

City of Fort Lauderdale

*City Hall
100 North Andrews Avenue
Fort Lauderdale, FL 33301
www.fortlauderdale.gov*



Action Summary

Tuesday, November 3, 2015

6:00 PM

City Commission Chambers

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

***JOHN P. "JACK" SEILER Mayor - Commissioner
ROBERT L. McKINZIE Vice Mayor - Commissioner - District III
BRUCE G. ROBERTS Commissioner - District I
DEAN J. TRANTALIS Commissioner - District II
ROMNEY ROGERS Commissioner - District IV***

***LEE R. FELDMAN, City Manager
JOHN HERBST, City Auditor
JEFFREY A. MODARELLI, City Clerk
CYNTHIA A. EVERETT, City Attorney***

Invocation

ROLL CALL

Present: 5 - Mayor John P. "Jack" Seiler, Vice-Mayor Robert L. McKinzie, Commissioner Bruce G. Roberts, Commissioner Dean J. Trantalis and Commissioner Romney Rogers

Pledge of Allegiance

Approval of MINUTES and Agenda

[15-1398](#) Minutes for May 5, 2015 Conference and October 12, 2015 Joint Workshop with Beach Redevelopment Advisory Board

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PRESENTATIONS

PRES- [15-1438](#) Proclamation Declaring November 3, 2015 as Rogers, Morris and Ziegler LLP 90th Anniversary Day in the City of Fort Lauderdale

1

PRESENTED

PRES- [15-1436](#) Proclamation Declaring February 20, 2016 as Funky Fun Run 5K and Anything Goes Stroll Day in the City of Fort Lauderdale

2

PRESENTED

PRES- [15-1435](#) Proclamation declaring November, 2015 as Pancreatic Cancer Month in the City of Fort Lauderdale

3

PRESENTED

PRES- [15-1401](#) Community Appearance Board WOW Award for Districts I and II

4

PRESENTED District I only
District II deferred to November 17, 2015

PRES- [15-1411](#) Certificate of Recognition to Richard A. Cahlin for work with the Bicycle Action Committee in support of the City of Fort Lauderdale's Vision Zero Initiative

5

PRESENTED

CONSENT AGENDA

CONSENT MOTION

Approval of the Consent Agenda

Approve the Consent Agenda

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CM-1 [15-1327](#) Motion to Approve Event Agreements: Mahoney Charity Event, Inlet Challenge, Bonnet House Orchid, Garden & Gourmet Food Festival, Chanukah Fair on Las Olas and Saint Jerome Fall Festival 2015.

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CM-2 [15-1328](#) Motion to Approve Event Agreements and Related Road Closings: Light Up Downtown, CCA 5K, and 12th Annual Home for the Holiday's to benefit Ronald McDonald House.

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CM-3 [15-1392](#) Motion to Approve a Lease Amendment with Tower 101 Associates, LLC

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CM-4 [15-1273](#) Motion Approving an Application for a Temporary Beach License and Outdoor Event Agreement with Sports Endeavors, Inc. for a Volleyball Competition

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CM-5 [15-1237](#) Motion Accepting FY2015 Paul Coverdell Forensic Science Improvement Grant - \$53,435

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CM-6 [15-1238](#) Motion Accepting FY2016 Florida Department of Transportation Grant - \$13,719.42

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CM-7 [15-1366](#)

Motion Approving Agreement with the Sheriff for Use of the City's Compost Site

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CM-8 [15-1269](#)

Motion Authorizing Design Services for Las Olas Boulevard Corridor Improvement Project - EDSA, Inc. - Amount Not-to-Exceed \$2,844,519 Task Order

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CM-9 [15-1335](#)

Motion Authorizing Professional Engineering Services for the Peele-Dixie Water Treatment Plant Deep Injection Well Permit Renewal - Hazen and Sawyer, P.C. - \$31,892 Task Order

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CM-10 [15-1221](#)

National Endowment of the Arts Our Town Grant Acceptance and Match

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CM-11 [15-1375](#)

Motion Approving Co-Sponsorship of the Capital One Orange Bowl for purposes of installing banners in the City of Fort Lauderdale

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CONSENT RESOLUTION**CR-1** [15-1432](#)

Resolution appointing the law firm of _____, as special counsel, to represent the City of Fort Lauderdale in connection with litigation commenced in the United States District Court for the Southern District of Florida, in the case styled "Premier Parks, LLC., a Delaware Limited Liability Company v. City of Fort Lauderdale, a Municipal Corporation of the State of Florida", Case No.

15-62218-CIV-BLOOM.

ADOPTED as amended Nabors, Giblin and Nickerson, P.A.

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CR-2 [15-1433](#)

Resolution appointing the law firm of _____, as special counsel, to represent the City of Fort Lauderdale in connection with litigation commenced in the Circuit Court of the 17th Judicial Circuit in and for Broward County, Florida, in the case styled "Albion Staffing Solutions, Inc., a Florida corporation, v. City of Fort Lauderdale, a Florida municipal corporation," Case No. 15-018760 (09)

ADOPTED as amended Kim Vaughan and Lerner, LLP

Aye: 4 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts and Commissioner Trantalis

Nay: 1 - Commissioner Rogers

CR-3 [15-1312](#)

Resolution Approving Consolidated Budget Amendment to Fiscal Year 2016 - Appropriation

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CR-4 [15-1419](#)

Resolution Approving an Extension of a Temporary Moratorium on the Installation of Wireless Personal Telecommunication Towers and Distributed Antenna Systems through February 16, 2016

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CR-5 [15-1302](#)

Resolution to Approve Performing Arts Center Authority Budget and Tri-Party Grant Agreement for Fiscal Year 2016

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CR-6 [15-1280](#)

Resolution Authorizing the Acceptance of Grant Funds and Execution of a Joint Participation Agreement with Florida Department of Transportation for the Design of Western Perimeter Road at Fort Lauderdale Executive Airport

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CR-7 [15-1281](#) Resolution Authorizing the Acceptance of Grant Funds and Execution of a Joint Participation Agreement with the Florida Department of Transportation for Taxiway Intersection Improvements at Fort Lauderdale Executive Airport

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CR-8 [15-1282](#) Resolution Authorizing the Acceptance of Additional Grant Funding and Execution of a Supplemental Joint Participation Agreement with Florida Department of Transportation for Airfield Lighting Rehabilitation at Fort Lauderdale Executive Airport

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CR-9 [15-1305](#) Resolution to Adopt Vision Zero: Fort Lauderdale

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CR-10 [15-1355](#) Resolution Calling a Public Hearing to Establish Minimum Annual Lease Rates and Adopt a Brokerage Commission Policy at Fort Lauderdale Executive Airport

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CR-11 [15-1384](#) Resolution Accepting a Deed of Release from the Federal Aviation Administration and Terminating the Associated Pledge Agreement on the Oster Property at Fort Lauderdale Executive Airport

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CR-12 [15-1409](#) Resolution Authorizing the Acceptance of Grant Funds and Execution of a Supplemental Joint Participation Agreement with Florida Department of Transportation for the Uptown Link Route

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CR-13 [15-1410](#) Resolution Authorizing the Acceptance of Grant Funds and Execution of a Supplemental Joint Participation Agreement with Florida

Department of Transportation for the Downtown Link Route

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

CR-14 [15-1421](#)

Resolution Rescheduling Four City Commission Meeting Dates in 2016

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PURCHASING AGENDA

PUR-1 [15-0885](#)

Motion to Approve South Side School Restoration Project - DiPompeo Construction Corporation - \$3,114,000

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PUR-2 [15-1035](#)

Motion to Approve Loader Backhoe and Yard Wheel Loader - Nortrax, Inc. - \$232,495

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PUR-3 [15-1138](#)

Motion to Approve Office Furniture - Compass Office Solutions, LLC - \$138,196

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PUR-4 [15-1148](#)

Motion to Approve Industrial Painting Services - J & J, Inc. d/b/a Eagle Painting - \$93,000 (two year cost)

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PUR-5 [15-1180](#)

Motion to Approve Fort Lauderdale Executive Airport Sustainability Master Plan - Bereau Veritas North America, Inc. - \$144,754

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PUR-6 [15-1243](#) Motion to Approve On-Line Information Management System - Backflow Solutions Inc. - \$127,463 (Revenue)

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

Approval of the Consent Agenda

Approve the Consent Agenda

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PUR-7 [15-1262](#) Motion to Approve Emergency Lighting & Equipment - Strobes-R-U's, Inc. - \$420,000

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PUR-8 [15-1289](#) Motion to Approve Contracts for the Purchase of Mulch and Wood Chips through Southeast Florida Governmental Purchasing Cooperative Contract - \$72,120

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PUR-9 [15-1308](#) Motion to Approve Vehicles for Fire Department - Stingray Chevrolet, LLC and Pembroke Motors d/b/a AutoNation Chrysler Dodge Jeep Ram Pembroke Pines - \$294,292

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PUR-1 [15-1324](#) Motion to Approve High Speed Wireless Data Services - Verizon
0 Wireless Personal Communications LP - \$389,607

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PUR-1 [15-1389](#) Motion to Approve Continuation of Trash and Recycling Collection
1 Services, Public Spaces and Special Events - Republic Services of Florida, Limited Partnership - \$897,612

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

MOTIONS

- M-1** [15-1333](#) Motion Approving an Application for a Temporary Beach License and Outdoor Event Agreement with Aids Healthcare Foundation, Inc. for a 5k and Music Event on Fort Lauderdale Beach

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

- M-2** [15-1332](#) Motion to Approve an Event Agreement with Las Olas Association, Inc. for the 53rd Annual Christmas on Las Olas.

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

- M-3** [15-1427](#) Motion to Approve Designation of City of Fort Lauderdale Voting Delegate and Alternate(s) for the National League of Cities - 2015 Congress of Cities and Annual Business Meeting

APPROVED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

- [15-1439](#) Walk On - Motion to Amend Condition Requiring an Amended Restrictive Covenant on the Development of Northwest Gardens Phase V.

APPROVED

Aye: 4 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts and Commissioner Rogers

Not Present: 1 - Commissioner Trantalis

- [15-1456](#) WALK-ON - Motion to Reconsider Event Agreements: National Marine Suppliers Customer Appreciation Party and Home for the Holidays

APPROVED National Marine as Amended

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

APPROVED as amended for Tarpon Bend

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

NEIGHBOR PRESENTATIONS

- NP-1** [15-1404](#) Dennis Ulmer - Honoring Our Veterans - Veteran's Day, November

11th

RECEIVED

NP-2 [15-1405](#)

Haylee Becker - The Importance of Community Involvement and Sharing

RECEIVED

NP-3 [15-1406](#)

William Toole - Serious Issue Effecting Fort Lauderdale

RECEIVED

NP-4 [15-1407](#)

Cara Claar-Reaser - Sharing is Caring

RECEIVED

NP-5 [15-1408](#)

Art Seitz - Fort Lauderdale Barrier Island - The Beach Redevelopment Advisory Board and Fort Lauderdale Aquatic Complex

RECEIVED

RESOLUTIONS

R-1 [15-1397](#)

Appointment of Board and Committee Members

ADOPTED

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

R-2 [15-1271](#)

Quasi-Judicial - Resolution Approving Plat known as "JM Cypress Creek" - Bank of America c/o Corp Real Estate Assmt - Case Number PL15006

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

ADOPTED approving

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

R-3 [15-1272](#)

Quasi-Judicial - Resolution Approving Site Plan Level IV Development Permit - OTA/AC Marriott 3107-3029 Alhambra Street - Case Number R15015

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

ADOPTED AS AMENDED

Aye: 4 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts and Commissioner Rogers

Nay: 1 - Commissioner Trantalis

R-4 [15-1298](#)

Quasi-Judicial - Resolution Authorizing a Port Everglades Development District Conditional Use Permit for a 200,000 Barrel Capacity Fuel Storage Tank at Port Everglades - Case Number A15014

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

Deferred to November 17, 2015

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PUBLIC HEARINGS

PH-1 [15-1239](#)

Quasi-Judicial Ordinance Vacating a Right of Way North of 4th Street between NE 3rd Avenue and NE 4th Avenue - Putnam Realty Limited, et al. - Case Number V15003

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communication or expert opinions received and make them part of the record.

PASSED FIRST READING

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

PH-2 [15-1296](#)

Quasi-Judicial - Resolution Approving a Landmark Designation - Alhambra Beach Resort - 3021 Alhambra Street - Case Number H15019

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

ADOPTED denying designation

Aye: 4 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts and Commissioner Rogers

Nay: 1 - Commissioner Trantalis

PH-3 [15-1297](#)

Quasi-Judicial - Resolution approving a Landmark Designation - Towers Apartments/Towers Retirement Home - 824 SE 2 Street -

Case Number H15023 (Request Deferment to November 17, 2015)

Anyone wishing to speak must be sworn in. Commission will announce any site visits, communications or expert opinions received and make them part of the record.

DEFERRED to November 17, 2015

Aye: 5 - Mayor Seiler, Vice-Mayor McKinzie, Commissioner Roberts, Commissioner Trantalis and Commissioner Rogers

ORDINANCE SECOND READING

OSR-1 [15-1342](#) Ordinance Amending and Restating the City of Fort Lauderdale General Employees' Retirement System for Tax Qualification

ADOPTED ON SECOND READING

OSR-2 [15-1343](#) Ordinance Amending Section 20-135 of the Code of Ordinances Relating to the City of Fort Lauderdale Police and Firefighters' Retirement System Authorizing In-Service Distributions

ADOPTED ON SECOND READING

Aye: 3 - Mayor Seiler, Vice-Mayor McKinzie and Commissioner Rogers

Abstain: 1 - Commissioner Roberts

Not Present: 1 - Commissioner Trantalis

ADJOURNMENT