

City of Fort Lauderdale

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



Meeting Minutes

Wednesday, April 19, 2017

6:00 PM

City Commission Chambers

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

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

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

Invocation

Reverend Kevin Tisdol, Sunshine Cathedral

ROLL CALL

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

QUORUM ESTABLISHED

Also Present: Assistant City Manager Chris Lagerbloom, City Clerk Jeffrey A. Modarelli, City Attorney Cynthia A. Everett, City Auditor John Herbst, and Sergeant at Arms Jeff Brull

No e-comments were submitted for this meeting.

Moment of Silence

Mayor Seiler requested a moment of silence for Volunteer Terrell (Terry) Becker and Hall of Fame swimmer Sandy Coan, acknowledging each of them for their achievements and contributions to the City.

Pledge of Allegiance

Alicia Evans, Floranada Elementary School
Lunaya Cesas, Norcrest Elementary School
Zander Zobel, Bayview Elementary School

CALL TO ORDER

Mayor Seiler called the meeting to order at 6:15 p.m.

Approval of MINUTES and Agenda

Mayor Seiler announced the following revisions and changes to tonight's Meeting Agenda:

- CR-9 - Request to Defer to May 2, 2017
- CM-8 - Revised Exhibit 1 of the Memo
- PUR-7 - Revised page 2 of the Memo
- R-3 - Revised page 6 of the Memo

[17-0557](#) WALK ON Resolution Opposing Offshore Oil and Gas Drilling, Exploration and Development

[17-0525](#) Minutes for March 21, 2017 City Commission Conference Meeting and March 21, 2017 City Commission Regular Meeting.

Commissioner McKinzie made a motion to approve the above-noted minutes and was seconded by Commissioner Trantalis.

APPROVED

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

PRESENTATIONS

PRES- [17-0513](#)
1

Proclamation declaring April 23, 2017 as Children's Day in the City of Fort Lauderdale, and Presentation of Certificates to the Winners of Greater Fort Lauderdale Sister Cities Inc. and Florida Turkish American Association's 2017 "If I were Mayor" Competition

Commissioner Trantalis requested Miami's Consul General of Turkey, Mr. Ozgur Kivanc Altan, and Marianne Winfield, Executive Director of the Greater Fort Lauderdale Sister Cities International, join him at the podium. Ms. Winfield thanked Mayor Seiler and the Commission for the opportunity to celebrate Children's Day, expounding on the content of the winning essays for the Florida Turkish American Association's 2017 - "If I were Mayor" Competition. Ms. Winfield also discussed the history behind the 25th Anniversary of the Sister Cities relationship with the Turkish City of Mula on Turkey's Aegean Coast.

Ms. Ayşegül Çholak, President of the Florida Turkish American Association, thanked Mayor Seiler and the Commission for the Proclamation declaring April 23, 2017 as Children's Day. Commissioner Trantalis read the Proclamation in its entirety.

Commissioner Trantalis presented Certificates to the following the essay competition winners:

Alicia Evans, Floranada Elementary School;
Lunaya Cesas, Norcrest Elementary School; and
Zander Zobel, Bayview Elementary School.

Mr. Altan thanked Mayor Seiler and the Commission for the opportunity to celebrate Children's Day, expounding on its history, inception and importance of acknowledging all children throughout the world. He also thanked all those that contributed to the Sister Cities

relationship with the Turkish people.

PRESENTED

PRES- [17-0521](#)
2

Proclamation declaring May 19, 2017 as Relay for Life Day in the City of Fort Lauderdale (at Carter Park)

Commissioner McKinzie requested Event Chair Pamela Beasley Pittman and her team join him at the podium for the presentation of a Proclamation declaring May 19, 2017 as Relay for Life Day in the City of Fort Lauderdale (at Carter Park). He expounded on the details of this life-changing event that funds the American Cancer Society's groundbreaking research. Commissioner McKinzie read the Proclamation in its entirety.

Ms. Pittman thanked Mayor Seiler and the Commission for their support and commitment in making this a stellar event, acknowledging the support and work of the event's core committee and all volunteers. Ms. Pittman passed out glow sticks to members of the Commission, noting the symbolism of the event's theme, "*Ignite the Passion*" to find a cure for 28 types of cancer. She noted the details of the event on the reverse side of water bills and invited everyone to attend.

PRESENTED

PRES- [17-0520](#)
3

Proclamation declaring the Month of April, 2017 as Aviation Appreciation Month in the City of Fort Lauderdale

Vice Mayor Roberts requested Rufus James, Manager the Fort Lauderdale Executive Airport (Airport), join him at the podium to present the Proclamation declaring the Month of April, 2017 as Aviation Appreciation Month in the City of Fort Lauderdale. Vice Mayor Roberts presented the Proclamation, reading it in its entirety. Mr. James thanked Mayor Seiler and the Commission for the Proclamation, expounding on the importance of aviation's role for individuals and families, local communities, the country and globalization. He gave a brief historical overview of the Airport, its economic impact and the success of its businesses.

PRESENTED

PRES- [17-0519](#)
4

Proclamation declaring the Month of April, 2017 as Walk like MADD & MADD DASH Month in the City of Fort Lauderdale

Commissioner Rogers requested Heather Geronemus, Steering Committee Chair for Walk Like MADD & MADD Dash Fort Lauderdale, join him at the podium. He presented Ms. Geronemus with the Proclamation declaring the Month of April, 2017 as Walk like MADD & MADD DASH Month in the City of Fort Lauderdale, reading it in its entirety. Ms. Geronemus thanked Mayor Seiler and the Commission

for the Proclamation and for welcoming this event to the City for the seventh consecutive year. She expounded on the reasons for her dedication and work with Mothers Against Drunk Driving (MADD) organization and their efforts against drunk driving. She stated it is the most successful fund raising chapter in the country.

PRESENTED

PRES- [17-0518](#)
5

Proclamation declaring April 29, 2017 as Arbor Day in the City of Fort Lauderdale

Commissioner Rogers requested Kimberly Pearson, Urban Design and Development Landscape Plans Examiner for the Department of Sustainable Development, and Mark Williams, Urban Forestry Supervisor for the Public Works Department, join him at the podium. Commissioner Rogers noted the passing of the City's former Urban Forester Gene Dempsey and the scheduled event in his honor on April 29, 2017 at 10:00 a.m. in the Shady Banks neighborhood. Commissioner Rogers presented the Proclamation declaring April 29, 2017 as Arbor Day in the City of Fort Lauderdale.

Ms. Pearson thanked Mayor Seiler and the Commission for the Proclamation, acknowledging Mr. Dempsey's legacy. She expounded on the history, litany of contributions, efforts and awards Mr. Dempsey received as Urban Forester. Ms. Pearson commented on Mr. Dempsey's receipt of The Lifetime Achievement Award from the Florida Urban Forestry Council that will be presented to his family at the April 29, 2017 Arbor Day Event.

On behalf of the Sustainability Division of Public Works, Ms. Pearson introduced the City's new Urban Forester, Mr. Mark Williams. He thanked Ms. Pearson and the Commission, acknowledging his mentorship under Mr. Dempsey and the high bar set by him, which laid a great foundation for protecting trees.

PRESENTED

CONSENT AGENDA

Mayor Seiler announced the procedures for public comment on items on the Consent Agenda.

The Commission pulled the following items for separate discussion:

Commissioner Rogers: CR-5

Commissioner Trantalis: CM-1, CM-7, CM-8, CM-18, CR-1, CR-2, CR-6, CR-10, PUR-8 and PUR-10

Mayor Seiler announced the following Walk-On Resolution added to the Consent Agenda:

WALK ON Resolution Opposing Offshore Oil and Gas Drilling, Exploration and Development

CONSENT AGENDA PUBLIC COMMENT

None.

CONSENT MOTION

Approval of the Consent Agenda

Commissioner Trantalis made a motion to approve the Consent Agenda and was seconded by Commission McKinzie.

Approve the Consent Agenda

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

CM-1 [17-0450](#)

Motion to Approve Event Agreements: May 1st - A Day of Action and Climate Change March & Rally

Commissioner Trantalis said he pulled this item to correct the date for the Climate Change Event, confirming the corrected date as April 29, 2017.

Commissioner Trantalis moved to approve this item based on the correction and was seconded by Commissioner McKinzie.

APPROVED AS AMENDED - April 29, 2017 Climate Change March & Rally

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

CM-2 [17-0451](#)

Motion to Approve Event Agreements and Related Road Closings: Tarpon Bend Corn Hole Tournament, The Beachside Motorama Car/Truck/Bike Show, Cinco de Mayo on 2nd Street, and MMRF Team for Cures 5K Walk/Run

APPROVED

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

CM-3 [17-0386](#)

Motion Declaring Lauderdale Air Show, scheduled for May 6 and

May 7, 2017, as a Public Purpose Special Event and Creating a Temporary Exemption Relating to the Sale, Possession and Consumption of Alcohol at the Event

APPROVED

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

CM-4 [17-0530](#)

Motion Authorizing Settlement of Breach of Contract Claim of the City of Fort Lauderdale against Performance Trading, Inc. and Summerhaven Properties, Inc., and Authorizing Receipt of Four (4) Amortized Settlement Payments, Bearing 18% Interest, Resulting in a Full Settlement Payment of \$41,986.66

APPROVED

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

CM-5 [17-0214](#)

Motion to Select an Option for Distribution of Remaining Local Funds Collected for the Broward Metropolitan Planning Organization 2016 Surtax Education Effort

APPROVED

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

CM-6 [17-0215](#)

Motion to Approve a Lease Amendment with PDKN Holdings, LLC

APPROVED

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

CM-7 [17-0216](#)

Motion to Approve Increase in Funds for the Law Firm of Lewis Longman Walker, Special Counsel to the City of Fort Lauderdale for the Purpose of Assisting the City in Responding to the Florida Department of Environmental Protection's (FDEP) Enforcement Efforts on Unauthorized Sewer Discharges: Repealing any and all Resolutions or Parts thereof in Conflict herewith; and Providing for an Effective Date

Mayor Seiler recognized former Commissioner Charlotte Rodstrom, 66 Nurmi Drive, who commented on the untreated wastewater discharge. Ms. Rodstrom commented on the importance of this being publicly stated. She stated that the funds would not have to be spent had proactive actions regarding wastewater been addressed earlier.

In response to Commissioner Trantalis's question, Assistant City Manager Chris Lagerbloom gave an update, stating the City has

responded, with edits, to the proposed Consent Order FDEP presented and is now awaiting a response. City Attorney Cynthia Everett clarified there has been no consent and the process of negotiating a resolution is ongoing. She explained the amount involved in this item is not a lump sum payment. The City Attorney's Office will receive monthly invoices that will be reviewed for accuracy. It is hoped the entire amount will not be utilized.

In response to Commissioner Trantalis's inquiry, Assistant City Attorney Rhonda Hasan stated there have been preliminary negotiations with FDEP. She gave an update about the modifications to the Consent Order, stating the response had been submitted to FDEP in January 2017. Assistant City Attorney Hasan commented on reviews with Staff about the cost of addressing this matter from a worst case scenario viewpoint. She expounded on the possibly not reaching an agreement with FDEP.

Commissioner Trantalis continued inquiry about the cost concerning this matter. Assistant City Attorney Hasan stated this has yet to be negotiated and determined.

Commissioner Rogers made a motion to approve this item and was seconded by Vice Mayor Roberts.

APPROVED

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

CM-8 [17-0338](#)

Motion to Approve the Fiscal Year 2018 Community Investment Plan Prioritization

Commissioner Trantalis discussed his concerns with the 2018 Community Investment Plan Prioritization (Plan) results that does not rank infrastructure as one of its top priorities. He emphasized the need to give proper direction to Staff. Commissioner Rogers commented on being given priority as illustrated with the appointment of the Infrastructure Task Force Blue Ribbon Committee. Vice Mayor Roberts commented that infrastructure is as important as public safety, noting infrastructure will be addressed at the upcoming Commission Annual Action Plan Meeting. Discussions continued on the misinterpretation of Plan's ranking system.

Commissioner Trantalis made a motion to reject this item and was seconded by Vice Mayor Roberts.

APPROVED - Motion to Reject the Fiscal Year 2018 Community Investment Plan Prioritization

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

CM-9 [17-0493](#)

Motion to Reject All Bids for the Dania Farms Property

APPROVED

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

CM-10 [17-0086](#)

Motion Approving a Revised and Restated Agreement with Lauderdale Air Show, LLC for the Lauderdale Air Show

APPROVED

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

CM-11 [17-0420](#)

Motion approving the submittal of a grant application for \$5,100 to the Florida Inland Navigation District - Small Scale Derelict Vessel Removal Program to remove sunken derelict vessel on the Intracoastal Waterway

APPROVED

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

CM-12 [17-0448](#)

Motion Approving an Application for a Temporary Beach License and Outdoor Event Agreement with Sports Endeavors, Inc. for a Volleyball Competition

APPROVED

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

CM-13 [17-0480](#)

Motion to Approve Use of Law Enforcement Trust Funds - Purchase and Installation of D&R Blac-Rac Rifle Racks - Strobes-R-Us, Inc. - \$41,338.60

APPROVED

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

CM-14 [17-0365](#)

Motion to Authorize the Execution of an Easement and Underground Distribution Facilities Installation Agreement to Place Underground Electric Service for Mills Pond Park with Florida Power & Light

APPROVED

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

CM-15 [17-0461](#)

Motion Authorizing Design Services for Fort Lauderdale Executive Airport Parking Lot - HDR Engineering, Inc. - \$113,919 Task Order

APPROVED

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

CM-16 [17-0334](#)

Motion to Approve an Assignment of Lease Agreement from GS EXCHANGE, LLC to BRE Silver MF Exchange FL LLC for Garage Parking and Airspace at City Hall Parking Garage

APPROVED

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

CM-17 [17-0007](#)

Motion Authorizing a Revocable License Agreement among the County, City of Fort Lauderdale, and Blackhawk Properties & Investments, LLC and an Agreement Ancillary to Revocable License Agreement for Improvements in the County Right of Way

APPROVED

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

CM-18 [17-0532](#)

Motion Designating the Interim Land Development Manager as City Engineer on a Temporary Basis

In response to Commissioner Trantalis's inquiry about moving the position of City Engineer (Engineer) from Public Works to the Department of Sustainable Development (DSD), Assistant City Manager Chris Lagerbloom stated the former Engineer, Alex Scheffer was assigned to DSD. As an interim measure, this item designates the Interim Land Development Manager as Engineer on a Temporary Basis in order to have plans signed and sealed appropriately.

City Attorney Everett confirmed under current Code, the Engineer is under the Public Works Department. She commented on the City Manager's position, stating it is due to the types of activities the Engineer is routinely involved in matters that occur within the DSD. City Attorney Everett stated the City Manager plans to come forward with an amendment to the Code to allow for this flexibility. Further discussions on the history of this topic continued.

Mayor Seiler asked what delays will result from this situation. Assistant City Manager Lagerbloom noted there are delays and

under-performance in the engineering group due to an assortment of reasons. This item allows continuation of the status quo.

Commissioner Rogers made a motion to approve this item and was seconded by Vice Mayor Roberts.

APPROVED

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

CONSENT RESOLUTION

CR-1 [17-0529](#)

Resolution appointing the law firm of Kaplan Kirsch & Rockwell, LLP as Special Counsel, to represent the City of Fort Lauderdale in connection with proceedings commenced before the U.S. Dept. of Transportation Federal Aviation Administration by Atlantic Beechcraft Services, Inc. and Southeast Turbines Corp., and Issues Pertaining to the Payment In Lieu of Taxes Paid by the Fort Lauderdale Executive Airport in Fiscal Years 2010-2016

Mayor Seiler recognized former Commissioner Charlotte Rodstrom, 66 Nurmi Drive, who stated this item is an additional \$150,000 to litigate past mistakes.

Mayor Seiler clarified this issue began 18 years ago, due to a policy decision made in the late 1990's that could result in no liability.

In response to Commission Trantalis's question, Assistant City Attorney Candace Duff explained the \$150,000 is an outside estimate for the cost of two items before the Federal Aviation Administration (FAA) at this time. It would avoid coming back to the Commission for further approvals. She explained one of the items concerns the claim of a pilot and includes negotiating. The other item is for a Part 16 proceeding brought against the City, as a sponsor of the airport, by subtenants of one of the Fixed Base Operator's (FBO) claiming violations of grant assurances.

Commissioner Trantalis asked about possible FAA fines. Mayor Seiler commented on his conversations with City Manager Feldman who believes the initial request's exposure is not realistic. Vice Mayor Roberts concurred, confirming his conversations with City Manager Feldman. He noted this item addresses the City Attorney's Office need to address the two issues stated by Assistant City Attorney Duff and sets aside funds for this purpose in accordance to accounting procedures.

Vice Mayor Roberts introduced this resolution that was read by title

only.

ADOPTED

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

CR-2 [17-0217](#)

Resolution Extending the Date for Consideration of Lease Approval for the Las Olas Marina Site to May 16, 2017

Mayor Seiler recognized Count Rosenthal, 1237 NW 4th Avenue, who stated his support of having a provision in the Las Olas Marina (Marina) lease for restaurants, stating this would benefit all citizens and would provide the Marina with the necessary cash flow. The nearby condominium owners in opposition should not override the overall benefit to the community. He noted the Marina lease could be a source of funding for items such as infrastructure.

Commissioner Trantalis stated the reason for pulling this item was to inquire about the reason for the requested extension. Ryan Henderson, City Manager's Office, stated negotiations are moving forward on the business side. There are no issues preventing the lease process from continuing to move forward. The restaurant developers are continuing their outreach to Portofino and adjacent condominiums to address architectural design issues. Mr. Henderson committed to attending the outreach meetings to determine their status.

Vice Mayor Roberts introduced this resolution that was read by title only.

ADOPTED

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

CR-3 [17-0488](#)

Resolution Approving an Amendment to the FY 2017 Not for Profit Grant Participation Agreement with Riverwalk Fort Lauderdale, Inc. - \$31,250

ADOPTED

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

CR-4 [17-0481](#)

Resolution Establishing the 2017 Walk of Fame Induction Committee

ADOPTED

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

CR-5 [17-0494](#)**Resolution Encouraging State to Allow Local Regulation of Single-Use Plastic Bags**

Commissioner Rogers inquired about this Commission Agenda Memo's (CAM) discussion of retail bags, noting the resolution omits the word "retail". He recommended the resolution be consistent with the CAM.

City Attorney Everett commented on aspects of the resolution, noting the ability for each local municipality to enact its ordinance as they see fit and this resolution being consistent with other resolutions around the State. Further discussions continued this topic.

In response to Commissioner Trantalis, City Attorney Everett confirmed the State has already preempted municipalities from making local laws regarding plastic bags. Mayor Seiler confirmed currently the State preempts the City from regulation.

Commissioner Rogers introduced this resolution as amended, to include the word "retail" in each instance referring to bags, and the resolution was read by title only.

ADOPTED AS AMENDED - Retail Plastic Bags

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

CR-6 [17-0343](#)**Resolution Setting Vacation Rental Registration Fees and Waiving Inspection Requirements for Owner-Occupied Vacation Rentals**

Mayor Seiler recognized Count Rosenthal, 1237 NW 4th Avenue, who called everyone's attention to the wording "owner-occupied", questioning its legal definition and need for clarification for owners who have multiple residences. Commissioner Trantalis discussed the difficulty in determining this and the original intent of this ordinance for renting out to guests. He expounded on his concerns about this issue and the need for clarification.

Discussions continued on landlord tenant rental situations versus owner-occupied properties, inspections, registering, enforcement, and the need to address the properties that are creating a problem in the community.

Assistant City Attorney D'Wayne Spence addressed the Commission. He clarified and explained the reasoning behind the reduction in registration fees and inspections. Mayor Seiler discussed amending the language to include "provided there have been no previous complaints" that would negate the need for annual inspections.

Further discussions continued on homeowners renting out their homes when they do not reside in the home and the correct language to amend this item. Vice Mayor Roberts concurred with Mayor Seiler's comments, noting the goal of receiving voluntary registration and compliance for as many properties as possible. He acknowledged the need to add more support for enforcement aspects.

There was consensus on adding the language, "provided there are no previous violations".

Commissioner Trantalis introduced this resolution as amended that was read by title only.

ADOPTED AS AMENDED - Provided there are no previous violations

CR-7 [17-0395](#) Resolution Imposing Special Assessment Liens for Lot Clearing

ADOPTED

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

CR-8 [17-0396](#) Resolution for Imposition of Special Assessment Liens for Costs Associated with the Securing of Multiple Properties

ADOPTED

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

CR-9 [17-0192](#) Resolution Approving a Memorandum of Agreement with the Florida Department of Transportation for the Wave Streetcar Project

Assistant City Manager Chris Lagerbloom stated this item is being deferred due to ongoing negotiations with Florida Department of Transportation about The Wave Streetcar Project.

Commissioner Trantalis made a motion to defer this resolution until May 2, 2017 that was seconded by Commissioner Rogers.

DEFERRED - Motion to Defer to May 2, 2017

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

CR-10 [17-0360](#) Resolution Approving the Conversion of SE 2nd Street between SE 8th Avenue to SE 2nd Court (at 10th Terrace) to a One-Way Street

In response to Commissioner Trantalis's question about how this item will impact the traffic on the surrounding streets, Commissioner Rogers stated he has not heard from his constituents in this

neighborhood, noting this road is not heavily traveled. Diana Alarcon, Director of Transportation and Mobility, confirmed Staff had reached out to the Beverly Heights neighbors and they requested this conversion to a one way street.

Commissioner Trantalis introduced this resolution that was read by title only.

ADOPTED

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

CR-11 [17-0372](#)

Resolution Authorizing the Acceptance of Grant Funds and Execution of a Joint Participation Agreement with Florida Department of Transportation for Construction of Taxiway Foxtrot Pavement Rehabilitation at Fort Lauderdale Executive Airport

ADOPTED

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

CR-12 [17-0373](#)

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

ADOPTED

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

[17-0557](#)

WALK ON Resolution Opposing Offshore Oil and Gas Drilling, Exploration and Development

ADOPTED

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

PURCHASING AGENDA

PUR-1 [17-0346](#)

Motion to Approve Purchase of Office Supplies via the Southeast Florida Governmental Purchasing Cooperative Contract - Office Depot, Inc. - \$1,241,677 (estimated three-year total)

APPROVED

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

- PUR-2** [17-0397](#) Motion to Approve Contract for Purchase of Demolition Services - AlliedBean Demolition, Inc. and The BG Group, LLC - \$537,850 (two-year total)
- APPROVED**
- Aye:** 5 - Vice Mayor Roberts, Commissioner Trantalis, Commissioner McKinzie, Commissioner Rogers and Mayor Seiler
- PUR-3** [17-0418](#) Motion to Approve First Amendment to License Agreement for Aerial Adventure Course - Air Play Adventures, LLC
- APPROVED**
- Aye:** 5 - Vice Mayor Roberts, Commissioner Trantalis, Commissioner McKinzie, Commissioner Rogers and Mayor Seiler
- PUR-4** [17-0430](#) Motion to Approve Lease Agreement for Color Production Printer - Ricoh USA, Inc. - \$166,000 (four-year total)
- APPROVED**
- Aye:** 5 - Vice Mayor Roberts, Commissioner Trantalis, Commissioner McKinzie, Commissioner Rogers and Mayor Seiler
- PUR-5** [17-0445](#) Motion to Approve Purchase of Sodium Hydroxide - Allied Universal Corporation - \$170,000
- APPROVED**
- Aye:** 5 - Vice Mayor Roberts, Commissioner Trantalis, Commissioner McKinzie, Commissioner Rogers and Mayor Seiler
- PUR-6** [17-0454](#) Motion to Approve Purchase of Fire Hydrants - HD Supply Waterworks, LTD - \$225,000
- APPROVED**
- Aye:** 5 - Vice Mayor Roberts, Commissioner Trantalis, Commissioner McKinzie, Commissioner Rogers and Mayor Seiler
- PUR-7** [17-0455](#) Motion to Approve Final Ranking and Commencement of Contract Negotiations for South Ocean Bridge Drive Project
- APPROVED**
- Aye:** 5 - Vice Mayor Roberts, Commissioner Trantalis, Commissioner McKinzie, Commissioner Rogers and Mayor Seiler
- PUR-8** [17-0474](#) Motion to Approve Increase in Funds for Architectural Consulting Services Contract - Walters Zackria Associates - \$70,387
- Mayor Seiler recognized Count Rosenthal, 1237 NW 4th Avenue, who commented on the rising fees for professional services, including architectural and contractor services. He recommended staffing

Advisory Boards with individuals who know how to economize and save taxpayer funds.

Commissioner Trantalis inquired about aspects of the redesign the first floor of the Transportation and Mobility Department building located at 290 NE 3rd Avenue and his concern over the amount of architectural fees. Diana Alarcon, Director of Transportation and Mobility, stated the fees are based on the current contract and include the engineering designs necessary to put the project out to bid. Mayor Seiler concurred with Commissioner Trantalis on the cost issue. Discussions ensued on aspects of the project including its design, the desire to streamline the work area for better efficiencies for the first floor area, and the high cost of the architectural fees.

Commissioner Trantalis made a motion to defer this item and was seconded by Vice Mayor Roberts.

DEFERRED - Motion to Defer to May 16, 2017

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

PUR-9 [17-0476](#)

Motion to Approve Purchase of Swimming Pool Chemicals - \$182,510 (two-year total)

APPROVED

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

PUR-1 [17-0501](#)

0

Motion to Approve Contract for Beach Equipment Rental Concession - Boucher Brothers Beach Management Fort Lauderdale, LLC - \$2,450,000 (revenue)

Mayor Seiler recognized Count Rosenthal, 1237 NW 4th Avenue, who spoke in support of approving this item, expounding on the outstanding business reputation of the selected vendor, a local family owned firm.

Mayor Seiler recognized former State Senator Ellyn Setnor Bogdanoff, Esq., with Becker and Poliakoff and on behalf of Oceanside. Ms. Bogdanoff explained the history and facts involved in the selection process for this item, noting the projected revenue for the City. Ms. Bogdanoff confirmed the information she passed out to the Commission was the justification for Oceanside's projected revenue, discussing relevant points in the information package. She noted the selection committee's comments during the process, the importance of Oceanside to correct the record, and other pertinent information regarding this item and the selection process. Ms. Bogdanoff requested the Commission further deliberate on this item, confirming

Oceanside's ability to meet the necessary deadlines.

A copy of Ms. Bogdanoff's submission to the Commission is attached to these minutes.

Mayor Seiler recognized Stephanie Toothaker, Esq., on behalf of Boucher Brothers, who responded to Ms. Bogdanoff's comments, expounding on Boucher Brothers business history, attributes and numerous municipality recommendations. She gave a historical overview of what occurred during the bidding and selection committee meeting process, differences in vendor qualifications, the history of work with municipalities in South Florida and the endorsement of beach hoteliers. Ms. Toothaker confirmed the amount of contract revenue in addition to the percentage of beach revenue paid (true up). She confirmed the rates will not be raised and her client will be providing new equipment upon award of the bid as requested by the selection committee.

A copy of Ms. Toothaker's submission to the Commission is attached to these minutes.

Vice Mayor Roberts asked about the dates of cancellation of Oceanside's contract with the City of Delray Beach which Ms. Toothaker stated were in 2014, confirming the contracts were not cancelled. Commissioner Trantalis stated he pulled this item to ensure the public will not be overcharged for use of chairs and umbrellas. Ms. Toothaker stated the prices will remain at the current level, though not stated in the contract. It is not the intention of Boucher Brothers to raise rates. Should they desire to raise rates, they will need to request this from the City Manager. Commissioner Rogers asked if the new contract is the same as the previous contract, noting the need for last year's revenue numbers to compare to this year. Ms. Toothaker confirmed the override aspect of the contract has always existed, elaborating on the calculations used in the bid.

Mayor Seiler recognized Charles Perry, Boucher Brothers. In response to Commissioner Roger's question, Mr. Perry explained the details of calculations regarding the minimum annual guarantee revenue. Further discussions ensued on the previous three years revenue. Linda Logan-Short, Deputy Director of Finance, explained the amounts provided by City Manager Feldman were for fiscal years. The contract with the vendor is not on a fiscal year basis. Discussions to clarify the calculations, profit margins, selection committee's requirements, Boucher Brothers' relationship with beach hoteliers, and the competing vendor's projected revenue continued.

In response to Vice Mayor Roberts' question, Ms. Bogdanoff clarified Oceanside's anticipation of increased revenue was due to additional hotels coming online. She stated, to correct the record, that the incident in Delray Beach was political in nature. Ms. Bogdanoff confirmed hoteliers' letters of recommendation for Oceanside. Ms. Bogdanoff expounded on Oceanside's history of its efforts with regard to participating in the procurement and bid process, stating their first offer was their best and final offer and they followed all procurement guidelines. She also confirmed for Commissioner Rogers that Oceanside presented to the selection committee, but did not attend the pre-bid meeting due to lack of notification. They were unaware of their responsibility to look on the City website.

It was noted there was no bid protest filed. Vice Mayor Roberts noted his concern over the price issue and reputation issue, inquiring as to how the calculation of Oceanside's reputation was made. Mayor Seiler recognized Jennifer Alvarez, Procurement Manager, who explained the evaluation criteria is based on a point system, stating the selection committee must follow those guidelines in scoring, stating price is not the only factor. The quality of the selected vendor is illustrated in the score.

Commissioner Rogers commented that when there are only two responsive bidders, the process is not meaningful. He stated the selection committee should be given the right tools to inform the Commission the reasons for their selection.

Commissioner Trantalis stated following conversations with Oceanside, they could not commit to not raising their rates. Commissioner Rogers stated to make an informed decision and feel comfortable, he would like know the profit margin and costs involved to make a valid comparison of vendors to make the best decision for the City. Mayor Seiler discussed receiving ten percent of gross revenue less minimum annual guarantees (MAG) and is audited. Further comments and discussions ensued on calculating previous years' earnings. Mr. Perry stated last year Boucher Brothers grossed approximately \$1,750,000, less the MAG.

Ms. Logan-Short confirmed as part of the process, Staff reviews all required financial statements against the amounts submitted in addition to the true up amounts. In response to Commissioner Rogers' concerns, Ms. Logan-Short stated she has not seen Oceanside's financial information, confirming Oceanside was number one in revenue to the City.

Commissioner Trantalis commented on the consistent quality of

service provided by Boucher Brothers. Further discussions on all factors in the Request for Proposal (RFP) selection process. It was confirmed the current contract expires on May 1, 2017, requiring a decision tonight. In response to Mayor Seiler's question, Ms. Logan-Short stated the gross revenue for last year was approximately \$1,200,000. Further comments and discussion continued on the calculations of gross revenue and gross revenue paid to the City.

In response to Mayor Seiler's question, Ms. Bogdanoff stated the amount paid to the City of Delray Beach in 2016 (year three) was \$305,460 for one hotel. She expounded on the difference in Oceanside's business and pricing model, stating the Commission has not had the opportunity to see the bid response to make an informed decision. Discussions ensued on extending the current contract. Ms. Logan-Short stated due to requirements in the Ordinance, the Commission cannot extend the current contract. Ms. Logan-Short corrected her previous statement, stating the gross including the MAG is \$1,100,000 for last year. Commissioner Rogers reiterated his desire to view all of the financial numbers involved. Mayor Seiler requested Ms. Logan-Short send Commissioner Rogers the audited financial information he requested. Ms. Logan-Short confirmed.

Commissioner Trantalis made a motion to approve this item and was seconded by Vice Mayor Roberts.

APPROVED

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

Nay: 1 - Commissioner Rogers

MOTIONS

M-1 [17-0511](#)

Motion to Approve Acceptance of the Comprehensive Annual Financial Report and the Federal and State Single Audit for Fiscal Year Ended September 30, 2016 for Submittal to the Florida Auditor General

Commissioner Trantalis made a motion to approve this item and was seconded by Commissioner Rogers.

APPROVED

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

RESOLUTIONS

R-1 [17-0489](#) Appointment of Board and Committee Members

Commissioner Trantalis raised the issue about the ability of someone who is involved in litigation with the City to sit on a City Board (Board), noting Brad Cohen represents someone who is litigation with the City.

Questions and discussions on the ability of a Board member to also serve on the Infrastructure Task Force ensued.

City Clerk Modarelli read the Board and committee appointments as noted below:

BEACH REDEVELOPMENT BOARD

Aiton Yari is appointed to the Beach Redevelopment Board for a one year term beginning May 3, 2017 and ending May 2, 2018 or until his successor has been appointed.

BOARD OF ADJUSTMENT

Carey Villeneuve is appointed to the Board of Adjustment for a two year term beginning May 21, 2017 and ending May 20, 2019 or until his successor has been appointed.

Blaise McGinley is appointed to the Board of Adjustment to complete an unexpired term ending May 20, 2017 or until his successor has been appointed.

Blaise McGinley is appointed to the Board of Adjustment for a two year term beginning May 21, 2017 and ending May 20, 2019 or until his successor has been appointed.

COMMUNITY APPEARANCE BOARD

Ron Aloise is appointed to the Community Appearance Board for a one year term beginning May 20, 2017 and ending May 19, 2018 or until his successor has been appointed.

Chip Falkanger is appointed to the Community Appearance B for a one year term beginning April 19, 2017 and ending April 18, 2018 or until his successor has been appointed.

COMMUNITY SERVICES BOARD

Itohan Ighodaro is appointed to the Community Services Board for a one year term beginning April 19, 2017 and ending April 18, 2018 or until her successor has been appointed.

ECONOMIC DEVELOPMENT ADVISORY BOARD

Jason Crush is appointed to the Economic Development Advisory Board for a two year term beginning January 6, 2017 and ending

January 5, 2019 or until his successor has been appointed.

EDUCATION ADVISORY BOARD

Towana Bonaparte is appointed to the Education Advisory Board for a one year term beginning May 20, 2017 and ending May 19, 2018 or until her successor has been appointed.

Adam Fortner is appointed to the Education Advisory Board for a one year term beginning April 19, 2017 and ending April 18, 2018 or until his successor has been appointed.

FIRE-RESCUE FACILITIES BOND ISSUE BLUE RIBBON COMMITTEE

Adam Fortner is appointed to the Fire Rescue Bond Issue Blue Ribbon Committee for a three year term beginning April 19, 2017 and ending April 18, 2020 or until his successor has been appointed.

MARINE ADVISORY BOARD

Grant Henderson is appointed to the Marine Advisory Board for a one year term beginning April 19, 2017 and ending April 18, 2018 or until his successor has been appointed.

Cliff Berry is appointed to the Marine Advisory Board for a one year term beginning May 19, 2017 and ending May 18, 2018 or until his successor has been appointed

Zane Brisson is appointed to the Marine Advisory Board for a one year term beginning May 3, 2017 and ending May 2, 2018 or until his successor has been appointed.

NORTHWEST PROGRESSO FLAGLER HEIGHTS REDEVELOPMENT BOARD

Bradford Cohen is appointed to the Northwest Progresso Flagler Heights Redevelopment Board for a three year term beginning May 22, 2017 and ending May 21, 2020 or until his successor has been appointed.

SUNRISE KEY NEIGHBORHOOD IMPROVEMENT DISTRICT

Bob Moss has been appointed to the Sunrise Key Neighborhood Improvement District for a three year term beginning May 1, 2017 and ending April 31, 2020 or until his successor has been appointed.

SUSTAINABILITY ADVISORY BOARD

Carol Ann Mazza has been appointed to the Sustainability Advisory Board for a one year term beginning April 19, 2017 and ending April 18, 2018 or until her successor has been appointed.

Danielle Falarz is appointed to the Sustainability Advisory Board for a one year term beginning April 19, 2017 and ending April 18, 2018 or until her successor has been appointed.

Vice Mayor Roberts introduced this item that was read by title only.

ADOPTED AS AMENDED

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

Not Present: 1 - Commissioner Trantalis

R-2 [17-0248](#)

Quasi-Judicial Resolution - City Commission Review and Approval of a Site Plan Level II Development Permit Including the Allocation of 32 Post 2003 Downtown Dwelling Units and 158 Downtown Dwelling Units, New River Yacht Club Phase III - The Related Group - 416 SW 1 Avenue - Case Number R16016

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 their verbal and written communications, site visits, and expert opinions received.

Mayor Seiler opened the public hearing

Mayor Seiler recognized Count Rosenthal, 1237 NW 4th Avenue, who discussed and thanked Mr. Perez for his development efforts and contributions to the City.

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

Mayor Seiler questioned the title of the resolution as it differed from the agenda item. Assistant City Attorney Spence confirmed the title of the resolution was correct and the 158 downtown dwelling units are part of the new 5,000 units recently approved. The ULDR refers to them as DU's (dwelling units). The word "downtown" was inserted by Staff to advise of their location.

Commissioner Trantalis introduced this resolution that was read by title only.

ADOPTED

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

R-3 [17-0464](#)

Quasi-Judicial Resolution - City Commission Review and Approval of a Site Plan Level II Development Permit Including the Allocation 555 New 5,000 Dwelling Units, for Phase 2 of the Proposed Development - Riverfront - Las Olas Riverfront, L.P. - 300 SW 1 Avenue - Case Number R16049

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 their verbal and written communications, site visits, and expert opinions received.

Mayor Seiler opened the public hearing

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

In response to Commissioner Rogers' question, Assistant City Attorney D'Wayne Spence confirmed these dwelling units are not part of the post 2003 units. The post 2003 units previously provided in the ULDR were allocated on the Commission's last action and are now gone.

The Commission is now operating and acting on the most recent approved pool of 5,000 dwelling units. This item is requesting 555 dwelling units.

Commissioner Rogers emphasized the need for the Commission to be strategic going forward due to the County's condition requiring fifteen percent of allocated dwelling units be affordable housing. He recommended considering all necessary issues relating to affordable housing. Further comments and discussions continued.

Assistant City Attorney Spence referred to the table provided in the backup for the remaining units, stating 3,537 units are remaining and 2,000 are pending (under Development Review Committee review).

Assistant City Attorney Spence stated the issue at hand regarding the Development Monitoring Agreement, provides prior to issuing a

building permit for the pending units, the City needs to make sure 375 affordable housing units have been allocated. Vice Mayor Trantalis commented that this forces a developer to make a larger percentage of their project affordable as opposed to spreading the affordable housing units out over all of the 5,000 allocated unit developments.

Commissioner Rogers recommended discussing this issue with the County at the upcoming meeting, i.e., getting credit for existing affordable housing. He also commented that incentivizing affordable housing needs to be done strategically.

Assistant City Attorney Spence stated the total number of affordable housing units per allocation needs to be 750 out of the 5,000. However, before reaching the fifty percent allocation, 375 affordable housing units need to be allocated. Discussions and comments ensued.

Mayor Seiler recognized Ryan Shear the owner-developer of the project to address the Commission. Mr. Shear stated the financing for Phase I and Phase II would fall apart should affordable housing now be made part of the development. He expounded on the details involved with the lender.

In response to Commissioner Trantalis's question about the Department of Sustainable Development's (DSD) plan to incorporate the fifteen percent of affordable housing into dwelling units, Randall Robinson, Planner III, stated DSD needs to come up with a plan.

Commissioner Rogers stated it is the Commission's responsibility, reiterating now is the time to begin working to strategically address this issue. Further discussions and comments ensued on the possibility of the developer including necessary neighborhood amenities such as a grocery store.

Courtney Crush, Esq., and on behalf of the developer, confirmed they were intent on looking at resident amenities, such as a store that could provide fresh sandwiches and fruit, or a dry cleaner. She expounded on the planned usage of the restaurant and retail space at the project.

Commissioner Trantalis stated he does not want any further development projects brought before the Commission until details to address traffic and residential neighborhood needs such as grocery stores are addressed in order to achieve a livable and walkable City.

Mayor Seiler requested a recommendation from Staff regarding dwelling units and affordable housing. The recommendation should

come back to the Commission as a discussion item. Commissioner Rogers suggested part of the discussion should address how the County and other have defined affordability. Further discussions continued on affordability and creating density along The Wave route.

Commissioner Trantalis introduced this resolution that was read by title only.

ADOPTED

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

PUBLIC HEARINGS

PH-1 [17-0442](#)

Motion to Approve Transfer of City Owned Properties in the Northwest Progresso Flagler Heights (NPF) Community Redevelopment Area to the Fort Lauderdale Community Redevelopment Agency (CRA)

Mayor Seiler opened the public hearing.

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

Commissioner Trantalis introduced this resolution that was read by title only.

ADOPTED

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

PH-2 [17-0388](#)

Public Hearing to Review Application for Certificate of Public Convenience and Necessity for Courtesy Vehicles for Ride Care Transportation LLC

Mayor Seiler opened the public hearing.

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

In response to Commissioner Rogers' question, Diana Alarcon,

Director of Transportation and Mobility, confirmed the applicant will also be required to obtain a County license. Commissioner Rogers commented on his concerns about liability issues and suggested a financial review to determine their capability of operating, along with related contingent liabilities. Ms. Alarcon stated the County has significantly higher criteria the applicant will need to meet, which they will need to provide to the City along with their certificate of insurance showing coverage of all liability issues covered under the Ordinance. The Certificate of Convenience would not be issued until all County requirements and criteria have been met and provided.

Commissioner Rogers introduced this resolution that was read by title only.

APPROVED

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

ORDINANCE SECOND READING

OSR-1 [17-0496](#) Ordinance Amending Article X, Vacation Rentals, Chapter 15 of the Code of Ordinances of the City of Fort Lauderdale

Vice Mayor Roberts introduced the Ordinance on Second Reading which the City Clerk read by title only.

ADOPTED ON SECOND READING

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

[17-0556](#)

WALK ON Motion to Approve Nomination of the City of Fort Lauderdale Pioneer for the Broward County Historic Preservation Board 2017 Pioneer Day Event

Commissioner Rogers nominated Mr. R.L. Landers for 2017 Pioneer Day and former State Senator Debby Sanderson as alternate that was seconded by Vice Mayor Roberts.

APPROVED - Motion to Approve Nomination of R.L. Landers as the 2017 City of Fort Lauderdale Pioneer and Debby Sanderson as the Alternate

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

Nay: 1 - Commissioner Trantalis

EXECUTIVE CLOSED DOOR REQUEST

Mayor Seiler recognized City Attorney Cynthia Everett who stated,

pursuant to Florida Statute, Section 286.011(8)(a), she will be seeking advice on the matters of four cases including:

Joe Castro v. City of Fort Lauderdale

Case No. CACE 16-000890

Arnold P. Abbott, et al. v. City of Fort Lauderdale

Case No. CACE 99-03583 (05) and CACE 14-024037 (21)

Reverend Canon Mark Sims v. City of Fort Lauderdale

Case No. CACE 14-22297 (08)

Gail Tapscott v. City of Fort Lauderdale

Case No. CACE 14-023713 (25)

During the City Commission Meeting on May 2, 2017 at a time to be determined.

Present at the attorney-client session will be:

Mayor, John P. "Jack" Seiler
Vice Mayor, Bruce G. Roberts
Commissioner, Robert L. McKinzie
Commissioner, Dean J. Trantalis
Commissioner, Romney Rogers
City Manager, Lee R. Feldman
City Attorney, Cynthia A. Everett

Re.: Joe Castro v. City of Fort Lauderdale, Outside Counsel will be Jeffery R. Lawley, Esq. of Billing, Cochran, Lyles, Mauro & Ramsey, P.A.; and a Certified Court Reporter with Daughters Reporting, Inc.

Re: Arnold Abbott, et al. v. CFL, Reverend Canon Mark Sims v. CFL, and Gail Tapscott v. CFL, Counsel will be Assistant City Attorney, Alain E. Boileau, and Outside Counsel, Michael T. Burke, Esq., of Johnson, Anselmo, Murdoch, Burke, Piper & Hochman, P.A.

The estimated length of this attorney-client session is approximately one (1) hour.

ADJOURNMENT

There being no further business before the City Commission at the Regular Meeting of April 19, 2017, Mayor Seiler adjourned the meeting at 9:55 p.m.

John P. "Jack" Seiler
Mayor

ATTEST:

Jeffrey A. Modarelli
City Clerk