

**MINUTES OF THE MARINE ADVISORY BOARD  
100 NORTH ANDREWS AVENUE  
8<sup>TH</sup> FLOOR CONFERENCE ROOM  
FORT LAUDERDALE, FLORIDA  
THURSDAY, FEBRUARY 6, 2014 – 6:00 P.M.**

<u>Board Members</u>	Attendance	Cumulative Attendance May 2013 - April 2014	
		<u>Present</u>	<u>Absent</u>
Barry Flanigan, Chair	P	8	1
James Harrison, Vice Chair	P	8	1
F. St. George Guardabassi	A	7	2
Norbert McLaughlin	P	9	0
Jim Welch	P	8	1
Robert Dean	P	7	2
John Holmes	P	6	3
Bob Ross	P	9	0
Joe Cain	P	6	3
Tom Tapp	A	4	5
Herb Rassing	A	8	1
Frank Herhold	P	8	1
Zane Brisson	P	5	3
Erik Johnson	P	7	2
Jack Newton (arr. 6:05 p.m.)	P	4	0

As of this date, there are 15 appointed members to the Board, which means 8 would constitute a quorum.

It was noted that a quorum was present for the meeting.

**Staff**

Andrew Cuba, Manager of Marine Facilities  
Jonathan Luscomb, Supervisor of Marine Facilities  
Sergeant Todd Mills, Marine Police Staff  
Brigitte Chiappetta, Recording Secretary, Prototype, Inc.

**Communications to City Commission**

None.

**I. Call to Order / Roll Call**

Chair Flanigan called the meeting to order at 6:02 p.m. and roll was called.

**II. Approval of Minutes – January 14, 2014**

**Motion** made by Mr. Ross, seconded by Mr. Herhold, to approve. In a voice vote, the **motion** passed unanimously.

**III. Statement of Quorum**

It was noted a quorum was present at the meeting.

**IV. Waterway Crime & Boating Safety Report**

Sgt. Todd Mills of the Marine Unit reported that 13 miscellaneous incidents and seven minor boating accidents occurred during the month of January. The Marine Unit conducted 78 safety checks and issued 45 warnings and two citations. Two larcenies and at least four burglaries also occurred.

Mr. Newton arrived at 6:05 p.m.

The Board members discussed the need to provide the Police Department with an undercover vessel, as well as how records of marine crimes are recorded by the Department. Sgt. Mills confirmed that the Marine Unit receives all relevant reports, and clarified that information provided to neighborhood and homeowners' organizations regarding crime is not supplied by the Police Department, which meant he could not speak to its accuracy.

**V. Application – Private Usage of Public Property – Sec. 8-144 – Stephen C. Moss – 350 Riviera Drive**

Mr. Cuba advised that the Applicant, Stephen Moss, wishes to install an additional piling to the existing dock within the 25 ft. limitation established by Code.

There being no questions from the Board at this time, Chair Flanigan opened the public hearing. As there were no members of the public wishing to speak on this Item, Chair Flanigan closed the public hearing and brought the discussion back to the Board.

**Motion** made by Mr. Herhold, seconded by Mr. Cain, to approve. In a voice vote, the **motion** passed unanimously.

**VI. Application – Waiver of Limitations – ULDR Sec. 47-19.3 C, D & E – Grupo Alco – 1100/1120 Seminole Drive**

Tyler Chappell, representing the Applicant, showed a PowerPoint presentation on the Application, which had come before the Board at an earlier meeting. The maximum distance approved by the Board for the original T-dock configuration was 105 ft. In lieu of taking the Application to the City Commission, the Applicant continued to work with the Coral Cove Association to arrive at a more acceptable design with a significantly

reduced footprint. The maximum distance requested is 54.7 ft. from the wet face, which reduces the number of slips while still accommodating the upland condominium project. Mr. Chappell provided letters of support from the project's neighbors.

There being no questions from the Board at this time, Chair Flanigan opened the public hearing.

William Wheeler, president of the Coral Cove Association, asserted that this organization is "delighted" with the new design and has no objection to it.

Leonardo Coll, owner of Grupo Alco, stated that he was very pleased to see good relations restored between the neighboring developments.

As there were no members of the public wishing to speak on this Item, Chair Flanigan closed the public hearing and brought the discussion back to the Board.

**Motion** made by Mr. Ross, seconded by Mr. Cain, to approve as presented. In a voice vote, the **motion** passed unanimously.

**VII. Application – Waiver of Limitation – ULDR Sec. 47-19.3 C, D & E – Shawn and Jennifer Benyo – 704 NE 20<sup>th</sup> Ave.**

Tyler Chappell, representing the Applicant, noted that this Application was also previously before the Board, and has come back at the recommendation of City Commissioners Dean Trantalis and Bruce Roberts. In reviewing the navigation of the Middle River and the proposed design, it has been requested that the Board's original approval of 166.6 ft. from the property line be reduced to 125 ft., which would be sufficient for the Applicant to moor his two vessels.

The Board members discussed the Application, including confirmation that the homeowner resides in the house and will operate both vessels, the 1620 ft. distance of the waterway, and the fact that the Application would not interfere with waterskiing activity in the area.

There being no further questions from the Board at this time, Chair Flanigan opened the public hearing. As there were no members of the public wishing to speak on this Item, Chair Flanigan closed the public hearing and brought the discussion back to the Board.

**Motion** made by Mr. Dean, seconded by Mr. Herhold, to approve. In a voice vote, the **motion** passed unanimously.

**VIII. Reports**

Mr. Cuba advised that headway is being made with regard to the Intracoastal Waterway dredging project, with the County license expected to come later this month. Meetings

have been held with County and Parks and Recreation Staff regarding the proposed Deerfield Island mitigation site; while the Florida Inland Navigational District (FIND) does not anticipate a mitigation requirement, the City will work with Parks and Recreation to ensure that any proposed mitigation is consistent with that Department's Waterfront Master Plan. The City remains on schedule, with bidding set to take place in summer 2014 and construction to begin in the fall.

Mr. Chappell added that FIND has produced a whitepaper on their progress with the dredging project, including permitting and work with other entities. He advised that more updates will be available after the end of February, and has asked Staff to prepare a monthly memo on the project that can be distributed to City and County Commissioners. It was estimated that deepening the Intracoastal Waterway and bringing in larger vessels could bring in \$266 million to Broward County.

Mr. Dean requested more information on the possibility of seagrass mitigation. Mr. Chappell replied that while Parks and Recreation understands the importance of the dredging project, they must also protect their own interests in relation to parks, including providing recreational opportunities and preserving ecological value. He emphasized the necessity of tying these missions together for the City and the consultants.

Vice Chair Harrison introduced Christina Hebert and Patience Cohn of the Marine Industries Association of South Florida (MIASF), explaining that they have recently met with the City Manager and City Auditor with regard to the proposed Las Olas Marina Redevelopment. Ms. Hebert, President of the MIASF, reported that the City has made it clear they cannot fund this project without the solicitation of bonds, a public-private partnership, or use of a private developer. It is possible for the City to receive an unsolicited proposal for the project, and allow comment upon it, in order to proceed without first going through the RFP process. This will make it possible to facilitate meetings within the industry in order to move forward.

The Board members discussed other issues of concern to the MIASF, including All Aboard Florida and its potential impact on marinas to the west of the bridge, the need for a comprehensive study to determine this impact, the possibility of using a bridge tender, and the need to more clearly communicate the marine industry's concerns in relation to this issue. Chair Flanigan emphasized that the MIASF is the best organization to represent the industry's interests and concerns. It was agreed that the MIASF and the Board would seek to work more closely in the future.

- **15<sup>th</sup> Street Boat Ramp**

Mr. Luscomb noted that a change order related to this project was approved by the City Commission at their January 22 meeting, resulting in no increase in costs. The project remains on target for completion by August 26, 2014.

- **Commission Agenda Reports**

Mr. Cuba advised that a dock waiver for 721 Idlewyld Drive was narrowly approved by the City Commission at their February 4 meeting. The Commission, like the Board, had expressed concern that the dock was constructed prior to the acquisition of permits and the waiver application; as a result, the Commission has directed Staff to look into the possibility of imposing greater fines on individuals who do not comply with the process.

#### **IX. Old / New Business**

The Board discussed the possibility of a public/private partnership for the Las Olas Marina redevelopment, noting that while these agreements have not always been to the City's advantage in the past, it may be the only way to proceed with this particular project, as the City cannot undertake it singlehandedly. They also recalled the difficulty in arriving at accurate figures related to the proposed redevelopment, as well as the potential economic impact of marina expansion. It was noted that CRA funding for the expansion may be lost if the project does not proceed within a given time frame.

#### **X. Adjournment**

There being no further business to come before the Board at this time, the meeting was adjourned at 7:10 p.m.

[Minutes prepared by K. McGuire, Prototype, Inc.]