## **City of Fort Lauderdale**

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## **Meeting Minutes**

Tuesday, December 3, 2024 6:00 PM

Broward Center for the Performing Arts - Mary N. Porter Riverview Ballroom - 201 SW 5th Avenue, Fort Lauderdale, Florida 33312

# **City Commission Regular Meeting**

FORT LAUDERDALE CITY COMMISSION

DEAN J. TRANTALIS Mayor STEVEN GLASSMAN Vice Mayor - Commissioner - District II JOHN C. HERBST Commissioner - District I PAM BEASLEY-PITTMAN Commissioner - District III BEN SORENSEN Commissioner - District IV

SUSAN GRANT, Acting City Manager
DAVID R. SOLOMAN, City Clerk
D'WAYNE M. SPENCE, Interim City Attorney
PATRICK REILLY, City Auditor

#### CALL TO ORDER

Mayor Trantalis called the meeting to order at 6:14 p.m.

## Pledge of Allegiance

Ana Dominguez and Ester Duverge

#### **ROLL CALL**

Present: 6 - Commissioner John C. Herbst, Vice Mayor Steven Glassman, Vice Mayor Steven Glassman, Commissioner Pam Beasley-Pittman, Commissioner Ben Sorensen and Mayor Dean J. Trantalis

#### MOMENT OF SILENCE

#### **EMPLOYEE RETIREMENT**

Mayor Trantalis announced the retirement of Miguel Gerasol and thanked him for his twenty (20) years of service to the City as a member of the Public Works Department - Utilities Services team.

### AGENDA ANNOUNCEMENTS

None.

## **Approval of MINUTES and Agenda**

<u>24-1138</u> Minutes for October 15, 2024, Commission Regular Meeting - (Commission Districts 1, 2, 3 and 4)

Vice Mayor Glassman made a motion to approve the Meeting Minutes and Agenda and was seconded by Commissioner Sorensen.

## **APPROVED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

#### **PRESENTATIONS**

PRES- 24-1169 Broward County Animal Care Division Announcement - Free Pet Care Clinic

Mayor Trantalis recognized Zachary Rinkins, Public Information Officer - Broward County Animal Care (BCAC). Mr. Rinkins invited residents of Broward County to BCAC's Free Pet Care Clinic and explained the

services offered and the location and hours. Mr. Rinkins also noted the waiver of pet adoption fees through December 17, 2024.

#### **PRESENTED**

PRES- <u>24-1155</u> 2 Mayor Trantalis to present a Proclamation declaring December 3, 2024, as Rick Case Bike for Kids Day in the City of Fort Lauderdale

Mayor Trantalis presented a Proclamation declaring *December 3, 2024, as Rick Case Bike for Kids Day in the City of Fort Lauderdale*, reading the Proclamation in its entirety and acknowledging the program's forty-second anniversary.

Rita Case accepted the Proclamation, explained the history associated with this community effort, and thanked the Commission for this recognition.

#### **PRESENTED**

## **CONSENT AGENDA PUBLIC COMMENT**

None.

## **CONSENT AGENDA**

Commissioner Sorensen requested CR-10 be pulled for separate discussion.

## **Approval of the Consent Agenda**

Vice Mayor Glassman made a motion to approve the Consent Agenda and was seconded by Commissioner Beasley-Pittman.

#### **Approve the Consent Agenda**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

#### CONSENT MOTION

CM-1 24-0804

Motion Approving a Retroactive Agreement for the Riverwalk Floating Dock Construction Phase II - Florida Floats, Inc. d/b/a Bellingham Marine - 485-Day Extension - (Commission District 2)

#### **APPROVED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

CM-2 24-1034 Motion Accepting Florida Department of Transportation Occupant

Protection Program Funding - \$62,000 - (Commission Districts 1, 2, 3 and 4)

#### **APPROVED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

CM-3 24-1078 Motion Approving a Third Amendment to Strategic Alliance
Agreement Relating to Book Explorers Reading Mentors Program
between the Barbara Bush Foundation for Family Literacy, Inc., and
the City of Fort Lauderdale- (Commission Districts 2, 3, and 4)

#### **APPROVED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

24-1088 Motion Approving a First Amendment to the Recreation License Agreement between the School Board of Broward County and the City of Fort Lauderdale for the Shared Use and Recreation Improvements to School Sites owned by the School Board of Broward County - (Commission Districts 1, 2, 3 and 4)

#### **APPROVED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

### **CONSENT RESOLUTION**

CM-4

CR-1 24-0798 Resolution Approving the Termination of the Lease Agreement Between Covenant House Florida, Inc and the City of Fort Lauderdale - (Unincorporated Broward County)

#### **ADOPTED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

CR-2 24-0951 Resolution Approving FY 2025 Not for Profit Grant Participation
Agreement with Areawide Council on Aging of Broward County, Inc.
- \$127,842 - (Commission Districts 1, 2, 3 and 4)

#### **ADOPTED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

CR-3 24-0952 Resolution Approving FY 2025 Not For Profit Grant Participation
Agreement with The Stranahan House, Inc., and a Fourth Addendum

**CR-5** 

CR-6

CR-7

<u>24-1016</u>

24-1045

24-1048

to Escrow Agreement with The Stranahan House, Inc., and Rogers, Morris & Ziegler LLP - \$100,000 - (Commission Districts 1, 2, 3 and 4)

## **ADOPTED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

CR-4 24-0983 Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2025 - Appropriation - (Commission Districts 1, 2, 3 and 4)

#### **ADOPTED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

Resolution Approving a Grant Participation and Reimbursement Agreement between the City of Fort Lauderdale and Brightline Trains Florida, LLC for the Implementation of the Railroad Crossing Elimination Program Grant Broward County Sealed Corridor Project along the Florida East Coast Railway and Brightline Corridor within Broward County - (Commission Districts 1, 2 and 4)

#### **ADOPTED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

Resolution for Imposition of Special Assessment Liens for Costs Associated with Board ups - (Commission Districts 3 and 4)

#### **ADOPTED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

Resolution Delegating the Authority to the City Manager to Execute a Project Agreement (BR-FL-24-160) with The Florida Inland Navigation District - Waterway Assistance Program for Grant Funding of up to \$75,000 or 50% of Eligible Project Costs, whichever is less, to Design and Permit Boat Ramp Renovations at the Lauderdale Isles Landing (f/k/a "Riverland Woods Park" - (Commission District 4)

#### **ADOPTED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

CR-8 24-1066 Resolution Approving the Naming of New City Park, Located at 2201 NE 19th Street, Bal Harbour Park - (Commission District 1)

#### **ADOPTED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

**CR-9** 24-1100

Resolution Approving a Landscape Maintenance Memorandum of Agreement with the Florida Department of Transportation for Improvements within the Right-of-Way of State Road 5 (Federal Highway/US-1) at the Intersection of Sunrise Boulevard (Searstown Intersection) - (Commission District 2)

#### **ADOPTED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

#### **CONSENT PURCHASE**

**CP-1** 24-1054

Motion Approving Agreement for Wave Runner, Fire Boat(s) and Outboard Motor Maintenance and Repair - Yacht Management South Florida, Inc. - \$771,329.22 - (Commission Districts 1, 2, 3 and 4)

#### **APPROVED**

Yea: 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

**CP-2** <u>24-1094</u>

Motion Approving First Amendment to Add Location and Annual Increase Amount to the Oceanside Park and Greenspace Maintenance Agreement - J-MAC Cleaning Services Inc. - \$72,970 - (Commission District 2)

## **APPROVED**

Yea: 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

**CP-3** 24-1097

Motion Approving an Increase in Contract Capacity to the Annual Sidewalk, Asphalt, and Paver Emergency Repairs Continuing Contract - FG Construction, LLC - \$800,000 - (Commission Districts 1, 2, 3 and 4)

#### **APPROVED**

Yea: 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

## **CP-4** 24-1111

Motion Approving an Increase in Contract Capacity to the Annual Asphalt, Sidewalk, and ADA Improvements Continuing Contract - FG Construction, LLC - \$500,000 - (Commission Districts 1, 2, 3 and 4)

#### **APPROVED**

Yea: 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

## **CP-5** 24-0693

Motion Approving an Agreement for MicroTransit Pilot Services - Circuit Transit Inc. - \$440,000 - (Commission District 3)

#### **APPROVED**

Yea: 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

#### CONSENT AGENDA ITEMS PULLED FOR DISCUSSION

## CR-10 24-1123

Resolution Authorizing the Execution of an Underground Electric Utility Facilities Easement with Florida Power & Light Company - River Oaks Pump Station Improvements - (Commission District 4)

Commissioner Sorensen remarked on questions from Ted Inserra, River Oaks Civic Association President, regarding this Agenda item and requested Staff answer Mr. Inserra's questions.

Mayor Trantalis recognized Mr. Inserra, 912 SW 19th Street, River Oaks Civic Association President. Mr. Inserra discussed his viewpoint regarding this Agenda item and said that related work has been ongoing as if the easement had been approved.

Mayor Trantalis recognized Alan Dodd, Public Works Department Director. Mr. Dodd explained that this Agenda item concerns an underground electric utility facilities easement with Florida Power & Light Company (FPL) for River Oaks Pump Station (ROPS) improvements. The easement is necessary to accommodate future FPL maintenance and ROPS service.

In response to Mayor Trantalis' understanding of work associated with the ROPS to address stormwater infrastructure needs, Mr. Dodd confirmed the ROPS is currently operational and remarked on related information.

Mr. Inserra requested that the neighborhood have visual indicators when the ROPS operates. Further comment and discussion ensued. Mayor Trantalis remarked on his viewpoint regarding efforts and achievements associated with the first tranche of bond funding for stormwater improvements in the initial seven (7) neighborhoods. Further comment and discussion ensued.

Commissioner Sorensen introduced this Resolution which was read by title only.

#### **ADOPTED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

#### **MOTIONS**

**M-1** 24-1092

Motion Approving an Agreement for the Holiday Park Phase 1: Jimmy Evert Tennis Center Improvements - Shiff Construction & Development, Inc. - \$7,276,239.53 - (Commission District 2)

Commissioner Sorensen made a motion to approve this Agenda item and was seconded by Vice Mayor Glassman.

#### **APPROVED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

**M-2** 24-1091

Motion Approving a Contract Capacity Increase to the Annual Bridge Repair Services Agreement - Engineer Control Systems Corporation - \$1,613,570 - (Commission Districts 1, 2, 3 and 4)

Commissioner Sorensen made a motion to approve this Agenda item and was seconded by Vice Mayor Glassman.

### **APPROVED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

**M-3** 24-1095

Motion Approving a Piggyback Agreement with FG Construction, LLC utilizing the Broward County Contract for Bridges, Structures and Miscellaneous Roadway Construction (Emergency Disaster/Urgent Purposes) - \$38,313,605.50 - (Commission Districts 1, 2, 3 and 4)

In response to Commissioner Herbst's question, Acting City Manager Susan Grant explained accounting information and other details related to this Agenda item.

Commissioner Sorensen made a motion to approve this Agenda item and was seconded by Vice Mayor Glassman.

#### **APPROVED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

#### **M-4** 24-1131

Motion Authorizing Settlement of Police Professional Liability Claim in LaToya Ratlieff v. City of Fort Lauderdale, et al. Case No. 22-cv-61029-RAR - \$1,975,000 - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized Marc Dickerman, 1417 SW 2nd Street. Mr. Dickerman spoke in support of this Agenda item.

Mayor Trantalis recognized Ben Kuehne, Esq., 1926 Harrison Street, Hollywood, on behalf of LaToya Ratlieff. Mr. Kuehne spoke in support of this Agenda item.

Mayor Trantalis commented on his viewpoint and acknowledged the efforts of the Office of the City Attorney.

Commissioner Beasley-Pittman made a motion to approve this Agenda item and was seconded by Commissioner Sorensen.

## **APPROVED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

#### **NEIGHBOR PRESENTATIONS**

## NP-1 24-1153 Charlie King - An Inconvenient Tree

Mayor Trantalis recognized Charles King, 105 N. Victoria Park Road. Mr. King discussed concerns regarding removing a significant, old-growth oak tree (Oak Tree) in his neighborhood and expounded on his viewpoint.

Mayor Trantalis concurred with Mr. King's comments, noted that the recently enacted Tree Ordinance would have prevented the removal of the Oak Tree, and expounded on his viewpoint. Further comment and discussion ensued.

In response to Mayor Trantalis' questions, Chris Cooper, Acting Assistant City Manager, expounded on policy related to this topic, the recently enacted Tree Ordinance, and cited examples.

In response to Commissioner Sorensen's questions, Mr. Cooper explained related policy and procedures based on numerous factors

associated with the Tree Study, Tree Ordinance, and requests to the City for tree removal. Further comment and discussion ensued.

Vice Mayor Glassman remarked on the lengthy timeframe associated with the recently enacted Tree Ordinance.

#### **RECEIVED**

#### RESOLUTIONS

## **R-1** <u>24-1154</u>

Appointment of Board and Committee Members - (Commission Districts 1, 2, 3 and 4)

City Clerk David Soloman read the names of Board and Committee nominees for appointment and/or reappointment at the Commission Regular Meeting on December 17, 2024.

City Clerk Soloman remarked on the need for a Commission Member appointment to the Broward County Metropolitan Planning Organization (MPO) to replace former Commissioner Warren Sturman and a Commission Member vacancy on the Large Users Wastewater Advisory Board (LUWAB). Further comment and discussion ensued.

Mayor Trantalis requested Commission Members consider appointments to the MPO and LUWAB.

City Clerk Soloman read the names of the Board and Committee appointments and reappointments for Agenda item R-1 into the record. City Clerk Soloman read the following additions to this Resolution following Agenda publishing: Rich DeGirolamo (Consensus - Vice Mayor Glassman) Affordable Housing Advisory Committee; Dan McCawley (Sorensen) - Charter Revision Board; Edison Lozada (Consensus - Sorensen) - Public Art and Placemaking Advisory Board; Jodi Tanner (Consensus - Sorensen) - Public Art and Placemaking Advisory Board; Bill Levik (Sorensen) - Audit Advisory Board; Allyson Meyers (Sorensen) - Economic Development Advisory Board; and Danella Williams (Sorensen) - Invest Fort Lauderdale, Inc., Board of Directors.

In response Vice Mayor Glassman's request that a certificate be given to individuals who are reappointed to Boards, Committees, and Task Forces, City Clerk Soloman confirmed that could be accommodated. Further comment and discussion ensued.

Vice Mayor Glassman introduced this Resolution as amended which was read by title only.

### **ADOPTED AS AMENDED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

## **R-2** <u>24-0837</u>

Quasi-Judicial Resolution Approving a Site Plan Level III

Development Permit and Design Deviation Requests - Nautica - 400

SW 3rd Avenue - Case No. UDP-S22055 - (Commission District 4)

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

Each Commission Member disclosed verbal communications, written communications, site visits, and expert opinions received.

Mayor Trantalis opened the public hearing.

Mayor Trantalis recognized Asi Cymbal, 3470 N. Miami Avenue, Miami, Applicant. Mr. Cymbal provided an overview of this Agenda item and confirmed his support.

Mayor Trantalis recognized Stephanie Toothaker, Esq., 901 Ponce de Leon Drive, on behalf of the Applicant. Ms. Toothaker explained the Planning and Zoning (P&Z) Board approved the Site Plan Level Three Project (Project). The Project is before the Commission tonight to address waivers related to the Master Plan. Ms. Toothaker commented on community outreach efforts.

In response to Vice Mayor Glassman's questions regarding tree removal referenced in the P&Z Board Meeting Minutes during its review of this Project, Ms. Toothaker explained that discussion and confirmed that trees removed during Project development would be donated. She remarked on related details and said there have been no requests at this time.

Mayor Trantalis recognized Emilee Abisror, 409 E. Acre Drive, Plantation. Ms. Abisror spoke in support of this Agenda item.

Mayor Trantalis recognized David Sheir, 1106 NE 1st Street. Mr. Sheir spoke in support of this Agenda item.

Mayor Trantalis recognized B.J. McKenzie, 440 NE 4th Avenue, Mr. McKenzie spoke in support of this Agenda item.

Mayor Trantalis recognized Hector Torres, 1108 NE 1st Street. Mr. Torres spoke in support of this Agenda item.

Mayor Trantalis recognized Bob Swindell, 432 Charley Avenue. Mr. Swindell spoke in support of this Agenda item.

Mayor Trantalis recognized John Cotter, 432 Charley Avenue. Mr. Cotter spoke in support of this Agenda item.

Mayor Trantalis recognized Dan Lindblade, 418 SW 1st Avenue. Mr. Lindblade spoke in support of this Agenda item.

In response to Commissioner Sorensen's questions, Acting City Manager Grant said she would research and provide an update on the process related to the P&Z Board's approval, which includes dedicating the land surrounding the Raintree to the City. Further comment and discussion ensued. Al Battle, Development Services Department Acting Director, remarked on the next steps associated with the Florida East Coast (FEC) Railway crossing, which will require a discussion with the Applicant, and expounded on related information.

There being no one else wishing to speak on this item, Commissioner Beasley-Pittman made a motion to close the public hearing and was seconded by Vice Mayor Glassman. Roll call showed AYES: Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen, and Mayor Trantalis

Commissioner Beasley-Pittman introduced this Resolution for approval which was read by title only.

## **ADOPTED - Approving**

**Yea:** 4 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman and Mayor Trantalis

Nay: 1 - Commissioner Sorensen

**R-3** 24-1044

Quasi-Judicial Resolution Vacating an Eight-Foot-Wide by One-Hundred and Seventy-Five-Foot-Long Drainage Easement - 1400 Progresso Drive- Case No. UDP-EV24001 - (Commission District 2)

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

Each Commission Member disclosed verbal communications, written communications, site visits, and expert opinions received.

Mayor Trantalis recognized Troy Liggett, 707 NE 17th Court. Mr. Liggett discussed his viewpoint and concerns regarding the easement associated with the storage facility project (Project). Further comment and discussion ensued.

In response to Mayor Trantalis' question, Mr. Liggett explained that the related Project cannot proceed unless the City grants this easement. Commissioner Herbst noted the ability to change the area's zoning. Further comment and discussion ensued.

Mayor Trantalis commented on discussions with the applicant regarding addressing neighborhood concerns related to the Project.

Mayor Trantalis recognized Robert Lochrie, Esq., Lochrie and Chakas, P.A., on behalf of the applicant. Mr. Lochrie explained information regarding the applicant's communications with the Central City Community Redevelopment Advisory Board (CCRAB) on the Project, and the easement.

Mayor Trantalis remarked that the Project needs to meet the CCRAB's vision. Further comment and discussion ensued.

In response to Vice Mayor Glassman's questions, Mr. Lochrie explained what would occur if this Agenda item was not approved and remarked on continuing efforts to move the related Project forward. Further comment and discussion ensued.

Vice Mayor Glassman expounded on his perspective regarding the need to include retail space on the Project's first floor and remarked that the CRA did not weigh in on the storage facility project. Mr. Lochrie explained his understanding and remarked on related details. Further comment and discussion ensued.

Vice Mayor Glassman commented on ensuring that the storage facility project meets the vision for the neighborhood by adding another condition to this Agenda item. Interim City Attorney D'Wayne Spence explained that consideration would be appropriate during the Project's plat approval. Mr. Lochrie suggested that additional criteria could be added as a condition to grant this easement and expounded on related details. Further comment and discussion ensued. Vice Mayor Glassman reiterated the neighborhood goals associated with the Project, which included first-floor retail and determining the use of the small triangular parcel.

Mr. Lochrie noted that a fifth condition could be included in the easement.

Interim City Attorney Spence discussed his legal perspective.

In response to Vice Mayor Glassman's request for assurance that the CCRAB would address the neighborhood's vision for the Project, Acting City Manager Grant confirmed the ability to move forward based on the applicant's counsel, Mr. Lochrie, and the Office of the City Attorney's input. Mr. Lochrie remarked that the applicant pursued a different route during the plat approval. Vice Mayor Glassman confirmed his comfort level.

There being no one else wishing to speak on this item, Vice Mayor Glassman made a motion to close the public hearing and was seconded by Commissioner Sorensen. Roll call showed AYES: Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen, and Mayor Trantalis

Vice Mayor Glassman introduced this Resolution for approval as amended to include the fifth condition as discussed, which was read by title only.

#### **ADOPTED AS AMENDED**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

#### **PUBLIC HEARINGS**

## **PH-1** 24-1071

Public Hearing - Quasi-Judicial Resolution Approving the Historic Designation of the Property Commonly Known as "Castro Convertibles," located at 2860 N. Federal Highway as a Historic Landmark- Historic Preservation Board Case No. UDP-HPD21003 - (Commission District 1) - Requesting Deferral to February 18, 2025

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

In response to Commissioner Herbst's questions, Stephanie Toothaker, Esq., on behalf of the Applicant, explained why there is a request to defer this Agenda item.

In response to Vice Mayor Glassman's question, Ms. Toothaker commented on efforts related to historic designation of the property. She confirmed the current tenant, Ferguson, has renewed its lease on the property. Further comment and discussion ensued.

Vice Mayor Glassman made a motion to defer this Agenda item to

February 18, 2025, and was seconded by Commissioner Sorensen.

## **DEFERRED to February 18, 2025**

**Yea:** 4 - Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

Nay: 1 - Commissioner Herbst

## PH-2 <u>24-1114</u>

Public Hearing - Resolution Designating Real Property Located at 221 NW 6th Street and 610 NW 3rd Avenue, Fort Lauderdale, FL 33311, as a Brownfield Area for Rehabilitation and Redevelopment Pursuant to Florida's Brownfields Redevelopment Act (Section 376.80, F.S.), and Setting a Second Public Hearing for December 17, 2024, to Meet Florida Statue Requirements - (Commission District 2)

Each Commission Member disclosed verbal communications, written communications, site visits, and expert opinions received.

Mayor Trantalis opened the public hearing.

There being no one wishing to speak on this item, Commissioner Sorensen made a motion to close the public hearing and was seconded by Vice Mayor Glassman. Roll call showed AYES: Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen, and Mayor Trantalis

**DISCUSSED** 

#### ORDINANCE SECOND READING

## OSR-1 <u>24-1141</u>

Second Reading - Quasi-Judicial Ordinance Rezoning of 0.62 Acres from Residential Multifamily Mid Rise - Medium High Density (RMM-25) District to Community Business (CB) District, with allocation of 0.62 Acres of Nonresidential Flex Acreage and Approval of an Associated Development Permit for a Five-Story Parking Garage with 302 parking spaces, 6,000 square feet of Restaurant use, 11,036 square feet of Retail use and an 8,570 square-foot Fire/EMS Station - City of Fort Lauderdale - 216 SE 8th Avenue - Case No. UDP-SR23001 - (Commission District 4)

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

Each Commission Member disclosed verbal communications, written communications, site visits, and expert opinions received.

Mayor Trantalis opened the public hearing.

There being no one else wishing to speak on this item, Commissioner Sorensen made a motion to close the public hearing and was seconded by Vice Mayor Glassman. Roll call showed AYES: Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen, and Mayor Trantalis

Commissioner Sorensen remarked on his support of this Agenda item.

Commissioner Sorensen introduced this Ordinance on the Second Reading which was read by title only.

#### **ADOPTED ON SECOND READING**

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

OSR-2 24-1142

Second Reading - An Ordinance Amending Chapter 17 - Noise Control of the Code of Ordinances of the City of Fort Lauderdale - (Commission Districts 1, 2, 3 and 4)

Two or more members of the City of Fort Lauderdale Noise Control Advisory Committee may participate in the discussion of this item.

Mayor Trantalis recognized Latrisha Greaves, 1131 NW 1st Avenue. Ms. Greaves discussed concerns with this Agenda item discussed earlier, explained related information, and cited a specific example.

Mayor Trantalis recognized Ralph Stone, 401 SW 4th Avenue. Mr. Stone remarked on his viewpoint and concerns regarding this Agenda item and discussed related information.

Mayor Trantalis remarked on his perspective, noted that this Ordinance is a starting point to address noise concerns, and commented on possible future action to address noise issues in Special Entertainment Districts (SEDs). He discussed the genesis of initial efforts to encourage entertainment in SEDs. Further comment and discussion ensued.

Commissioner Herbst recommended that Staff increase their enforcement efforts, expounded on his viewpoint, and remarked on related information.

Commissioner Sorensen remarked on his conversations with Mr. Stone regarding noise standards for public parks and right-of-ways. Mr. Stone discussed his understanding of Code related to these areas and

expounded on related information.

In response to Commissioner Sorensen's questions, Al Battle, Development Services Department Acting Director, explained decibel level standards for events at public parks and enforcement of noise levels in excess of sixty-five (65) decibels if a complaint is received.

Mayor Trantalis discussed a possible scenario of a special event in a park involving a resident complaint. Mr. Battle agreed that there would be no Code Enforcement action once a special event has ended. Mr. Battle commented on the ability to address noise levels in special event agreements, discussed efforts of Code Enforcement, and expounded on related information.

In response to Commissioner Beasley-Pittman's question regarding the situation referenced earlier by Ms. Greaves, Mr. Battle explained that the Police Officer involved had proactively addressed noise concerns on-site and discussed how Code Enforcement would pursue enforcement.

In response to Commissioner Beasley-Pittman's question, Mr. Battle explained details included in the Noise Ordinance related to noise measurement distances. He noted that a repeat offender would be subject to proactive Code Enforcement efforts and explained related information. Further comment and discussion ensued.

Commissioner Sorensen remarked on a related State Statute regarding the ability to enact an ordinance to address mobile noise from a motor vehicle, boat, or motorcycles, cited examples, and expounded on his viewpoint. Mayor Trantalis remarked on his understanding, discussed examples, and commented on enforcement challenges. Further comment and discussion ensued. Commissioner Sorensen remarked on discussions with Interim City Attorney Spence on this topic and expounded on details and the ability to enforce.

Commissioner Sorensen discussed the ability to craft an ordinance more stringent than the State Statute, concurred with Mayor Trantalis' comments regarding enforcement challenges, and expounded on his viewpoint.

Mayor Trantalis said Commissioner Sorensen's input could be recommended to the Noise Control Advisory Committee and commented on future options.

In response to Commissioner Sorensen's question, Interim City Attorney Spence confirmed Commissioner Sorensen's description of discussions

on this topic, remarked on related information and cited examples.

Commissioner Sorensen recommended researching how other municipalities address motor vehicle noise-related concerns. Interim City Attorney Spence confirmed. Commissioner Sorensen recommended that Staff schedule this topic for further discussion.

Mayor Trantalis recommended using sound monitor cameras, similar to red-light cameras, to trigger noise violations. Acting City Manager Grant confirmed a similar pilot program in Miami and explained related information. Further comment and discussion ensued. Commissioner Beasley-Pittman remarked on the additional responsibility that this would place on Police Officers.

In response to Commissioner Beasley-Pittman's question, Interim City Attorney Spence confirmed this Ordinance would be in full effect when adopted tonight and would include a ninety (90) day grace period.

Mayor Trantalis recognized Carla Roundtree, 745 NW 4th Avenue. In response to Ms. Roundtree's question, Mayor Trantalis confirmed that discussions of excessive noise emanating from mobile vehicles would also apply to boats. Further comment and discussion ensued.

Mr. Battle emphasized the need for residents to contact Customer Service to register a noise complaint on *FixitFTL*. He said that residents should not contact the Police Department's Non-Emergency telephone number to report noise complaints and explained related information. Further comment and discussion ensued.

In response to Mayor Trantalis' question, Katrina Johnson, Development Services Department Code Compliance Manager, explained procedures as to how residents can report a noise complaint via calling Customer Service or on *FixitFTL*, which would allow Code Enforcement to respond in real-time.

Mayor Trantalis remarked on the benefits of reporting noise complaints to the Police Non-Emergency telephone number and expounded on his viewpoint. Further comment and discussion ensued.

Commissioner Sorensen remarked that any future ordinance amendments related to excessive noise from mobile vehicles would have a reasonable standard.

Commissioner Sorensen introduced this Ordinance on the Second Reading which was read by title only.

## ADOPTED ON SECOND READING

**Yea:** 5 - Commissioner Herbst, Vice Mayor Glassman, Commissioner Beasley-Pittman, Commissioner Sorensen and Mayor Trantalis

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Mayor Trantalis adjourned the meeting at 8:26 p.m
Dean J. Trantalis Mayor
ATTEST:
David R. Soloman

City Clerk