

**MEETING RESULTS!!!  
CITY OF POMPANO BEACH  
CITY COMMISSION MEETING  
AGENDA NO. 2011-34  
TUESDAY, SEPTEMBER 27, 2011  
7:00 P.M.**

**CALL TO ORDER**

The Honorable Lamar Fisher  
Mayor, Presiding

**ROLL CALL**

Mary L. Chambers, MMC,  
City Clerk

**INVOCATION**

Pastor Johnny Jones, Sr.

**PLEDGE OF ALLEGIANCE**

Led by Mary L. Chambers, MMC,  
City Clerk

**APPROVAL OF MINUTES**

**APPROVED AS SUBMITTED**  
Regular City Commission Meeting  
of September 13, 2011

**APPROVAL OF THE AGENDA**

**APPROVED AS AMENDED**  
City Commission

**PROCLAMATION PRESENTATION**

Lamar Fisher, Mayor

National After School Program Day proclamation presented to Donna Lavalle, Director of Smith Community Mental Health.

Fire Prevention Week proclamation presented to Pompano Beach Fire Marshal, Pete McGinnis.

**AUDIENCE TO BE HEARD**

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

**CONSENT AGENDA**

**ADOPTED**

1. **RES. NO. 2011-335:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A CONFIDENTIALITY AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND FLORIDA POWER & LIGHT COMPANY, INC. (FPL) TO ALLOW THE CITY TO REVIEW FPL UTILITY TAX RECORDS FOR THE LAST THREE YEARS; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Barbara DeLeon)

**ADOPTED**

2. **RES. NO. 2011-336:** 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 SHERIFF OF BROWARD COUNTY RELATING TO PARTICIPATION IN THE 2011 BYRNE JUSTICE ASSISTANCE LOCAL SOLICITATION GRANT PROGRAM; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: BSO Captain Wayne Adkins/Brian Donovan)

**ADOPTED**

3. **RES. NO. 2011-337:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND BROWARD COUNTY FOR IMPLEMENTATION OF PROJECTS RECOMMENDED UNDER THE BROWARD COUNTYWIDE INTEGRATED WATER RESOURCE PLAN TO BE PERFORMED IN PARTNERSHIP WITH LOCAL WATER MANAGERS; PROVIDING AN EFFECTIVE DATE. (50% reimbursement – not to exceed \$220,000)

(Staff Contact: A. Randolph Brown)

**CONSENT AGENDA – CONTINUED**

**ADOPTED**

4. **RES. NO. 2011-338:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, URGING THE UNITED STATES CONGRESS AND THE STATE LEGISLATURE TO FULLY FUND THE STATE CLEAN WATER REVOLVING FUND AND THE STATE DRINKING WATER REVOLVING FUND AND TO CREATE A FEDERAL WATER-WASTEWATER INFRASTRUCTURE BANK TO ASSIST LOCAL UTILITIES AND COMMUNITIES TO PROVIDE HIGH QUALITY DRINKING WATER AND TO PROTECT THE ENVIRONMENT; PROVIDING FOR DIRECTIONS TO THE CITY CLERK; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: A. Randolph Brown)

**APPROVED**

5. Approval to award Bid H-43-11, Asphaltic Concrete Pavement Surfacing to the low bidder, Weekley Asphalt Paving, Inc., at an estimated total cost of \$2,300,000.

(Staff Contact: Robert A. McCaughan)

**ADOPTED**

6. **RES. NO. 2011-339:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A TECHNICAL SERVICE SUPPORT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND PHYSIO-CONTROL, INC.; PROVIDING AN EFFECTIVE DATE. (Cost: \$23,547.00)

(Staff Contact: Harry L. Small/Michael Hohl)

**ADOPTED**

7. **RES. NO. 2011-340:** 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 AGREEMENT FOR CONSTRUCTION OF INFRASTRUCTURE BETWEEN THE CITY OF POMPANO BEACH AND IMPERIAL ELECTRICAL INCORPORATED; PROVIDING AN EFFECTIVE DATE. (Cost: \$127,683.33)

(Staff Contact: Robert A. McCaughan/Clayton Young)

**CONSENT AGENDA – CONTINUED**

**ADOPTED**

8. **RES. NO. 2011-341:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A REINSTATEMENT AND EXTENSION AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF POMPANO BEACH FOR SERVICE AREA 23 - SINGLE FAMILY HARDENING/MITIGATION IN THE AMOUNT OF \$388,553.33 PROVIDING FOR FUNDING AND ADMINISTRATION OF 2005 SUPPLEMENTAL COMMUNITY DEVELOPMENT BLOCK GRANT DISASTER RECOVERY INITIATIVE FROM THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Miriam Carrillo)

**ADOPTED**

9. **RES. NO. 2011-342:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND CHOICES NETWORK SYSTEMS, INC.; PROVIDING AN EFFECTIVE DATE. (HOME Funds in the amount of \$115,000)

(Staff Contact: Miriam Carrillo)

**ADOPTED**

10. **RES. NO. 2011-343:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A DECLARATION OF COVENANTS AND RESTRICTIONS; PROVIDING AN EFFECTIVE DATE. (HOME Funds in the amount of \$115,000)

(Staff Contact: Miriam Carrillo)

**ADOPTED**

11. **RES. NO. 2011-344:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, CHANGING THE DESIGNATION OF A CERTAIN RIGHT-OF-WAY WITHIN THE CITY OF POMPANO BEACH CURRENTLY KNOWN AS NW 7<sup>TH</sup> STREET BETWEEN NW 16<sup>TH</sup> AVENUE AND NW 21<sup>ST</sup> AVENUE TO A DUAL DESIGNATION OF E. BUCK PHILLIPS STREET AND NW 7<sup>TH</sup> STREET WITH E. BUCK PHILLIPS STREET TO BE DISPLAYED ON THE UPPERMOST PORTION OF SIGNAGE; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robert A. McCaughan)

**CONSENT AGENDA – CONTINUED**

**ADOPTED**

12. **RES. NO. 2011-345:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND RATIFYING AN AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND DUKE ATLANTIC BUSINESS CTR 2-9, LLC FOR EMERGENCY USE OF A WAREHOUSE AT 1931 SW 2<sup>ND</sup> STREET FOR STORAGE OF FIRE RESCUE VEHICLES IN CASE OF A HURRICANE; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Harry L. Small/Michael Hohl)

**ADOPTED**

13. **RES. NO. 2011-346:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE AN UNDERGROUND FACILITIES CONVERSION AGREEMENT – GOVERNMENTAL ADJUSTMENT FACTOR WAIVER BETWEEN THE CITY OF POMPANO BEACH AND FLORIDA POWER & LIGHT COMPANY; PROVIDING AN EFFECTIVE DATE. (Cost: \$105,989).

Staff Contact: Robert A. McCaughan)

**APPROVED**

14. Approval to award Bid H-53-11, Blue C 900 Pipe, to the low bidder, A & B Pipe and Supply Inc., in the amount of \$42,878.60.

(Staff Contact: A. Randolph Brown)

**REGULAR AGENDA**

**STRICKEN**

15. Consideration of Broward County’s request to waive or donate sign permit fee for Sample-McDougald House Cultural Heritage Landmark Marker.

(Staff Contact: Phyllis A. Korab)

**APPROVED**

16. Consideration for the naming of one or both baseball fields at Kester Park in memory of Pompano Beach resident, Barbara Whaley.

(Staff Contact: Mark Beaudreau)

**REGULAR AGENDA – CONTINUED**

**QUASI-JUDICIAL PROCEEDING**

**ADOPTED**

17. **P.H. 2011-92; ORD. NO. 2011-71: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, ABANDONING UTILITY EASEMENTS LYING EAST OF NE 2<sup>ND</sup> AVENUE AT TERMINUS OF NE 5<sup>TH</sup> STREET AND SOUTH OF NE 6<sup>TH</sup> STREET AT THE TERMINUS OF NE 3<sup>RD</sup> AVENUE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: SEPTEMBER 13, 2011**

(Staff Contact: Jean E. Dolan/Robin M. Bird)

**TABLED TO THE OCTOBER 11, 2011 CITY COMMISSION MEETING**

18. **P.H. 2011-96; ORD. NO. 2011-: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE AMENDING SECTION 155.005 OF CHAPTER 155 OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY REZONING A PARCEL OF PROPERTY LYING EAST OF POWERLINE ROAD AND APPROXIMATELY 95 FEET SOUTH OF NORTHWEST 18<sup>TH</sup> STREET FROM I-1 (INDUSTRIAL) TO I-1 (INDUSTRIAL) WITH A PCD (PLANNED COMMERCIAL/INDUSTRIAL) OVERLAY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: SEPTEMBER 13, 2011**

(Staff Contact: Robin M. Bird/Jean E. Dolan)

**ADOPTED**

19. **P.H. 2011-98; ORD. NO. 2011-72: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE AMENDING SECTION 155.005 OF CHAPTER 155 OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY REZONING A PARCEL OF PROPERTY LYING EAST OF NORTH ANDREWS AVENUE EXTENSION AND APPROXIMATELY 925 FEET NORTH OF COPANS ROAD FROM I-1 (INDUSTRIAL) TO I-1 (INDUSTRIAL) WITH A PCD (PLANNED COMMERCIAL/INDUSTRIAL) OVERLAY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: SEPTEMBER 13, 2011**

(Staff Contact: Robin M. Bird/Jean E. Dolan)

**REGULAR AGENDA – CONTINUED**

**QUASI-JUDICIAL PROCEEDING – CONTINUED**

**APPROVED FIRST READING**

20. **P.H. 2011-85; ORD. NO. 2011-...: (PUBLIC HEARING 1<sup>ST</sup> READING)**  
AN ORDINANCE AMENDING SECTION 155.005 OF CHAPTER 155 OF THE CODE OF ORDINANCES OF THE CITY OF POMPANO BEACH, FLORIDA, BY REZONING A PARCEL OF PROPERTY LOCATED NORTH OF NW 4<sup>TH</sup> STREET AND WEST OF NW 4<sup>TH</sup> AVENUE FROM RD-1 (TWO-FAMILY RESIDENCE) TO B-3 (GENERAL BUSINESS) PROVIDING FOR ALLOCATION OF THE FLEXIBILITY RULE FOR COMMERCIAL USE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Robin M. Bird/Jean E. Dolan)

**END OF QUASI-JUDICIAL PROCEEDING**

**REGULAR AGENDA – CONTINUED**

**ADOPTED**

21. **P.H. 2011-97; ORD. NO. 2011-73: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE AMENDING CITY ORDINANCE NO. 91-84 TO PROVIDE FOR A TEN-YEAR EXTENSION TO THE CITY’S NATURAL GAS FRANCHISE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: SEPTEMBER 13, 2011**

(Staff Contact: Suzette Sibble)

**ADOPTED**

22. **P.H. 2011-93; ORD. NO. 2011-74: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 152, “BUILDINGS,” BY CREATING SECTION 152.07, “UNDERGROUND INSTALLATION,” PROVIDING WHEN UNDERGROUND ELECTRICAL SERVICES LINES WILL BE REQUIRED AND MANNER OF INSTALLATION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: SEPTEMBER 13, 2011**

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

**REGULAR AGENDA – CONTINUED**

**ADOPTED**

23. **P.H. 2011-94; ORD. NO. 2011-75: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 152, “BUILDINGS,” BY AMENDING SECTION 152.06, “CONSTRUCTION DEBRIS MITIGATION AND SCREENING,” TO AMEND CERTAIN PREREQUISITES AND CONDITIONS FOR TEMPORARY FENCING; TO REQUIRE REMOVAL OF TEMPORARY FENCING AFTER DEMOLITION IF A BUILDING PERMIT IS NOT BEING MAINTAINED, DELETING WAIVER FOR SITE FENCING FOR PROPERTY REMAINING VACANT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: SEPTEMBER 13, 2011**

(Staff Contact: Robin M. Bird/Jean E. Dolan)

**ADOPTED**

24. **P.H. 2011-95; ORD. NO. 2011-76: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SOVEREIGNTY SUBMERGED LANDS LEASE RENEWAL BY AND 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.

**FIRST READING: SEPTEMBER 13, 2011**

(Staff Contact: Robert A. McCaughan)

**ADOPTED**

25. **P.H. 2011-99; ORD. NO. 2011-77: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE AMENDING CHAPTER 155, “ZONING CODE,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 155.139, “LIGHTING REQUIREMENTS FOR MARINE TURTLE PROTECTION,” TO REFERENCE THE APPROPRIATE STATE AGENCY AND TO PROVIDE EXEMPTIONS FROM REQUIREMENTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: SEPTEMBER 13, 2011**

(Staff Contact: Robin M. Bird/Vicky Newson)

**REGULAR AGENDA – CONTINUED**

**ADOPTED**

26. **P.H. 2011-100; ORD. NO. 2011-78: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH AMENDING CHAPTER 155, “ZONING CODE,” OF THE CODE OF ORDINANCES BY AMENDING SECTION 155.176, “HISTORIC DOWNTOWN CORE OVERLAY DISTRICT,” TO AMEND REQUIREMENTS FOR CERTAIN USES WITHIN THE HISTORIC DOWNTOWN CORE OVERLAY DISTRICT PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: SEPTEMBER 13, 2011**

(Staff Contact: Robin M. Bird/Vicky Newson)

27. **TABLED TO THE OCTOBER 11, 2011 CITY COMMISSION MEETING**  
**P.H. 2011-101; ORD. NO. 2011-: (ORDINANCE 2<sup>ND</sup> READING)**  
AN ORDINANCE AMENDING CHAPTER 96, “HEALTH AND SAFETY,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES BY AMENDING SECTION 96.13, “SERVICE CHARGES,” TO INCREASE THE SERVICE CHARGES FOR COLLECTION AND DISPOSAL OF REFUSE; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

**FIRST READING: SEPTEMBER 13, 2011**

(Staff Contact: Robert A. McCaughan)

28. **APPROVED FIRST READING**  
**P.H. 2011-102; ORD. NO. 2012-...: (PUBLIC HEARING 1<sup>ST</sup> READING)**  
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 30, “ADMINISTRATION,” BY AMENDING SECTION 30.07, “RULES OF CONDUCT AT PUBLIC MEETING,” BY AMENDING CHAPTER 92, “GENERAL REGULATIONS,” BY AMENDING SECTION 92.40, “CONDUCT WITHIN CEMETERY,” BY AMENDING CHAPTER 98, “PARKS AND PLAYGROUNDS,” BY AMENDING SECTION 98.02, “PROHIBITED ACTS,” BY AMENDING CHAPTER 132, “PUBLIC PEACE AND SAFETY,” BY AMENDING SECTION 132.19, “LOITERING NEAR HOLDING AND DETENTION AREA,” BY AMENDING CHAPTER 132, “GENERAL OFFENSES,” AND BY DELETING SECTION 132.40, “FIREARMS,” TO ELIMINATE CITY REGULATION OF FIREARMS; BY DELETING SECTION 132.41, “CARRYING CONCEALED WEAPONS,” AND SECTION 132.42, “SALE OR DISPLAY OF SWITCHBLADES,” TO DELETE CITY REGULATION OF OTHER WEAPONS ALREADY GOVERNED BY STATE STATUTES; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark E. Berman)

**REGULAR AGENDA – CONTINUED**

29. **TABLED TO THE OCTOBER 11, 2011 CITY COMMISSION MEETING  
P.H. 2011-103; ORD. NO. 2012-...: (PUBLIC HEARING 1<sup>ST</sup> READING)**  
AN ORDINANCE OF THE CITY OF POMPANO BEACH, FLORIDA, AMENDING CHAPTER 98, “PARKS AND PLAYGROUNDS,” OF THE CITY OF POMPANO BEACH CODE OF ORDINANCES TO MODIFY THE TITLE OF THE DEPARTMENT AND DEPARTMENT STAFF; BY AMENDING SECTION 98.01, “DEFINITIONS,” TO MODIFY AND ADD DEFINITIONS; BY AMENDING SECTION 98.02, “PROHIBITED ACTS,” TO PROVIDE FOR ADDITIONAL USE OF THE PUBLIC BEACH FOR DIVING; BY AMENDING SECTION 98.04, “INTOXICATED PERSONS; NUDITY,” TO PROHIBIT ONE BEING IMPAIRED BY DRUGS WHILE ON RECREATIONAL FACILITIES; BY AMENDING SECTION 98.06, “UNATTENDED CHILDREN,” TO EXPAND THE REQUIREMENTS TO ALL CITY PARKS; BY AMENDING SECTION 98.07, “PUBLIC EVENT,” TO MODIFY PROCEDURES FOR APPLICATION, APPROVAL AND APPEAL FOR PUBLIC EVENT PERMIT; BY AMENDING SECTION 98.10, “FEES,” TO MODIFY FEES FOR CITY RECREATIONAL FACILITIES AND PROGRAMS AND TO MODIFY DEFINITIONS; BY AMENDING SECTION 98.12, “MUNICIPAL FISHING PIER,” TO PROHIBIT CERTAIN VEHICLES AND DEVICES ON THE PIER; BY AMENDING SECTION 98.22, “AUTHORITY TO EVICT AND SUSPEND,” TO MODIFY REQUIREMENTS AND PROCEDURES FOR SUSPENSION AND EVICTION FROM CITY PARKS AND RECREATIONAL FACILITIES, BY AMENDING SECTION 98.37, “SCHOOL AND COLLEGE TEAM RATES,” TO UPDATE A TERM NAME; BY AMENDING SECTION 98.46, “HOURS OF OPERATION,” TO DELETE SPECIFIC HOURS OF OPERATION FROM THE CODE OF ORDINANCES AND TO PROVIDE FOR NOTIFICATION OF SAID HOURS; BY AMENDING SECTION 98.47, “FEES,” TO MODIFY FEES FOR USE OF CITY RECREATIONAL FACILITIES; BY AMENDING SECTION 98.80, “CITY-OWNED SHOWMOBILE,” TO MODIFY PROCEDURES AND FEES; BY CREATING SECTION 98.81, “CITY-OWNED PORTABLE STAGE,” TO PROVIDE FOR PROCEDURES, REQUIREMENTS AND FEES FOR USE OF THE CITY’S PORTABLE STAGE FOR EXEMPTION; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Mark Beaudreau)

**REGULAR AGENDA – CONTINUED**

**ADOPTED**

30. **RES. NO. 2011-347:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPOINTING **WILLIE RUTH HEATH** TO THE HOUSING AUTHORITY OF THE CITY OF POMPANO BEACH FOR A TERM OF FOUR (4) YEARS; SAID TERM TO EXPIRE ON OCTOBER 4, 2015; PROVIDING AN EFFECTIVE DATE.

**APPLICANTS**

David Baumwald – District 2

Michelle R. Rhoulhac – District 2

***Willie Ruth Heath – Incumbent – District 4***

Carmen Jones – District 4

Shelton Pooler – District 4

Whitney Rawls – District 4

Joseph Wells – District 4

Deidra Daisey – District 5

Linnell Otis Jackson – District 5

Doreen Malcolm – District 5

(Staff Contact: Mary L. Chambers)

**ADOPTED**

31. **RES. NO. 2011-348:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, REPEALING CITY RESOLUTION NO. 2010-307 WHICH APPROVED A PROPOSED AGREEMENT BETWEEN CAPTIVA COVE ASSOCIATES, LTD AND THE CITY OF POMPANO BEACH TO PROVIDE FUNDS FOR A MULTI-FAMILY RENTAL PROJECT IN THE CITY; AND IF DEEMED NECESSARY, AUTHORIZING THE CITY TO EXECUTE A NOTICE OF TERMINATION FOR CONVENIENCE; PROVIDING AN EFFECTIVE DATE.

**TABLED: JULY 26, 2011 AND SEPTEMBER 13, 2011**

(Staff Contact: Gordon B. Linn)

**REGULAR AGENDA – CONTINUED**

**ADOPTED**

32. **RES. NO. 2011-349:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A SETTLEMENT AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SMALL BIZ COMMUNITY & ECONOMIC DEVELOPMENT CORPORATION TO RESOLVE PENDING REPLEVIN ACTION FOR RETURN OF COMPUTERS AND OFFICE EQUIPMENT CITY PROVIDED UNDER SUB-GRANTEE AGREEMENT; AUTHORIZING REIMBURSEMENT OF \$10,053.71 TO THE U.S. DEPARTMENT OF HOUSING AND URBAN IMPROVEMENT; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Willie A. Hopkins, Jr.)

**ADOPTED**

33. **RES. NO. 2011-350:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, AUTHORIZING REIMBURSEMENT OF \$76,856 TO THE U.S. DEPARTMENT OF HOUSING AND URBAN IMPROVEMENT FOR HOME FUNDS PREVIOUSLY PROVIDED TO THE CITY; PROVIDING AN EFFECTIVE DATE.

(Staff Contact: Willie A. Hopkins, Jr.)

**REPORTS**

City Manager  
City Attorney  
City Clerk  
Internal Auditor  
City Commission

**ADJOURNMENT: 10:17 P.M.**

**BALANCE IN CONTINGENCY**

October 1, 2010	Beginning Balance	\$ 8,340.00
February 22, 2011	Herb Skolnick Foundation for the Cultural Arts Gala	- 750.00
February 22, 2011	Sample McDougald House Preservation Society Annual Fund Raising Event Donation	- 300.00
March 22, 2011	E. Pat Larkins Charitable Foundation Gala	<u>- 650.00</u>
		\$ 6,640.00