

City of Fort Lauderdale

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



Meeting Minutes

Tuesday, July 10, 2018

6:00 PM

City Commission Chambers

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

***DEAN J. TRANTALIS Mayor - Commissioner
BEN SORENSEN Vice Mayor - Commissioner - District IV
HEATHER MORAITIS Commissioner - District I
STEVEN GLASSMAN Commissioner - District II
ROBERT L. McKINZIE Commissioner - District III***

***LEE R. FELDMAN, City Manager
JOHN HERBST, City Auditor
JEFFREY A. MODARELLI, City Clerk
ALAIN E. BOILEAU, Interim City Attorney***

CALL TO ORDER

Mayor Trantalis called the Commission Regular Meeting to order at 6:11 p.m.

Invocation

Father Paul Schweinler, Church of the Holy Cross

Pledge of Allegiance

Jonas Dooley

ROLL CALL

Present: 5 - Vice Mayor Ben Sorensen, Commissioner Heather Moraitis, Commissioner Steven Glassman, Commissioner Robert L. McKinzie and Mayor Dean J. Trantalis

QUORUM ESTABLISHED

Also Present: City Manager Lee R. Feldman, City Clerk Jeffrey A. Modarelli, Interim City Attorney Alain Boileau, City Auditor John Herbst and Sergeant at Arms Matthew Bucella

No e-comments were submitted for this meeting.

AGENDA ANNOUCEMENTS

Mayor Trantalis made the following Agenda Announcements:

Addition to Agenda:

WALK-ON Motion to Approve Donation to the National Organization of Black Law Enforcement Executives South Florida Chapter Utilizing State Law Enforcement Trust Fund - \$5,000

Removed from Agenda:

M-2 - Motion Approving an Application for a Temporary Beach License and Outdoor Event Agreement with RK Oceangear Inc. for Aloha Roots Cultural Expo

Agenda Revisions:

CM-1 - Removal of the Event Agreement entitled Restored Order Back to School Event - Honor of Sean Taylor from approved events

CM-3 - Revisions to CAM background memo

PH -2 - Revised Exhibit 8 - Development Agreement

Approval of MINUTES and Agenda18-0736

Minutes for May 7 & 8, 2018 Commission Prioritization Workshop, May 31, 2018 Pre-Meeting - Las Olas Corridor Workshop, June 5, 2018 Commission Conference Meeting, June 5, 2018 Commission Regular Meeting, June 19, 2018 Commission Conference Meeting and June 27, 2018 Las Olas Corridor Workshop

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

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

PRESENTATIONS**18-0781**

WALK-ON Presentation - Broward League of Cities - "Sawgrass to Seagrass" publication

Mayor Trantalis recognized City of Coral Springs Commissioner Dan Daley. Commissioner Daley confirmed he and Mary Lou Tighe were presenting 100 copies of the publication entitled "Sawgrass to Seagrass" to the Commission for use as a marketing tool promoting the City, County and the League of Cities. Mr. Daley thanked Mayor Trantalis and the Commission for their continued support of the Broward League of Cities. Mayor Trantalis thanked Mr. Daley for his work on behalf of the League of Cities and the City of Coral Springs.

PRESENTED**PRES- 18-0755****1**

Presentation - Fort Lauderdale Bridge Club - Check Presentation to the Summer Program at Holiday Park

In recognition of everything the Parks and Recreation Department does for the Fort Lauderdale Bridge Club, President Allen Bozek presented Commissioner Glassman with a check in the amount of \$2,000 for the Parks and Recreation Department's Holiday Park Summer Program. Commissioner Glassman expounded on the Summer Program at

Holiday Park, thanking Mr. Bozek and the Bridge Club for their donation.

PRESENTED

PRES- [18-0756](#)

2

Proclamation declaring July 2018 as Parks and Recreation Month in the City of Fort Lauderdale

Vice Mayor Sorensen presented a Proclamation declaring July 2017 Parks and Recreation Month in the City of Fort Lauderdale, reading the Proclamation in its entirety. The Proclamation was accepted by Debby Eisinger, Chair of the Parks Recreation and Beaches Advisory Board. Ms. Eisinger thanked the Commission for their support and recognition. She acknowledged and thanked all those involved with this effort.

PRESENTED

PRES- [18-0724](#)

3

City Manager's Office - 34th Consecutive Year Recipient of Distinguished Budget Presentation Award for Fiscal Year 2018 Operating Budget Document from Government Finance Officers Association

Mayor Trantalis recognized Darrel Thomas, Assistant City Manager and Chief Financial Officer for the City of Weston. On behalf the Government Finance Officers Association of the United States and Canada, Mr. Thomas recognized Laura Reece, Budget Manager, and her Budget Staff for their achievement as the 34th Consecutive Year Recipient of the Distinguished Budget Presentation Award (Award) for Fiscal Year 2018 Operating Budget Document. Mr. Thomas expounded on the criteria met to receive the Award. Ms. Reece thanked Mr. Thomas for this recognition. She thanked and acknowledged those present from her Budget Staff for their contribution. She also recognized the efforts of all stakeholders involved in preparation of the 2018 Operating Budget.

PRESENTED

PRES- [18-0757](#)

4

City of Fort Lauderdale - Recipient of the Florida Tobacco Cessation Alliance's Silver Level FTCA Worksite Wellness Award

Andrew Cuddihy Director of Health Promotions for the American Lung Association (Association), gave a brief overview of the history and work of the Association that focuses on helping people quit smoking. He expounded on the Association's work with the Florida Tobacco Cessation Alliance. Mr. Cuddihy presented the City of Fort Lauderdale with the Florida Tobacco Cessation Alliance's Silver Level FTCA Work-site Wellness Award (Award), reading the Award in its entirety. Michael Naftaniel, Benefits Manager - Human Resources accepted the Award, acknowledging the efforts of Staff members Tina Patregnani, Risk Management, John Gaskins, Insurance Benefits Specialist, Micah Williams, Insurance Benefits Specialist, and Kerri Holden, Cigna On-Site

Wellness Coordinator.

PRESENTED

CONSENT AGENDA PUBLIC COMMENT

Commissioner Glassman pulled item CM-3, CM-4, CM-10, and CR-1 for separate discussion.

Mayor Trantalis pulled PUR-6 for separate discussion.

CONSENT AGENDA

Approval of the Consent Agenda

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

Approve the Consent Agenda

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CONSENT MOTION

[18-0769](#)

WALK-ON - Motion to Approve Donation to the National Organization of Black Law Enforcement Executives South Florida Chapter Utilizing State Law Enforcement Trust Fund - \$5,000

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

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CM-1 [18-0599](#)

Motion to Approve Event Agreements: Restored Order Back to School Event - Honor of Sean Taylor, USAV Adult Beach National Championships, Naked Feet 5K, Loco Rio 8K, Run W Ur Dog 5k and Friday Night Sound Waves

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

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CM-2 [18-0668](#)

Motion to Approve Event Agreements and Related Road Closures:

Light Up Downtown, The Stephen Siller Tunnel to Tower 5K & Walk, Champagne Fun Festival, Mass District Events, Fort Lauderdale Under the Stars and Turkey Trot

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CM-3 [18-0682](#)

Motion Approving 2019 Event Dates of the Agreement with TMF Holdco, LLC for a Three-day Music Event (Tortuga Festival) on Fort Lauderdale Beach, April 12-14, 2019

Commissioner Glassman reiterated his previous Commission Meeting comments, requesting City Manager Feldman to revisit the fee schedule for large beach events. He commented on fees charged by surrounding municipalities. Further discussions ensued on utilizing increased fees for items such as beach area infrastructure, clean-up and seawall maintenance.

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

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CM-4 [18-0702](#)

Motion Approving an Agreement with Riverwalk Fort Lauderdale, Inc. (Riverwalk) to Provide Space in the Monthly Go Riverwalk Magazine to Communicate City Information

Commissioner Glassman commented on communications received with regard to this action being viewed as a subsidy to Riverwalk Fort Lauderdale, Inc. In response to Commissioner Glassman's concerns and questions, City Manager Feldman commented on the long-standing relationship with the non-profit Riverwalk Trust and their contributions to one of the City's largest assets. City Manager Feldman noted the magazine's promotional efforts on behalf of Riverwalk which is a City Park. He expounded on the return received from this funding.

Commissioner Glassman commented on not favoring one publication over another. Mayor Trantalis commented on addressing this concern with a Request for Proposal (RFP). City Manager Feldman clarified that this funding is being provided to Riverwalk Trust under the existing Participation Agreement.

Mayor Trantalis recognized Genia Ellis, President and CEO of Riverwalk Fort Lauderdale, Inc. (Riverwalk). Ms. Ellis confirmed Riverwalk is a

self-funded 501(c)3 Not-for-Profit Organization which takes on tasks on behalf of the City. Associated marketing efforts include the print publication, nine social media sites, websites and other services.

Discussions ensued on the annual amount of funding allocated to Riverwalk. Ms. Ellis explained additional funding details and the work of Riverwalk. This is the first time this additional funding has been requested. The number of pages allotted to the City will be increased.

Mayor Trantalis recognized George Mihaiu, 110 North Federal Highway, Fort Lauderdale Media Associates. Mr. Mihaiu expounded on his media experience and current neighborhood publications. He commented on his position in opposition.

Further discussions ensued on this item. City Manager Feldman confirmed magazine cover changes will include the City's logo and the publication will reflect the fact that Riverwalk is a City Park partnered with the Riverwalk Trust.

Commissioner McKinzie made a motion to approve this item and was seconded by Commissioner Moraitis.

APPROVED

Aye: 4 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner McKinzie and Mayor Trantalis

Nay: 1 - Commissioner Glassman

CM-5 [18-0719](#)

Motion to Approve Amendments to an Agreement for City Ambassador Program with Professional Security Concepts, Inc., Cross Referenced as Professional Security Consultants, Inc. for the benefit of Fort Lauderdale Community Redevelopment Agency

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CM-6 [18-0666](#)

Motion to Approve a Dock Use Agreement with Lady Pamela Boat Rentals, LLC from August 1, 2018 to July 31, 2019 and Authorize the City Manager to Execute the Agreement on behalf of the City

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CM-7 [18-0710](#)

Motion to Approve a Second Amendment to Master Lease Agreement between the School Board of Broward County and the City of Fort

Lauderdale to Include New Play Courts and Playground Area (to be installed by the City) at Bennett Elementary School

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CM-8 [18-0685](#)

Motion to Approve Donation to the Fort Lauderdale Black Police Officers Association Utilizing State Law Enforcement Trust Fund - \$10,000

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CM-9 [18-0288](#)

Motion Authorizing Execution of a Revocable License Agreement with Las Olas Walk Owner, LP, for Temporary Right-of-Way Closures on SE 1st Street, SE 2nd Street and SE 2nd Court, in Association with the Las Olas Walk Development Located at 116 and 200 South Federal Highway

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CM-10 [18-0650](#)

Motion Authorizing Execution of a Revocable License with Costa Bahia, LLC. , for Temporary Right-Of-Way Closure Along a Portion of Bayshore Drive Associated with Royal Atlantic/Adagio Project Located at 435 Bayshore Drive

Commissioner Glassman commented on the Bay Shore Drive closure and the need for coordination with Staff regarding the neighboring infrastructure pumping project on Rio Mar Drive. These street closures impede pedestrian and vehicular traffic.

In response to Mayor Trantalis, Robert Lochrie, Esq., Lochrie and Chakas, on behalf of the applicant clarified the extent of the closure on Bay Shore Drive, also confirming that the closure will be a portion of Bay Shore Drive. He confirmed outreach and coordination with City Engineers to address the Rio Mar Drive infrastructure pumping project. A covered pedestrian walk-way will be incorporated for continued pedestrian access.

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

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CONSENT RESOLUTION

CR-1 [18-0225](#) Resolution Approving the Consolidated Budget Amendment to Fiscal Year 2018 - Appropriation

Commissioner Glassman commented on item "M" in the Consolidated Budget, noting the high price of the bulk purchase of 24 Ford Escape vehicles for the Building Department and the wording of the backup to this item.

City Manager Feldman confirmed this purchase is necessary due to road hazards located on construction sites. Further comment and discussion ensued regarding the age and condition of the current Building Department vehicles and recent vehicle expenditures. Commissioner McKinzie confirmed the need for upgrading to SUV vehicles due construction site conditions.

Mayor Trantalis explained item "O" in the Consolidated Budget. Funding for this item is being abandoned due the determination that the City does not own this bridge. Bahia Mar owns the bridge.

Mayor Trantalis explained that item "P" in the Consolidated Budget for Capital Projects is an allocation of \$2,591,000 for Breakers Avenue and Birch Road.

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

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CR-2 [18-0715](#) Resolution to Rescind and Terminate the Dedication of City-Owned Property for the Wave Streetcar Project

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CR-3 [18-0748](#) Resolution Amending Resolution No. 18-110 to Announce the Revised Date for Scheduled Lease Approval for the Vacant Parcels at the Fort Lauderdale Executive Airport with Premier Parks, LLC

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

- CR-4** [18-0556](#) Resolution Authorizing the City Manager to Withdraw from Project Agreement BR-FL-17-129 with the Florida Inland Navigation District for Funding Assistance for the Bahia Mar Dredging Project Phase II - \$2,914,946

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

- CR-5** [18-0711](#) Resolution to Approve a Community Partner Playground Agreement with KaBOOM! For the Development of a New Playground at Warfield Park

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

- CR-6** [18-0627](#) Resolution to Approve a Lease Agreement with Florida Jet Center, Inc. to Lease Parcel 7A Hangar at Fort Lauderdale Executive Airport

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

- CR-7** [18-0639](#) Resolution Authorizing Execution of a Non-Exclusive Master Utility License Agreement with Florida Power & Light Company for Installation of Utility Lines and Facilities at Fort Lauderdale Executive Airport and delegating Authority to the City Manager to negotiate additional terms and conditions and to execute the License Agreement

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

- CR-8** [18-0652](#) Resolution in Support of the City of Tamarac's Prospect Road Complete Streets Project

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

- CR-9** [18-0660](#) Resolution Approving the Street Name Addition of Dragon Way to that Section of SW 5th Place between SW 20th Avenue and SW

16th Avenue

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CR-10 [18-0679](#)

Resolution in Support of the Florida Department of Transportation's Cypress Creek Mobility Hub Streetscape Project

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

CR-11 [18-0739](#)

Resolution Authorizing a Consent to Assignment of Lease Agreement - Ross Southern Properties, LLC to GTN Properties, LLC for Parcel 2A at Fort Lauderdale Executive Airport

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

PURCHASING AGENDA

PUR-1 [18-0463](#)

Motion to Approve Contract for Resurfacing of Fast Dry Tennis Courts - Fast-Dry Courts, Inc. - \$108,742

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

PUR-2 [18-0676](#)

Motion to Approve General Engineering Aviation Consulting Services Continuing Contracts - Various Consultants - \$2,000,000 (estimated two-year total)

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

PUR-3 [18-0692](#)

Motion to Approve Use of Law Enforcement Trust Funds for the Purchase of One Fixed Position License Plate Reader and Eight Speed and Mobile Message Board Trailers with License Plate Readers - Trinity Innovative Solutions - \$329,279

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

PUR-4 [18-0720](#) Motion to Approve Amended Contract for City Ambassador Program - Professional Security Concepts, Inc., also known as Professional Security Consultants, Inc.

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

PUR-5 [18-0721](#) Motion to Approve Contract for Purchase and Installation of Emergency Equipment for City Vehicles - Strobes-R-U's, Inc. - \$1,500,000 (three-year total)

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

PUR-6 [18-0726](#) Motion to Approve Negotiation of Guaranteed Maximum Price Contract for Fort Lauderdale Aquatic Center Renovations - Hensel Phelps Construction Co. - \$27,000,000

In response to Commissioner Glassman's inquiry, City Manager Feldman confirmed receipt of an unsolicited Public/Private Partnership (P3) proposal meeting statute requirements. City Manager Feldman confirmed that he has requested but has not received adequate supplemental information. He expounded on details including a contingency to receive Tax Incentive Financing (TIF) or a Revenue Bond in the amount of \$75,000,000, the proposed hotel use on the western portion of the site and the impact of trip allocation in the beach area. Based on these factors, City Manager Feldman recommended not moving forward with the P3 proposal.

City Manager Feldman discussed the Staff recommendation to award this contract to another bidder. Should the Commission approve this recommendation, a final contract will be brought back to the Commission on August 21, 2018.

In response to Commission Glassman's question about the number of trips involved with 425 hotel rooms, City Manager Feldman confirmed they would amount to an excess of the 125 trips remaining in the beach area. Each Commissioner briefly commented on their support to move a project forward for the Aquatic Complex.

Mayor Trantalis recognized Sherman Whitmore, 401 East Las Olas Boulevard. Mr. Whitmore commented on aspects of the Request for Proposal (RFP) process and a submitted bid.

Mayor Trantalis clarified the purpose of this Agenda item is approve or disapprove the maximum allowable amount for the renovation and to direct City Manager Feldman and Staff to negotiate a contract under that amount while fulfilling the RFP requirements to refurbish the Aquatic Complex. City Manager Feldman confirmed.

Mayor Trantalis recognized George DePozsgay, Esq., Attorney for the International Swimming Hall of Fame (ISHOF) Partners, Inc. Mr. DePozsgay commented on his concerns with the RFP process, expounding on contract details and costs.

Mayor Trantalis reconfirmed the action taking place regarding this item, stating the contract will be reviewed and discussed when it comes before the Commission.

In response to Commissioner Glassman's question about the initial RFP amount and the updated contract amount, Interim City Attorney Alain Boileau confirmed there were two bidders, noting the ability to negotiate with the selected bidder after the contract is awarded. City Attorney Boileau said this item also addresses the ability to negotiate costs. He confirmed that as long as the scope of the project is not altered, there is no issue.

Mayor Trantalis recognized Dr. Bill Kent, Chairman of the ISHOF. Dr. Kent thanked the Commission for moving forward and the assistance provided in understanding the dynamics of working with the Commission.

Mayor Trantalis recognized Charles King, 105 N. Victoria Park Road. Mr. King commented on the duration of the process and increased costs.

Mayor Trantalis recognized Bob Brantmeyer, 223 Navarro Isle. Mr. Brantmeyer confirmed support of this item moving forward to facilitate the rehabilitation of the Aquatic Complex.

Mayor Trantalis recognized Madison Mowen, 8972 NW 6th Court, and member of Fort Lauderdale Ocean Beach Rescue (Ocean Rescue). Ms. Mowen commented on her support of this item to rehabilitate the Aquatic Complex. She commented on concerns to address the facility needs of Ocean Rescue.

In response to Mayor Trantalis, City Manager Feldman confirmed the current location of Ocean Rescue in several areas of the Aquatic Center. City Manager Feldman noted the intention to move Ocean Rescue to Fire Station 13.

Mayor Trantalis stated his request to City Manager Feldman to incorporate into the RFP the renovation of the Aquatic Complex's locker rooms, including air conditioning. Further comment and discussion ensued.

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

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

PUR-7 [18-0742](#)

Motion to Approve Contract for Purchase of Arboricultural Services - All Florida Tree & Landscape, Inc. - \$1,625,000 (three-year total)

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

MOTIONS

M-1 [18-0671](#)

Motion to Approve Event Agreements: Food In Motion and American Social 6th Anniversary

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

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

M-2 [18-0741](#)

Motion Approving an Application for a Temporary Beach License and Outdoor Event Agreement with RK Oceangear Inc. for Aloha Roots Cultural Expo

REMOVED FROM AGENDA

M-3 [18-0764](#)

Motion to Approve One-Year Agreement with the School Board of Broward County, Florida for School Resource Officer Program

City Manager Feldman commented on preliminary discussions at this afternoon's Commission Conference Meeting, noting the three outstanding concerns to be reconciled between the Broward County School Board (School Board) and the City. He confirmed negotiation efforts with Jeff Moquin, School Board Chief of Staff, stating that these three concerns have been addressed. The School Resource Officer Program Agreement (Agreement) has been modified to reflect these updates. Based upon the time-line for approval of this Agreement by the

School Board, there will be a School Resource Officer in each City School at the beginning of the 2018 School Year, August 18, 2018.

City Manager Feldman read the Agreement modifications into the record.

Mayor Trantalis recognized Chief of Staff Moquin. Mr. Moquin confirmed the modification language read into the record by City Manager Feldman was correct.

Mayor Trantalis recognized Mary Fertig, 501 Poinciana Drive. Ms. Fertig commented on the successful students and award winning schools in the City. She noted it is everyone's responsibility to address the needs of students, commenting on the positive work of the School Board members representing the City.

Commissioner McKinzie made a motion to approve this item as amended and was seconded by Vice Mayor Sorensen.

APPROVED AS AMENDED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

M-4 [18-0664](#)

Motion Relating to a City Commission Request for Review - AC Marriott - Case Number R15013A1

Commissioner Glassman commented on his concern about a large hotel project setting a precedent on the beach. Mayor Trantalis said that the purpose of this item is to request a De Novo Hearing on this topic.

Commissioner Glassman explained that this is a request for a large hotel on Alhambra Street, expounding on the project's details and impact on the small streets in this area. Several streets between A1A and Birch Road are very small and contribute to the character of the beach as addressed in the Beach Master Plan. Commissioner Glassman commented on the need to adhere to zoning, Master Plans and Unified Land Regulations (ULDR), expounding on these points.

In response to Mayor Trantalis, Commissioner Glassman confirmed he is withdrawing his request for a De Novo Hearing.

The Commission took no action on this item.

NO ACTION TAKEN

NEIGHBOR PRESENTATIONS

NP-1 [18-0760](#)

Robin Merrill - Brenda Snipes, Supervisor of Elections

Mayor Trantalis recognized Robin Merrill, 1404 East Las Olas Boulevard. Ms. Merrill gave a Neighbor Presentation about Broward County Supervisor of Elections Brenda Snipes, requesting Commission action.

RECEIVED**NP-2** [18-0761](#)

William Spencer - City construction

NOT PRESENT**NP-4** [18-0763](#)

Charles King - Vice Mayor Ben Sorensen

Mayor Trantalis recognized Charles King, 105 N. Victoria Park Road. Mr. King gave a Neighbor Presentation about Vice Mayor Sorensen and his work to address homeless needs.

RECEIVED**NP-3** [18-0762](#)

Jenevia Campbell - Tenant/Landlord Issue

Mayor Trantalis recognized Jenevia Campbell, 1041 NW Second Avenue. Ms. Campbell gave a Neighbor Presentation on a tenant/landlord issue regarding leaks and mold at her residence. She gave a brief review of efforts to address this concern, including contacting Code Enforcement. She requested the City assist her in finding alternative housing. City Manager Feldman advised Ms. Campbell to stay in touch with the Broward County Housing Authority to resolve this matter.

RECEIVED**RESOLUTIONS****R-1** [18-0708](#)

Appointment of Board and Committee Members

City Clerk Modarelli confirmed that Vice Mayor Sorensen's reappointment of Brucie Cummings to the Parks, Recreation and Beaches Advisory Board and would be listed on the August 21, 2018 Agenda item.

City Clerk Modarelli announced Board and Committee appointments for Agenda item R-1.

A copy of Board and Committee appointments and respective

terms are attached to these minutes.

Vice Mayor Sorensen introduced this Resolution which was read by title only.

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

R-2 [18-0490](#)

Quasi-Judicial Resolution to Approve an Access and Parking Easement Vacation - Holman Automotive, Inc. Located at 900 East Sunrise Boulevard - Holman Bentley Aston Martin - Case E17005

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.

Each City Commission member disclosed verbal and written communications, site visits and expert opinions.

Mayor Trantalis opened the public hearing.

There being no one wishing to speak on this item, Commissioner McKinzie made a motion to close the public hearing, which was seconded by Commissioner Glassman. Roll call showed: AYES: Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis. NAYS: None.

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

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

R-3 [18-0491](#)

Quasi-Judicial Resolution to Approve a Pedestrian Access Easement Vacation - Holman Automotive, Inc. Located at 900 East Sunrise Boulevard - Holman Bentley Aston Martin - Case E17006

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.

Each City Commission member disclosed verbal and written communications, site visits and expert opinions.

Mayor Trantalis opened the public hearing.

There being no one wishing to speak on this item, Commissioner McKinzie made a motion to close the public hearing, which was seconded by Commissioner Glassman. Roll call showed: AYES: Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis. NAYS: None.

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

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

PUBLIC HEARINGS

PH-1 [18-0395](#) Public Hearing to Amend the Annual Action Plan for Fiscal Year 2016-2017 of the Consolidated Plan for the Housing Opportunities for Persons with HIV/AIDS (HOPWA) Program

Mayor Trantalis opened the public hearing.

There being no one wishing to speak on this item, Commissioner McKinzie made a motion to close the public hearing, which was seconded by Vice Mayor Sorensen. Roll call showed: AYES: Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis. NAYS: None.

Commissioner McKinzie made motion to approve this item and was seconded by Commissioner Glassman.

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

PH-2 [18-0718](#) Motion to Approve a Development Agreement Between the City of Fort Lauderdale, Tavistock Development Company, Pier 66 Parking LLC, Pier 66 Ventures, LLC, and Sails Ventures, LLC (Collectively Known as TS Entities) Pursuant to Chapter 163.3220-163.3243, Florida Statutes - Second Public Hearing

In response to Mayor Trantalis, Interim City Attorney Alain Boileau confirmed the process noted in the related Florida Statute. A vote can be taken tonight or have another Public Hearing.

In response to Mayor Trantalis, City Manager Feldman updated the Commission, giving a brief review of the updated Development

Agreement (Agreement). City Manager Feldman confirmed the Commission's red-lined copy indicates the updates made to the original document dated June 19, 2018.

Interim City Attorney Boileau reviewed and explained substantive updates and related clarifications made to the revised Agreement. Interim City Attorney Boileau confirmed issues and details relating to site plan approval. Comments and discussions ensued on these points.

In response to Commissioner Glassman's question about references to the Community Development District (CDD) and landscape approval, Interim City Attorney Boileau explained how landscaping is currently calculated as open-air ground level. The applicant is requesting an amended text change to the ULDR that would include roof tops and parking landscaping. These areas would be added to the total calculation of landscaping subject to CDDs.

Interim City Attorney Boileau clarified that flex unit reservation payments in the amount of \$2,500 per unit are for the reservation of the requested 575 flex units. He explained that these flex units are subject to site plan approval. The flex units would not be allocated until the site plan is approved and must be available in the pool at the time of approval.

Mayor Trantalis commented on the need for the Agreement to hold the City harmless. Interim City Attorney Boileau confirmed this language would be included. Comments and discussions ensued on future assignability. Interim City Attorney Boileau confirmed language relating to Commission policy on this topic could be included. Mayor Trantalis confirmed this would be addressed at a later time. Interim City Attorney Boileau commented on the developer's right to rebuild the iconic Pier 66 Tower portion "as is" should the property be destroyed by "an act of God".

In response to Mayor Trantalis' request, each City Commission member disclosed verbal and written communications, site visits and expert opinions.

Mayor Trantalis opened the public hearing.

Mayor Trantalis recognized Stephanie Toothaker, Esq., on behalf of the applicant, Tavistock Development Company (Tavistock). Ms. Toothaker announced those members of the Tavistock team present available to answer questions. She gave a presentation on the proposed project, commenting on the Smart Growth Tools in Florida Statutes and the need for community engagement.

A copy of Ms. Toothaker's presentation is attached to these minutes.

Ms. Toothaker expounded on the property's B-1 zoning, including permitted uses, mixed-use, marine use and neighborhood compatibility. She gave a brief historic review of a previously approved site plan that is valid by executive order of the Governor of Florida until 2022.

Ms. Toothaker discussed the site plan's approved number of trips. Broward County has approved the unified flex zones applicable to the project. Ms. Toothaker discussed the differences between this project and the Bahia Mar project, commenting on the reservation of flex units in this project which are dependent upon site plan approval and availability at that time. The modifications to the Agreement were primarily clarifications.

Ms. Toothaker reviewed the modifications made to the project based on neighbor requests, including:

Trip and square footage reductions;

Concerns regarding the term of the Agreement;

Creation of a Community Development District (CDD);

The area under 17th Street Causeway remaining open in perpetuity;

The development of the Marina Promenade as part of Phase One on each site;

Agreement to pay the non-refundable flex unit reservation fees with no vested right in the event of a developer default;

Reduction of the number of flex units requested; and

Time lines for key milestones.

Ms. Toothaker commented on aspects of the Agreement being transferable, and the economic benefits and job creation of the project. She elaborated on the extent of community outreach and engagement. Ms. Toothaker submitted items for the record illustrating community outreach efforts. Ms. Toothaker requested Commission support.

In response to Vice Mayor Sorensen's inquiry about traffic impact, Ms.

Toothaker commented that the previously approved site plan's trip allocations are vested. Any additional trips need to be mitigated and paid for by the applicant. Once a site plan is prepared, a full traffic study will be done and solutions determined.

Mayor Trantalis commented on the number of currently vested trips in the Sails portion of the project, the condominium units on the Pier 66 portion of the project and the number of trips the applicant is entitled to as of this date. Ms. Toothaker noted the need for a Traffic Study in order to discuss this topic, expounding on associated details.

Mayor Trantalis recessed the meeting for a short break at 8:51 p.m.

Mayor Trantalis reconvened the meeting at 9:03 p.m.

Mayor Trantalis recognized Walter Sea, Harbor Inlet. Mr. Sea commented on his unit in Harbor Inlet and his full support of this project, noting the potential is unlimited.

Mayor Trantalis recognized Richard Doherty, 1662 S. Ocean Lane. Mr. Doherty spoke in support of this item, commenting on the positive reputation of Tavistock and the project's benefit to the community. He urged the Commission to support and approve this item.

Mayor Trantalis recognized Gail Bulfin, 100 E. Las Olas Boulevard, and on behalf of the Greater Fort Lauderdale Alliance. Ms. Bulfin spoke in support of this item, commenting on Tavistock's qualifications, positive reputation and ability to enhance the City with Smart Technology and Sustainable Development.

Mayor Trantalis recognized Donald Bourke, 1920 S. Ocean Drive. Mr. Bourke commented on Pier 66 being a landmark, noting his support of the proposed project. He commented on the economic benefits of the project, including increased property values in the area.

Mayor Trantalis recognized Charles King, 105 N. Victoria Park Road. Mr. King commented on the process, urging the Commission defer this item and take time to review all details.

Mayor Trantalis recognized Patrick Kelley, 1948 Twin Dolphin Lane. Mr. Kelley commented on his concern that the two properties in the development are not contiguous, noting issues regarding transferring density to the Sails site, its impact on the Harbor Inlet neighborhood and current traffic conditions in the SE 17th corridor.

Mayor Trantalis recognized Jack Malcolm, 1900 Admirals Way. Mr. Malcolm commented on the portrayal of the details regarding flex unit allocation. He also commented on the requested amount of combined retail and office space and density transfers impacting existing traffic concerns.

Mayor Trantalis recognized Mary Fertig, 511 Poinciana Drive, and on behalf of Lauderdale Tomorrow. Ms. Fertig commented on the Agreement and the need to identify what is advantageous to the applicant and City. She expounded on Lauderdale Tomorrow's work with the applicant, commenting on outstanding concerns. Ms. Fertig recommended all details be addressed prior to moving forward with the Agreement.

Mayor Trantalis recognized Nancy Thomas, 1924 SE 24th Avenue. Ms. Thomas spoke in opposition, commenting on her concerns about density allocation. She noted the need for the Commission and the public to address revised proposal details, urging the Commission take additional time for review.

Mayor Trantalis recognized Kirsten Maus, 1778 Marietta Drive. Ms. Maus spoke in opposition, commenting on the developer's informational meetings. She urged the Commission to share the revised Agreement with the public and delay a vote on this item.

Mayor Trantalis recognized Bill Cole, 1942 SE 24th Avenue, and designated representative of Harbor Inlet. Mr. Cole spoke in opposition to this item, confirming his opposition to any further density in the area. He also discussed the need for a conceptual site plan to evaluate the project's impact on surrounding neighbors before making a decision. Mr. Cole also commented on the amount of information provided during community outreach efforts.

Mayor Trantalis recognized Paul Flannery, 3500 Galt Ocean Mile, and on behalf of International Yacht Brokers. Mr. Flannery spoke in support, commenting on the iconic Pier 66 property and its importance to the Marine Industry. He discussed the importance of a site plan that can only be brought forth after the approval of a development agreement. Mr. Flannery urged the Commission to support the approval of this item.

Mayor Trantalis recognized Marilyn Mammano, 1819 SE 16th Street, and designated representative of Harbordale Civic Association. Ms. Mammano spoke in opposition to this item, commenting on issues relating to the project's public access, expounding on details. She suggested the Commission take their time and focus on these details to

avoid unintended consequences.

Mayor Trantalis recognized Stan Eichelbaum, 411 N. New River Drive, and on behalf of the Downtown Civic Association. Mr. Eichelbaum commented about precluding structures with set times, such as movie theatres, due to traffic concerns. Mr. Eichelbaum recommended taking the time necessary for a more detailed analysis of the Agreement.

Mayor Trantalis recognized Staley Weidman, 2019 SW 20th Street, CEO of the Catamaran Company, and Board Member of the Marine Industries of South Florida and International Yacht Brokers Association. Mr. Weidman spoke in support of this item, stating the project's importance for the yachting and marine industries. It will serve to expand marine facilities and The Boat Show during construction of Bahia Mar. He urged the Commission to support this item.

Mayor Trantalis recognized Carolann Bartholomey, 3000 Holiday Drive. Ms. Bartholomey said that the Agreement reviewed by Lauderdale Tomorrow is not the latest revised Agreement. She recommended delaying a decision to allow for adequate public review of the revised Agreement.

Mayor Trantalis recognized Sandra Polselli, Harbor Inlet resident. Ms. Polselli commented on the changes in this area, recommending no development on the south side and only expanding the marina to avoid traffic concerns. She also commented on the traffic implications of construction in the area.

Mayor Trantalis recognized Tricia Halliday, 50 Nurmi Drive. Ms. Halliday commended Tavistock on their work to date, noting the need for independent, outside counsel review of the Agreement due to the complexity of the project. She also spoke on the importance of public outreach during high season when an increased amount of residents are present.

Mayor Trantalis recognized Paul Chettle, 200 S. Birch Road. Mr. Chettle spoke about the importance of involving the Central Beach Alliance in public outreach. He commented on the process, recommending the Commission defer this item until the public has adequate time to review the revised Agreement.

Mayor Trantalis recognized Joyce Shaw, 104 NE 6th Street. Ms. Shaw commented on the need to bring minorities and working class residents to the table for a discussion about the economic benefits of the project.

Mayor Trantalis recognized Katia Lazard, 20820 NW 7th Avenue. Ms. Lazard commented on the need for this project to provide affordable housing. She recommended deferring this item until working people are involved in discussions.

Mayor Trantalis recognized Addison Ruff, 4206 N. Dixie Highway. Ms. Ruff commented on her support of this item and Tavistock's positive reputation.

Mayor Trantalis recognized Tim Elmes, 1922 S. Ocean Lane. Mr. Elmes spoke in support of this item, commenting on the positive reputation of Tavistock and the benefits of project. He urged the Commission to approve this item.

Mayor Trantalis recognized Dr. Warren Sturman, 520 SE 5th Avenue. Dr. Sturman thanked Tavistock for taking an interest in restoring the iconic Pier 66. He urged the Commission to be prudent and defer this item to allow for a careful review of the revised Agreement.

Mayor Trantalis recognized Derek Shemon, 2430 SE 17th Street. Mr. Shemon discussed the previous comments, confirming his trust in the process and elected officials. He urged the Commission go forward with the approval of the Agreement for the betterment of the City and Harbor Beach.

There being no one else wishing to speak on this item, Commissioner McKinzie made a motion to close the public hearing, which was seconded by Commissioner Moraitis. Roll call showed: AYES: Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis. NAYS: None.

Mayor Trantalis recognized Jim Zboril, 1850 Tavistock Lakes Boulevard, and on behalf of Tavistock. Mr. Zboril reviewed how the process has worked and the resulting Agreement modifications. He noted the need for confirmation of existing entitlements to be applied to both properties and acknowledged the forthcoming Development Review Committee (DRC) process. Discussions ensued on beginning the process to renovate the Tower, reserving residential flex units and plans moving forward. Mr. Zboril confirmed the developer expects public parking to remain under the SE 17th Street Bridge.

Ms. Toothaker discussed the current status of the Tower, confirming it is completely damaged, expounding on what is necessary to begin renovations. Tower renovations would be done in conjunction with the City's Historic Preservation Officer and Staff.

In response to Commissioner Moraitis' question, Interim City Attorney Boileau commented on statutory language regarding notice for the recently revised Agreement. Further discussions ensued on this topic. City Clerk Modarelli confirmed the revised Agreement was posted on-line last night at approximately 7:00 p.m. Discussions continued on notice requirements.

In response to Vice Mayor Sorensen, Anthony Fajardo, Director of Department of Sustainable Development, confirmed the version of the Agreement he had reviewed. Mr. Fajardo confirmed the benefits from a zoning perspective include the establishment and clarification of what can occur on the site, expounding on residential and commercial uses impacting traffic. From a zoning perspective, he noted few negative impacts, commenting on the transition of residential units between both properties. The developer will need to meet all Unified Land Development Regulations (ULDR) and follow the normal process. The Agreement does not circumvent these requirements. Further comments ensued on this topic.

In response to Vice Mayor Sorensen, Assistant City Attorney Robert Dunckel reviewed his legal land use experience and qualifications. Mr. Dunckel commented on the Agreement's vested rights that would allow approvals to expire under the ULDR. He expounded on this topic, noting examples. He confirmed the existing process will protect the City, noting this is a Commission policy decision.

Commissioner McKinzie commented on the most recent version of the Agreement, concurring that the forthcoming process will determine whether the project will move forward. Mr. Dunckel confirmed that the Agreement falls within the acceptable range of discretion for a Commission policy decision.

In response to Vice Mayor Sorensen, Ms. Toothaker confirmed retail space enunciated in the Agreement had been removed, expounding on this point. It is open for discussion through the Development Review Committee (DRC) process. Comments and discussion ensued on the Agreement allowing additional development on the Sails site. Ms. Toothaker confirmed additional residential units could be added to the Sails site. She confirmed the Agreement is not an allocation, but a reservation for residential units that would go through a public process including community engagement and additional approvals.

Commissioner Glassman noted his perspective on growth in the City, commenting on the need for the development team to work closely with

neighbors and other stakeholders in the Central Beach area due to traffic concerns. He commented on the work and efforts of Lauderdale Tomorrow and Tavistock. Commissioner Glassman noted his concern with existing site plan approvals on both sites.

Commissioner Moraitis commented on her support and desire to move forward with this item, expounding on aspects of the development, Smart Growth and the work of Tavistock.

Commissioner McKinzie reiterated his comments on the process moving forward leading to Smart Growth. He recommended moving forward with this item.

Vice Mayor Sorensen commented on all stakeholders working together on this item, the process, modifications to the number of units and the duration of the Agreement. He expounded on his expectations from the applicant moving forward, thanking all stakeholders for their efforts.

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

APPROVED

Aye: 4 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman and Commissioner McKinzie

Nay: 1 - Mayor Trantalis

[18-0783](#)

WALK-ON - Motion to extend Meeting to 11pm

Commissioner McKinzie made a motion to approve this item and was seconded by Commissioner Moraitis.

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

[18-0782](#)

WALK-ON - RESOLUTION - Delegating Authority to the City Manager to Approve the Form and Content of a Declaration of Unity for Development

In response to Mayor Trantalis, Interim City Attorney Alain Boileau explained this Walk-On Resolution. It delegates to the City Manager, the Interim City Attorney and Mayor Trantalis the authority to execute certain documents relating to the Development Agreement between the City of Fort Lauderdale, Tavistock Development Company, Pier 66 Parking LLC, Pier 66 Ventures, LLC, and Sails Ventures, LLC (Collectively Known as TS Entities) to approve as to form, ancillary documents and

content of a Declaration of Unity for Development.

Vice Mayor Sorensen introduced this Resolution which was read by title only.

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

ORDINANCE FIRST READING

OFR-1 [18-0695](#)

Ordinance Amending the Noise Ordinance Relating to the Construction of Large Projects Providing for an Exemption for Time to Comply and to Allow Certain Construction Activity to Occur outside of the Established Parameters

Commissioner McKinzie introduced this Ordinance for the First Reading which was read by title only.

PASSED FIRST READING

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

OFR-2 [18-0632](#)

Ordinance Amending Schedule I of the Pay Plan of the City of Fort Lauderdale, Florida, by Creating Two (2) New Job Classifications and Amending Section 20-83 of the Code of Ordinances of the City of Fort Lauderdale, Florida, by Designating One (1) Class as an Administrative Assistant to the City Manager

Commissioner McKinzie introduced this Ordinance for the First Reading which was read by title only.

PASSED FIRST READING

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

OFR-3 [18-0628](#)

Ordinance Amending Unified Land Development Regulations (ULDR) to Implement Off-Street Compact Parking and Off-Street and On-Street Motorcycle/Scooter Parking

Commissioner McKinzie introduced this Ordinance for the First Reading which was read by title only.

PASSED FIRST READING

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

OFR-4 [18-0725](#)

Ordinance Amending Chapter 20, Personnel, Article IV., Pensions,

Division 3, Police and Firefighters Retirement System, Section 20-135, Miscellaneous Provisions, of the Code of Ordinances of the City of Fort Lauderdale, relating to the City of Fort Lauderdale Police and Firefighters' Retirement System to Implement Collective Bargaining Agreements

In response to Mayor Trantalis, City Manager Feldman explained this item. It memorializes the agreement to increase contributions for members of the Police and Fire Pension Plan. The member's increase in their contribution will lower the City's contribution. City Manager Feldman confirmed an Actuarial Impact Statement will be finalized prior to the Second Reading and will be addressed as necessary.

Mayor Trantalis recognized Charles King, 105 N. Victoria Park Road. Mr. King commented on his review of the backup to this item, commenting on the extension of the drop period. City Manager Feldman explained this aspect of the backup, stating it extends the period of the drop to allow everyone to have the maximum drop period of 96 months.

Commissioner McKinzie introduced this Ordinance for the First Reading which was read by title only.

PASSED FIRST READING

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

OFR-5 [18-0205](#)

Ordinance Amending the City of Fort Lauderdale General Employees Retirement System

In response to Mayor Trantalis, City Manager Feldman explained this item. It memorializes State mandated changes to the General Employees Retirement System (GERS). City Manager Feldman said a forthcoming Actuarial Impact Statement dealing with mortality will determine if there will be a financial impact on the City. There are also minor modifications including spousal definitions that do not have a financial impact.

Commissioner McKinzie introduced this Ordinance for the First Reading which was read by title only.

PASSED FIRST READING

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

ORDINANCE SECOND READING

OSR-1 [18-0703](#)

Ordinance Amending the Code of Ordinances of the City of Fort

Lauderdale Relating to the Permitted Hours of Sale, Consumption and Service of Alcohol after Midnight

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

ADOPTED ON SECOND READING

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

OSR-2 [18-0704](#)

Ordinance Creating Regulations for Private Parking Lots and Garages

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

ADOPTED ON SECOND READING

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

OSR-3 [18-0705](#)

Ordinance Creating a Dockless Mobility Permit Program

Mayor Trantalis recognized Seth Platt, Esq., LSN partners, and designated representative of LIME. Mr. Platt thanked Staff and City Manager Feldman for bringing forth this Dockless Mobility Ordinance. It will improve transportation options and provide relief to road traffic. He requested moving up the implementation date from November 1, 2018 to September 1, 2018 in order to work out any issues prior to season.

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

ADOPTED ON SECOND READING

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

BUDGET ITEMS

[18-0784](#)

Motion to extend Meeting to 11:30 pm

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

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

[18-0785](#)

Motion to Extend Meeting as long as necessary

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

APPROVED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

BGT-1 [18-0520](#)

Resolution Setting the FY 2019 Proposed Millage Rate and Debt Service Rate for the City of Fort Lauderdale, Setting the Millage Rate for the Sunrise Key Neighborhood Improvement District, and Acknowledging the Receipt of the City Manager's Budget Message and Proposed Budget

Commissioner Glassman commented on maintaining current policy regarding the Return on Investment (ROI) and its impact on the millage rate. He commented on Commission consensus to phase out ROI, noting the best available option is to raise the millage rate at this point in the Budget process. The millage rate will be discussed at the upcoming 2019-2020 Fiscal Year Budget (Budget) Hearings and can be adjusted down. Adjusting the millage up during the Budget Hearings will require considerable expense, paperwork and Staff time.

Commissioner McKinzie commented on phasing-out the ROI beginning next year. Further discussions ensued on funding the resulting budget gap. Commissioner Glassman recommended focusing on the Water and Sewer Fund ROI and phasing it out over four years, 25 percent each year.

City Manager Feldman confirmed that if the millage rate was set at 4.2648, 25 percent of the ROI could be retained in the Water and Sewer Fund. Commissioner Glassman commented on the ability to carefully review the Budget for additional cuts. City Manager Feldman confirmed that should additional cuts be determined, the millage rate set tonight could be reduced at the upcoming September Budget Hearings.

City Manager Feldman said setting a millage rate of 4.7014 would allow the retention of all Water and Sewer Fund ROI in the first year. Mayor Trantalis commented on his previous recommendations on this topic during his service as District II Commissioner. He commented on the Commission's Goal Setting Session, his current position to not raise the millage rate, spending and employees increases in recent years.

Commissioner Moraitis commented on the Budget Advisory Board's (BAB) input on keeping the ROI. Mayor Trantalis explained the need to reinvest the ROI in the water and sewer infrastructure system and the implications of not reinvesting. Further discussions ensued on water and sewer user rates to pay for debt service. Further comment and discussion ensued.

Vice Mayor Sorensen suggested, as recommended by the BAB, phasing-out ROI immediately over four years, 25 percent per year or \$5,095,466 (approximately \$5,100,000). The \$5,100,000 million would stay in the Water and Sewer Enterprise Fund and not be transferred out. The remaining amounts would be phased-out over the following three years, approximately \$15,300,000, would be transferred out to the General Fund and earmarked for Capital Improvement Projects (CIP) as advocated by the Infrastructure Task Force (ITF). Further comment and discussion ensued on CIP Funding, hiring, programs and transferring funds from the Fund Balance for recurring expenses. City Auditor John Herbst commented on implications of taking money from the Fund Balance.

City Manager Feldman commented that making arbitrary cuts will impact services should the ROI be phased out over four years. He commented on replacing these funds with a millage rate of 4.648.

In response to Commissioner Moraitis' question about the consequences of maintaining ROI fees in the Water and Sewer Fund, City Manager Feldman explained the existing Ordinance could be repealed. He commented on the fiduciary responsibility to rate payers regarding the accumulation of monies in the Water and Sewer Fund. The upcoming Rate Study scheduled for September will illustrate in detail the factors involved with ROI concerns. Any rebates would be for both City and non-City users.

Mayor Trantalis recognized Charles King, 105 N. Victoria Park Road. Mr. King commented on rising property taxes, assessments and water and sewer infrastructure needs. He recommended ways to cut the budget.

Mayor Trantalis recognized Marilyn Mammano, 1819 SE 16th Street, and Chair of the ITF. Ms. Mammano recommended the Commission begin phasing-out the ROI beginning this year. She recommended an alternative to a four-year phase out of the ROI. Ms. Mammano commented on ways to ease the impact over subsequent years and raising the millage rate a small amount to allow the Commission options going forward and beginning the process of ROI phase-out.

Mayor Trantalis recognized Mary Fertig, 521 Poinciana Drive. Ms. Fertig concurred with Ms. Mammano's comments about dedicated phased-out ROI funds to infrastructure needs. She recommended that the Commission raise the millage rate, which could be reduced during the September Budget Hearings. This will allow City Manager Feldman to come up with recommendations and allows the Commission to address their commitment to ROI and infrastructure concerns.

Mayor Trantalis recognized Jack Malcolm, 1900 Admirals Way. Mr. Malcolm commented on the need to address the ROI issue and the hard choices involved.

Mayor Trantalis recognized Paul Chettle, 200 S. Birch Road. Mr. Chettle commented that the City Manager should be given a small leeway regarding the budget, stating the millage rate should not be increased. He gave a brief review of the history involved with the topic of infrastructure, commenting on the results of the Reiss Report and urging the Commission to address these concerns.

City Manager Feldman gave a brief review of previous efforts to address the structure of annual budgets and the reduced amounts of property taxes during the recession. He also discussed other factors impacting the budget, including hiring of personnel to address infrastructure and building permit needs. City Manager Feldman noted expenditures that are beyond his control including Workman's Compensation Insurance, Employee Health Insurance and the County mandate for Fire Alerting Systems in each Fire Station.

Commissioner Glassman recommended a small increase in the millage rate to allow some flexibility for budget options, restating that it is easier to lower the millage rate during the September Budget Hearings than to raise it. Further comment and discussion ensued.

Commissioner Glassman recommended a 25 percent phase-out to the Return On Investment (ROI) over four years, \$5,000,000 of which would go into the Water and Sewer Fund. The remaining funds would be earmarked for CIP infrastructure related costs in the Budget. He reiterated his recommendation to set the millage rate at 4.2648 that could be reduced during the September Budget Hearings.

In response to Commissioner McKinzie, Commissioner Glassman confirmed the discussion of earmarking the remaining funds could be addressed at the upcoming September Budget Hearings.

Commissioner Glassman introduced the Resolution as amended to implement a 25 percent phase-out the Return On Investment (ROI) over a four-year period, \$5,000,000 of which would go into the Water and Sewer Fund, and setting the millage rate at 4.2648 which was read by title only.

Interim City Attorney Alain Boileau confirmed that due to the title being general in nature, the language of the current BGT-1 Resolution provided in the backup to this item will need to be updated.

ADOPTED AS AMENDED

Aye: 3 - Vice Mayor Sorensen, Commissioner Glassman and Commissioner McKinzie

Nay: 2 - Commissioner Moraitis and Mayor Trantalis

BGT-2 [18-0521](#)

Motion Setting the Public Hearing Dates to Consider the Proposed Fiscal Year 2019 Millage Rate and Budget for the City of Fort Lauderdale and for the Sunrise Key Neighborhood Improvement District

There was brief discussion about modifying the Public Hearing dates.

Commissioner McKinzie made a motion to approve this item setting the Public Hearing dates for September 6 and 12, 2018 at 6:00 p.m. in City Commission Chambers and was seconded by Commissioner Moraitis.

APPROVED - Public Hearing Dates set for September 6 and 12, 2018, 6pm, City Commission Chambers

Aye: 4 - Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

Nay: 1 - Vice Mayor Sorensen

BGT-3 [18-0522](#)

Motion Setting the Preliminary FY 2019 Non-Ad Valorem Assessment Rate and Public Hearing Date for the Lauderdale Isles Water Management District

Commissioner McKinzie made a motion to approve the Public Hearing date set for this item on September 12, 2018 at 6:00 p.m. in City Commission Chambers and was seconded by Commissioner Glassman.

APPROVED - Public Hearing Set for September 12, 2018, 6pm, City Commission Chambers

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

BGT-4 [18-0525](#)

Motion to Establish a Public Hearing date for the Proposed FY 2019 Non-Ad Valorem Assessment - Nuisance Abatement

Commissioner McKinzie made a motion to approve the Public Hearing Set for this item on September 12, 2018 at 6:00 p.m. in City Commission Chambers and was seconded by Commissioner Glassman.

APPROVED - Public Hearing Set for September 12, 2018, 6pm, City Commission Chambers

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

BGT-5 [18-0523](#)

Preliminary Rate Resolution for the Fire Assessment Establishing the Estimated FY 2019 Non-Ad Valorem Fire Assessment Fee and Authorizing a Public Hearing on September 12, 2018

City Manager Feldman noted the Commission has the option to decline this item. However, the City is not at full cost recovery. Mayor Trantalis expounded on this item, explaining a fire assessment fee equates to fire suppression and can be implemented to balance the Budget. It is a practice used in most municipalities in Broward County. This assessment is not being raised. Commissioner McKinzie commented on his position.

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

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

BGT-6 [18-0524](#)

Preliminary Rate Resolution for the Beach Business Improvement Assessment Establishing the Estimated FY 2019 Non-Ad Valorem Assessment Rate and Authorizing a Public Hearing on September 12, 2018

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

ADOPTED

Aye: 5 - Vice Mayor Sorensen, Commissioner Moraitis, Commissioner Glassman, Commissioner McKinzie and Mayor Trantalis

ADJOURNMENT

Mayor Trantalis adjourned the Commission Meeting of July 10, 2018 at 11:53 p.m.

Dean J. Trantalis
Mayor

ATTEST:

Jeffrey A. Modarelli
City Clerk