



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-10

Date: February 23, 2016

Subject	Page
<u>APPROVAL OF MINUTES</u>	
Regular City Commission Meeting February 9, 2016	1
City Commission Workshop November 12, 2015	1
City Commission Workshop February 24, 2015	1
<u>APPROVAL OF AGENDA</u>	
City Commission Meeting Agenda February 23, 2016	1
<u>SPECIAL RECOGNITION</u>	
Comr. Dockswell's birthday on March 2 nd	2
<u>SPECIAL PRESENTATION</u>	
Fourth Annual Pompano Beach Brazilian Festival	2
<u>SPECIAL RECOGNITION</u>	
Architectural Appearance Committee	2-3
<u>AUDIENCE TO BE HEARD</u>	
<u>Proclamation to Honor Mayor Fisher and City Commissioners</u> – Burton Miller, PTA President, McNab Elementary School, 1711 Southeast 3 rd Street, Pompano Beach, FL	3-4
<u>Renewal of Contract with Creative City Collaborative (CCC)</u> – Sarahca Peterson, 2051 Northwest 1 st Avenue, Pompano Beach, FL 33060	4-5
<u>Trash Bins</u> – Tom Terwilliger, 3160 Northwest 1 st Avenue, Pompano Beach, FL	5-6
<u>Community Park Pavilions</u> – Vicente Thrower, 1890 Northwest 6 th Avenue, Pompano Beach, FL	6
<u>Trash Cans</u> – Debresia LeSane, 124 Northwest 8 th Street, Pompano Beach, FL	6
<u>Replacement of Electrical Wooden Poles</u> – Ms. LeSane	6



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-10

Date: February 23, 2016

Subject	Page
<u>AUDIENCE TO BE HEARD</u>	
<u>Roadwork on MLK</u> – Ms. LeSane	6
<u>Historical Value in Northwest Community</u> – Ms. LeSane	6
<u>Gun Control in the City</u> – Ms. LeSane	7
<u>Children Issues</u> – Patrick Jovanov, 411 Northeast 18 th Avenue, Pompano Beach, FL 33060	7
<u>Updates to Ali</u> – Drew Tucker, Director, Ali Cultural Arts Center, 353 Martin Luther King, Jr., Boulevard, Pompano Beach, FL	7-8
<u>SPECIAL RECOGNITION</u>	
Perry Thurston, former State Representative	9
<u>CONSENT ITEMS</u>	
RES. NO. 2016-122: 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 AND BW US 1 SAMPLE, LLC; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)	9-10
RES. NO. 2016-123: 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 LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE RUSSELL LIFE SKILLS AND READING FOUNDATION, INC. TO PROVIDE LIFE SKILLS AND READING SERVICES FOR YOUTH; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)	10
RES. NO. 2016-124: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST EXTENSION BETWEEN THE CITY OF POMPANO BEACH AND BROWARD RUGBY ASSOCIATION, INC. TO USE VARIOUS CITY OWNED FACILITIES FOR ORGANIZED SPORTS PROGRAMS AND OTHER RECREATIONAL ACTIVITIES; PROVIDING AN EFFECTIVE DATE. (No fiscal impact) (Staff Contact: Mark Beaudreau)	11



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-10

Date: February 23, 2016

Subject	Page
<u>CONSENT ITEMS - CONTINUED</u>	
<p>RES. NO. 2016-125: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND EXTENSION AND AMENDMENT BETWEEN THE CITY OF POMPANO BEACH AND PBFC PAL HAMMERHEADS INC. TO USE VARIOUS CITY OWNED FACILITIES FOR ORGANIZED SPORTS PROGRAMS AND OTHER RECREATIONAL ACTIVITIES; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)</p>	11
<p>RES. NO. 2016-126: 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 LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND NATIONAL FLAG FOOTBALL ASSOCIATION, INC. TO PROVIDE LEADERSHIP, ADMINISTRATIVE AND COACHING SERVICES FOR FLAG FOOTBALL GAMES AND PRACTICES FOR ELEMENTARY SCHOOL AGE CHILDREN; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)</p>	11
<p>RES. NO. 2016-127: 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 THE PURCHASE OF AN EMERGENCY GENERATOR BETWEEN THE CITY OF POMPANO BEACH AND TAW POWER SYSTEMS, INC.; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$34,375)</p>	12
<p>RES. NO. 2016-128: 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 \$99,400.00 PURSUANT TO THE CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE CITY OF POMPANO BEACH AND MCCAFFERTY BRINSON CONSULTING, LLC FOR CONTINUING ENGINEERING SERVICES; PROVIDING AN EFFECTIVE DATE.</p>	12
<u>REGULAR AGENDA</u>	
<p>RES. NO. 2016-129: 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 BLANCHE ELY COMMERCIAL REDEVELOPMENT PLAT; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)</p>	12-14



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-10

Date: February 23, 2016

Subject	Page
<u>REGULAR AGENDA - CONTINUED</u>	
<p>ORD. NO. 2016-42: 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.</p>	15-16
<p>ORD. NO. 2016-43: 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.</p>	16
<p>ORD. NO. 2016-44: 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.</p>	17
<p>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.</p>	18-19
<p>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</p>	19-21



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-10

Date: February 23, 2016

Subject	Page
---------	------

REGULAR AGENDA - CONTINUED

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)

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 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)

21-23

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

24-29



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-10

Date: February 23, 2016

Subject	Page
---------	------

REGULAR AGENDA - CONTINUED

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)

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.

29-31

ORD. NO. 2016-45: 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 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

31-34



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-10

Date: February 23, 2016

Subject	Page
<u>REGULAR AGENDA - CONTINUED</u>	
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.	
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AMENDED AND RESTATED SERVICE CONTRACT BETWEEN THE CITY OF POMPANO BEACH AND CRS MAX CONSULTANTS, INC.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.	34
<u>REPORTS</u>	
<u>City Manager</u> – No report.	34
<u>City Attorney</u> – No report.	34
<u>City Clerk</u> – No report.	34
<u>Commissioner Barry J. Dockswell</u> – No report.	34
<u>Commissioner Rex Hardin</u> – Kester Park Field Maintenance	35
<u>Commissioner Barry Moss</u> – Volunteer Reading in Pompano Beach Elementary School	35
<u>Commissioner Ed Phillips</u> – Attendance to Commission Meetings	35
Congratulations to Ely High School Athletes	35
Homeless Problems	35-36
Community Benefit Program	36
Senior Housing Facility	37



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-10

Date: February 23, 2016

Subject	Page
<u>REPORTS-CONTINUED</u>	
<u>Vice Mayor Charlotte Burrie</u> – Special Thanks to Staff for Tornado Clean up	37
<u>Mayor Lamar P. Fisher</u> – Provide Answers to Citizens Inquires	37-38
Congratulations to Blanche Ely High School Team	38
<u>ADJOURNMENT</u>	38

CITY OF POMPANO BEACH, FLORIDA

REGULAR CITY COMMISSION MINUTES

Agenda No. 2016-10

Date: February 23, 2016

Commission Meeting Room

The Mayor called the meeting to order at 6:00 p.m. and presided as the chairman.

ROLL CALL:

Mayor
Vice Mayor
Commissioner
Commissioner
Commissioner
Commissioner

Present:

Lamar Fisher
Charlotte Burrie
Barry Dockswell
Rex Hardin
Barry Moss
Edward Phillips

and

City Manager
City Attorney
City Clerk

Dennis Beach
Mark Berman
Asceleta Hammond

INVOCATION BY:

Reverend Dr. Greg Fitch
Hospice and Hospital Chaplain

PLEDGE OF ALLEGIANCE LED BY: *Asceleta Hammond, City Clerk*

Names of Comms.	M	S	Y	N	V	V
CITY COMMISSION MEETING MINUTES						
February 23, 2016						
PAGE 1						
<u>APPROVAL OF MINUTES</u>						
MOTION: To approve the Regular City Commission Meeting Minutes of February 9, 2016, as submitted.						
<u>VOICE VOTE</u>						
Dockswell						
Hardin	X				X	
Moss					X	
Phillips					X	
Burrie		X			X	
Fisher					X	
MOTION: To approve the Regular City Commission Workshop Minutes of November 12, 2015, as submitted.						
<u>VOICE VOTE</u>						
Dockswell						
Hardin	X				X	
Moss					X	
Phillips		X			X	
Burrie					X	
Fisher					X	
MOTION: To approve the Regular City Commission Workshop Minutes of February 24, 2015, as submitted.						
<u>VOICE VOTE</u>						
Dockswell						
Hardin	X				X	
Moss					X	
Phillips					X	
Burrie		X			X	
Fisher					X	
There were no revisions to the minutes.						
<u>APPROVAL OF THE AGENDA</u>						
MOTION: To approve the City Commission Meeting Agenda of February 23, 2016, as amended.						
<u>VOICE VOTE</u>						
Dockswell					X	
Hardin	X				X	
Moss					X	
Phillips		X			X	
Burrie					X	
Fisher					X	
Mayor Fisher indicated that Item 18 would be tabled to the March 8, 2016 City Commission Meeting.						

Names of Commrs.	M	S	Y	V	V	
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 2</p> <p><u>CONSENT AGENDA DISCUSSION</u></p> <p>Mayor Fisher stated the Commission would pull Item 1 from the Consent Agenda for discussion. However, a person may speak on the remaining items on the Consent Agenda during Audience to be Heard.</p> <p><u>SPECIAL RECOGNITION</u></p> <p>Mayor Fisher acknowledged Comr. Barry Dockswell’s birthday on March 2 and wished him a Happy Birthday.</p> <p><u>SPECIAL PRESENTATION</u></p> <p>Luciano Samelli, President of Marketing and New Business Development of LS Events, provided information regarding the Fourth Annual Pompano Beach Brazilian Festival. He thanked the Commission and especially Comr. Dockswell who attended the Fourth Annual Brazilian Festival. He mentioned that the festival has evolved into Florida’s largest Brazilian festival. Finally, Mr. Samelli thanked the Parks and Recreation Department, the Mayor, the Commissioners, the Broward Sheriff’s Office (BSO), and the Fire Department for providing the opportunity to make the festival a success. He concluded his presentation with a video highlighting the festival.</p> <p><u>SPECIAL RECOGNITION</u></p> <p>Mayor Fisher stated that in July 1998, the City of Pompano Beach created the Architectural Appearance Committee. The purpose of the committee was to improve the quality of life for all the residents and business owners in the City through aesthetically pleasing construction. Thomas H. DiGiorgio, Sr., was one of the founding members of the committee, and was unanimously appointed as chair of the committee at the very first meeting for a one-year term and served as chair until he stepped down in 2012.</p> <p>Over the past sixteen years, under the leadership and participation of Mr. DiGiorgio’s, the landscape and skyline of Pompano Beach has been approved one building at a time. Mr. DiGiorgio has raised his wonderful family to include his son Thomas DiGiorgio, Jr. who has kept the vision going in the City.</p>						

Names of Comms.	M	S	Y	V N
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 3</p> <p><u>SPECIAL RECOGNITION - CONTINUED</u></p> <p>Mayor Fisher offered special thanks to Mr. DiGiorgio on behalf of the City Commission and himself and presented him with a plaque of appreciation and recognition of exceptional leadership, devoted service and generous commitment to the City of Pompano Beach Architectural Appearance Committee from 1999-2015. He also offered special thanks to Mr. DiGiorgio for giving his time continuously each year to make the City a better place for everyone.</p> <p>Thomas DiGiorgio, Sr., stated that it was his honor to serve the City.</p> <p>Finally, Mayor Fisher on behalf of Roy Rogers, a friend who grew up with Mr. DiGiorgio, presented a monarch butterfly to him.</p> <p><u>AUDIENCE TO BE HEARD</u></p> <p>Mayor Fisher announced that it was time for "Audience To Be Heard" and offered the following guidelines: Once your name is called, please come forward to the podium in front of the commission, state your name and address for the record. Speakers will be limited to three minutes to speak on any item of concern or interest, including those items pulled from the Consent Agenda. In addition, he asked speakers not to speak on any items on tonight's agenda, as they will have that opportunity to do so when that item comes forward. Lastly, he requested that speakers refrain from any emotional outbursts in either support or non-support of the speaker's comments.</p> <p><u>Proclamation to Honor Mayor Fisher and City Commissioners</u> – Burton Miller, PTA President, McNab Elementary School, 1711 Southeast 3rd Street, Pompano Beach, FL, delivered a positive message acknowledging the exceptional efforts of Mayor Fisher and the City for promoting city togetherness and the well-being of students in Pompano Beach, as well as those throughout Broward, Miami-Dade and Palm Beach counties.</p> <p>Mr. Miller expressed heartfelt appreciation to the City, Mayor Fisher and Comr. Hardin for assisting them in their fund raising efforts to realize \$18,630, for their school. He thanked Mayor Fisher for being so approachable, responsive to questions and problems and for taking time to assist them in an important endeavor for the students and the community's well-being. Therefore, as a token of their appreciation he presented to Mayor Fisher a proclamation from the School Board of Broward County.</p>				

Names of Commrs.	M	S	Y	V N
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 5</p> <p><u>AUDIENCE TO BE HEARD – CONTINUED</u></p> <p>Mayor Fisher informed Ms. Peterson that the Commission does not deal with the contract administration; however, he suggested that Ms. Peterson meets with the City Manager’s office and he will provide the answers to her questions.</p> <p>Comr. Phillips indicated that while the City Commission does not deal with contracts, he has had some discussion with the City Manager about the inclusion component. He said there are a number of persons in District 4 who are also concerned with the spirit of inclusion that this particular organization is putting forth. Therefore, it is frustrating, because those residents felt enough time has elapsed that something should have already been done.</p> <p>Finally, Comr. Phillips thanked Ms. Peterson for her persistence in this matter.</p> <p><u>Trash Bins</u> – Tom Terwilliger, 3160 Northwest 1st Avenue, Pompano Beach, FL, stated that approximately two months ago he spoke on the waste bins and Waste Management told him they could do nothing for the seniors. However, the seniors have to accept the very large receptacles being given to all residents. Mr. Terwilliger indicated that many seniors are experiencing problems with the large devices.</p> <p>Mr. Terwilliger indicated that an average senior citizen generates about six inches of waste to put into a container that is over three feet tall. Therefore, it would take approximately a month to fill the container with trash. Notwithstanding, the large containers are difficult to pull on the grass. Therefore, he suggested that Waste Management advertise more about the options available for a senior resident to opt out of receiving a large container to a smaller container.</p> <p>Mayor Fisher invited Russell Ketchem, Solid Waste Manager, to provide information on how the seniors could have their trash can picked up on the side, rather than having to bring it out to the curbside.</p> <p>Russell Ketchem, Solid Waste Manager, announced that there is a smaller container available and a resident can call the Public Works Department, 954-786-4030, that is currently compiling a list of names. In addition, Mr. Ketchem indicated that the containers are designed and engineered not to be dragged but as a dolly, that is to be tipped and pulled back.</p>				

Names of Commrs.	M	S	Y	V N
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 6</p> <p><u>AUDIENCE TO BE HEARD – CONTINUED</u></p> <p>Additionally, Mr. Ketchem stated that if a resident so desire/need or is disabling, then there is a side door service that is complimentary. Therefore, anyone wishing this service should call the Public Works Department number 954-786-4030 as well as complete a form for this service.</p> <p><u>Community Park Pavilions</u> – Vicente Thrower, 1890 Northwest 6th Avenue, Pompano Beach, FL, complained that the condition of the Community Park pavilions is unsatisfactory. Furthermore, he indicated that it is disappointing for residents to have guests visiting from out of town to come and experience an unkempt pavilion, which they had to pay to rent.</p> <p>Mayor Fisher indicated that the City Manager would ensure that the Public Works Department attends to those pavilions that are in the cycle to be repaired.</p> <p><u>Trash Cans</u> – Debresia LeSane, 124 Northwest 8th Street, Pompano Beach, FL, indicated that the City has spent \$7 million on the pier, and wondered why she is limited to one trashcan. She noted that the cans are too big for the seniors but not big enough for an average family. Therefore, she suggested that one more trash can be assigned to the northwest community.</p> <p><u>Replacement of Electrical Wooden Poles</u> – Ms. LeSane indicated that after the last hurricane, wooden electrical poles were left in the same location where concrete poles are located in the northwest area, and nothing has been done to complete the project.</p> <p><u>Roadwork on MLK</u> – Ms. LeSane complained that the roadwork on MLK Boulevard intended to go from Dixie Highway to the I-95 overpass, stopped short at Northwest 6th Street. Therefore, she requested completion of that job.</p> <p><u>Historical Value in Northwest Community</u> – Ms. LeSane indicated that the City hired an Asian male to redevelop the northwest community, and she is concerned that historical value will be lost. Therefore, she requested that information should remain to show what was in place on the property or set up a statue of remembrance.</p>				

Names of Comms.	M	S	Y	V N
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 8</p> <p><u>AUDIENCE TO BE HEARD – CONTINUED</u></p> <p>Mr. Tucker stated that they received the photos digitally and Sarah Benichou, Director, has been carefully enlarging them so that they are legible, which has allowed people to recognize family members and other people from the community.</p> <p>Additionally, Mr. Tucker indicated that the event will be free and on Friday, there is a fund raising event called the “Empty Bowls,” which are painted bowls by middle school students from Pinecrest. The money raised from this event will go towards the Pompano Patch Garden, which is a global initiative. The school has partnered with non-profits and city organizations to help fight hunger.</p> <p>Finally, Mr. Tucker stated that he has been working for six months, which includes the three months that the Ali has been opened. He indicated that while there have been challenges, there have also been successes, and the benefits outweigh the challenges. He mentioned at first he did not understand the community but he is getting better at it. Although there is a lot of community involvement, he urged residents for more in-community involvement. One of the challenges he found was he could not get someone to deliver a pizza at the Ali building when he worked late. Finally, he suggested that the various organizations should be educated regarding the happenings at and around the Ali building. He is pleased to be serving the City of Pompano Beach and thanked the Commission for their efforts.</p> <p>In conclusion, Mr. Tucker announced that the Blanche Ely Jazz Combo would be performing at the Thursday night event. In addition, the pictures received from the historical society after the exhibit will be returned. The majority of the other prints will reside at the Ali Building. A donor will be framing all the photos on display, as well as there will be a big timeline display.</p> <p>Comr. Phillips commended Drew Tucker, the Ali staff, and BaCa for their upcoming event for Thursday, for Black History month. He urged his fellow commissioners and others to attend the event.</p>				

Names of Commrs.	M	S	Y	N

CITY COMMISSION MEETING MINUTES **February 23, 2016**

PAGE 10

CONSENT ITEMS - CONTINUED

use of the building, the canopy and the pumps. Notwithstanding, all the work will receive building permits. The purpose of the agreement is that they are doing the underground work without the principal building permit, which typically the City does not allow.

Vice Mayor Burrie asked if they could do the underground prior to acquiring the permit to go up and go further.

Mr. Bird responded that is correct. He indicated that there is the guarantee the site restoration will be received within a certain period of time.

Mayor Fisher asked for a clarification of Mr. Bird's Memorandum No. 16-097 distributed earlier.

Mr. Bird explained that it was for whether staff wanted to work on the language for Item 4 of the Development Agreement that has not been vetted with the City Attorney. It is simpler, and staff can move forward without the revised language; however, the applicant offered the revised language. Therefore, if there are no questions regarding the agreement, then the City can move forward with the existing agreement without the proposed amendment.

RES. NO. 2016-123: TIME 00:42:51 ITEM 2

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 LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND THE RUSSELL LIFE SKILLS AND READING FOUNDATION, INC. TO PROVIDE LIFE SKILLS AND READING SERVICES FOR YOUTH; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)

Names of Comms.	M	S	Y	N	
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 11</p> <p><u>CONSENT ITEMS - CONTINUED</u></p> <p>RES. NO. 2016-124: TIME 00:42:51 ITEM 3</p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST EXTENSION BETWEEN THE CITY OF POMPANO BEACH AND BROWARD RUGBY ASSOCIATION, INC. TO USE VARIOUS CITY OWNED FACILITIES FOR ORGANIZED SPORTS PROGRAMS AND OTHER RECREATIONAL ACTIVITIES; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)</p> <p>RES. NO. 2016-125: TIME 00:42:51 ITEM 4</p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SECOND EXTENSION AND AMENDMENT BETWEEN THE CITY OF POMPANO BEACH AND PBFC PAL HAMMERHEADS INC. TO USE VARIOUS CITY OWNED FACILITIES FOR ORGANIZED SPORTS PROGRAMS AND OTHER RECREATIONAL ACTIVITIES; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)</p> <p>RES. NO. 2016-126: TIME 00:42:51 ITEM 5</p> <p>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 LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND NATIONAL FLAG FOOTBALL ASSOCIATION, INC. TO PROVIDE LEADERSHIP, ADMINISTRATIVE AND COACHING SERVICES FOR FLAG FOOTBALL GAMES AND PRACTICES FOR ELEMENTARY SCHOOL AGE CHILDREN; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)</p>					

Names of Comms.	M	S	Y	N
CITY COMMISSION MEETING MINUTES February 23, 2016				
PAGE 13				
<u>REGULAR ITEMS</u>				
RES. NO. 2016-129: TIME 00:46:26 ITEM 8				
<p>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 BLANCHE ELY COMMERCIAL REDEVELOPMENT PLAT; PROVIDING AN EFFECTIVE DATE. (No fiscal impact)</p> <p>The Resolution was read by title only.</p> <p>MOTION: To adopt Resolution No. 2016-129 upon first reading.</p>				
<u>ROLL CALL</u>				
Dockswell				X
Hardin	X			X
Moss				X
Phillips				X
Burrie		X		X
Fisher				X

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

Asceleta Hammond, City Clerk, placed under oath all individuals, including staff, addressing the City Commission in this matter.

Names of Comms.	M	S	Y	V	V
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 14</p> <p><u>REGULAR ITEMS - CONTINUED</u></p> <p>Robin M. Bird, Development Services Director, indicated that the item is a Community Redevelopment Agency (CRA) initiated request to amend the square footage limitations on the Blanche Ely Commercial Redevelopment Plat. The property is located at the northeast corner of MLK Boulevard and Northwest 6th Avenue within the Downtown Pompano Overlay District (DPOD). The existing note limits the development to 40,000 square feet of commercial use and 210,000 square feet of office. The proposed amendment would reduce the commercial to 10,000 square feet and allow for 111 dwelling units. Therefore, the purpose is to allow for a mixed-use residential development project that will be the cornerstone of redevelopment on the Dr. Martin Luther King, Jr., Boulevard (MLK).</p> <p>Comr. Phillips questioned whether the plat is restricted to 111 mid-rise units, and what is done differently.</p> <p>Mr. Bird explained that the City would be reducing the commercial and office components, retaining the first floor commercial use and adding the 111 mid-rise dwelling units.</p> <p>Comr. Phillips asked if this is the same property where the Landmark project will be located, where dwelling units were already approved to be constructed on the site.</p> <p>Mr. Bird explained that the site plan was in place but the plat was not approved for it. Therefore, they need to amend the note through a delegation requests. The applicant will be going from commercial use to residential use for that portion.</p> <p>Comr. Phillips asked who determines the DPOD limits. As well as, he requested a copy of the map.</p> <p>Mr. Bird responded that the City Commission makes the determination, and voted on the Land Use Plan and the Rezoning that goes concurrently, subsequent, to the Land Use Plan Amendment (LUPA).</p>					

Names of Comms.	M	S	Y	N
ROLL CALL				
Dockswell				X
Hardin	X			X
Moss				X
Phillips				X
Burrie		X		X
Fisher				X

CITY COMMISSION MEETING MINUTES

February 23, 2016

PAGE 16

REGULAR ITEMS - CONTINUED

(FDOT) requested that an ingress/egress easement be retained, however, deeding it over to the property owners would render it where they could not put a shed on it and they would have difficulty putting up a fence. Moreover, FDOT would not gain any additional access to the wall, which they requested to have anywhere north or south at that point. Finally, staff recommends moving forward without the retention of the ingress/egress easement.

P.H. 2016-45; ORD. NO. 2016-43: TIME 00:51:34 ITEM 10

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.

The Ordinance was read by title only.

MOTION: To adopt Ordinance No. 2016-43 upon second reading.

A. Randolph Brown, Utilities Director, indicated this is the second reading of the engineering services contract.

Names of Comms.	M	S	Y	N
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CITY COMMISSION MEETING MINUTES February 23, 2016

PAGE 19

REGULAR ITEMS - CONTINUED

In sum, Ms. Friedman indicated that the next few items are the outcome of the studies that were undertaken.

The first text amendment addressed Thrift and Consignment shops, specifically to enable staff to make a determination of the use coming in and for what type of shop. Therefore, with the thrift shops there was a need to address some of the secondary effects of the uses, particularly issues related to illegal dumping. The recommendations are as follows:

- To rename Consignment Shops as Consignment Boutiques, which better reflects the uses that tend to focus on one specialty item; hence, the definition would be revised accordingly
- In the Atlantic Overlay District (AOD), Consignment Boutiques would continue to be prohibited on Atlantic Boulevard and the Downtown Pompano Overlay District (DPOD) and would be prohibited within the historic areas
- The Thrift Shop definition would be clarified in order to make the determination whether it was consignment or thrift
- There will be new standards required to address donation areas as well as the illegal dumping issues. Thrift shops will continue to be prohibited in the AOD and DPOD

P.H. 2016-40; ORD. NO. 2016-...: TIME 00:56:55 ITEM 13

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

Names of Commrs.	M	S	Y	V

CITY COMMISSION MEETING MINUTES February 23, 2016

PAGE 20

REGULAR ITEMS - CONTINUED

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)

The Ordinance was read by title only.

MOTION: To approve Ordinance upon first reading.

ROLL CALL

Dockswell		x		x
Hardin	x			x
Moss				x
Phillips				x
Burrie				x
Fisher				x

Karen Friedman, Principal Planner, stated this ordinance is addressing alternative financing uses, which would include payday loan providers, check cashing facilities, and pawnshops. She indicated that there was a wealth of information addressing the secondary effects of these uses on communities nationally as well as locally. Staff undertook mapping of the uses in the City's communities to understand if these uses are clustering and especially clustering in some of the more vulnerable areas. Four distinct clusters were identified. The mapping showed that these uses are clustering as well as they are adjacent to the Northwest CRA. Due to the clustering identified, the recommendations are as follows:

- To remove check cashing and payday loan from the definition of banking to create it as its own separate use, and it would be regulated separately

Names of Comms.	M	S	Y	N
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 21</p> <p><u>REGULAR ITEMS - CONTINUED</u></p> <ul style="list-style-type: none"> ➤ To require special exception approval for the use from the B-1 and B-2 districts ➤ To require 1,000 feet separation between a check cashing loan or payday loan store and a pawn shop. To prohibit the use within the AOD and DPOD ➤ The pawnshop will require the 1,000 feet separation between them as well as between the check cashing store or payday loan store. Staff recommends that the City continue to prohibit the uses in the AOD and DPOD <p>Ms. Friedman added that she should have mentioned this at the beginning of her presentation that the recommendations focusing on the AOD and DPOD came out of the studies that were provided by the Community Redevelopment Agency (CRA) and their staff.</p> <p>Mark E. Berman, City Attorney asked Ms. Friedman that with the wealth of information she mentioned regarding the negative secondary effects, did she include this information in the backup material for this item as part of her presentation of the item.</p> <p>Ms. Friedman replied yes, all the reports were included.</p> <p>Mr. Berman asked if the studies of the CRA were also included.</p> <p>Ms. Friedman replied yes.</p> <p>P.H. 2016-41; ORD. NO. 2016-...: TIME 01:00:40 ITEM 14</p> <p>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</p>				

Names of Comms.	M	S	Y	N

CITY COMMISSION MEETING MINUTES

February 23, 2016

PAGE 23

REGULAR ITEMS - CONTINUED

Karen Friedman, Principal Planner, stated that this ordinance addressed liquor stores, convenience stores and other retail sales of alcoholic beverages. The study was a bit more expansive in what it looked at. One of the issues staff considered in the study was the location of liquor stores in the community. A map was created and it revealed that the City has establishments in the community licensed as bars but are also acting as liquor stores. It also provided staff with the location of the liquor stores and how the City compared to similar cities in Broward County.

Additionally, Ms. Friedman indicated that the other focus of the report was making a distinction between retail establishments that are convenience stores or grocery stores versus those that are operating for the sale of beer and creating those separate uses when necessary. Therefore, based on the research included in the report, the recommendations were as follows:

- To create two separate liquor store uses – one being for a local liquor store and one being a regional store and regulating them based on the impacts of those uses
- Creating a use for the sale of beer or wine and separating it from the grocery store definition and crafting standards to determine when one was a beer or wine store, a grocery or convenience store
- To allow grocery stores and convenience stores to have accessory sales of beer or wine but to have standards regulating that
- To create accessory uses for the packaged sales at bars and lounges and create accessories for the sale of beer, wine and liquor at breweries, wineries, and distilleries

Names of Comms.	M	S	Y	N
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 24</p> <p><u>REGULAR ITEMS - CONTINUED</u></p> <p>P.H. 2016-42; ORD. NO. 2016-....: TIME 01:04:20 ITEM 15</p> <p>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)</p> <p>The Ordinance was read by title only.</p> <p>MOTION: To approve Ordinance upon first reading.</p>				
<u>ROLL CALL</u>				
Dockswell				X
Hardin	X			X
Moss				X
Phillips		X		X
Burrie				X
Fisher				X

Names of Commrs.	M	S	Y	V N	
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 25</p> <p><u>REGULAR ITEMS - CONTINUED</u></p> <p>Karen Friedman, Principal Planner, stated the ordinance is addressing health care uses and the study that was undertaken on the variety of health care uses in the community. One major outcome of the study was that health care services are changing nationally as well as locally. She provided the reasons why the health care industry is growing. Traditionally, the City's zoning code has addressed health care uses in one of two ways, as either a medical office or a hospital.</p> <p>Ms. Friedman indicated that the study has revealed that medical offices are different from the two simple terms she mentioned earlier. In fact, the information provided in the study was taken from a wide source of information, which was analyzed and provided an idea of the health care industry, their secondary impacts and how staff could effectively address these through zoning. Therefore, the overarching recommendation of the study is to regulate the health care uses in the City based on their intensity. She then explained the diversity of intensity uses.</p> <p>Additionally, Ms. Friedman provided a recommended use list, which demonstrates the scale of intensity, from less intense uses to include retail clinic (CVS Pharmacy), to the most intense that being a hospital (Holy Cross). She indicated that additional recommendations addressed the parking standards for health care uses. The City has always treated them as either medical or hospital uses. Therefore, the parking required is not only much less than surrounding cities in Broward County and the State, but it is not reflecting the diversity of the health care uses that are actualizing within the City's communities. So, as was recommended, the City would revise its parking standards to be in line with neighboring communities.</p> <p>Finally, Ms. Friedman stated that currently the City permits intense uses to go into the I-1 and OIP industrial districts. However, while some uses may be more restricted in terms of going into the B-3 district, staff is recommending that they be permitted to go into the I-1 and OIP districts. So, a greater amount of the community would be able to grow the industry.</p>					

Names of Commrs.	M	S	Y	V N

CITY COMMISSION MEETING MINUTES

February 23, 2016

PAGE 26

REGULAR ITEMS – CONTINUED

The overall recommendations are:

- To reclassify those health care uses that have the least secondary effects as a retail use, to include massage, optometry uses and hearing aids
- Three specific standards will be addressed for the health care uses.
 - 1) Do they have to be separated from residential district? If so, by how much
 - 2) Are there any restrictions on overnight treatment
 - 3) Are there any restrictions on hours of operation
- Certain uses will have to be separated from single-family and two-family districts by 500 feet, which will ensure reasonable access. It also ensures that secondary effects of health care uses, which can be medical waste, traffic, loitering, hours of operation and the noise associated with it. Therefore, 500 feet will be required for medical offices if their hours of operations exceed 7:00 p.m., as well as specialty medical facilities and urgent care facilities
- Specialty hospital and general hospital uses because of their size would be required to be 500 feet from all residential districts, as well as they will be required to submit a perimeter security plan.
- To prohibit from B-1 and B-2 districts and require special exception in the B-3 district for the uses of specialty medical facility, urgent care facility (24 hours), specialty hospital, and general hospital.

Ms. Friedman pointed out that additional information was placed on the dais about the specialty medical facility and the uses that would be under that category.

Mark E. Berman, City Attorney asked if the information that Ms. Friedman referred to being placed on the dais is now part of the backup.

Ms. Friedman responded that is correct and it has been added to the original file with the City Clerk's Office.

Names of Commrs.	M	S	Y	V N

CITY COMMISSION MEETING MINUTES

February 23, 2016

PAGE 27

REGULAR ITEMS - CONTINUED

Mr. Berman asked Ms. Friedman if the studies, articles, and reports were also included with the backup that she relied upon.

Ms. Friedman responded that a list of all of the articles, reports and codes have been included and their full reports can be made available; where they are available is listed in the report, as well as she can be contacted directly.

Mr. Berman indicated that Ms. Friedman mentioned that the change in medical uses was based upon an “antiquated code” with a one-size fits all, which prompted staff to make these changes.

Ms. Friedman replied that is correct.

Mr. Berman asked if Ms. Friedman considered changes under the law of Americans Disability Act (ADA) for housing act as well.

Ms. Friedman replied, “Absolutely.”

Robert Buto, 2310 East Atlantic Boulevard, Pompano Beach, FL, Owner of Changes Treatment and Recovery Inc. stated he purchased the property one year ago with approximately \$1.5 million invested in it. However, after complying with all the requirements of the City, they had to do some extra work on the ceiling, but due to the current moratorium, they are unable to complete the work.

Ms. Friedman explained that under the moratorium the Development Services Department has not been accepting applications or issuing permits unless a permit is considered a life safety issue or somebody was exempted from the permit through the vested rights claim.

Mayor Fisher informed that this is the first reading of the ordinance and the second reading will be heard on March 8, 2016, after which the moratorium will terminate.

Names of Commrs.	M	S	Y	V N
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 28</p> <p><u>REGULAR ITEMS - CONTINUED</u></p> <p>Vicente Thrower, 1890 Northwest 6th Avenue, Pompano Beach, indicated that many veterans are returning with issues, therefore. Therefore, if the Veterans Affairs (VA) decided and teamed up with a for-profit and or a non-profit organization to offer a drug rehabilitation center or similar services this new ordinance, based on the designation, would not allow the VA to open up a location say on Blount Road. So, he asked is the City not permitting residential and commercial along with the medical facility in the same area.</p> <p>Robin M. Bird, Development Services Director, responded that staff would have to consider the location. In the meantime, there is an allowance and a component for residential that can go with the residential treatment. In the industrial district it would be a bit different as residential is not allowed in that district. Therefore, staff would consider other areas.</p> <p>Mayor Fisher clarified that it would be allowed in certain areas, which Mr. Bird confirmed it is correct.</p> <p>Mr. Thrower asked if there was a clinical purpose or a company partnering with the VA or the VA to provide a service and want to house it all in one area such as on Blount Road, would the City consider this application and find a way to make it work.</p> <p>Mayor Fisher responded it would have to fit in that certain category. They are zoning just like any other permitted use that must fit in a certain category of the zoning code. He reiterated Mr. Bird's comments that there are options for that.</p> <p>Mr. Thrower indicated that he hopes this ordinance would not shut the door for the veterans and others.</p> <p>Michael P. Zahalsky, MD., Medical Director, Z Urology, 990 Federal Highway, Pompano Beach, stated that as an urologist, he has been asked by numerous doctors to set up an office in the City of Pompano Beach for improved care and economic development. To name a few of his achievements he was the first person to do robotic urologic surgery at Imperial Point Hospital and Holy Cross Hospital. It appears that the moratorium will be lifted so he can get the proposed building built out for a medical office.</p>				

Names of Commrs.	M	S	Y	V	V

CITY COMMISSION MEETING MINUTES

February 23, 2016

PAGE 29

REGULAR ITEMS - CONTINUED

Nevertheless, Dr. Zahalsky expressed concern that there is going to be a new parking requirement for one spot per 150 square feet requirement that will not meet the standards that the City initially approved for them.

Ms. Friedman confirmed that the recommended parking standards are one per 200. She explained that many cities do have one per 150, so the City of Pompano Beach will be more lenient than the surrounding cities. Therefore, the City looks forward to Dr. Zahalsky submitting his application.

Dr. Zahalsky indicated that he submitted his application to get his built out permit but it is on hold due to the moratorium.

Mr. Berman pointed out that it is clear that the moratorium and the work done by Ms. Friedman and Mr. Bird's staff were looking at all medical uses and not just one specific type use as was alleged.

Mr. Bird encouraged Dr. Zahalsky to visit his office between now and the second reading on March 8, 2016, to review his application as well as anyone else who needed a review.

P.H. 2016-44; ORD. NO. 2016-....: TIME 01:23:07 ITEM 16

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.

Names of Commrs.	M	S	Y	N
ROLL CALL				
Dockswell			X	
Hardin	X		X	
Moss			X	
Phillips			X	
Burrie		X	X	
Fisher			X	

CITY COMMISSION MEETING MINUTES

February 23, 2016

PAGE 30

REGULAR ITEMS - CONTINUED

The Ordinance was read by title only.

MOTION: To approve Ordinance upon first reading.

Karen Friedman, Principal Planner, stated that the final ordinance for the Commission’s consideration addresses the impact or the recommendations of the uses that were subject to the moratorium, specifically to the overlay districts, which are the AOD and the DPOD.

Ms. Friedman stated that within the two districts, there were considerations concerning economic development and redevelopment efforts at the core of the proposed recommendations and the changes are as follows:

- In the AOD for thrift shops, there are no proposed changes and it will continue to be prohibited
- Consignment Boutiques – the new name for Consignment Shops will be prohibited from fronting Atlantic Boulevard
- Check Cashing or Payday Loans Store will be prohibited
- Pawn Shop – there is no change and it will continue to be prohibited
- Beer/Wine Store, Local Liquor Store and Regional Liquor Store would require special exception approval
- Certain uses with alcohol beverage sales would be exempted from the distance separation standards
- Specialty Medical facilities, Urgent Care facilities, Specialty and General Hospitals, Medical and Dental labs would be prohibited from these districts

Names of Commrs.	M	S	Y	V

CITY COMMISSION MEETING MINUTES February 23, 2016

PAGE 31

REGULAR ITEMS - CONTINUED

- Medical offices would be permitted in the AOD with certain standards regarding where they would be located
- Massage therapy would be permitted; however within 1,000 feet of another massage establishment would require special exception approval

Ms. Friedman indicated that many of the recommendations are similar to the DPOD and in this case, the only difference is the prohibition of the local liquor store. Otherwise, many of the standards are the same. The medical offices would also have some specific standards as to where it could be and the hours of operation.

P.H. 2016-47; ORD. NO. 2016-45: TIME 01:26:05 ITEM 17

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 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,

Names of Commrs.	M	S	Y	V N
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 33</p> <p><u>REGULAR ITEMS - CONTINUED</u></p> <p>Additionally, Mr. McCaughan indicated that the opportunity for vacation credits would be eliminated. In addition, he mentioned the in-ground containers over time, will be eliminated. There is a commercial special service fee of ninety-five (.95) cents per cubic yard. The commercial rates were inaccurately presented at the last meeting; therefore, those rates have been reduced substantially. The prior rate table was showing an average of 28% reduction now it is approximately 24% reduction. This is a significant savings to the commercial customer over the two-year life of the contract. Consequently, pages 26 and 27 will be substituted, which will identify the commercial rate.</p> <p>Mr. McCaughan reported that the carts have been distributed with a few exceptions, which is approximately 95% complete. Moreover, Monday, February 29th, is the established date that Waste Management starts servicing the carts. In fact, they are already collecting those carts. For those residents that did not get their carts, they will continue using their garbage cans as normal. There were a few concerns from residents wanting smaller carts or more carts; however, they will need to tweak the system. Therefore, staff will be working with Waste Management to get additional carts or there will be opportunities for residents to receive smaller carts if necessary.</p> <p>Tom Terwilliger, 3160 Northwest 1st Avenue, Pompano Beach, FL, stated staff mentioned last meeting that the in-ground containers will be eliminated over time. Therefore, he inquired when those are eliminated who will fill them in, especially if they have lifts/tops on them that are above ground. In addition, who will pay for the removal and or fill in?</p> <p>Mr. McCaughan responded the City will implode those areas and remove those in-ground containers and bring the surface back to a regular condition. In addition, staff and Waste Management will work out the schedule of operation on when this would be implemented. The City would be contacting those residents that will be impacted.</p>				

Names of Commrs.	M	S	Y	N
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 35</p> <p><u>REPORTS - CONTINUED</u></p> <p><u>Commissioner Rex Hardin – Kester Park Field Maintenance</u> – Comr. Hardin stated that people are playing soccer on the dirt at Kester Park. The area has been torn up, which seems to happen at the end of every summer activities. The Public Works staff keeps repairing it with patches of grass but the area continues to look “beat up.” Perhaps, the whole field needs re-sodding every year. Possibly, the Public Works staff could come up with a solution to this annual problem.</p> <p><u>Commissioner Barry Moss – Volunteer Reading in Pompano Beach Elementary School</u> – Comr. Moss reported that on Wednesday, February 24, 2016, it will be his fourth session of reading at the Pompano Beach Elementary School. He said quite a number of people have signed up to do this to include Horacio Danovich, and the staff from the Fire Department. Notwithstanding, Principal Larson is doing a very good job; therefore, he hopes the school will be turned around.</p> <p><u>Commissioner Edward Phillips – Attendance to Commission Meetings</u> – Comr. Phillips indicated that Flora Latham requested a name change of Northwest 9th Street, which was approved approximately two months ago; however, the name of the street has not yet been changed.</p> <p>Robert McCaughan, Public Works Director, will check into the status regarding this matter.</p> <p><u>Congratulations to Ely High School Athletes</u> – Comr. Phillips congratulated the young athletes at Blanche Ely High School as they will be going to the State championship once again. Hopefully, they will bring back the trophy. He was unable to attend the game on Friday, but Mayor Fisher attended.</p> <p><u>Homeless Problems</u> – Comr. Phillips stated that the Broward Sheriff’s Office (BSO) have been responding to the requests to actively find ways to minimize the homeless situation that has inundated the community. He is aware of BSO approach to desensitize the problem and expressed kudos for their efforts. Nevertheless, he believes it will take more than just BSO to solve the problem. Rather, it will take the citizens and the commission to try to come up with ways of dealing with the variety of problems.</p>				

Names of Commrs.	M	S	V Y	V N
<p>CITY COMMISSION MEETING MINUTES February 23, 2016</p> <p>PAGE 36</p> <p><u>REPORTS - CONTINUED</u></p> <p>Finally, Comr. Phillips stated there is a variety of problems greatly distressing both the public as well as the private community.</p> <p>Additionally, he stated that where possible, if these homeless persons could be steered to a specific location for assistance, because they are becoming more of a problem than they should be. Therefore, people who live in the City have to go into “protect mode” against the problem.</p> <p>John Hale, Police Chief, BSO, reported that some of the issues Comr. Phillips brought up earlier are certainly challenges that they are seeing more recently in the City. Subsequently, the BSO has recently allocated two full time deputies to homeless outreach duties in the City. The deputies work directly with the different service providers and referral locations and offer the services to these people initially. He indicated that there are two types of homeless people, there are the ones that are truly in need, and are offered resources to get them off the streets. However, there are others that the deputies are using an informed, warned and enforced approach with them, which is currently in operation. In fact, most recently they were able to arrest five of those people who are doing illegal activities. Finally, Chief Hale stated that it is all about the safety of everyone, to include citizens, drivers, pedestrians, and the homeless persons.</p> <p>Chief Hale mentioned that the City of Pompano Beach is one of the few cities in Broward County that has full time homeless outreach people. It has been successful so there may be a request later for additional deputies to work on this problem.</p> <p><u>Community Benefit Program</u> – Comr. Phillips reported that at a meeting earlier, some of the initiatives were discussed from the program the Mayor started regarding strategic programs. He understands from the Assistant City Manager that there is a community benefit program, which will benefit the city significantly. Besides, more information will be forthcoming regarding this matter and he is looking forward to the presentation of the program to the Commission in the near future.</p>				

Names of Comms.	M	S	Y	V N
<p> CITY COMMISSION MEETING MINUTES February 23, 2016 </p> <p>PAGE 37</p> <p><u>REPORTS - CONTINUED</u></p> <p> <u>Senior Housing Facility</u> – Comr. Phillips stated that people have been expressing their concerns at the meetings regarding a senior housing facility. Therefore, he has reached out to County Commissioner Mark Bogen and a few others who are willing to sit on an exploratory committee to determine ways and means of funding and or organizations that would be able to assist in senior housing. Within the next 45 days, an attempt will be made to put groups, organizations, developers, and business people to participate on the committee. He concluded that if the City of Deerfield Beach can do it then the City of Pompano Beach could do it too. </p> <p> <u>Vice Mayor Charlotte J. Burrie – Special Thanks to Staff for Tornado Clean up</u> – Vice Mayor Burrie recounted that a tornado hit the City of Pompano Beach last week and the tail end impacted her back yard. She expressed special thanks and commended the Public Works Department for doing an outstanding job. She indicated that the Tornado hit the Sand and Spurs Stables and within ten minutes after, the Public Works crew was there repairing the stalls, and ensuring the scared horses were secured and safe. They worked tirelessly until late to ensure that both the people and the horses were safe. She expressed appreciation to Rob McCaughan and his team for doing an outstanding job picking up the pieces after the impact of the tornado. </p> <p> <u>Mayor Lamar P. Fisher –Provide Answers to Citizens Inquires</u> – Mayor Fisher stated that Ms. Peterson has been coming to the meetings over the past few weeks and commenting on programs with the CCC. Therefore, he requested that the City Manager collectively put together a group of people, to include Parks and Recreation staff to meet with Ms. Peterson to inform her of the programs the City is providing to the public. In addition, the programs that cannot be done, as well as where the funding is coming from to provide her with a complete understanding. </p>				

Names of Commrs.	M	S	Y	N

CITY COMMISSION MEETING MINUTES

February 23, 2016

PAGE 38

REPORTS - CONTINUED

Mayor Fisher encouraged Ms. Peterson to cooperate with the City Manager's office that will get a Task Force together, which will explain and answer all questions she may have. In fact, the same thing would apply to Ms. LeSane who has been attending the meetings and asking numerous questions regarding the City's development process. Redevelopment Management Associates (RMA) could also be involved in meeting with her, as well as staff to inform her of the vision and the current happenings toward that end, to include the CIP plan and in general what is being done, how it is accomplished, and where the funds are coming from.

Congratulations to Blanche Ely High School Team - Mayor Fisher ended with "Go Tigers" and encouraged them to bring home number five this weekend in Lakeland.

ADJOURNMENT

There being no further business, the meeting adjourned at 7:47 p.m.


LAMAR FISHER, MAYOR


ASCELETA HAMMOND, CITY CLERK