

City of Fort Lauderdale

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Meeting Minutes

Tuesday, November 21, 2023

6:00 PM

The Parker

707 Northeast 8th Street, Fort Lauderdale, FL 33304

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

DEAN J. TRANTALIS Mayor

PAM BEASLEY-PITTMAN Vice Mayor - Commissioner - District III

JOHN C. HERBST Commissioner - District I

STEVEN GLASSMAN Commissioner - District II

WARREN STURMAN Commissioner - District IV

GREG CHAVARRIA, City Manager

DAVID R. SOLOMAN, City Clerk

THOMAS J. ANSBRO, City Attorney

PATRICK REILLY, City Auditor

CALL TO ORDER

Mayor Trantalis called the meeting to order at 6:42 p.m.

RECESS

Mayor Trantalis recessed the meeting at 6:44 p.m.

RECONVENE

Mayor Trantalis reconvened the meeting at 7:01 p.m.

Pledge of Allegiance

Saint Anthony Catholic School Fourth Grade Student Kristine Woolweaver

MOMENT OF SILENCE

ROLL CALL

Present: 5 - Commissioner Warren Sturman, Commissioner John C. Herbst, Commissioner Steven Glassman, Vice Mayor Pam Beasley-Pittman and Mayor Dean J. Trantalis

COMMISSION QUORUM ESTABLISHED

Also Present: City Manager Greg Chavarria, City Clerk David R. Soloman, City Attorney Thomas J. Ansbro, and City Auditor Patrick Reilly

AGENDA ANNOUNCEMENTS

Mayor Trantalis announced the appointments of Chief of Police William Shultz, Director of the Parks and Recreation Department Carl Williams, and City Attorney Thomas Ansbro.

Mayor Trantalis noted the following updates to the published Agenda:

REVISED:

Minutes - September 19, 2023 Regular Meeting, page 24, 4th paragraph, change a "to" to "the"

CR-1 - Revisions to pages 4 and 5 of CAM

REMOVED:

M-2 - Motion Approving Purchase of Self-Contained Breathing Apparatus and Accessories

ADDED:

WALK ON - Resolution Waiving the Formal Competitive Solicitation and Selection Processes Pursuant to Division 2., Procurement, of Article V. of Chapter 2 of the City of Fort Lauderdale Procurement Ordinance, for Consulting Services with BDO USA LLP. for the New River Crossing project - (Commission District 4)

A copy of the revised Agenda items and the Walk-On Agenda item are attached to the Meeting Minutes.

Approval of MINUTES and Agenda[23-1104](#)

Minutes for September 19, 2023, Commission Conference Meeting, September 19, 2023, Commission Regular Meeting, October 3, 2023, Commission Workshop - 2024 State Legislative Program, October 3, 2023, Commission Conference Meeting, and October 3, 2023, Commission Regular Meeting - (Commission Districts 1, 2, 3 and 4)

Commissioner Sturman made a motion to approve the Minutes and Agenda as amended and was seconded by Commissioner Glassman.

APPROVED AS AMENDED

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

CONSENT AGENDA PUBLIC COMMENT

Mayor Trantalis explained procedures for members of the public wishing to speak on Consent Agenda items.

CM-2:

Mayor Trantalis recognized Dewain Akerblom, 2064 SW 28th Terrace. Mr. Akerblom spoke in support of this Agenda item and remarked on Staff efforts to address stormwater.

CONSENT AGENDA

In response to Mayor Trantalis' question, the following Commission Member requested Consent Agenda items be pulled for separate discussion:

CR-1 Commissioner Sturman

Approval of the Consent Agenda

Commissioner Herbst made a motion to approve the remaining Consent Agenda items and was seconded by Commissioner Sturman.

Approve the Consent Agenda

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

CONSENT MOTION

CM-1 [23-1097](#) Motion Approving Event Agreements for Rank Up Nationals and All Saints Boat Parade Festival - (Commission Districts 3 and 4)

APPROVED

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

CM-2 [23-1062](#) Motion Approving the Submittal of a Grant Application for \$5,644 to the Florida Inland Navigation District - Small Scale Derelict Vessel Removal Program to Remove a Derelict Vessel from the Cooley's Landing Marina and Boat Ramp - (Commission District 4)

APPROVED

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

CM-3 [23-1067](#) Motion Authorizing Settlement of Workers' Compensation Claims in Andrew Pallen v. City of Fort Lauderdale, Case Nos. 23-018373MJR and 22-022078MJR - \$147,100 - (Commission Districts 1, 2, 3 and 4)

APPROVED

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

CM-4 [23-1068](#) Motion Authorizing Settlement of Workers' Compensation Claims in Charles Morrow v. City of Fort Lauderdale, Case Nos. 23-003759DAL and 23-003765DAL - \$175,000 - (Commission Districts 1, 2, 3 and 4)

APPROVED

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

CM-5 [23-1069](#) Motion Authorizing Settlement of General Liability Claims of JN and

Sons Realty LLC and Fahdworld Inc - \$300,000 - (Commission Districts 1, 2, 3 and 4)

APPROVED

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

CM-6 [23-1093](#)

Motion Authorizing a First Amendment to the Revocable License Agreement with the United States Government General Services Administration for Access to Build, Construct, and Operate Pump Station A-16 - (Commission District 4)

APPROVED

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

CONSENT RESOLUTION

CR-1 [23-0973](#)

Resolution Approving the Final Consolidated Budget Amendment to Fiscal Year 2023 - Appropriation - (Commission Districts 1, 2, 3 and 4)

In response to Commissioner Sturman's questions, Parth Patel, Assistant Budget Manager, Office of Management and Budget, explained details of letter A in the CAM (Letter A). Mr. Patel confirmed he would provide the number of FY 2023 Project Manager vacancies and related information. Further comment and discussion ensued.

City Manager Chavarria clarified that various departments use the Project Management Fund. Letter A is a reconciliation of the entire Project Management Fund that should have generated more revenue to cover its annual overhead expenses.

In response to Mayor Trantalis' question, Commissioner Herbst confirmed an amendment to this agenda item is needed to reflect action taken at today's November 21, 2023, Community Redevelopment Agency Board Meeting.

Commissioner Herbst introduced this Resolution as amended which was read by title only.

APPROVED AS AMENDED

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

CR-2 [23-1002](#)

Resolution Accepting a Grant from Florida Department of

Environmental Protection - Land Water Conservation Fund Grant - \$1,100,000 - (Commission District 2)

ADOPTED

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

CR-3 [23-1008](#) Resolution Imposing Special Assessment Liens for Lot Clearing - (Commission Districts 1, 2, 3 and 4)

ADOPTED

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

CR-4 [23-1009](#) Resolution Imposing Special Assessment Liens for Graffiti Removal - (Commission District 3)

ADOPTED

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

CR-5 [23-1020](#) Resolution Approving a City of Fort Lauderdale FY 2024 Not For Profit Grant Participation Agreement with Early Learning Coalition of Broward County, Inc. - \$75,000 - (Commission Districts 1, 2, 3 and 4)

ADOPTED

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

CR-6 [23-1021](#) Resolution Approving City of Fort Lauderdale FY 2024 Not for Profit Grant Participation Agreement with Museum of Discovery and Science, Inc., - \$214,800 - (Commission Districts 1, 2, 3 and 4)

ADOPTED

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

CR-7 [23-1061](#) Resolution Approving NE 35th Street to also be known as "Chabad Drive" between State Road A1A and Galt Ocean Drive - (Commission District 1)

ADOPTED

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

CR-8 [23-1116](#) Resolution Appointing Kelley Kronenberg, P.A., as Special Counsel,

to Represent the City of Fort Lauderdale in Complex Construction Matters -(Commission Districts 1, 2, 3 and 4)

ADOPTED

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

MOTIONS

M-1 [23-0943](#) Motion Approving and Authorizing the Execution of a Revocable License with Publix Super Markets, INC. for Temporary Right-of-Way Closures on NE 33rd Avenue in Association with the Publix Development Located at 2985 N. Ocean Boulevard - (Commission District 2)

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

APPROVED

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

M-2 [23-1014](#) Motion Approving Purchase of Self-Contained Breathing Apparatus (SCBA's) and Accessories - Municipal Emergency Services, Inc. - \$2,633,856 - (Commission Districts 1, 2, 3 and 4)

REMOVED FROM AGENDA

M-3 [23-1059](#) Motion Approving Termination for Convenience an Agreement to Construct a Carbon Dioxide pH Control System for the Fiveash Water Treatment Plant - RF Environmental Services, Inc. - (Commission Districts 1, 2, 3 and 4)

Commissioner Sturman made a motion to approve this Agenda item and was seconded by Commissioner Glassman.

APPROVED

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

M-4 [23-1063](#) Motion Approving Eleventh Amendment to the Lease Agreement between Ivy Tower 101 Property, LLC and the City of Fort Lauderdale, in Substantially the Form Provided - \$8,661,000 (54-Month Rent) - (Commission District 2)

Commissioner Herbst made a motion to approve this Agenda item and was seconded by Commissioner Glassman.

APPROVED

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

Nay: 1 - Commissioner Sturman

M-5 [23-1105](#)

Motion Approving the Lease Agreement between Cypress Corporate Center LLC and the City of Fort Lauderdale, in Substantially the Form Provided - \$779,438 (36-Month Rent) - (Commission District 1)

Commissioner Herbst made a motion to approve this Agenda item and was seconded by Commissioner Glassman.

APPROVED

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

RESOLUTIONS

R-1 [23-1117](#)

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 5, 2023.

City Clerk Soloman read the names of the Board and Committee appointments and reappointments for Agenda item R-1 into the record.

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

ADOPTED

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

R-2 [23-1047](#)

Resolution Authorizing the City Manager to Execute Florida Power & Light ("FPL") Easement Over City-owned Property for Utilities at 4950 Peters Road - (Unincorporated Broward County)

In response to Commissioner Sturman's questions, City Manager Chavarria explained details of this Agenda item, which grants an easement in an unincorporated area owned by the City. Florida Power and Light (FPL) is installing underground utilities. The easement does not include well fields in the area.

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

ADOPTED

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

- R-3** [23-1048](#) Resolution Authorizing the City Manager to Execute Florida Power & Light (“FPL”) Easements Over City-owned Property for Utilities at 528 NW 2nd Street - (Commission District 2)

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

ADOPTED

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

- R-4** [23-1133](#) Resolution Urging the Florida Legislature to Identify Available Funding Sources that Could be Used to Create a Grant Program or Low Interest Loan Program or Both, for Condominium and Cooperative Associations and Economically Vulnerable Condominium and Cooperative Unit Owners to Defray the Costs of Deferred Maintenance and Repairs Arising Out of Milestone Inspections and Structural Integrity Reserve Studies, Urging the Florida Legislature to Collaborate with Lending and Financial Institutions to Create Programs that Would Provide Funding Relief to Condominium and Cooperative Associations and Economically Vulnerable Condominium and Cooperative Unit Owners Who are Specially Assessed for the Costs of Deferred Maintenance and Structural Repairs Arising out of Milestone Inspections and Structural Integrity Reserve Studies, Urging the Florida Legislature to Further Amend the Law so that Associations Other than those Operating a Multicondominium may Determine to Provide No Reserves or Less Reserves than Required if an Alternative Funding Method has been Approved by the Florida Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation - (Commission Districts 1, 2, 3 and 4)

Commissioner Glassman noted the need for significant efforts to encourage State Legislative.

Mayor Trantalis recognized Chris Nelson, 520 SE 5th Avenue. Mr. Nelson concurred with Commissioner Glassman's comments and expounded on his viewpoint in support of this Agenda item.

Commissioner Glassman introduced this Resolution which was read by

title only.

ADOPTED

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

R-5 [23-1140](#)

Resolution Approving and Adopting the Commission Legislative Priorities Component of the 2024 State Legislative Program for the City of Fort Lauderdale - (Commission Districts 1, 2, 3 and 4)

Mayor Trantalis recognized Chris Nelson, 520 SE 5th Avenue. Mr. Nelson provided his viewpoint on this Agenda item.

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

ADOPTED

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

ORDINANCE SECOND READING

OSR-1 [23-1110](#)

Second Reading - Ordinance Amending the City of Fort Lauderdale Code of Ordinances, Chapter 8, Article III, Titled "Public Beaches," by Creating a New Code Section 8-55.4, Titled "Sale, Service, and Consumption of Food and Alcoholic Beverages"- (Commission District 2)

Commissioner Herbst confirmed his support of expanding this Ordinance to cover the hotels in the North Beach area. He commented on his recollection of previous discussions. Further comment and discussion ensued.

Chris Cooper, Development Services Department Director, clarified Commission direction to Staff was to communicate with the Central Beach Alliance (CBA) President and the representative for the primary hotel owner in the North Beach area. The CBA President requested a meeting with its membership to review the proposed language for the Ordinance amendment. Staff will present to the Commission an amended Ordinance within sixty (60) days. Further comment and discussion ensued.

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

Commissioner Glassman introduced this Ordinance for the Second Reading which was read by title only.

ADOPTED ON SECOND READING

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

[23-1156](#)

WALK ON - Resolution Waiving the Formal Competitive Solicitation and Selection Processes Pursuant to Division 2., Procurement, of Article V. of Chapter 2 of the City of Fort Lauderdale Procurement Ordinance, for Consulting Services with BDO USA LLP. for the New River Crossing project - (Commission District 4)

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

ADOPTED

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

ADJOURNMENT

Mayor Trantalis adjourned the meeting at 7:31 p.m.

Dean J. Trantalis
Mayor

ATTEST:

David R. Soloman
City Clerk