

City of Fort Lauderdale

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Meeting Minutes

Tuesday, November 19, 2024

6:00 PM

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

City Commission Regular Meeting

FORT LAUDERDALE CITY COMMISSION

DEAN J. TRANTALIS Mayor

STEVEN GLASSMAN Vice Mayor - Commissioner - District II

JOHN C. HERBST Commissioner - District I

PAM BEASLEY-PITTMAN Commissioner - District III

WARREN STURMAN Commissioner - District IV

SUSAN GRANT, Acting City Manager

DAVID R. SOLOMAN, City Clerk

D'WAYNE M. SPENCE, Interim City Attorney

PATRICK REILLY, City Auditor

CALL TO ORDER

Mayor Trantalis called the meeting to order at 6:05 p.m.

Pledge of Allegiance

Braydon Batson and William Batson, Students at Croissant Park Elementary School

MOMENT OF SILENCE**ROLL CALL**

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

COMMISSION QUORUM ESTABLISHED

Also Present: Acting City Manager Susan Grant, City Clerk David R. Soloman, Interim City Attorney D'Wayne M. Spence, and City Auditor Patrick Reilly

AGENDA ANNOUNCEMENTS

Mayor Trantalis announced the following updates to the published Agenda:

ADDITION:

WALK-ON Resolution accepting the Certificate of the Broward County Canvassing Board and declaring results of the 2024 Regular Municipal Election

REMOVED:

M-1 - Removed from Agenda - Commission Member withdrew objection.

REVISION:

CR-6- Located in District 4

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

Approval of MINUTES and Agenda

[24-1105](#)

Minutes for October 1, 2024, Commission Conference Meeting,

October 1, 2024, Commission Regular Meeting and October 15, 2024, Commission Conference Meeting - (Commission Districts 1, 2, 3 and 4)

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

ADOPTED AS AMENDED - Agenda Amended

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

PRESENTATIONS

PRES- [24-1116](#)

1

Dillard Innovation Zone Student Recognition

Chief Education Officer Susan Leon provided an overview of the Dillard Innovation Zone Student Recognition Program and explained it is based on eight (8) essential core character traits. Those character traits are cooperation, responsibility, citizenship, kindness, respect, honesty, self-control, and tolerance. Ms. Leon announced the students in attendance being honored with this recognition: Jase Brinson - Rock Island Elementary School; Gavin Reynolds - William Dandy Middle School; Quanteria Dowling - Parkway Middle School; Armani Pontichello - Wingate Oaks Center Pre-School; and Philip Dominique - Westwood Heights Elementary School.

PRESENTED

PRES- [24-1117](#)

2

Introduction of Ms. Parker Jacobson-Bertanzetti, Nominee for Youth Chair to the Sustainability Advisory Board

Mayor Trantalis introduced Ms. Parker Jacobson-Bertanzetti, the Sustainability Advisory Board (SAB) Youth Chair Nominee.

Mayor Trantalis recognized Glen Hadwen, Public Works Department Sustainability Manager. Mr. Hadwen explained the genesis of this SAB recommendation.

Ms. Parker Jacobson-Bertanzetti, a junior at Pine Crest High, read an introductory statement outlining her inspiration, motivation, and interest in serving as a non-voting member of the SAB in pursuit of sustainable City planning and making a difference in the community. Mayor Trantalis thanked Ms. Jacobson-Bertanzetti for her commitment to the City.

PRESENTED

**PRES- [24-1118](#)
3**

Mayor Trantalis to present a Proclamation declaring November 2024, as Epilepsy Awareness Month in the City of Fort Lauderdale

Mayor Trantalis presented a Proclamation declaring *November 2024, as Epilepsy Awareness Month in the City of Fort Lauderdale*, reading the Proclamation in its entirety.

Luis Martinez, Epilepsy Alliance of Florida, accepted the Proclamation and thanked the Commission for this recognition.

PRESENTED**[24-1150](#)**

WALK-ON Presentation Recognizing Commissioner Warren Sturman's Service to the City

Mayor Trantalis recognized and thanked Commissioner Warren Sturman for his leadership, dedication, and service to the City as District 4 Commissioner from December 2022 through November 2024. Mayor Trantalis presented Commissioner Sturman with a crystal sailboat as a token of the City's appreciation.

Commissioner Sturman discussed his commitment to the City, public service work, and dedication as a First Responder. Commissioner Sturman cited the City's emergency response during the April 2023 flood and expounded on related information. Commissioner Sturman thanked and acknowledged community members who assisted in the disaster relief effort.

Commissioner Sturman commented on the City's achievements during the past two (2) years and remarked on future municipal goals. Commissioner Sturman acknowledged Staff for their assistance during his term as District 4 Commissioner, and thanked the District 4 community for allowing him to serve as their representative.

PRESENTED**CONSENT AGENDA PUBLIC COMMENT**

None.

CONSENT AGENDA

Vice Mayor Glassman requested Consent Agenda item CP-1 be pulled for separate discussion.

Approval of the Consent Agenda

Commissioner Sturman made a motion to approve the Consent Agenda

and was seconded by Vice Mayor Glassman.

Approve the Consent Agenda

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

CONSENT MOTION

CM-1 [24-1074](#) Motion Approving an Outdoor Event Agreement with Jack and Jill Children's Center, Inc. - (Commission District 4)

APPROVED

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

CM-2 [24-0992](#) Motion Approving Change Order No. 3 for The New River Watermain Crossings Project - Comtech Engineering Inc. - \$341,691.98 - (Commission District 4)

APPROVED

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

CM-3 [24-1006](#) Motion Authorizing Execution of 1) A Revocable License Agreement between Regatta New River Property, LLC, Broward County and the City of Fort Lauderdale for the Installation and Maintenance of Improvements on South Andrews Avenue in Association with the "Regatta" (f/k/a "New River Yacht Club III") Project Located at 416 SW 1st Avenue (f/k/a 417-441 South Andrews Avenue); and 2) An Agreement Ancillary to Revocable License Agreement, Between Regatta New River Property, LLC and the City of Fort Lauderdale - (Commission District 4)

APPROVED

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

CM-4 [24-1049](#) Motion Authorizing Execution of a Dock Lease Agreement with Rubber Duck Holdings, Inc. d/b/a Yachtsalesinternational.com, from October 1, 2024, to September 30, 2025 - (Commission District 4)

APPROVED

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

CM-5 [24-1050](#) Motion Authorizing Acceptance of Partial Payment from the City's

Property Insurance Carriers for Flood Damages to Multiple Locations
- \$350,730.51 - (Commission Districts 1, 2, 3 and 4)

APPROVED

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

CM-6 [24-1055](#)

Motion Approving Voluntary Benefits Administration - FBMC Benefits Management, Inc. (FBMC) Third Amendment - (Commission Districts 1, 2, 3 and 4)

APPROVED

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

CM-7 [24-1107](#)

Motion Approving and Authorizing the Execution of an Amendment to the Lease Agreement with the Florida Department of Transportation for Right-of-Way Land Above the Henry E. Kinney Tunnel - (Commission District 4)

APPROVED

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

CONSENT RESOLUTION

CR-1 [24-0919](#)

Resolution Pursuant to Code Sec. 8-144 (a) Resolution Approving an Application for a Dock Permit for Usage of Public Property by JFB Assets Management, a Foreign Limited Partnership adjacent to 601 Cordova Road for an Existing Marginal Dock and (b) Authorizing Execution of a Declaration of Restrictive Covenants - (Commission District 4)

ADOPTED

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

CR-2 [24-0843](#)

Resolution Authorizing the City Manager to Execute an Agreement with Broward County under their Broward Boating Improvement Program for Grant Funding of \$50,000 for Future Derelict Vessel Removal - (Commission Districts 1, 2, 3 and 4)

ADOPTED

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

- CR-3** [24-0982](#) Resolution Approving the Final Consolidated Budget Amendment to Fiscal Year 2024 - Appropriation - (Commission Districts 1, 2, 3 and 4)

ADOPTED

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

- CR-4** [24-1046](#) Resolution Authorizing the City Manager to Execute an Instrument Granting and Conveying a Public Drainage Easement - City of Fort Lauderdale - DC Alexander Park - (Commission District 2)

ADOPTED

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

- CR-5** [24-1047](#) Resolution Authorizing the City Manager to Execute an Underground Electric Utility Facilities Easement with Florida Power and Light (FPL) at 500 Seabreeze Boulevard - DC Alexander Park - (Commission District 2)

ADOPTED

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

- CR-6** [24-1096](#) Resolution Accepting a State-Funded Grant from Florida Department of Environmental Protection for the Stormstation 1 and Stormstation 2 Fixed Emergency Generators Projects - \$175,000 - (Commission District 2)

ADOPTED

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

CONSENT PURCHASE

- CP-2** [24-1030](#) Motion Approving an Increase to the Fort Lauderdale Executive Airport Runway 9-27 Pavement Rehabilitation Consultant Services Agreement - Kimley-Horn and Associates, Inc. - \$707,584 - (Commission District 1)

APPROVED

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

CONSENT AGENDA ITEMS PULLED FOR DISCUSSION

CP-1 [24-1023](#)

Motion Approving an Agreement for Annie Beck Park Improvements - PRM Engineering & Contracting, Inc. - \$534,731.07 - (Commission District 2)

Mayor Trantalis recognized Carl Williams, Parks and Recreation Department Director. In response to Vice Mayor Glassman's questions, Mr. Williams explained Staff outreach to Victoria Park residents prior to when the Parks Bond was approved in 2019.

Vice Mayor Glassman remarked on feedback from the current Victoria Park Civic Association (VPCA) members regarding the need to be informed. He suggested that Staff involve the VPCA in conversations regarding this park project and inquired about deferring this agenda item. Further comment and discussion ensued.

Mayor Trantalis recognized Ben Rogers, Acting Assistant City Manager. Mr. Rogers explained that the project is over budget and remarked on cost and timing concerns should the Commission not approve this Agenda item tonight.

Vice Mayor Glassman suggested that as a courtesy when updating current VPCA members, inform them of costs and time concerns and previous community engagement. Further comment and discussion ensued.

Mayor Trantalis noted the merit of Vice Mayor Glassman's recommendation and discussed his concerns about costs and project timelines should neighborhoods question previous Parks Bond project plans. Further comment and discussion ensued. Vice Mayor Glassman reiterated the importance of communicating plans with new VPCA members and expounded on his viewpoint.

Mayor Trantalis recognized Glenn Marcos, Finance Department Assistant Director - Procurement. Mr. Marcos explained conversations with the vendor, PRM Engineering and Contracting, regarding project costs and timeline and the reason that this Agenda item needs to be approved by the Commission tonight. Further comment and discussion ensued.

Vice Mayor Glassman suggested Staff provide an update to the VPCA at their December 4, 2024, Meeting. Acting City Manager Grant confirmed.

Vice Mayor Glassman recommended all neighborhoods receive similar updates.

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

APPROVED

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

MOTIONS

- M-1** [24-1079](#) Motion for Discussion - Waiver of Conflict of Interest for the law firm Greenberg Traurig regarding the New River Trading Post Lease Negotiations - (Commission Districts 1, 2, 3 and 4)

REMOVED FROM AGENDA

- M-2** [24-0922](#) Motion Rejecting Single Bid for Barrier Island Parking Wayfinding Signage - Invitation to Bid (ITB) Event No. 309 - (Commission District 2)

Vice Mayor Glassman discussed the need to work with all stakeholders to move forward with wayfinding signage and expounded on his viewpoint.

Commissioner Herbst made a motion to approve this Agenda item rejecting the bid and was seconded by Commissioner Sturman.

APPROVED

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

- M-3** [24-1019](#) Motion Approving an Agreement for the Purchase and Installation of Boat Motors - Trustworthy Marine Services, LLC - \$133,352.62 - (Commission Districts 1, 2, 3 and 4)

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

APPROVED

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

- M-4** [24-1029](#) Motion Approving an Agreement for the Stormstation 1 and Stormstation 2 Fixed Emergency Generators - Horsepower Electric Inc. - \$2,942,250 - (Commission District 4)

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

APPROVED

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

M-5 [24-1043](#)

Motion Authorizing Purchase of Reinsurance for Self-Funded Medical Plan - Cigna Health and Life Insurance Company - \$1,541,826 - (Commission Districts 1, 2, 3 and 4)

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

APPROVED

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

M-6 [24-1099](#)

Motion Rescinding Award to Solares Electrical Services, Inc. and Rejecting All Other Bids for the George T. Lohmeyer Wastewater Treatment Plant Generators Phase 1 Project - \$3,698,000 - (Commission Districts 1, 2, 3 and 4)

In response to Mayor Trantalis' question, Acting City Manager Grant explained the vendor was unable to obtain the required surety bond and had difficulties due to the lump sum bid and lack of line item costs.

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

APPROVED

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

M-7 [24-1109](#)

Motion Approving an Agreement for a Proprietary Purchase for the Existing and Expansion of Gunshot Detection, Location, and Forensic Analysis Service - SoundThinking, Inc. - \$1,453,350 - (Commission Districts 1, 2, 3 and 4)

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

APPROVED

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

RESOLUTIONS**R-1** [24-1112](#)

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

City Clerk David Soloman read the names of the Board and Committee appointments and reappointments for Agenda item R-1 into the record. He noted an additional nomination for appointment and/or reappointment received after Agenda publishing, Jason Hagopian - Board of Adjustment (from alternate to full BOA position).

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

ADOPTED AS AMENDED

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

R-2 [24-1098](#)

Resolution Authorizing the City Manager to Execute a Florida Power & Light Easement Agreement for an Underground Easement Located at 1300-1350 W. Broward Boulevard - City of Fort Lauderdale - Fort Lauderdale Police Headquarters - (Commission District 2)

Vice Mayor Glassman introduced this Resolution for approval which was read by title only.

ADOPTED

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

R-3 [24-1101](#)

Resolution Approving an Affordable/Workforce Housing Tax Reimbursement Incentive and Ad Valorem Tax Reimbursement Agreement Delegating Authority to the City Manager to Execute Such Agreement Together with Any and All Ancillary or Subsequent Documents Necessary and Incidental to the Administration of the Incentive Agreement - The Cove at 1055 N Federal HWY - (Commission District 2)

Vice Mayor Glassman remarked on his positive perspective regarding this Agenda item. He commended the developer for keeping prices reasonable and working with adjacent neighborhoods.

Mayor Trantalis remarked on the large amount of housing being built in and around the heavily trafficked Gateway Plaza intersection, noted the need to consider pedestrian and bicycle pathways, citing examples near the Galleria, and expounded on related information. He acknowledged the developer and the City's effort to increase affordable housing inventory through tax reimbursement incentives outside of the Community Redevelopment Agency.

Mayor Trantalis recognized Milos Majstorovic, Transportation and Mobility Department Acting Director. In response to Vice Mayor

Glassman's question, Mr. Majstorovic commented on the anticipated 2027-2028 timeline for the Florida Department of Transportation (FDOT) to start construction of the redesigned Gateway Plaza intersection.

Mr. Majstorovic explained short-term improvements to the Gateway Plaza intersection, including installing fencing around the median island to channel pedestrians towards crosswalks and determining additional pedestrian safety improvements prior to the FDOT project.

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

ADOPTED

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

R-4 [24-1058](#)

Quasi-Judicial Resolution - Approving an Amendment to a Site Plan Level IV Development Permit for "Ocean Park Residences", a 76-Unit Multifamily Residential Development with a Five-Story Parking Garage including a Request for Yard Modifications, Building Height Exceeding 120 Feet, and Modifications for Tower Stepback and Tower Separation, in Central Beach Regional Activity Center - Sunrise FTL Ventures LLLP - Case No. UDP-S24024 - (Commission District 2)

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

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

Mayor Trantalis opened the public hearing.

Mayor Trantalis recognized Tad Wootton, 300 E. Sunrise Boulevard, on behalf of Carlton Tower. Mr. Wootton spoke in support of this Agenda item.

Mayor Trantalis recognized Peter Hechenbleikner, 2800 E. Sunrise Boulevard, on behalf of Ocean Park. Mr. Hechenbleikner spoke in support of this Agenda item and noted the importance of working with the developer to provide on-street parking.

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

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

Vice Mayor Glassman remarked on the Central Beach Alliance's unanimous vote in support of this Agenda item. Further comment and discussion ensued.

Vice Mayor Glassman introduced this Resolution for approval which was read by title only.

ADOPTED - Approving

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

PUBLIC HEARINGS

PH-1 [24-0995](#)

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

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

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

Mayor Trantalis opened the public hearing.

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

Commissioner Sturman introduced this Ordinance on First Reading which was read by title only.

PASSED FIRST READING

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

ORDINANCE FIRST READING

OFR-1 [24-1039](#)

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

Mayor Trantalis recognized Chris Smith, 1134 NW 6th Street. Mr. Smith commented on his viewpoint regarding this Agenda item and discussed concerns related to noise emanating from his business. Mr. Smith recommended warnings and flexibility to allow a business to cure excessive noise when being cited and discussed related information. Mayor Trantalis remarked on his understanding that patrons outside the business generate excessive noise. Further comment and discussion ensued.

Commissioner Herbst remarked on a business in District 1 that consistently violates noise limits and discussed concerns experienced by neighbors who report those noise violations. He expounded on his perspective and the need to take enforcement action against businesses that repeatedly exceed noise limits. Further comment and discussion ensued.

Mayor Trantalis recognized Stan Eichelbaum, 411 N. New River Drive. Mr. Eichelbaum discussed his viewpoint regarding this Agenda item, remarked on questions and concerns, and discussed examples. Further comment and discussion ensued.

Mayor Trantalis commented on the intent of this Noise Control Ordinance amendment (Ordinance), the subjective nature of noise standards, enforcement challenges and expounded on his perspective. Further comment and discussion ensued.

Mayor Trantalis requested Anthony Fajardo, Assistant City Manager, address Mr. Eichelbaum's questions. Mr. Fajardo reiterated and explained aspects added to the Ordinance discussed during prior Conference Meetings.

Interim City Attorney D'Wayne Spence explained details regarding decibel levels and measurements included in this Ordinance. Further comment and discussion ensued regarding the decibel levels, the addition of dBA levels, enforcement, and consequences.

Mayor Trantalis remarked on his understanding of Ordinance changes.

Mayor Trantalis recognized Katrina Johnson, Development Services Department Code Compliance Manager. Ms. Johnson expounded on information in this Ordinance that included decibel levels, noise measure readings, enforcement, and citation levels permitted by State Statute.

Commissioner Sturman and Mayor Trantalis remarked on resident concerns regarding noise levels.

In response to Commissioner Sturman and Commissioner Beasley-Pittman's questions, Mr. Fajardo confirmed that Ordinance enforcement is City-wide and explained how Code Enforcement measures noise in an Entertainment District. Interim City Attorney Spence summarized notable changes in the Ordinance and explained related information.

In response to Commissioner Sturman's questions, Ms. Johnson expounded on the structure of citation fines and confirmed that Code Enforcement would start enforcement action ninety (90) days after adoption of this Ordinance. The Noise Control Advisory Committee (NCAC) considered other ways to deter businesses from noise violations, including revocation of business licenses and liquor licenses, but was advised by the Office of the City Attorney that alternative measures were not permitted.

In response to Commissioner Beasley-Pittman's question, Ms. Johnson remarked on Code Enforcement's desire to work with businesses and use discretion regarding noise violations occurring over lengthy time gaps.

In response to Mayor Trantalis' question, Ms. Johnson explained that Code Enforcement addresses recurring violations by the same owner over a five (5) year period.

In response to Commissioner Sturman's question regarding a business on State Road 84, Ms. Johnson confirmed that the property is being monitored, and there have been no recent violations over the past two (2) weekends.

In response to Commissioner Sturman's questions, Ms. Johnson said that this Ordinance would apply City-wide and that proactive measurements would only apply to businesses previously cited for noise violations. Code Enforcement cannot regulate the direction of speakers at a business. Further comment and discussion ensued.

In response to Vice Mayor Glassman's questions, Ms. Johnson explained that the State Statute regulates citation fine amounts and cited examples. Any fine of more than \$500 must be brought before a Special Magistrate and has a limit of \$15,000. Further comment and discussion ensued.

In response to Vice Mayor Glassman's questions regarding NCAC Meetings, Ms. Johnson remarked on her understanding of the number of NCAC meetings and remarked that public attendance was minimal.

Vice Mayor Glassman commented on concerns related to proactive measures for businesses with no prior complaints. Ms. Johnson noted that Code Enforcement would implement proactive measures only for businesses that receive three (3) or more citations per quarter. Vice Mayor Glassman concurred and expounded on his perspective.

In response to Vice Mayor Glassman's questions regarding noise measurements in an Entertainment District, Ms. Johnson explained they would include measurements five (5) feet from the venue and from the complainant's property line. Vice Mayor Glassman concurred and expounded on his perspective.

In response to Commissioner Sturman's question regarding a complainant identifying the venue, Ms. Johnson said that they typically could identify the location. Upon adoption of this Ordinance, Code Enforcement could proactively monitor an adjacent business with excessive noise. Further comment and discussion ensued.

In response to Mayor Trantalis' question regarding noise measurements, Ms. Johnson explained Code Enforcement's ability to measure five feet (5') from the venue and from the complainant's property line. She reiterated that Code Enforcement would not use proactive measurements on businesses that had not received three (3) or more citations per quarter.

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

Commissioner Sturman remarked on the opportunity for the community to speak on this Agenda item on the Second Reading at the next Commission Meeting.

Commissioner Sturman introduced this Ordinance on First Reading which was read by title only.

PASSED FIRST READING

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

ORDINANCE SECOND READING

OSR-1 [24-1125](#)

Second Reading - Quasi-Judicial Ordinance Rezoning from Residential Multifamily Mid Rise - Medium High Density (RMM-25) District to Northwest Regional Activity Center-Mixed-Use Northeast (NWRAC-MUne) District Located at 900 NW 1st Avenue - KP Storage, LLC. - Case No. UDP-Z24003 - (Commission District 2)

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

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

Mayor Trantalis opened the public hearing.

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

Vice Mayor Glassman introduced this Ordinance on Second Reading which was read by title only.

ADOPTED ON SECOND READING

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

WALK-ON RESOLUTION

[24-1139](#)

WALK-ON Resolution Declaring Results of the 2024 Regular Municipal Election - (Commission Districts 1, 2, 3 and 4)

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

ADOPTED

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

ADJOURNMENT

Mayor Trantalis adjourned the meeting at 7:58 p.m.

Dean J. Trantalis
Mayor

ATTEST:

David R. Soloman
City Clerk