

# City of Fort Lauderdale

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## Action Summary

Tuesday, November 21, 2023

6:00 PM

The Parker

707 Northeast 8th Street, Fort Lauderdale, FL 33304

## City Commission Regular Meeting

*FORT LAUDERDALE CITY COMMISSION*

*DEAN J. TRANTALIS Mayor*

*PAM BEASLEY-PITTMAN Vice Mayor - Commissioner - District III*

*JOHN C. HERBST Commissioner - District I*

*STEVEN GLASSMAN Commissioner - District II*

*WARREN STURMAN Commissioner - District IV*

*GREG CHAVARRIA, City Manager*

*DAVID R. SOLOMAN, City Clerk*

*THOMAS J. ANSBRO, City Attorney*

*PATRICK REILLY, City Auditor*

**PUBLIC APPEARANCES BEFORE THE CITY COMMISSION:**

If any person wishes to address the City Commission, the person shall sign up in The Parker lobby. A member of the City Clerk's Office Staff will be there to assist. Speaker Cards are given to the Mayor. After being recognized by the Mayor, the speaker should approach the podium, identify the agenda item in question, indicate support, opposition, or neutrality on the agenda item, and then proceed to succinctly state the speaker's position or present information.

If an attorney, or any other person appears before the Commission in a representative capacity, the attorney, or other representative shall also sign up in The Parker lobby. A member of the City Clerk's Office Staff will be there to assist. After being recognized by the Mayor, the speaker should approach the podium, identify the client(s) being represented, and identify the agenda item in question. The speaker shall then indicate the client's support, opposition, or neutrality on the agenda item and then proceed to succinctly state the client's position or present information on behalf of the client(s).

Pursuant to Section 3.13 of the Charter of the City of Fort Lauderdale, Florida, the Mayor shall maintain order at all meetings, and the Police Department, upon instructions of the Mayor, shall expel any person from the meeting who refuses to obey the order of the Mayor in relation to preserving order at the meetings. Any person who interrupts or disturbs a City Commission meeting, or who willfully enters or remains in a City Commission meeting having been warned by the Mayor to depart and who refuses to do so, may be subject to arrest.

**AUXILIARY AIDS AND SERVICES:** If you desire auxiliary aids or services or both to assist in viewing or hearing the City Commission meetings or reading the agenda and minutes for the meeting, please contact the City Clerk's Office at 954-828-5002 at a minimum of two days prior to the meeting and arrangements will be made to provide these services to you.

**NOTICE TO MEMBERS OF THE PUBLIC:** If a person decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, the person will need a record of the proceedings, and that, for such purpose, the person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

## Pledge of Allegiance

## ROLL CALL

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

## Approval of MINUTES and Agenda

[23-1104](#) Minutes for September 19, 2023, Commission Conference Meeting, September 19, 2023, Commission Regular Meeting, October 3, 2023, Commission Workshop - 2024 State Legislative Program, October 3, 2023, Commission Conference Meeting, and October 3, 2023, Commission Regular Meeting - (Commission Districts 1, 2, 3 and 4)

**APPROVED AS AMENDED**

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

## CONSENT AGENDA PUBLIC COMMENT

## CONSENT AGENDA

### Approval of the Consent Agenda

**Approve the Consent Agenda**

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

## CONSENT MOTION

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

**APPROVED**

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

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

**APPROVED**

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

**CM-3** [23-1067](#)

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

**APPROVED**

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

**CM-4** [23-1068](#)

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

**APPROVED**

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

**CM-5** [23-1069](#)

Motion Authorizing Settlement of General Liability Claims of JN and Sons Realty LLC and Fahdworld Inc - \$300,000 - (Commission Districts 1, 2, 3 and 4)

**APPROVED**

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

**CM-6** [23-1093](#)

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

**APPROVED**

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

## CONSENT RESOLUTION

**CR-1** [23-0973](#)

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

**APPROVED AS AMENDED**

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

- CR-2**    [23-1002](#)        Resolution Accepting a Grant from Florida Department of Environmental Protection - Land Water Conservation Fund Grant - \$1,100,000 - (Commission District 2)
- ADOPTED**
- Yea:** 5 - Commissioner Sturman, Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman and Mayor Trantalis
- CR-3**    [23-1008](#)        Resolution Imposing Special Assessment Liens for Lot Clearing - (Commission Districts 1, 2, 3 and 4)
- ADOPTED**
- Yea:** 5 - Commissioner Sturman, Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman and Mayor Trantalis
- CR-4**    [23-1009](#)        Resolution Imposing Special Assessment Liens for Graffiti Removal - (Commission District 3)
- ADOPTED**
- Yea:** 5 - Commissioner Sturman, Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman and Mayor Trantalis
- CR-5**    [23-1020](#)        Resolution Approving a City of Fort Lauderdale FY 2024 Not For Profit Grant Participation Agreement with Early Learning Coalition of Broward County, Inc. - \$75,000 - (Commission Districts 1, 2, 3 and 4)
- ADOPTED**
- Yea:** 5 - Commissioner Sturman, Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman and Mayor Trantalis
- CR-6**    [23-1021](#)        Resolution Approving City of Fort Lauderdale FY 2024 Not for Profit Grant Participation Agreement with Museum of Discovery and Science, Inc., - \$214,800 - (Commission Districts 1, 2, 3 and 4)
- ADOPTED**
- Yea:** 5 - Commissioner Sturman, Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman and Mayor Trantalis
- CR-7**    [23-1061](#)        Resolution Approving NE 35th Street to also be known as "Chabad Drive" between State Road A1A and Galt Ocean Drive - (Commission District 1)
- ADOPTED**
- Yea:** 5 - Commissioner Sturman, Commissioner Herbst, Commissioner Glassman, Vice Mayor Beasley-Pittman and Mayor Trantalis

- CR-8**    [23-1116](#)        Resolution Appointing Kelley Kronenberg, P.A., as Special Counsel, to Represent the City of Fort Lauderdale in Complex Construction Matters -(Commission Districts 1, 2, 3 and 4)

**ADOPTED**

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

**MOTIONS**

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

**APPROVED**

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

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

**REMOVED FROM AGENDA**

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

**APPROVED**

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

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

**APPROVED**

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

**Nay:** 1 - Commissioner Sturman

**M-5**     [23-1105](#)     Motion Approving the Lease Agreement between Cypress Corporate Center LLC and the City of Fort Lauderdale, in Substantially the Form Provided - \$779,438 (36-Month Rent) - (Commission District 1)

**APPROVED**

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

**RESOLUTIONS**

**R-1**     [23-1117](#)     Appointment of Board and Committee Members - (Commission Districts 1, 2, 3 and 4)

**ADOPTED**

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

**R-2**     [23-1047](#)     Resolution Authorizing the City Manager to Execute Florida Power & Light (“FPL”) Easement Over City-owned Property for Utilities at 4950 Peters Road - (Unincorporated Broward County)

**ADOPTED**

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

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

**ADOPTED**

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

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

**ADOPTED**

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

- R-5**     [23-1140](#)     Resolution Approving and Adopting the Commission Legislative Priorities Component of the 2024 State Legislative Program for the City of Fort Lauderdale - (Commission Districts 1, 2, 3 and 4)

**ADOPTED**

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

**ORDINANCE SECOND READING**

- OSR-1**   [23-1110](#)     Second Reading - Ordinance Amending the City of Fort Lauderdale Code of Ordinances, Chapter 8, Article III, Titled "Public Beaches," by Creating a New Code Section 8-55.4, Titled "Sale, Service, and Consumption of Food and Alcoholic Beverages"- (Commission District 2)

**ADOPTED ON SECOND READING**

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



[23-1156](#)

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

**ADOPTED**

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

**ADJOURNMENT**