECT SAID CHANGES; BY AMENDING PART 5, "TERMS AND USES DEFINED," BY REVISING TERMS USED OR REFERENCED IN THIS ORDINANCE; BY AMENDING APPENDIX A: "CONSOLIDATED USE TABLE," TO REVISE TABLE TO CONFORM TO AMENDMENTS MADE BY THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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

REGULAR AGENDA - CONTINUED

APPROVED FIRST READING

26. **P.H. 2016-40; ORD. NO. 2016-...: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.4221, "COMMERCIAL: RETAIL SALES AND SERVICE USES – PERSONAL SERVICES," TO AMEND THE DEFINITION OF BANK OR FINANCIAL INSTITUTION AND CREATE A NEW DEFINITION AND APPLICABLE STANDARDS FOR A CHECK CASHING OR PAYDAY LOAN STORES; BY AMENDING SECTION 155.4222, "COMMERCIAL: RETAIL SALES AND SERVICE USES – RETAIL SALES" TO PROVIDE DISTANCE SEPARATION REQUIREMENTS BETWEEN CHECK CASHING OR PAYDAY LOAN STORES AND PAWN SHOPS; BY AMENDING SECTION 155.5102, "OFF-STREET PARKING AND LOADING," TO AMEND CHART TO MODIFY PARKING SPACE REQUIREMENTS FOR CHECK CASHING OR PAYDAY LOAN STORES; BY AMENDING PART 5, "TERMS AND USES DEFINED," BY MODIFYING TERMS USED OR REFERENCED IN THIS ORDINANCE; BY AMENDING APPENDIX A: "CONSOLIDATED USE TABLE," TO REVISE TABLE TO CONFORM TO AMENDMENTS MADE BY THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

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

APPROVED FIRST READING

27. **P.H. 2016-41; ORD. NO. 2016-...: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.4222, "COMMERCIAL: RETAIL SALES AND SERVICE USES – RETAIL SALES," TO PROVIDE STANDARDS FOR GROCERY AND CONVENIENCE STORES; TO MODIFY THE PERMITTED LOCATIONS FOR, THE DEFINITION OF, AND STANDARDS FOR LOCAL LIQUOR OR PACKAGE STORES, REGIONAL LIQUOR OR PACKAGE STORES AND BEER OR WINE STORES; BY AMENDING SECTION 155.4227, "INDUSTRIAL: MANUFACTURING AND PRODUCTION USES" TO AMEND THE DEFINITION OF FOOD AND OR BEVERAGE PRODUCTS MANUFACTURING; BY AMENDING SECTION 155.4303, "STANDARDS FOR SPECIFIC ACCESSORY USES AND STRUCTURES," TO AMEND THE DEFINITION OF ALCOHOLIC BEVERAGE SALES AS AN ACCESSORY USE TO A BREWERY, WINERY OR DISTILLERY AND PROVIDE FOR DISTRICTS WHERE PERMITTED; AMENDING THE DEFINITION OF PACKAGE SALES AS AN ACCESSORY USE TO A BAR OR LOUNGE AND PROVIDING FOR DISTRICTS WHERE PERMITTED; BY AMENDING

REGULAR AGENDA - CONTINUED

27. **P.H. 2016-41; ORD. NO. 2016-...: (PUBLIC HEARING 1ST READING) – CONTINUED**

SECTION 155.4501, "SEPARATION REQUIREMENTS FOR ALCOHOLIC BEVERAGE ESTABLISHMENTS," TO AMEND THE USES THAT ARE EXEMPT FROM SEPARATION REQUIREMENTS; BY AMENDING SECTION 155.5102, "OFF-STREET PARKING AND LOADING" TO AMEND THE MINIMUM NUMBER OF OFF-STREET PARKING SPACES FOR VARIOUS ALCOHOL BEVERAGE ESTABLISHMENTS; BY AMENDING PART 5, "TERMS AND USES DEFINED," BY REVISING TERMS USED OR REFERENCED IN THIS ORDINANCE; BY AMENDING APPENDIX A: "CONSOLIDATED USE TABLE," TO REVISE TABLE TO CONFORM TO AMENDMENTS MADE BY THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

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

28. **APPROVED FIRST READING
P.H. 2016-42; ORD. NO. 2016-...: (PUBLIC HEARING 1ST READING)**

AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.4209, "INSTITUTIONAL: HEALTH CARE USES" TO ADD AND DELETE CERTAIN DEFINITIONS, TO MODIFY DISTRICTS WHERE PERMITTED AND APPLICABLE STANDARDS; BY AMENDING SECTION 155.4221, "COMMERCIAL: RETAIL SALES AND SERVICE USES – PERSONAL SERVICES" TO MODIFY THE DEFINITION OF PERSONAL SERVICES ESTABLISHMENT; BY AMENDING SECTION 155.4303, "STANDARDS FOR SPECIFIC ACCESSORY USES AND STRUCTURES" TO MODIFY DEFINITION OF LIMITED MENTAL HEALTH TREATMENT FACILITY, RETAIL CLINICS AND DISTRICTS WHERE PERMITTED; BY AMENDING SECTION 155.5102, "OFF-STREET PARKING AND LOADING" TO AMEND CHART TO REFLECT SAID CHANGES AND MODIFY PARKING REQUIREMENTS; BY AMENDING PART 5, "TERMS AND USES DEFINED," BY REVISING TERMS USED OR REFERENCED IN THIS ORDINANCE; BY AMENDING APPENDIX A: "CONSOLIDATED USE TABLE," TO REVISE TABLE TO CONFORM TO AMENDMENTS MADE BY THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

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

REGULAR AGENDA - CONTINUED

APPROVED FIRST READING

29. **P.H. 2016-44; ORD. NO. 2016-...: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.3703, "ATLANTIC BOULEVARD OVERLAY DISTRICT (AOD)," TO MODIFY THE PERMITTED PRINCIPAL USES, PROHIBITED USES, STANDARDS SPECIFIC TO COMMERCIAL/RESIDENTIAL MIXED-USE DEVELOPMENTS AND SEPARATION REQUIREMENT FOR SALES OF ALCOHOLIC BEVERAGES AND EXEMPTIONS; BY AMENDING SECTION 155.3708, "DOWNTOWN POMPANO BEACH OVERLAY DISTRICT (DP)," TO AMEND CHART TO REFLECT SAID CHANGES AND AMEND THE MODIFIED USE STANDARDS FOR THE DPOD; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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

APPROVED FIRST READING

30. **P.H. 2016-43; ORD. NO. 2016-...: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE AMENDING CHAPTER 155, "ZONING CODE," OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY AMENDING SECTION 155.2406, "SPECIAL EXCEPTION," TO MODIFY REVIEW STANDARDS FOR APPLICATIONS FOR SPECIAL EXCEPTIONS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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

APPROVED FIRST READING

31. **P.H. 2016-47; ORD. NO. 2016-...: (PUBLIC HEARING 1ST READING)**
AN ORDINANCE AMENDING CHAPTER 96, "HEALTH AND SAFETY," OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 96.01, "DEFINITIONS," TO MODIFY DEFINITIONS FOR SOLID WASTE, RECOVERABLE MATERIALS AND FOR OTHER GARBAGE-RELATED ITEMS; BY AMENDING SECTION 96.11, "COLLECTION TIMES," TO MODIFY DAYS AND TIMES FOR RESIDENTIAL AND COMMERCIAL COLLECTION OF GARBAGE; BY AMENDING SECTION 96.12, "COLLECTION REGULATIONS," TO MODIFY REQUIREMENTS FOR COLLECTION OF TRASH, BULK TRASH AND RECOVERABLE MATERIALS FROM RESIDENTIAL AND COMMERCIAL PROPERTIES IN THE CITY; BY AMENDING SECTION 96.13, "SERVICE CHARGES," TO MODIFY RATES AND SERVICE CHARGES FOR COLLECTION OF RESIDENTIAL AND COMMERCIAL GARBAGE AND BULK WASTE IN THE CITY; BY AMENDING SECTION 96.14, "INSPECTION AND CONDITION OF RECEPTACLES," TO MODIFY

REGULAR AGENDA - CONTINUED

31. **P.H. 2016-47; ORD. NO. 2016-...: (PUBLIC HEARING 1ST READING) – CONTINUED**

REQUIREMENTS FOR GARBAGE RECEPTACLES UTILIZED FOR DISPOSAL OF GARBAGE; BY AMENDING SECTION 96.15, "PREPARATION OF REFUSE," TO MODIFY REQUIREMENTS FOR DISPOSAL OF REFUSE; BY AMENDING SECTION 96.17, "BUSINESS TAX RECEIPT FOR HAULING TRASH," TO RETITLE THE SECTION AND MODIFY TERMS TO REFER TO SOLID WASTE AND RECOVERABLE MATERIALS; BY AMENDING SECTION 96.20, "SINGLE-FAMILY RECYCLABLE WASTE," TO RETITLE THE SECTION AND MODIFY REQUIREMENTS FOR APPLICABILITY FOR ALL RESIDENTIAL RECYCLABLE WASTE; BY DELETING SECTION 96.21, "MULTI-FAMILY RECYCLABLE WASTE," IN ITS ENTIRETY; BY CREATING A NEW SECTION 96.22, "REQUIREMENTS FOR RECOVERED MATERIALS HAULERS," TO PROVIDE REQUIREMENTS FOR REGISTRATION AND LICENSE AGREEMENT FOR HAULERS OF RECOVERED MATERIALS OPERATING IN THE CITY; PROVIDING FOR PENALTIES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Russell Ketchem/Robert A. McCaughan)

ADOPTED

32. **RES. NO. 2016-121:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **JAMES B. MOREHEAD** 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 Scheffler – District 5

TABLED FROM JANUARY 26, 2016

(Staff Contact: Asceleta Hammond)



REPORTS

City Manager
City Attorney
City Clerk
Internal Auditor
City Commission

ADJOURNMENT: 8:36 p.m.

BALANCE IN CONTINGENCY

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