



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-15

Date: May 10, 2016

| Subject | Page |
|--|------|
| <u>APPROVAL OF MINUTES</u> | |
| Regular City Commission Meeting April 26, 2016 | 1 |
| City Commission Workshop July 22, 2016 | 1 |
| Special City Commission Meeting September 17, 2013 | 1 |
| <u>APPROVAL OF AGENDA</u> | |
| City Commission Meeting Agenda May 10, 2016 | 1 |
| <u>SPECIAL PRESENTATION</u> | |
| Presentation of Plaque to Plane Crash Rescuers | 2 |
| <u>PROCLAMATIONS</u> | |
| National Safe Boating Week | 3 |
| Building Safety Month | 3 |
| <u>AUDIENCE TO BE HEARD</u> | |
| <u>Expression of Appreciation</u> – Steve Larson, Principal, Pompano Beach Elementary, 700 Northeast 13 th Avenue, Pompano Beach, FL | 4-5 |
| <u>Parking Lot Lighting</u> – Delores Bullard, Owner of Cal’s Hair Beauty Salon, 212 N. Flagler Avenue, Pompano Beach, FL 33060 | 5-6 |
| <u>Community Redevelopment Agency (CRA) Article in Pelican</u> – Joseph Ryan, 427 Northeast 24 th Avenue, Pompano Beach | 6 |
| <u>Bulk Trash Pickup</u> – Mr. Ryan | 6 |
| <u>Courtesy of City Employees</u> – Mr. Ryan | 6-8 |
| <u>Trash Collection Issues</u> – Douglas K. Matthes, 500 Northeast 6 th Street, Pompano Beach, FL 33060 | 8 |
| <u>Utilities Fund Balance</u> – Mr. Matthes | 8-9 |



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-15

Date: May 10, 2016

| Subject | Page |
|---|-------|
| <u>AUDIENCE TO BE HEARD - CONTINUED</u> | |
| <u>Restoration of Rights Forum</u> – Mary Phillips, 384 Northwest 19 th Street, Pompano Beach, FL | 9 |
| <u>Scholarships for the Youths</u> – Mrs. Phillips | 9-10 |
| <u>Scholarship Program Suspended</u> – Elizabeth R. Massey, 540 Northwest 18 th Street, Pompano Beach, FL 33060 | 10-11 |
| <u>Scholarship Program</u> – Ernestine Price, 1461 Northwest 3 rd Way, Pompano Beach, FL 33060 | 11-12 |
| <u>Scholarship Program</u> – Carmen Jones, 721 Northwest 16 th Street, Pompano Beach, FL | 12-13 |
| <u>Scholarship Program</u> – Vicente Thrower, 1890 Northwest 6 th Avenue, Pompano Beach, FL | 13 |
| <u>Scholarship Program</u> – DeShanda Henley, 820 Northwest 17 th Terrace, Pompano Beach, FL 33069 | 14 |
| <u>Scholarship Program</u> – Nicole Wilson, Magnet Coordinator, Blanche Ely High School, Pompano Beach | 14 |
| <u>Scholarship Program</u> – Willuane Mesalien, Program Director, The Will Make It Enrichment, Inc., 1600 Northwest 14 th Circle, Pompano Beach | 14 |
| <u>Scholarship Program</u> – Avery Miller, 2871 Northwest 9 th Street, Pompano Beach, FL | 15 |
| <u>Scholarship Program</u> – Daniel Miller, Liaison, Tiger National Band Booster Assoc., 2871 Northwest 9 th Street, Pompano Beach, FL 33069 | 15 |
| <u>Scholarship Program</u> – Whitney Rawls, 1816 Northwest 4 th Street, Pompano Beach, FL | 15-16 |
| <u>Child Abuse at Pompano Elementary</u> – Patrick Jovanov, 411 Northeast 18 th Avenue, Pompano Beach, FL | 16 |
| <u>CONSENT AGENDA</u> | |
| Approval of a request from Roger Mazzeo to transfer ownership of Block 67, Lot 3, Plot 6 on the North Lawn back to the City of Pompano Beach, Burial Agreement #6582. (Fiscal impact: \$716.19) | 17 |



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-15

Date: May 10, 2016

| Subject | Page |
|---|------|
| <u>CONSENT AGENDA – CONTINUED</u> | |
| Approval to award Bid #E-10-16, Liberty Park Sewer Improvements to the lowest responsive, responsible bidder, DP Development of the Treasure Coast, LLC, in the amount of \$100,680. | 17 |
| RES. NO. 2016-183: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF POMPANO BEACH AND THE NATIONAL RECREATION AND PARK ASSOCIATION RELATING TO THE OUT-OF-SCHOOL TIME PROGRAMS GRANT; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$35,000 Grant funds) | 17 |
| RES. NO. 2016-184: 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 HOLA MUNDO!, LLC TO PROVIDE A BILINGUAL SUMMER CAMP FOR BOYS AND GIRLS AGES FOUR TO THIRTEEN YEARS; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: Licensee shall pay City \$1,500 as compensation for the use of Beach Pavilion #2) | 17 |
| RES. NO. 2016-185: 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 LIVING WATER SURF SCHOOL LLC TO PROVIDE INSTRUCTION IN OCEAN AWARENESS AND SURFING FUNDAMENTALS; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: Licensee shall pay \$3,300 as compensation for the use of North Ocean Park) | 18 |
| RES. NO. 2016-186: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, RESCINDING CITY OF POMPANO BEACH RESOLUTION NO. 2014-68 TO DISSOLVE THE SISTER CITY ADVISORY BOARD; PROVIDING AN EFFECTIVE DATE. | 18 |
| RES. NO. 2016-187: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <u>M. ROSS SHULMISTER</u> TO THE CHARTER AMENDMENT ADVISORY BOARD OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF VICE MAYOR CHARLOTTE BURRIE, SAID TERM TO COINCIDE WITH THE TERM OF THE APPOINTING COMMISSIONER; PROVIDING AN EFFECTIVE DATE. | 18 |



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-15

Date: May 10, 2016

| Subject | Page |
|---|-------|
| <u>CONSENT AGENDA</u> | |
| RES. NO. 2016-188: 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 NEW HORIZON COMMUNITY DEVELOPMENT CORPORATION, INC. TO PROVIDE SUMMER YOUTH EMPLOYMENT TRAINING PROGRAM SERVICES; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$134,491) | 19-20 |
| RES. NO. 2016-189: 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 CENTENNIAL AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY FOR BROWARD-100 VISUAL EYES PROJECT; PROVIDING AN EFFECTIVE DATE. | 21 |
| <u>REGULAR AGENDA</u> | |
| 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 ST 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 FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. | 21-22 |
| RES. NO. 2016-190: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE ANDREWS PREMIER BUSINESS PARK PLAT LOCATED ON A PARCEL OF LAND LYING AT THE CORNER OF NW 15 TH AVENUE AND THE NORTH ANDREWS EXTENSION PROVIDING AN EFFECTIVE DATE. | 22-23 |
| ORD. NO. 2016-60: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND OFFERDAHL'S HAND-OFF FOUNDATION, INC. FOR THE GRIDIRON GRILL-OFF FOOD AND WINE FESTIVAL; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$21,599) | 24 |



City of Pompano Beach, Florida

Regular City Commission Meeting Minutes

Agenda No. 2016-15

Date: May 10, 2016

| Subject | Page |
|--|-------|
| <u>REGULAR AGENDA - CONTINUED</u> | |
| ORD. NO. 2016-61: AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SOVEREIGNTY SUBMERGED LANDS FEE WAIVED LEASE RENEWAL AND MODIFICATION TO INCREASE SQUARE FOOTAGE BETWEEN THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA AND THE CITY OF POMPANO BEACH; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. | 24-25 |
| <u>REPORTS</u> | |
| <u>City Manager</u> – No report. | 25 |
| <u>City Attorney</u> – No report. | 25 |
| <u>City Clerk</u> – No report. | 25 |
| <u>Commissioner Barry J. Dockswell</u> – No report. | 25 |
| <u>Commissioner Rex Hardin</u> – No report. | 25 |
| <u>Commissioner Barry Moss</u> – Reading Program at Pompano Beach Elementary | 25 |
| <u>Commissioner Ed Phillips</u> – Advertising signs removal | 26 |
| Community Development Agency (CRA) Programs | 26 |
| Lighting issues | 26 |
| <u>Vice Mayor Charlotte Burrie</u> – Fire Station Dedication | 26 |
| Sober Home issue | 26-27 |
| <u>Mayor Lamar P. Fisher</u> – no Report. | 27 |
| <u>ADJOURNMENT</u> | 27 |

CITY OF POMPANO BEACH, FLORIDA

REGULAR CITY COMMISSION MINUTES

Agenda No. 2016-15

Date: May 10, 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:

Rabbi Tzvi Dechter
Chabad of North Broward Beaches

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

| Names of Commrs. | M | S | V Y | V N |
|--|---|---|--------|--------|
| CITY COMMISSION MEETING MINUTES | | | | |
| May 10, 2016 | | | | |
| PAGE 1 | | | | |
| <u>APPROVAL OF MINUTES</u> | | | | |
| MOTION: To approve the Regular City Commission Meeting minutes of April 26, 2016, as submitted. | | | | |
| <u>VOICE VOTE</u> | | | | |
| Dockswell | | | X | |
| Hardin | X | | X | |
| Moss | | | X | |
| Phillips | | X | X | |
| Burrie | | | X | |
| Fisher | | | X | |
| MOTION: To approve the City Commission Workshop minutes of July 22, 2015, as submitted. | | | | |
| <u>VOICE VOTE</u> | | | | |
| Dockswell | | | X | |
| Hardin | X | | X | |
| Moss | | | X | |
| Phillips | | | X | |
| Burrie | | X | X | |
| Fisher | | | X | |
| MOTION: To approve the Special City Commission Meeting minutes of September 17, 2013, as submitted. | | | | |
| <u>VOICE VOTE</u> | | | | |
| Dockswell | | | X | |
| Hardin | X | | X | |
| Moss | | | X | |
| Phillips | | X | X | |
| Burrie | | | 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 May 10, 2016, as submitted. | | | | |
| <u>VOICE VOTE</u> | | | | |
| Dockswell | | | X | |
| Hardin | X | | X | |
| Moss | | | X | |
| Phillips | | X | X | |
| Burrie | | | X | |
| Fisher | | | X | |

| Names of Commrs. | M | S | Y | N |
|------------------|---|---|---|---|
| | | | | |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 2

CONSENT AGENDA DISCUSSION

Mayor Fisher stated the Commission would pull Item 8 from the Consent Agenda for discussion. However, a person may speak on the remaining items on the Consent Agenda during Audience to be Heard.

SPECIAL PRESENTATION

Presentation of Plaque to Plane Crash Rescuers

Mayor Fisher announced that on behalf of the City Commission and the City of Pompano Beach, they would recognize three (3) heroic individuals, who gave of themselves to save others. He provided the date of the incident, April 25, 2016, and the details of the heroic efforts of the individuals in the plane crash rescue. Therefore, he asked Fire Chief John Jurgle to introduce each individual, who will be provided with a special plaque, as a small token of appreciation extended to these three (3) individuals.

John Jurgle, Fire Chief, stated that on April 25th in a quiet neighborhood at Harbor Village in Pompano Beach a plane crashed, striking several homes in the area. Multiple fires started after the plane crashed but most importantly, there was a pilot and two passengers in the plane who were severely injured from the crash. Nevertheless, he stated that the entire neighborhood sprang into action and he expressed thanks to everyone who assisted in the rescue efforts.

Additionally, Chief Jurgle extended special thanks to the three (3) individuals who sprang into heroic action during this event. He said Cynthia Kopenski, Robbie Burning, and Larry Ferris risked their lives to rescue the pilot and the two passengers from the plane crash site. It was because of these three (3) individuals selfless, and heroic efforts, as well as the care administered to the victims prior to the arrival of the fire rescue that saved those three people's lives, who survived the crash. Therefore, the City of Pompano Beach desired to recognize these individuals by presenting each with a plaque in recognition of their heroic actions at the April 25, 2016 plane crash site.

| Names of Commrs. | M | S | Y | N |
|------------------|---|---|---|---|
| | | | | |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 3

PROCLAMATIONS

National Safe Boating Week

Mayor Fisher, on behalf of the City Commission of Pompano Beach, read and presented to Thomas R. Nolan SN, Squadron Commander, Pompano Beach Sail and Power Squadron, as well as Gwendolyn Leys, a proclamation proclaiming May 21 – 27, 2016 as National Safe Boating Week in the City of Pompano Beach. He urged everyone who boats to “wear it” and practice safe boating habits.

Gwendolyn Leys, on behalf of the Flotilla 34 and the US Coast Guard Auxiliary invited all boaters to the Alsdorf Park boat ramp at Northeast 14th Street on Saturday, May 14, 2016, and May 21, 2016 between 8:00 a.m. and 12:00 noon for a free vessel safety check.

Tom Nolan, Pompano Beach Sail and Power Squadron invited members of the public to come and take a safe boating class with them.

Building Safety Month

Mayor Fisher, on behalf of the City Commission of Pompano Beach, read and presented to Miguel Nunez, Chief Building Official for the City of Pompano Beach a proclamation proclaiming the month of May 2016 as Building Safety Month in Pompano Beach. Accordingly, Mayor Fisher encouraged citizens to join communities across America to participate in Building Safety Month activities.

Miguel Nunez, Chief Building Official provided a brief history of the Building Safety Month’s activities as well as what it takes to sustain safe, sustainable, affordable, and resilient buildings and homes. He invited everyone to participate in the 10th Community Outreach forum, scheduled for May 16, 2016 at 8:30 a.m. in the Commission Chambers. He thanked the Mayor and City Commissioners for their support in honoring Building Safety Month each year.

| Names of Commrs. | M | S | Y | V N |
|---|---|---|---|--------|
| <p>CITY COMMISSION MEETING MINUTES May 10, 2016</p> <p>PAGE 4</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>Expression of Appreciation</u> – Steve Larson, Principal, Pompano Beach Elementary, 700 Northeast 13th Avenue, Pompano Beach, FL, indicated the staff of the Pompano Beach Elementary school has joined him in their expression of appreciation to the City Commission and staff for assisting the students with their reading.</p> <p>Mr. Larson pointed out that last October there was a joint meeting between the Broward County School Board and the City of Pompano Beach regarding the lagging performance of Pompano schools, specifically Pompano Beach Elementary. Since this call to action, much has been done to address the academic and social disparities in the school. Subsequently, they have diagnosed, treated, and begun to sustain strategies that will directly impact their outcomes specifically in the area of literacy. In fact, their success story is being written, therefore, he wanted to inform the City Commission and staff that they are playing a lead role. He reported that Fire Chief Jurgle and his battalion have been providing a one on one reading every week for the students needing additional help.</p> <p>Additionally, Mr. Larson indicated Horacio Danovich led the collection of approximately \$10,000 for a book drive from local businesses, as well as joined Comr. Moss in reading to the students every week. Comr. Dockswell is a monthly contributor to their finance committee and assists him to develop their fund raising message. In fact, Vice Mayor Burrie has inquired about getting her Elks Lodge members to assist with reading with the students. Both Comrs. Phillips and Hardin have always made themselves available to become his thought partners and key communicators for the work they are trying to accomplish. Also, City staff member, Otis Thomas and his team have joined BSO in becoming mentors to the fourth and fifth grade students.</p> | | | | |
| | | | | |

| Names of Commrs. | M | S | Y | N |
|------------------|---|---|---|---|
| | | | | |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 5

AUDIENCE TO BE HEARD – CONTINUED

Brian Donovan and Greg Harrison have begun to work with them to develop a fund raising message. Ric Green together with Gwendolyn and Richard Leys, Roy Rogers, Fred Segal and Jay and Chadia Ghanem have all locked arms with him to support and contribute to the changing efforts.

Finally, Mr. Larson indicated that Mayor Fisher and Anne Siren of the Pelican newspaper have both made it a habit to tell stories of hope and pride surrounding Pompano Beach Elementary school, which has been essential to their redefinition.

In December, approximately 65% of the students could not read at grade level, but he is proud to announce that with the intense focus and with the support from his staff and the partners in the City of Pompano Beach, now 65% of the students are reading at grade level.

Mr. Larson concluded that they have a lot of work, and while their letter grade may take time to change, they will do it and he will be sharing their progress over time. Therefore, on behalf of the families and students at Pompano Beach Elementary school he expressed thanks and appreciation for all the assistance and for the commitment to action in the years to come. They hope to continue to make the City proud.

Mayor Fisher thanked the teachers for their dedication in getting the children on track to receive the assistance provided by the various persons. Therefore, he encouraged them to keep doing what they are doing.

Comr. Phillips mentioned that the Principal was impressive.

Parking Lot Lighting – Delores Bullard, Owner of Cal’s Hair Beauty Salon, 212 N. Flagler Avenue, Pompano Beach, FL 33060, asked about the lighting for the parking lot at the rear of her business, where currently there is none in place. She complained that although she has been requesting the completion of the parking lot for quite some time, to date there is no lighting installed. Furthermore, the parking lot is overloaded and there is not enough parking available.

| Names of Comms. | M | S | Y | N |
|-----------------|---|---|---|---|
| | | | | |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 6

AUDIENCE TO BE HEARD – CONTINUED

Horacio, Danovich, CIP Manager, reported that the parking lot is completed and four (4) out of the five (5) light bulbs have been installed. Burkhardt Construction that has been managing the operation has been in contact with the FP&L company for quite awhile to get them to take down the last pole which is required prior to energize the rest of the lighting in the area.

Mayor Fisher encouraged the City Manager to use his influence to get ahead of FP&L to make this matter a priority and to communicate that it is a safety issue and it needs to be completed as soon as possible.

Comr. Hardin understood that the lights are solar.

Mr. Danovich replied that they are but the problem is they work in tandem and they cannot activate one without the others.

Mayor Fisher requested that in fourteen (14) days the City should be able to get FP&L on track to complete the task to get lighting for the parking lot.

Community Redevelopment Agency (CRA) Article in Pelican – Joseph Ryan, 427 Northeast 24th Avenue, Pompano Beach, indicated that he read the article in the Pelican newspaper about the downtown CRA and it is not what it is reported to be.

Bulk Trash Pickup – Mr. Ryan complained that two (2) years ago the City negotiated a contract with Waste Management, which is a “one way street” because they own the dump, so they “have all the cards.” He mentioned that what they have done is raised the rates and took away the residents privileges of putting bulk on the street, thus subjecting everyone to their rules.

Courtesy of City Employees – Mr. Ryan complained that when he calls the department heads he cannot get to speak with them half the time and they never return his calls. He specifically referred to the code compliance manager, to whom he complained about a code violation and after ten (10) days he called again and spoke with the “man” who asked if he is the person that is always complaining, which he did not appreciate the remark.

| Names of Commrs. | M | S | Y | V N |
|---|---|---|---|--------|
| <p>CITY COMMISSION MEETING MINUTES May 10, 2016</p> <p>PAGE 7</p> <p><u>AUDIENCE TO BE HEARD – CONTINUED</u></p> <p>Delvin M. King, Executive Director, Kings Academy Inc., 2601 Northwest 12th Street, stated that he had a few issues, which he addressed with the City Commission, and he tried to resolve them but the problem has continued.</p> <p>Mr. King stated that he finally received the police report where it states he cannot return to City Hall because he is intimidating staff. He has spoken with several members of the CRA department and has not been able to resolve the problem. In sum, Mr. King indicated that he has been getting a “run around story” between Mr. Tran, the CRA and the City Manager. Therefore, he does not understand why he cannot return to City Hall or why staff is not responding to him whenever he leaves messages for a call back.</p> <p>Mayor Fisher explained that the Commission was not engaged in this issue, as there is a police report involved with it. Therefore, he will await the City Attorney or the City Manager to inform the Commission on the matter. The Commission is not aware of any type of trespassing issue. Nevertheless, if Mr. King has specific questions about the CRA or the City he encouraged him to send an email to the mayor and the other commissioners to ask those questions and they would be able to get those questions answered. Finally, regarding the sign issue where the signs are not switched out in the Collier City area, the information would be communicated to the CRA regarding the matter.</p> <p>Mayor Fisher indicated as far as the legal issue regarding trespassing the Commission cannot react to it.</p> <p>Dennis W. Beach, City Manager, indicated that the trespass order Mr. King received, specifically provided he has access to the first floor to do City business with the water department. In addition, he has access to the rest of the building by appointment. Therefore, he will need to call for an appointment. Furthermore, Mr. King was made aware of this procedure, which was provided to him in writing.</p> | | | | |
| | | | | |
| | | | | |
| | | | | |

| Names of Commrs. | M | S | V Y | V N |
|------------------|---|---|--------|--------|
| | | | | |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 8

AUDIENCE TO BE HEARD – CONTINUED

Comr. Phillips stated that he has some history on the situation and while there are quite a number of moving parts, which he could not address, he thinks on everybody's part there has been some over-reaching/reaction. Therefore, both parties need to "take a deep breath" and adhere to the rules in some cases. Nevertheless, he is bothered in seeing the presence of the Broward Sheriff's Office (BSO) on both sides of the door and would hope it is not because of Mr. King. Because he is not aware that he is dangerous.

Trash Collection Issues – Douglas K. Matthes, 500 Northeast 6th Street, Pompano Beach, FL 33060, stated that ten (10) weeks ago the new trash collection contract was implemented. Currently, the City is still cluttered with piles of vegetative waste. The clamp trucks appear to be eliminated and the planned rollout for this operation within ten weeks has not been realized. In sum, Mr. Matthes complained that there is a lack of promised communications from the City. Therefore, the City needs to hold meetings with all the sheriff's deputies and code compliance to explain in detail the contents of the current ordinance.

Mr. Matthes indicated that the backup for Agenda dated October 13, 2015, item 47 signed by City Manager Beach states, "Door to door information distribution." However, the question is, will this ever happen? The contract, in the same item states, "All bulk rates shall be prepared properly. All bulk waste must be capable of being handled by a two-man crew (manually)." Therefore, based on the contract laws, the clamp truck is no longer needed and the residents can no longer dispose of loose vegetative trash, which he indicated was not communicated to the residents.

Utilities Fund Balance – Mr. Matthes indicated that at the last Commission meeting there was a question on utilities return earning fund. The fund balance is \$119 million with \$6 million available for capital projects. The projects must be for the water and sewer system of the City. The City may borrow from the fund; however, the loan must be repaid. He indicated that the City's administration should have communicated to the Commission that the water plant has a security chain link fence in good condition. The public works facility has a similar fence.

| Names of Commrs. | M | S | Y | V | V |
|------------------|---|---|---|---|---|
| | | | | | |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 9

AUDIENCE TO BE HEARD – CONTINUED

Furthermore, the City owns eight (8) acres of land directly north of the water plant. There are no structures on the land; however, one small corner has a few items stored on it. Therefore, before the City utilizes water and sewer funds that are not specifically putting water and sewer in the project, it should get an opinion from the Florida Attorney General prior to doing it.

Additionally, Mr. Matthes indicated that the eight acres of land could be used, instead of paying an outrageously priced tenth of an acre for land, which the City does not have, a planned project and does not need the property.

Mr. Matthes indicated the issue regarding the property appraisers' staff qualification came up for discussion at the last meeting. However, he reported that each staff member is required to be certified by the State of Florida. This is governed by a Florida Administrative Code Chapter 12.9-3, which includes significant training and testing requirements.

Restoration of Rights Forum – Mary Phillips, 384 Northwest 19th Street, Pompano Beach, FL, invited anyone with a criminal background to attend the restoration of rights, record sealing, and expungement forum on May 21, 2016 from 1:00 p.m. to 4:00 p.m. at the E. Pat Larkins, Center.

Scholarships for the Youths – Mrs. Phillips stated that it is important that the City provide as much help to the children of the City as it relates to scholarships. She understood that the City is planning to suspend the program, which she does not believe is a good idea. Perhaps the program could be continued but modified to allow those children without a 4.0 average to be able to acquire funding if they attend a local college.

In sum, the program is to assist the underprivileged and if the City can assist with improving those lives then it should continue to do so.

Mayor Fisher asked for an update on the scholarship program.

| Names of Commrs. | M | S | Y | N |
|------------------|---|---|---|---|
| | | | | |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 10

AUDIENCE TO BE HEARD – CONTINUED

Dennis W. Beach, City Manager reported that the program was suspended this fiscal year. However, they are not discussing suspending it for the upcoming year. The reason for the suspension was because new regulations were issued by the Department of Housing and Urban Development (HUD) that tend to make the use of the funds for that purpose ineligible.

Additionally, City staff has been working with HUD to get clarity on the matter. A letter was requested to indicate that this is an allowable use of CDBG resources. So, they anticipate receiving the approval in time to reinstate the program for this upcoming fiscal year. Therefore, the scholarship program will be included for the Commission’s consideration for next fiscal year budget of the CDBG fund. Of course that is assuming the City gets clearance from HUD as to the eligibility of those funds for that purpose.

Scholarship Program Suspended – Elizabeth R. Massey, 540 Northwest 18th Street, Pompano Beach, FL 33060, expressed concern about the scholarship program. After listening to City Manager Beach’s update on the status of the program, she questioned at what point in time the City would send its request asking for clarification. She indicated that there should be sufficient time following the old revamping that the former director of that program did, so that a response would have been received in a timely manner.

Second, Ms. Massey asked how the suspension information was communicated to the community. Ms. Massey indicated that she has participated on the City’s Education Advisory Board for the past seventeen years and did not know anything about the suspension. In fact, the Board members heard it from a parent who notified them that the City was not having the scholarship program for this year. Moreover, Ms. Massey complained that for the past several years, no one from the Office of Housing and Urban Improvement (OHUI) has attended their meetings unless asked, and when they do attend the meeting it is reluctantly and in more of an adversarial role than a partnership one.

| Names of Commrs. | M | S | Y | N |
|------------------|---|---|---|---|
| | | | | |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 11

AUDIENCE TO BE HEARD – CONTINUED

Additionally, Ms. Massey indicated that she sits on the committee as the Education Advisory representative to interview the candidates for the program. However, it has been very difficult in trying to acquire information as to the times for interviews and what will happen next. She provided a number of reasons why there has been a decline in applications to include the changing of leadership in the department, “the parents run into a wall,” and no assistance is provided by staff.

In sum, Ms. Massey indicated that trained city staff could assist the parents of the applicants with completing the state required information on the applications instead of leaving it to the BRACE advisors in the high schools, as most of the students will be left behind in their endeavors to participate in the program.

Finally, Ms. Massey urged the Commission to consider reinstating the program for next year, assuming the response from HUD is favorable. She also requested a copy of the City’s request sent to HUD.

Mayor Fisher advised Ms. Massey to meet with City Clerk Hammond to get a public records request to the department to obtain the correspondence from HUD.

Comr. Phillips requested a copy of the correspondence as well.

Scholarship Program – Ernestine Price, 1461 Northwest 3rd Way, Pompano Beach, FL 33060, stated that in 1993 she approached the former OHUI Director Mr. Hudson, requesting him to write a proposal because the same scholarship was done in Dade County. Thereafter, she provided information to the City, which resulted in many of the City’s children acquiring scholarships from the program. She provided a copy of the current guidelines that the present director of OHUI wrote but it is not used. Ms. Price indicated that it is not the procedures used prior to the current director coming into office. Ms. Price indicated that she has the procedures used in 1993.

| Names of Comms. | M | S | Y | V | V |
|-----------------|---|---|---|---|---|
| | | | | | |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 12

AUDIENCE TO BE HEARD – CONTINUED

Additionally, she indicated that several emails have been sent, yet City Manager Beach was not aware of the program being suspended. The program was not suspended from HUD; rather it was suspended because children were not applying for the scholarship. But the reason is information was not made available for the children. Therefore, she stated a meeting is needed to provide information to the community to get the program on the road again because there are students within the City that need the scholarships. She pointed out that the program has been working quite well and should continue in the City. Therefore, she urged the Commission not to suspend the program.

Scholarship Program – Carmen Jones, 721 Northwest 16th Street, Pompano Beach, FL, asked why the program was being suspended prior to the ruling from HUD. The response she received was the possibility of the City being fined, which was concerning to her. In addition, she also asked for the correspondence from HUD stating that there was an investigation of the program; however, she has not received it to date. In the meantime, she has received copies of correspondence and emails between the community development director and the city manager providing an explanation why the program was suspended. Ms. Jones indicated that the reason provided is questionable. Therefore, in order to regain the public’s trust there is the need for the public to access the correspondence from HUD, which states the reason for their investigation of the program at Pompano Beach.

Mayor Fisher reiterated that any correspondence from HUD regarding the program and its suspension status can be obtained through the City Clerk’s office via a public records request from the appropriate department.

Comr. Hardin stated that he was not aware of the suspension of the scholarship program and this is the first time he is hearing about the City being investigated by HUD.

Mr. Beach responded that HUD is not investigating the City. However, HUD is trying to determine the eligibility of the scholarship funds. The uniqueness that the director referred to in her correspondence is that she was unable to find any other city that was using their CDBG funds for scholarship programs.

| Names of Commrs. | M | S | Y | V N |
|---|---|---|---|--------|
| <p>CITY COMMISSION MEETING MINUTES May 10, 2016</p> <p>PAGE 13</p> <p><u>AUDIENCE TO BE HEARD – CONTINUED</u></p> <p>Ms. Jones concluded that the new attitude of the OHUI department is not the same attitude and psychology regarding the forward thinking and moving of the entire city, which she believes is the “crux” of the problem. In fact, there was no problem with the program until two to three years ago. Therefore, to suspend a program prior to acquiring a ruling is poor judgment on administration and staff’s part. So, public confidence needs to be restored.</p> <p><u>Scholarship Program</u> – Vicente Thrower, 1890 Northwest 6th Avenue, Pompano Beach, FL, stated that the price the City pays when it takes out a section 108 loan would result with staff having to suspend a particular program, because in reality the loan will have to be paid back. Therefore, he asked if that money is being used to pay back the section 108 loan, or, perhaps the suspended scholarship program has some legitimate issues with it.</p> <p>Mr. Thrower concluded the City Commission voted to approve the budget for the past two (2) years and was unaware that the program would be suspended. Therefore, he asked how a department head could suspend a program that the Commission sanctioned, yet no one knew about it.</p> <p>Finally, Mr. Thrower stated that the section 108 loan is coming back to “haunt us” and the City is trying to find a way to pay it back.</p> <p>Mayor Fisher indicated that the section 108 loan does not have anything to do with the scholarship program, to which Mr. Beach agreed that it does not.</p> <p>Comr. Hardin indicated he saw in an email concerning the issue that the matter was outlined to the CDAC members so they were apprised of it. Although the Commission may not have voted on their notes on it, nonetheless, there is nothing being hidden regarding the matter. Therefore, it was taken out of the budget with reasons.</p> <p>Mr. Beach responded that the matter went before the Community Development Advisory Committee (CDAC), there was a consensus of the group to do what they did, and it was applied in the form of a budget, which was presented to the Commission for approval.</p> | | | | |

| Names of Comms. | M | S | Y | N |
|-----------------|---|---|---|---|
| | | | | |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 14

AUDIENCE TO BE HEARD – CONTINUED

Scholarship Program – DeShanda Henley, 820 Northwest 17th Terrace, Pompano Beach, FL 33069, stated that she is a proud recipient of the City of Pompano Beach scholarship, which is known as the Blanche Ely Scholarship. She stated that in 1999 she was a recipient of the scholarship and it assisted her to become a proud citizen of Pompano Beach. She is currently a registered nurse at Jackson Memorial hospital. She indicated that it is imperative that the City reinstate the scholarship programs for recipients such as herself. In addition, she mentioned the program is for vocational, technical and academic students. Therefore, for those citizens who would qualify that are academically sound but not financially, should not be deterred from applying. Ms. Henley concluded that the scholarship program does work and the Commission should consider making it continue to be available to the qualified students.

Scholarship Program – Nicole Wilson, Magnet Coordinator, Blanche Ely High School, Pompano Beach, indicated that she works in Pompano Beach, FL and wanted to support the action to reinstate the scholarship program. She works with students at the Blanche Ely High School who are currently discouraged. In sum, Ms. Wilson stated that the population of students that live locally need the scholarship to assist with furthering their education.

Scholarship Program – Willuane Mesalien, Program Director, The Will Make It Enrichment, Inc., 1600 Northwest 14th Circle, Pompano Beach, indicated he works with the students in the City of Pompano Beach and last year he had two students that were recipients of the City of Pompano Beach’s scholarship who are doing wonderful things in the community. However, this year a few students had inquired about the applications for the scholarship and when he contacted the City he found out the program was being suspended. He reiterated that the program is needed. He announced that he was a recipient of the City’s scholarship and proudly announced that he will be graduating this June with his Masters. Therefore, the program does go a long way, so he hopes the City would consider reinstating the program.

| Names of Commrs. | M | S | Y | N |
|------------------|---|---|---|---|
| | | | | |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 15

AUDIENCE TO BE HEARD – CONTINUED

Scholarship Program – Avery Miller, 2871 Northwest 9th Street, Pompano Beach, FL, stated that he was a graduate from Blanche Ely High school and a current recipient of the scholarship. Currently, he is attending Broward College and indicated that he would not have been able to attend college if it was not for the scholarship program. He stated that he was thankful for the scholarship and would want to see it continue to assist others.

Scholarship Program – Daniel Miller, Liaison, Tiger National Band Booster Assoc., 2871 Northwest 9th Street, Pompano Beach, FL 33069, indicated that he is a representative of the Blanche Ely High Marching Band with over 200 band members. He stated that many of the band members desire to apply for the scholarship. Therefore, he urged the Commission to make the scholarship available for this year. He also indicated that many students have been inquiring about how to apply for the scholarship.

Scholarship Program – Whitney Rawls, 1816 Northwest 4th Street, Pompano Beach, FL, indicated that it is upsetting to him to hear that the CDAC has sanctioned the suspending of the scholarship program, which is not a true statement. As the Mayor’s appointee to the CDAC, he indicated that this matter did not come across to the members in the form of a motion, or a suggestion from staff to suspend the program. In fact, the last meeting of the board members, he brought this matter to the attention of staff, as well as the committee members and no one knew what was happening with the program. They did not know that the program was being suspended and that the City was turning away the scholarship program or that they were trying to retool it. Therefore, he objected to staff reporting that the CDAC had sanctioned this action to suspend the program. In sum, his position on the matter, which he has communicated to his commissioner and the mayor, was that until a ruling comes from HUD the program should continue.

Mr. Beach indicated that he will review the minutes of the CDAC to determine when and if this was an agenda item discussed.

Mayor Fisher asked about the total dollar amount given out each year for the scholarship program from the CDBG funds.

| Names of Commrs. | M | S | Y | N |
|------------------|---|---|---|---|
| | | | V | V |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 16

AUDIENCE TO BE HEARD – CONTINUED

Mr. Rawls responded that \$25,000 has been allocated each year towards the scholarship program with 15% set aside from the CDBG funds. He explained that in the past two years due to scholarship funds not expended, the CDAC allowed the money to rollover into the next year. The program may not have expended the total amount, but the intention was to keep always the program in place.

Mayor Fisher suggested that perhaps for this year the Commission could take \$25,000 from the Contingency Fund or funds available to go ahead and fund this year's program with the same guidelines, to get those students to apply as soon as possible. Perhaps, CDBG can refund that amount at a later date, but at least the amount of \$25,000 would be paid for this year and the program could continue until HUD ruling is received.

MOTION: To take \$25,000 from the Contingency Fund to pay for the Scholarship program for this year.

ROLL CALL

| | | | | |
|-----------|---|---|--|---|
| Dockswell | | | | X |
| Hardin | | | | X |
| Moss | | | | X |
| Phillips | | X | | X |
| Burrie | X | | | X |
| Fisher | | | | X |

Mayor Fisher thanked everyone for his or her time and effort in coming out regarding the matter.

Comr. Phillips also thanked the community for showing up and showing out. As well as, he thanked Jimmy Jones, former Commissioner Woodrow Poitier, Ernestine Price, Ira Blue, Carmen Jones, Elizabeth Massey and Emma Ellington who were all former members of the CDBG Fund except for Mr. Poitier.

Child Abuse at Pompano Elementary – Patrick Jovanov, 411 Northeast 18th Avenue, Pompano Beach, FL, distributed another of his reports on Child Abuse in Pompano Beach Elementary School, of which a copy is available from the City Clerk's office.

| Names of Comms. | M | S | Y | V | V |
|--|---|---|---|---|---|
| <p>CITY COMMISSION MEETING MINUTES May 10, 2016</p> <p>PAGE 18</p> <p><u>CONSENT ITEMS – CONTINUED</u></p> <p>RES. NO. 2016-185: TIME 01:23:27 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 LIVING WATER SURF SCHOOL LLC TO PROVIDE INSTRUCTION IN OCEAN AWARENESS AND SURFING FUNDAMENTALS; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: Licensee shall pay \$3,300 as compensation for the use of North Ocean Park)</p> <p>RES. NO. 2016-186: TIME 01:23:27 ITEM 6</p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, RESCINDING CITY OF POMPANO BEACH RESOLUTION NO. 2014-68 TO DISSOLVE THE SISTER CITY ADVISORY BOARD; PROVIDING AN EFFECTIVE DATE.</p> <p>RES. NO. 2016-187: TIME 00:00:00 ITEM 7</p> <p>A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING <u>M. ROSS SHULMISTER</u> TO THE CHARTER AMENDMENT ADVISORY BOARD OF THE CITY OF POMPANO BEACH, AS APPOINTEE OF VICE MAYOR CHARLOTTE BURRIE, SAID TERM TO COINCIDE WITH THE TERM OF THE APPOINTING COMMISSIONER; PROVIDING AN EFFECTIVE DATE.</p> | | | | | |

| Names of Commrs. | M | S | Y | N |
|------------------|---|---|---------|---|
| Dockswell | | | x | |
| Hardin | x | | x | |
| Moss | | | x | |
| Phillips | | | abstain | |
| Burrie | x | | x | |
| Fisher | | | x | |

CITY COMMISSION MEETING MINUTES **May 10, 2016**

PAGE 19

CONSENT ITEMS – CONTINUED

RES. NO. 2016-188: TIME 01:24:38 ITEM 8

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 NEW HORIZON COMMUNITY DEVELOPMENT CORPORATION, INC. TO PROVIDE SUMMER YOUTH EMPLOYMENT TRAINING PROGRAM SERVICES; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$134,491)

The Resolution was read by title only.

MOTION: To adopt Resolution No. 2016-188 upon reading.

ROLL CALL

Comr. Phillips announced that in the abundance of caution, he would recuse from voting on the item. After some discussion with the legal department, he will err on the side of caution to not vote. In addition, he has been the insurance agent for the company for at least seven years. Therefore, he would be filing the necessary papers for that acknowledgement with the City Clerk.

Comr. Moss asked what type of job these kids would be given.

Michael Smith, Human Resources Director, responded that this organization conducted the program last year. In addition, he stated it was the combination of public and private job sites. Therefore, some are doctor's offices, and some are with the City. So, it is the conglomeration of different places. The youths would work four (4) hours per day for three (3) days and then the other times they would spend in a classroom setting learning life skills, which will take them into young adulthood.

| Names of Commrs. | M | S | V Y | V N |
|---|---|---|--------|--------|
| <p>CITY COMMISSION MEETING MINUTES May 10, 2016</p> <p>PAGE 20</p> <p><u>CONSENT ITEMS – CONTINUED</u></p> <p>Comr. Moss indicated he asked to pull the item so he could learn more about the program.</p> <p>Mayor Fisher indicated that the program serves approximately 60 children.</p> <p>Tom Terwilliger, 3160 Northwest 1st Avenue, Pompano Beach, FL indicated that the item under consent is for a significant amount of \$134,000, and suggested that it should have been placed under regular items rather than under consent. This would be in line with the Commission’s request to staff to keep the larger dollar amount items under regular and the smaller amounts under consent.</p> <p>Additionally, Mr. Terwilliger pointed out that the proposal was for sixty (60) 13-15 year old children to receive job skills to help them for the rest of their lives. He asked if there are any allocations that children from District 2 would receive one fifth of the sixty openings. He indicated that all children deserve an equal chance. Finally, Mr. Terwilliger asked that the Commission allow a condition of funding to make it proportional so that each district gets 12 of the 60 slots to give every child the equal opportunity for this fine program.</p> <p>Comr. Burrie asked if the program is executed by district or is it through a first come first served basis.</p> <p>Mr. Smith replied the New Horizon would recruit individuals that involved children picking up an application and the staff of New Horizon evaluating the students for success, and select the students. The City has no role in selecting the students. The only requirement would be that the children would be from ages 13-15 and must live in the City of Pompano Beach.</p> <p>Comr. Hardin asked about the laws in Florida and the required age to start working.</p> <p>Mr. Smith replied this item complies with the Florida child labor law. There are laws that covers certain activities that children cannot engage in during this working period.</p> | | | | |
| | | | | |

| Names of Comdrs. | M | S | V Y | V N |
|--|---|---|--------|--------|
| CITY COMMISSION MEETING MINUTES | | | | |
| May 10, 2016 | | | | |
| PAGE 22 | | | | |
| <u>REGULAR ITEMS - CONTINUED</u> | | | | |
| The Ordinance was read by title only. | | | | |
| MOTION: To remove the item from the table. | | | | |
| <u>ROLL CALL</u> | | | | |
| Dockswell | | | X | |
| Hardin | X | | X | |
| Moss | | | X | |
| Phillips | | | X | |
| Burrie | | X | X | |
| Fisher | | | X | |
| MOTION: To table the item to the July 26, 2016 City Commission meeting. | | | | |
| <u>ROLL CALL</u> | | | | |
| Dockswell | | | X | |
| Hardin | X | | X | |
| Moss | | | X | |
| Phillips | | X | X | |
| Burrie | | | X | |
| Fisher | | | X | |
| Mayor Fisher indicated that due to the multiple readings of the item it should be re-advertised prior to the next hearing. | | | | |
| Robin M. Bird, Development Services Director, clarified that the advertisement will be at the expense of the applicant. | | | | |
| RES. NO. 2016-190: TIME 01:32:26 ITEM 11 | | | | |
| A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING THE ANDREWS PREMIER BUSINESS PARK PLAT LOCATED ON A PARCEL OF LAND LYING AT THE CORNER OF NW 15TH AVENUE AND THE NORTH ANDREWS EXTENSION PROVIDING AN EFFECTIVE DATE. | | | | |
| The Resolution was read by title only. | | | | |

| Names of Commrs. | M | S | Y | N |
|---|---|---|---|---|
| CITY COMMISSION MEETING MINUTES | | | | |
| May 10, 2016 | | | | |
| PAGE 23 | | | | |
| <u>REGULAR ITEMS - CONTINUED</u> | | | | |
| MOTION: To approve Resolution No. 2016-190 upon reading. | | | | |
| <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.

Robin M. Bird, Development Services Director, indicated that this is an industrial plat on the west side of Atlantic Boulevard and Andrews Avenue and south of Northwest 16th Street. The plat is restricted to 140,000 square feet of industrial use. The required utility letters and the title opinion have been submitted. The conditions of the Planning and Zoning Board have been met.

Comr. Phillips questioned the distance of the location from the elementary school in the area.

Mr. Bird replied that it is approximately ten blocks south of Copans Road.

| Names of Commrs. | M | S | Y | N |
|------------------|---|---|---|---|
| | | | V | V |

CITY COMMISSION MEETING MINUTES **May 10, 2016**

PAGE 24

REGULAR ITEMS - CONTINUED

P.H. 2016-61; ORD. NO. 2016-60: TIME 01:34:01 ITEM 12

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A LICENSE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND OFFERDAHL'S HAND-OFF FOUNDATION, INC. FOR THE GRIDIRON GRILL-OFF FOOD AND WINE FESTIVAL; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE. (Fiscal impact: \$21,599)

The Ordinance was read by title only.

MOTION: To adopt Ordinance No. 2016-60 upon second reading.

ROLL CALL

| | | | | |
|-----------|---|---|---|--|
| Dockswell | | | X | |
| Hardin | X | | X | |
| Moss | | | X | |
| Phillips | | | X | |
| Burrie | | X | X | |
| Fisher | | | X | |

Mark Beaudreau, Recreation Programs Administrator, indicated that there was no new additional information for the item.

P.H. 2016-60; ORD. NO. 2016-61: TIME 01:34:41 ITEM 13

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SOVEREIGNTY SUBMERGED LANDS FEE WAIVED LEASE RENEWAL AND MODIFICATION TO INCREASE SQUARE FOOTAGE BETWEEN THE BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND OF THE STATE OF FLORIDA AND THE CITY OF POMPANO BEACH; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

| Names of Commrs. | M | S | V Y | V N |
|---|---|---|--------|--------|
| <p>CITY COMMISSION MEETING MINUTES May 10, 2016</p> <p>PAGE 26</p> <p><u>REPORTS - CONTINUED</u></p> <p><u>Commissioner Edward Phillips – Advertising signs removal</u> -- Comr. Phillips commended the Public Works Department for working on removing the advertising signs being placed all over the community. However, there appears to be a similar pattern in terms of the wording on these signs; therefore, he suggested perhaps the City could find out who produces those signs, as well as the Broward Sheriff's Office (BSO) could rise to the occasion.</p> <p><u>Community Development Agency (CRA) Programs</u> – Comr. Phillips commended the CRA for the untapped programs on Friday nights. He stated that he has attended several and that they are outstanding.</p> <p><u>Lighting issues</u> – Comr. Phillips indicated that he stopped by Ms. Bullard's Beauty salon and it was dark in the back where the parking area is located. Therefore, he agreed with Ms. Bullard that this project is taking much too long to be completed.</p> <p><u>Vice Mayor Charlotte J. Burrie – Fire Station Dedication</u> – Vice Mayor Burrie thanked the Fire Department, the CERTS, the COPS, Chief Jurgle and Sandra King for doing a fabulous job with the dedication of the new firehouse in District 2. She indicated that while they have come a long way, it is a beautiful firehouse. Also, she thanked those who attended to include City staff and the Broward Sheriff's Office. Vice Mayor Burrie indicated that they are happy to have the fire station.</p> <p><u>Sober Home issue</u> – Vice Mayor Burrie noted that there was an article in the Pelican newspaper regarding the sober homes. However, United States Representative Lois Frankel, with whom she has met on numerous occasions regarding the sober home issue, has been able to get someone from Housing and Urban Development (HUD) to take a look at the sober homes situation. Further, the problem both her and Ms. Frankel have been encountering is that the representatives in Washington do not understand the situation. Nevertheless, Vice Mayor Burrie indicated that she has taken an affront that any other city has more sober homes than the Highlands area in Pompano Beach. Therefore, she hopes the City Administration will follow the court case on the matter, and hopefully the City will be able to regulate those homes.</p> | | | | |
| | | | | |

| Names of Commrs. | M | S | Y | V |
|------------------|---|---|---|---|
| | | | | |

CITY COMMISSION MEETING MINUTES

May 10, 2016

PAGE 27

REPORTS - CONTINUED

Finally, Vice Mayor Burrie reiterated that she is not against the sober homes, but rather it is the clustering that she does not agree with. In fact, to house ten (10) people in a two bedroom one bath house is not servicing those that need rehabilitation.

Mayor Lamar P. Fisher – No Report.

ADJOURNMENT

There being no further business, the meeting adjourned at 7:39 p.m.



LAMAR FISHER, MAYOR



ASCELETA HAMMOND, CITY CLERK

APPOINTED OFFICERS (continued)

- A copy of the form must be provided immediately to the other members of the agency.
- The form must be read publicly at the next meeting after the form is filed.

IF YOU MAKE NO ATTEMPT TO INFLUENCE THE DECISION EXCEPT BY DISCUSSION AT THE MEETING:

- You must disclose orally the nature of your conflict in the measure before participating.
- You must complete the form and file it within 15 days after the vote occurs with the person responsible for recording the minutes of the meeting, who must incorporate the form in the minutes. A copy of the form must be provided immediately to the other members of the agency, and the form must be read publicly at the next meeting after the form is filed.

DISCLOSURE OF LOCAL OFFICER'S INTEREST

I, Edward Phillips, hereby disclose that on May 10, 20 16 .

(a) A measure came or will come before my agency which (check one)

- inured to my special private gain or loss;
- inured to the special gain or loss of my business associate, _____;
- inured to the special gain or loss of my relative, _____;
- inured to the special gain or loss of _____, by whom I am retained; or
- inured to the special gain or loss of _____, which is the parent organization or subsidiary of a principal which has retained me.

(b) The measure before my agency and the nature of my conflicting interest in the measure is as follows:

Under the provisions of Florida Statutes, Section 286.012 and Section 112.3143, at the Pompano Beach City Commission Meeting held on May 10, 2016, I announced that I would abstain from voting on the following Agenda Item:

- Item 8 - 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 New Horizon Community Development Corporation, Inc. to provide summer youth employment training program services.

The nature of the conflict, which I orally disclosed prior to the vote on this item, is that my company, P F Insurance, Inc., currently provides insurance services to the organization. Therefore, due to this vested interest I respectfully recused from voting on this item.

5-17-2016
Date Filed


Signature

NOTICE: UNDER PROVISIONS OF FLORIDA STATUTES §112.317, A FAILURE TO MAKE ANY REQUIRED DISCLOSURE CONSTITUTES GROUNDS FOR AND MAY BE PUNISHED BY ONE OR MORE OF THE FOLLOWING: IMPEACHMENT, REMOVAL OR SUSPENSION FROM OFFICE OR EMPLOYMENT, DEMOTION, REDUCTION IN SALARY, REPRIMAND, OR A CIVIL PENALTY NOT TO EXCEED \$10,000.